

State of Iowa
1973



JOURNAL OF THE SENATE

1973
REGULAR SESSION
SIXTY-FIFTH
GENERAL ASSEMBLY

Convened January 8, 1973

Adjourned June 24, 1973

ROBERT D. RAY, Governor
ARTHUR A. NEU, President of the Senate
ANDREW VARLEY, Speaker of the House

Published by the
STATE OF IOWA
Des Moines

1973 Regular Session

SIXTY-FIFTH GENERAL ASSEMBLY

OFFICERS OF THE SENATE

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

*Resigned January 31, 1973
 **Elected February 13, 1973

ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

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

JUSTICES OF THE IOWA SUPREME COURT

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

MEMBERS OF THE SENATE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION

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Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
Andersen, Leonard C.	Sioux City	61	Insurance, Real Estate	26—Woodbury, Monona	59, 60, 60X, 62, 63, 64
Bergman, Irvin L.	Harris	61	Farmer, Businessman	2—Osceola, Clay, Dickinson, Emmet, Lyon, O'Brien, Palo Alto, Sioux	62, 63, 64
Blouin, Michael T.	Dubuque	27	Specialty Advertising	10—Dubuque	63, 64
Briles, James E.	Corning	46	Auctioneer, Real Estate	48—Adams, Adair, Cass, Guthrie, Union, Montgomery, Page, Ringold, Taylor	56, 58, 59, 60, 60X, 61, 62, 63, 64
Coleman, C. Joseph	Clare	49	Farmer	23—Webster, Humboldt	57, 58, 59, 60, 60X, 61, 62, 63, 64
Curtis, Warren E.	Cherokee	58	Accountant	3—Cherokee, Buena Vista, Clay, O'Brien, Palo Alto, Pocahontas, Plymouth	61, 62, 63, 64
DeKoster, Lucas J.	Hull	54	Lawyer	1—Sioux, Lyon, Plymouth	60X, 61, 62, 63, 64
Doderer, Minnette F.	Iowa City	49	Legislator	37—Johnson	61, 62, 63, 64
Gallagher, James V.	Jesup	39	Telephone Company	16—Black Hawk, Benton, Buchanan, Linn, Tama	61, 62
Glenn, Gene W.	Ottumwa	44	Lawyer	45—Wapello, Davis, Appanoose, Mahaska, Monroe	61, 62, 63, 64
Gluba, William E.	Davenport	30	Realtor	41—Scott	64
Griffin, James W., Sr.	Council Bluffs	37	Insurance Executive	50—Pottawattamie	63, 64
Hansen, Willard R.	Cedar Falls	41	Insurance Executive	18—Black Hawk	63, 64
Heying, Hilarius L.	West Union	58	Businessman, Farmer	8—Fayette, Bremer, Chickasaw, Howard, Winneshiek	61, 62
Hill, Eugene M.	Newton	59	Farmer	35—Jasper, Mahaska, Marion, Polk, Poweshiek, Warren	58, 59, 60, 60X, 61, 62, 63, 64
Hultman, Calvin O.	Red Oak	31	Retail Lumberman	49—Montgomery, Fremont, Mills, Page, Pottawattamie	None
Junkins, Lowell L.	Montrose	28	Real Estate, Home Building	43—Lee, Des Moines, Henry	None
Kelly, E. Kevin	Sioux City	29	Lawyer	25—Woodbury, Cherokee, Plymouth	64
Kennedy, Gene V.	Dubuque	45	Specialty Advertising	11—Dubuque, Delaware, Jackson, Jones	63, 64
Kinley, George R.	Des Moines	35	Owner Recreational Business	34—Polk, Warren	64
Kyhl, Vernon H.	Parkersburg	64	Auto Dealer, Farm Fleet Store, Farmer	19—Butler, Black Hawk, Bremer, Floyd, Franklin, Grundy, Marshall, Tama	60, 60X, 61, 62, 63, 64

SENATORS

MEMBERS OF THE SENATE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
Lamborn, Clifton C.	Maquoketa	53	Road Contractor	12—Jackson, Cedar, Clinton, Jones, Johnson, Scott	62, 63, 64
McCartney, Ralph F.	Charles City	47	Lawyer	7—Floyd, Cerro Gordo, Chickasaw, Howard, Mitchell	62, 63
Miller, Charles P.	Burlington	54	Chiropractor	42—Des Moines, Henry, Louisa	60, 60X, 61, 62, 63, 64
Miller, Elizabeth R.	Marshalltown	67	Housewife	20—Marshall, Grundy, Hardin, Jasper, Story	63, 64
Milligan, George F.	Des Moines	38	Banker	33—Polk	63, 64
Murray, John S.	Ames	33	Attorney	21—Story, Boone, Polk	None
Nolin, Karl	Ralston	65	Consultant	28—Carroll, Audubon, Cass, Crawford, Greene, Guthrie, Shelby	62
Nystrom, John N.	Boone	39	Auto Dealer	22—Boone, Greene, Hamilton, Story, Webster	64
Orr, Joan Y.	Grinnell	49	Legislator, Housewife	36—Poweshiek, Benton, Iowa, Johnson, Keokuk, Tama	63(2-S)
Palmer, William D.	Des Moines	37	President Insurance Agency	32—Polk	61, 62, 63, 64
Plymat, William N.	Des Moines	61	Insurance Company Executive	30—Polk	None
Potter, Ralph W.	Marion	52	Real Estate Broker	15—Linn	63, 64
Priebe, Berl E.	Algona	54	Farmer, Businessman	4—Kossuth, Palo Alto, Emmet, Hancock, Humboldt, Pocahontas, Winnebago	63, 64
Rabedeaux, W. R.	Wilton	53	Pres. Publishing Co., Director Power Co.	38—Muscatine, Johnson, Louisa, Scott	63(2-S), 64
Ramsey, Richard R.	Osceola	32	Lawyer	47—Clarke, Appanoose, Decatur, Lucas, Madison, Monroe, Ringgold, Union, Wayne	None
Riley, Tom	Cedar Rapids	43	Lawyer	13—Linn, Johnson	59, 60, 60X, 61, 62, 64
Robinson, Cloyd E.	Cedar Rapids	34	Production Line Foreman	14—Linn, Benton	64
Rodgers, Norman G.	Adel	45	Farmer, Businessman	29—Dallas, Adair, Clarke, Guthrie, Madison, Warren	63, 64
Schaben, James F.	Dunlap	46	Livestock Auction Mkt. Operator	27—Harrison, Crawford, Monona, Pottawattamie, Shelby	62, 63, 64
Schwengels, Forrest V.	Fairfield	57	College Administrator	44—Jefferson, Henry, Keokuk, Lee, Van Buren, Wapello, Washington	None

SENATORS

MEMBERS OF THE SENATE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
Schwieger, Barton L.	Waterloo	31	Attorney	17—Black Hawk	64
Scott, Kenneth D.	Thornton	42	Farmer, Auctioneer, Real Estate	6—Cerro Gordo, Worth	64
Shaff, Roger J.	Camanche	61	Farmer	39—Clinton, Scott	62, 63, 64
Shaw, Elizabeth	Davenport	49	Lawyer, Housewife	40—Scott	62, 63, 64
Taylor, Ray	Steamboat Rock	49	Farmer	5—Hardin, Cerro Gordo, Franklin, Hancock, Wright	None
Tieden, Dale L.	Elkader	50	Farmer	9—Clayton, Allamakee, Delaware, Dubuque, Fayette, Winnebuck	61, 62, 63, 64
Van Gilst, Bass	Oskaloosa	61	Farmer	46—Mahaska, Keokuk, Lucas, Marion, Monroe, Poweshiek, Warren	61, 62, 63, 64
Willits, Earl M.	Des Moines	26	Teacher	31—Polk	64
Winkelman, William P.	Lohrville	39	Farmer	24—Calhoun, Carroll, Cherokee, Crawford, Buena Vista, Greene, Ida, Pocahontas, Sac	60, 60X, 61, 62, 63, 64

(2-S) Indicates second regular session.

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Anderson, Quentin V.	Beaconsfield	40	Farmer, Businessman	94th—Clark-Decatur-Madison-Ringgold-Union-Wayne	60, 60X, 61, 63, 64
Avenson, Donald D.	Oelwein	28	Office Manager	15th—Bremer-Chickasaw-Fayette-Howard-Winneshiek	None
Bennett, Wayne	Galva	45	Farmer	48th—Buena Vista-Carroll-Cherokee-Crawford-Ida-Sac	None
Bittle, Edgar	West Des Moines	30	Attorney	66th—Polk	None
Bortell, Glen E.	St. Charles	58	Owner-operator, summer camp	58th—Adair-Clarke-Dallas-Madison-Warren	63(2-S)
Branstad, Terry E.	Leland	25	Farmer	8th—Emmet-Hancock-Kossuth-Winnebago	None
Brink, Adrian	West Point	59	Mgr.-Outdoor Adv.	85th—Des Moines-Lee	58, 61, 63
Brockett, Glenn F.	Marshalltown	62	Sales Consultant	39th—Marshall	None
Brunow, John B.	Centerville	23	Railway Employee	93rd—Appanoose-Clarke-Lucas-Monroe-Wayne	None
Butler, Dennis E.	Council Bluffs	32	Teacher	99th—Pottawattamie	None
Byerly, Richard L.	Ankeny	34	College Administrator	61st—Polk	None
Caffrey, James T.	Des Moines	63	Production Worker	67th—Polk	61, 62, 63
Carr, Robert M.	Dubuque	35	Investment Company	20th—Dubuque	None
Clark, John H.	Keokuk	26	Insurance Agent	86th—Henry-Lee	64
Clark, Joseph W.	Dubuque	60	Supt.-Blacktop Company	19th—Dubuque	None
Cochran, Dale M.	Eagle Grove	44	Farmer	45th—Humboldt-Webster	61, 62, 63, 64
Connors, John H.	Des Moines	49	Fire Department Captain	64th—Polk	None
Crabb, Frank	Denison	69	Retired	53rd—Crawford-Harrison-Monona	63
Crawford, Reid W.	Ames	21	Student	42nd—Boone-Polk-Story	None
Cusack, Gregory D.	Davenport	29	Realtor	81st—Scott	None
Daggett, Horace	Kent	41	Farmer	96th—Adams-Montgomery-Page-Ringgold-Taylor	None
Danker, Arlyn E.	Minden	45	Farmer	54th—Harrison-Pottawattamie-Shelby	None
De Jong, Russel	Pella	31	Educator	70th—Jasper-Mahaska-Marion-Poweshiek	None
Den Herder, Elmer H.	Sioux Center	64	Farmer	1st—Lyon-Sioux	57, 58, 59, 60, 60X, 61, 62, 63, 64
Doyle, Donald V.	Sioux City	47	Lawyer	51st—Woodbury	57, 58, 61, 63, 64
Drake, Richard F.	Muscatine	45	Farmer	76th—Muscatine-Scott	63, 64
Dunlap, Norman P.	Ames	55	Retired	41st—Story	None
Dunton, Keith H.	Thornburg	57	Farmer & Businessman	88th—Keokuk-Washington	58, 59, 60, 60X, 61, 62, 63, 64
Edelen, Rollin C.	Estherville	64	Investments-Security	4th—Clay-Dickinson-Emmet-Palo Alto	64

REPRESENTATIVES

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION—Continued

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Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
Egenes, Sonja.....	Story City.....	42	Housewife.....	43rd—Boone-Hamilton- Story-Webster.....	64
Ewing, William E.....	Cedar.....	48	Farmer, Real Estate.....	91st—Keokuk-Lucas- Mahaska-Marion-Monore- Poweshiek.....	None
Ferguson, William R.....	Glidden.....	55	Newspaper Publisher.....	55th—Audubon-Carroll- Crawford-Greene-Guthrie.....	None
Fischer, Harold O.....	Wellsburg.....	55	Real Estate-Insurance.....	38th—Black Hawk-Butler- Franklin-Grundy- Marshall-Tama.....	58, 59, 60, 60X, 61, 62, 63, 64
Fisher, C. Raymond.....	Grand Junction.....	65	Farmer.....	44th—Boone-Greene.....	58, 59, 60, 60X, 61, 62, 63, 64
Fitzgerald, Jerome.....	Fort Dodge.....	31	Administrative and Political Consultant.....	46th—Webster.....	None
Freeman, Dennis L.....	Storm Lake.....	33	Insurance Salesman.....	6th—Buena Vista- Cherokee-Clay-O'Brien- Palo Alto-Pocahontas.....	63, 64
Fullerton, Bert.....	Correctionville.....	70	Farmer.....	49th—Cherokee-Plymouth- Woodbury.....	62
Grassley, Charles E.....	New Hartford.....	39	Agripolitician.....	37th—Black Hawk-Bremer- Butler-Floyd.....	58, 59, 60, 60X, 61, 62, 63, 64
Griffee, William B.....	Nashua.....	35	Public Relations.....	14th—Chickasaw-Floyd- Howard-Mitchell.....	None
Hansen, Ingwer L.....	Hartley.....	60	Retired.....	3rd—Clay-Dickinson- Lyon-O'Brien-Osceola- Sioux.....	None
Hargrave, William J., Jr.....	Iowa City.....	42	Self-Employed.....	74th—Johnson.....	None
Harper, Mattie.....	West Grove.....	48	Homemaker.....	90th—Appanoose-Davis- Wapello.....	None
Harvey, La Vern R.....	Bettendorf.....	28	Contractor.....	79th—Scott.....	None
Hennessey, Maurice.....	Ryan.....	45	Salesman.....	22nd—Delaware-Dubuque- Jackson-Jones.....	None
Higgins, Thomas J.....	Davenport.....	27	Community Organizer.....	82nd—Scott.....	None
Hill, Philip B.....	Des Moines.....	41	Lawyer.....	65th—Polk.....	64
Holden, Edgar H.....	Davenport.....	56	Real Estate Broker.....	24th—Cedar-Clinton- Johnson-Scott.....	62, 63, 64
Horn, Wally E.....	Cedar Rapids.....	39	Teacher.....	28th—Linn.....	None
Howell, Rollin.....	Rockford.....	44	Farmer.....	13th—Cerro Gordo-Floyd- Mitchell.....	None
Husak, Emil J.....	Toledo.....	42	Farmer.....	71st—Benton-Iowa- Poweshiek-Tama.....	64
Hutchins, C. W. "Bill".....	Guthrie Center.....	41	Dry Cleaner & Laundromat Owner.....	56th—Audubon-Carroll-Cass- Crawford-Greene-Guthrie- Shelby.....	None
Jesse, Norman G.....	Des Moines.....	35	Lawyer.....	62nd—Polk.....	63, 64
Jordan, James D.....	Marion.....	52	Farmer.....	30th—Linn.....	None

REPRESENTATIVES

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Junker, Willis E.	Sioux City	47	Investor	50th—Woodbury	None
Kiser, E. Jean	Davenport	47	Housewife	80th—Scott	None
Knoke, George J.	Council Bluffs	42	Lawyer	100th—Pottawattamie	64
Krause, Robert A.	Fenton	22	Farmer	7th—Hancock-Humboldt-Kossuth-Palo Alto-Pocahontas	None
Kreamer, Robert M.	Des Moines	31	Attorney	60th—Polk	63, 64
Lippold, Donald L.	Waterloo	57	Education	35th—Black Hawk	63
Lipsky, Joan	Cedar Rapids	53	Homemaker	26th—Linn	62, 63, 64
Logue, Rayman D.	Marengo	52	Right-of-Way Agent	72nd—Benton-Iowa-Johnson-Keokuk-Poweshiek	63
McCormick, Harold C.	Manchester	62	Furniture Store Owner	18th—Clayton-Delaware-Dubuque-Fayette	63, 64
McElroy, Lillian	Percival	55	Farm Owner	97th—Fremont-Mills-Montgomery-Page	64
Mendenhall, John C.	New Albin	68	Retired	17th—Allamakee-Clayton-Winneshiek	63, 64
Menke, Lester D.	Calumet	53	Farmer, Insurance	5th—Buena Vista-Cherokee-Clay-O'Brien-Plymouth	None
Mennenga, Jay	Clinton	29	Teacher	77th—Clinton	None
Middleswart, James I.	Indianola	60	Food Producer	92nd—Lucas-Marion-Warren	62, 63, 64
Millen, Floyd H.	Farmington	52	Contractor	87th—Henry-Jefferson-Keokuk-Lee-Van Buren-Wapello-Washington	60, 60X, 61, 62, 63, 64
Miller, Alvin V.	Ventura	51	Farm Service	11th—Cerro Gordo	None
Miller, Kenneth D.	Independence	46	Farm Owner	32nd—Buchanan-Black Hawk	None
Miller, R. G. (Hap)	Rockwell City	63	Land Owner	47th—Calhoun-Carroll-Greene-Pocahontas-Sac	None
Monroe, W. R. (Bill), Jr.	Burlington	34	Pharmacist	84th—Des Moines	64
Newhard, Scott D.	Anamosa	21	Student	23rd—Cedar-Clinton-Jackson-Jones	None
Nielsen, Carl V.	Altoona	40	Lawyer	63rd—Polk	None
Norland, Lowell E.	Kensett	41	Farmer	12th—Cerro Gordo-Worth	None
Norpel, Richard J., Sr.	Bellvue	54	Insurance-Real Estate	21st—Dubuque-Jackson	64
Oakley, Brice C.	Clinton	35	Lawyer	78th—Clinton-Scott	None
O'Halloran, Mary T.	Cedar Falls	29	Teacher	36th—Black Hawk	None
Patchett, John E.	North Liberty	23	Legislator	25th—Johnson-Linn	None
Pellett, Wendell C.	Atlantic	55	Farmer	95th—Adair-Adams-Cass-Guthrie-Union	64
Peterson, Louis A.	Lawton	63	Farmer	52nd—Monona-Woodbury	59, 60, 60X, 62, 63
Poncy, Charles N.	Ottumwa	50	School Employee	89th—Mahaska-Monroe-Wapello	62, 63

REPRESENTATIVES

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1973 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Rapp, Stephen J.	Cedar Falls	23	Law Clerk	34th—Black Hawk	None
Readinger, David M.	Urbandale	36	Salesman	59th—Polk	None
Rinas, B. Joseph	Marion	25	Machinist	29th—Linn	None
Roorda, Norman	Monroe	44	Farmer	69th—Jasper-Marion-Polk-Warren	62, 63, 64
Schroeder, Laverne W.	McClelland	38	Farmer	98th—Mills-Pottawattamie	62, 63, 64
Small, Arthur A., Jr.	Iowa City	39	Business Exec., Educator	73rd—Johnson	64
Stanley, David M.	Muscatine	44	Lawyer	75th—Johnson-Louisa-Muscatine	58, 59, 60, 60X, 61, 62, 63
Stephens, Lyle R.	Le Mars	61	Farmer	2nd—Plymouth-Sioux	None
Stromer, Delwyn	Garner	41	Farmer	9th—Cerro Gordo-Franklin-Hancock-Wright	62, 63, 64
Strothman, Charles	New London	71	Farmer	83rd—Des Moines-Henry-Louisa	60, 60X, 61, 62, 63, 64
Tofte, Semor C.	Decorah	61	Mgt.-Diversified Services	16th—Fayette-Howard-Winnesbik	None
Varley, Andrew	Stuart	38	Farmer	57th—Adair-Dallas-Guthrie	62, 63, 64
Welden, Richard W.	Iowa Falls	64	Retired	10th—Franklin-Hardin-Wright	62, 63, 64
Wells, James D.	Cedar Rapids	44	Factory Worker	27th—Benton-Linn	63, 64
West, James C.	State Center	40	Businessman-Furniture	40th—Grundy-Hardin-Jasper-Marshall-Story	None
Woods, Jack E.	Des Moines	36	Self Employed	68th—Polk-Warren	None
Wulff, Henry C.	Waterloo	29	Teacher	33rd—Black Hawk	None
Wyckoff, Russell L.	Vinton	47	Farmer	31st—Benton-Black Hawk-Buchanan-Linn-Tama	64

(2-S) Indicates second regular session.

JOURNAL OF THE SENATE

OPENING DAY

1973 Regular Session

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, JANUARY 8, 1973

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the 1973 regular session of the Sixty-fifth General Assembly convened at 10:00 a.m., and was called to order by Lieutenant Governor Roger W. Jepsen.

The following prayer was offered by the Auditor of State, Lloyd R. Smith, Des Moines, Iowa:

Our Father in Heaven:

We thank you that YOU are the God of Creation, and the Author of life, salvation and good government.

We thank you for the opportunity to serve in the vineyard of good government. Give us the wisdom we need in these trying times and may we be able to please YOU as we serve our fellowmen through good government. Bless each one from our Governor and Lieutenant Governor down through each one of us. We ask in the name of our Savior, Amen.

The Senate pledged allegiance to the flag.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald J. Otilie, Oelwein, Iowa.

COMMUNICATIONS FROM THE GOVERNOR

The following communications from the Governor were presented:

OFFICE OF THE GOVERNOR

State Capitol

Des Moines, Iowa 50319

June 9, 1973

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 Mr. Clifford M. White of Pella, Marion County, Iowa, for appointment as a member of the Merit Employment Commission for the State of

Iowa pursuant to Section 19A.6 of the 1971 Code of Iowa for the unexpired portion of a term ending June 30, 1973.

Sincerely,
ROBERT D. RAY
Governor

Also:

June 21, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Kenneth M. Karch of Des Moines, Polk County, Iowa, for appointment as Executive Director of the Department of Environmental Quality for the State of Iowa under the provisions of Chapter 1119 of the Acts of the Sixty-fourth General Assembly, Second Session, to serve at the pleasure of the Governor.

Sincerely,
ROBERT D. RAY
Governor

Also:

July 24, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Thomas A. Bates of Bellevue, Jackson County, Iowa, for appointment as a member of the Iowa State Conservation Commission, pursuant to Sections 107.1 and 107.2 of the 1971 Code of Iowa, for the balance of the regular six-year term beginning July 1, 1969, and ending June 30, 1975.

Very truly yours,
ROBERT D. RAY
Governor

Also:

July 24, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Mr. W. A. Krause, of Hampton, Franklin County, Iowa, for appointment as a member of the Iowa Merit Employment Commission, pursuant to Section 19A.6 of the 1971 Code of Iowa, for the balance of the regular six-year term beginning July 1, 1967, and ending June 30, 1973.

Very truly yours,
ROBERT D. RAY
Governor

Also:

July 28, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the following names for appointment as members of the City Finance Committee pursuant to House File 574, Acts of the Sixty-fourth General Assembly for

two and four-year terms, beginning July 1, 1972, and ending June 30, 1974 and 1976:

James E. Lindsay, Ida Grove;
David A. Smith, Algona;
Loren Hickerson, Iowa City;
Charles O'Connor, Des Moines;
E. Newell Foust, Des Moines.

Very truly yours,
ROBERT D. RAY
Governor

Also:

July 31, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Frances H. Lowder of Mason City, Cerro Gordo County, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, 1971 Code of Iowa, for the remainder of the four-year term ending June 30, 1973.

Very truly yours,
ROBERT D. RAY
Governor

Also:

August 28, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the following names for appointment as members of the Occupational Safety and Health Review Commission pursuant to Section 11, Senate File 1218, Sixty-fourth General Assembly for two, four and six-year terms, beginning July 1, 1972, and ending June 30, 1974, 1976 and 1978:

I. John Rossi, West Des Moines, four-year term;
Charles Pelton, Clinton, six-year term;
Allen J. Meier, Cedar Rapids, two-year term.

Very truly yours,
ROBERT D. RAY
Governor

Also:

August 30, 1972

Dear Governor Jepsen:

It is my pleasure to submit to the Senate for their consideration the name of Dr. Gary H. Koerselman of Sioux City, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, 1971 Code of Iowa, for the remainder of the regular four-year term ending June 30, 1975.

Very truly yours,
ROBERT D. RAY
Governor

TEMPORARY OFFICERS

Senator Lamborn moved that the following be elected temporary officers of the Senate:

Carroll A. Lane, Temporary Secretary
Dorothy F. Nepstad, Temporary Journal Clerk
Romayne Huffman, Acting Sergeant-at-Arms

The motion prevailed and the above named temporary officers appeared before the desk of the President and took their respective oaths of office.

COMMITTEE ON CREDENTIALS

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

The motion prevailed and the Chair appointed as such committee Senators Milligan, Schwieger, Riley, Doderer and Miller.

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-fifth General Assembly as shown by the duplicate copies of certificates of election on file in the office of the Secretary of State:

CERTIFICATION
STATE OF IOWA

Office of

THE SECRETARY OF STATE

To the Honorable, the Secretary of the Senate:

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

Do Hereby Certify, that the State Canvassing Board has declared that at the General Election held November 7, 1972, each of the following named persons was duly elected to the office of State Senator for the term of four years beginning on the second day of January, 1973.

Districts

Second	Irvin L. Bergman
Fourth	Berl E. Priebe
Sixth	Kenneth D. Scott
Eighth	H. L. Heying
Tenth	Michael T. Blouin
Twelfth	Clifton C. Lamborn
Fourteenth	Cloyd E. Robinson

Sixteenth	James Gallagher
Eighteenth	Willard R. Hansen
Twentieth	Elizabeth R. Miller
Twenty-second	John N. Nystrom
Twenty-fourth	William P. Winkelman
Twenty-sixth	Leonard C. Andersen
Twenty-eighth	Karl Nolin
Thirtieth	William N. Plymat
Thirty-second	William D. Palmer
Thirty-fourth	George R. Kinley
Thirty-sixth	Joan Orr
Thirty-eighth	W. R. Rabedeaux
Fortieth	Elizabeth Shaw
Forty-second	Charles P. Miller
Forty-fourth	Forrest V. Schwengels
Forty-sixth	Bass Van Gilst
Forty-eighth	James E. Briles
Fiftieth	Jim Griffin

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

Do Hereby Certify, that the State Canvassing Board has declared that at the General Election held November 7, 1972, each of the following named persons was duly elected to the office of State Senator for the term of two years beginning on the second day of January, 1973.

Districts

First	Lucas J. DeKoster
Third	Warren E. Curtis
Fifth	Ray Taylor
Seventh	Ralph F. McCartney
Ninth	Dale L. Tieden
Eleventh	Gene V. Kennedy
Thirteenth	Tom Riley
Fifteenth	Ralph W. Potter
Seventeenth	Barton L. Schwieger
Nineteenth	Vernon H. Kyhl
Twenty-first	John S. Murray
Twenty-third	C. Joseph Coleman
Twenty-fifth	E. Kevin Kelly
Twenty-seventh	James F. Schaben
Twenty-ninth	Norman G. Rodgers
Thirty-first	Earl M. Willits
Thirty-third	George F. Milligan
Thirty-fifth	Eugene M. Hill
Thirty-seventh	Minnette Doderer
Thirty-ninth	Roger J. Shaff
Forty-first	William E. Gluba
Forty-third	Lowell L. Junkins
Forty-fifth	Gene W. Glenn
*Forty-seventh	James B. Turner
*Forty-ninth	Calvin O. Hultman

*A special election was held in the forty-seventh senatorial district on January 4, 1973, to fill the vacancy created by the death of Senator-elect

James B. Turner. The results of that special election will be certified to you as soon as the canvass of the vote cast at the special election has been made by the state canvassing board.

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this eighth day of January, A. D., 1973.

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

On motion of Senator Milligan, the report was adopted and the duly elected Senators appeared before the bar of the Senate, were duly sworn and subscribed their names to the oath of office.

SELECTION OF SEATS

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

Senator Potter moved that the reelected Senators be granted the privilege of retaining the seats occupied by them during the Sixty-fourth General Assembly, or the privilege of selecting new seats by seniority from the unassigned seats; that any Senator having any defect, such as defective hearing, be allowed to select his seat from the unassigned seats; that former members of the Senate be granted the privilege of selecting their seats from the unassigned seats, their names being called according to seniority; that former members of the House of Representatives be granted the privilege of selecting their seats from the unassigned seats, their names being called according to seniority; and also, that the names of the newly elected Senators be placed in a hat and drawn out by the Secretary of the Senate.

The motion prevailed and seat selections were made as follows:

Name	Seat No.	Name	Seat No.
Andersen of Woodbury	38	Gallagher of Black Hawk	33
Bergman of Osceola	20	Glenn of Wapello	3
Blouin of Dubuque	15	Gluba of Scott	1
Briles of Adams	34	Griffin of Pottawattamie	50
Coleman of Webster	13	Hansen of Black Hawk	40
Curtis of Cherokee	24	Heying of Fayette	46
DeKoster of Sioux	44	Hill of Jasper	10
Doderer of Johnson	47	Hultman of Montgomery	6

Name	Seat No.	Name	Seat No.
Junkins of Lee	16	Priebe of Kossuth	37
Kelly of Woodbury	19	Rabedeaux of Muscatine	48
Kennedy of Dubuque	27	Riley of Linn	22
Kinley of Polk	17	Robinson of Linn	29
Kyhl of Butler	21	Rodgers of Dallas	31
Lamborn of Jackson	49	Schaben of Harrison	43
McCartney of Floyd	32	Schwengels of Jefferson	18
Miller of Des Moines	5	Schwieger of Black Hawk	35
Miller of Marshall	14	Scott of Cerro Gordo	9
Milligan of Polk	42	Shaff of Clinton	23
Murray of Story	4	Shaw of Scott	30
Nolin of Carroll	11	Taylor of Hardin	8
Nystrom of Boone	12	Tieden of Clayton	25
Orr of Poweshiek	39	Van Gilst of Mahaska	36
Palmer of Polk	41	Willits of Polk	7
Plymat of Polk	26	Winkelman of Calhoun	23
Potter of Linn	45		

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.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Lamborn placed in nomination the name of Senator Vernon H. Kyhl of Butler County as a candidate for the office of President pro tempore of the Senate of the Sixty-fifth General Assembly.

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

Senator Lamborn asked and received unanimous consent that because serious illness prevented the duly elected President pro tempore from being present in the Senate chamber, a member of the Senate be permitted to travel to his home in Parkersburg, Iowa, and administer the oath of his office.

COMMITTEE TO NOTIFY THE GOVERNOR

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

The motion prevailed and the Chair appointed as such committee Senators DeKoster, Griffin and Kennedy.

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed and the Chair appointed as such committee Senators Hansen, Shaw and Nolin.

BADGES AND UNIFORMS AUTHORIZED

Senator Hultman moved that the Secretary of the Senate be authorized to secure suitable badges and uniforms for such officers as require them, which motion prevailed.

COMMITTEE ON CHAPLAINS

Senator Tieden moved that Senator Heying be appointed as a committee of one to work with a House committee in securing chaplains for the Senate during the Sixty-fifth General Assembly, which motion prevailed.

COMMITTEE ON MILEAGE

Senator Shaff moved that a committee of three be appointed as a committee on mileage.

The motion prevailed and the Chair appointed as such committee Senators Shaff, Nystrom and Bergman.

ASSIGNMENT OF SEATS IN THE PRESS GALLERY

Senator Briles moved that the Secretary of the Senate be authorized to assign seats to the representatives of the news media.

The motion prevailed and the Secretary assigned the following:

51. Des Moines Register, Jerry Szumski
52. Des Moines Tribune, Larry Fruhling
53. The Associated Press, Val G. Corley
54. Des Moines Sunday Register, James Flansburg
55. United Press International, Tim Harper
56. Iowa Daily Press Association, Harrison Weber
57. Iowa Press Association, Don Reid
59. WOI AM-FM-TV, Phil Morgan
60. The Cedar Rapids Gazette, Frank T. Nye
61. WMT, Charles Norton
62. Waterloo Daily Courier, William Severin
63. The Council Bluffs Nonpareil, Harry Mauck, Jr.
64. KRNT and KRNT-TV, Jim Worthington
68. KWWL, Jim Gritzner
70. Legislative Bulletins, Otto Weber

- 73. The Associated Press, Dan Even
- 80. Times-Democrat, Roger Munns
- 82. WMT, Douglas Brandt
- 83. WMT, Carroll Daringer
- 84. Marshalltown Times-Republican, Vern Vierth
- 87. Dubuque Telegraph-Herald, Steven S. Walters
- 88. KRNT and KRNT-TV, Randy Schwager

ADOPTION OF SENATE RESOLUTION 1

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

SENATE RESOLUTION 1

By Curtis

Be It Resolved by the Senate: That each Senator and the Lieutenant Governor be and he is hereby authorized to appoint a competent secretary, said selections to be made and announced from the floor of the Senate by each Senator and the Lieutenant Governor. Each secretary shall be sworn in when found to be proficient by a committee of three which the President of the Senate is hereby authorized to appoint.

The motion prevailed and the resolution was adopted. The Chair appointed as such committee Senators Curtis, Kelly and Priebe.

ADOPTION OF SENATE CONCURRENT RESOLUTION 2

Senator McCartney asked and received unanimous consent to take up the following resolution and moved its adoption;

SENATE CONCURRENT RESOLUTION 2

By McCartney

Be It Resolved by the Senate, the House Concurring: That the Superintendent of Printing be directed to furnish copies of the 1973 Code of Iowa and also copies of the Laws of the Sixty-fourth General Assembly to such members of the Sixty-fifth General Assembly of Iowa who may request the same; Senate members to leave orders for Codes and Laws at the Secretary's desk and House members to leave orders at the Chief Clerk's desk.

Be It Further Resolved: That the Superintendent of Printing is directed to furnish copies of the 1973 Code of Iowa and Session Laws of the Sixty-fourth General Assembly as requested by the Secretary of the Senate and by the Chief Clerk of the House for use of the staffs in their respective offices.

Be It Further Resolved: That the Superintendent of Printing is directed to furnish copies of the 1973 Code of Iowa and Session Laws of the Sixty-fourth General Assembly to members of the press who are assigned seats in the Senate and House press galleries, to be requested by the Secretary of the Senate for members of the press with seats there assigned and by the Chief Clerk of the House for copies to be furnished members of the press assigned seats in the House chamber.

The motion prevailed and the resolution was adopted.

ADOPTION OF SENATE CONCURRENT RESOLUTION 3

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

SENATE CONCURRENT RESOLUTION 3

By Schaben

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-fifth General Assembly, 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.

ADOPTION OF SENATE CONCURRENT RESOLUTION 1

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

SENATE CONCURRENT RESOLUTION 1

By Plymat

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

The motion prevailed and the resolution was adopted. The Chair appointed as such committee Senators Plymat, Gallagher, Hultman, Junkins, Schwengels and Taylor.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator DeKoster reported that the committee assigned to notify the Governor that the Senate was organized and ready to receive communications had performed its duty.

The report was accepted and the committee discharged.

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 1, inviting Governor Robert D. Ray to deliver his message to a joint convention on January 9, 1973, at 10:00 a.m.

Also: That the House has adopted the following concurrent resolution in

which the concurrence of the Senate is asked:

House Concurrent Resolution 2, providing that a joint committee be appointed to nominate additional employees as is necessary for the work of the session.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 1

By Holden

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Sixty-fifth General Assembly be held on January 8, 1973 at 1:30 p.m.

Be It Further Resolved: That Governor Robert D. Ray be invited to deliver his message at a joint convention of the two houses of the General Assembly on January 9, 1973 at 10:00 a.m. and that the President of the Senate and the Speaker of the House be designated to extend the invitation to him.

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

HOUSE CONCURRENT RESOLUTION 2

By Millen

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

ADOPTION OF HOUSE CONCURRENT RESOLUTION 1

Senator Lamborn asked and received unanimous consent to take up House Concurrent Resolution 1 and moved its adoption.

The motion prevailed and the resolution was adopted.

TELLERS OF JOINT CONVENTION

Senator Potter moved that a committee of three be appointed to serve as tellers to assist in the canvassing of the vote for Governor and Lieutenant Governor at a joint convention to be held for such purpose.

The motion prevailed and the Chair appointed as such committee Senators Potter, Murray and Hill.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Senator Briles asked and received unanimous consent to take up House Concurrent Resolution 2 and moved its adoption.

The motion prevailed and the resolution was adopted. The

Chair appointed as such committee Senators Briles, Rabedeaux and DeKoster.

ELECTION OF PERMANENT OFFICERS AND EMPLOYEES

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

PERMANENT OFFICERS AND EMPLOYEES

Secretary of the Senate	Carroll A. Lane, Carroll
Assistant Secretary and Reading Clerk	Ralph R. Brown, Davenport
Legislative Counsel	Ruth E. Fisher, Des Moines
Law and Bill Clerk	William B. Trent, Jr., Muscatine
Journal Clerk	Dorothy F. Nepstad, Des Moines
Assistant Journal Clerk	Roberta Hickerson, Des Moines
Engrossing Clerk	Ardith Martin, Des Moines
Executive Secretary to the Secretary	K. Marie Thayer, Ankeny
Secretary to the Secretary	Joyce Horner, Des Moines
Secretary and Enrolling Clerk	Colleen Dillon, Des Moines
Payroll Clerk	Mary Ann Abbott, Des Moines
Supply Clerk	Marjorie Helkenn, Des Moines
Special Clerk	Elizabeth Ligouri, Des Moines
Bill Clerk	Nola Caryl Wilbur, Indianola
Assistant Bill Clerk	Nancy Rathert, Des Moines
Assistant Bill Clerk	Robert Bonomi, Des Moines
Control Board Operator	Roger Hughes, Stanhope
Switchboard Operator	Martha Erickson, Des Moines
Switchboard Operator	Janice Berlin, West Des Moines
Sergeant-at-Arms	R. K. Shawhan, Des Moines
Acting Sergeant-at-Arms	Romayne Huffman, Carroll
Chief Doorkeeper	Byron Marshall, Indianola
Doorkeeper	George R. Chastain, Des Moines
Doorkeeper	Richard Dunker, Des Moines
Doorkeeper	Coldren Glenn, Mitchellville
Doorkeeper	Lowell D. Rasmussen, Mitchellville
Doorkeeper	Burdette W. Rulon, Des Moines
Doorkeeper	Holt Schiefer, Des Moines
Secretary of the Senate's Page	Bradley N. Rotter, West Point
Senate Page	Janet L. Allen, Marion
Senate Page	Patricia J. Beneke, Ames
Senate Page	Amanda E. Boede, Rockwell
Senate Page	Christopher J. Killion, Red Oak
Senate Page	R. Kevin Lindley, Anamosa
Senate Page	Nancy L. Merritt, Carroll
Senate Page	Joanne M. Oldson, Eagle Grove
Cloakroom Attendant	Gertrude Harris, Des Moines
Porter	James M. Sullivan, Des Moines
Postmaster	Kermit J. Haun, Des Moines

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 Hansen 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.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that pursuant to law the House was ready to receive the Senate in joint session for the purpose of canvassing the vote for Governor and Lieutenant Governor.

Senator Lamborn moved that the Senate proceed to the House chamber in accordance with House Concurrent Resolution 1, duly adopted.

The motion prevailed and the Senate proceeded to the House under the direction of the Acting Sergeant-at-Arms.

JOINT CONVENTION

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

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

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

Senator Lamborn moved that the joint convention recess until the fall of the gavel at 9:30 a.m., Tuesday, January 9, 1973.

The motion prevailed and the joint convention was recessed.

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

ADOPTION OF TEMPORARY RULES

Senator Andersen offered the following amendment filed by the committee on rules to the Senate Rules of the Sixty-fourth General Assembly and moved its adoption:

- 1 Amend the Senate Rules of the Sixty-fourth General Assembly as follows:
- 2 1. Rule 2, line 7, by striking the word "thirty-four" and insert-
- 3 ing in lieu thereof the word "twenty-six".
- 4 2. Rule 26, line 4, by striking the word "thirty-four" and inserting
- 5 in lieu thereof the word "twenty-six".
- 6 3. By striking all of Rule 35 and inserting in lieu thereof the
- 7 following:

STANDING COMMITTEES

- 8
- 9 The names of the standing committees of the Senate shall be:
- 10 Agriculture
- 11 Appropriations
- 12 Cities and towns
- 13 Commerce
- 14 County government
- 15 Higher education
- 16 Human and industrial relations
- 17 Human resources
- 18 Judiciary
- 19 Natural resources
- 20 Rules
- 21 Schools
- 22 State government
- 23 Ways and means

Senator Glenn offered the following amendment to the motion:

- 1 I move to amend the motion by adding the following
- 2 new paragraph to Rules of the Senate, Senate Rules Governing
- 3 Lobbyists:
- 4 "9. Each lobbyist shall file with the secretary of the
- 5 Senate on or before the fifteenth day of each month a
- 6 statement setting forth all payments and fees received for
- 7 lobbying activities, expenses provided and the names of the
- 8 recipients thereof."

Senator Lamborn raised a point of order that the amendment to the motion was not germane.

The Chair ruled the point not well taken and the amendment to the motion germane.

Senator Glenn moved the adoption of the amendment to the motion and requested a roll call.

On the question "Shall the Glenn motion to amend the Andersen motion be adopted?" the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Hill	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller, C. P.	Robinson	Willits
Gluba	Nolin	Rodgers	

Nays, 28:

Andersen	Heying	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Junkins	Nystrom	Shaff
Curtis	Kelly	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Griffin	McCartney	Rabedeaux	Tieden
Hansen	Miller, E. R.	Riley	Winkelman

Voting present, 1:

Coleman (Under Rule 24)

Absent or not voting, 1:

Kyhl

The motion lost.

Senator Andersen moved the adoption of the amendment by the committee on rules.

The amendment was adopted.

Senator Andersen moved that the Senate Rules of the Sixty-fourth General Assembly as amended be adopted as the temporary rules of the Senate of the Sixty-fifth General Assembly.

The motion prevailed and the Senate Rules of the Sixty-fourth General Assembly as amended became the temporary rules of the Senate of the Sixty-fifth General Assembly.

APPOINTMENT OF TEMPORARY COMMITTEES

Senator Lamborn made the following statement and motion:

MR. PRESIDENT: I understand that the President-elect of the Senate, our incoming Lieutenant Governor, Arthur A. Neu, has filed with the Secretary of the Senate a list of the committee appointments that he will make. In order to facilitate the handling of pre-filed bills, I now move that the rules be suspended and that President Jepsen be authorized to make temporary committee appointments in accordance with the pre-filed list.

The motion prevailed and the Chair appointed the following temporary committees:

TEMPORARY COMMITTEES OF THE SENATE APPOINTED BY THE PRESIDENT OF THE SENATE IN ACCORDANCE WITH LIEUTENANT GOVERNOR-ELECT NEU'S PREFILED LIST

AGRICULTURE

Tieden, Chairman	Briles	Rabedeaux	Taylor
Bergman*	Miller, E.	Schaben	Van Gilst
Priebe**	Nolin		

APPROPRIATIONS

DeKoster, Chairman	Doderer	Murray	Scott
Potter*	Gluba	Nolin	Shaff
Hill**	Hansen	Plymat	Shaw
Andersen	Heying	Priebe	Tieden
Bergman	Hultman	Riley	Van Gilst
Blouin	Lamborn	Robinson	Willits
Coleman	McCartney	Schaben	Winkelman
	Milligan	Schwieger	

CITIES AND TOWNS

Griffin, Chairman	Hansen	Palmer	Schwengels
Plymat*	Junkins	Potter	Scott
Willits**	Miller, E.		

COMMERCE

McCartney, Chairman	Palmer**	Glenn	Rabedeaux
Hultman*	Briles	Kinley	Riley
	Curtis	Priebe	

COUNTY GOVERNMENT

Briles, Chairman	Gallagher	Kennedy	Taylor
Miller, E.*	Kelly	Orr	Tieden
Miller, C.**			

HIGHER EDUCATION

Nystrom, Chairman	Doderer**	Heying	McCartney
Schwengels*	Blouin	Junkins	Murray
	Curtis	Kyhl	Robinson

HUMAN AND INDUSTRIAL RELATIONS

Rabedeaux, Chairman	Bergman	Gallagher	Milligan
Robinson**	DeKoster	Gluba	Nystrom
	Doderer		

HUMAN RESOURCES

Schwieger, Chairman	Coleman**	Gluba	Milligan
Murray*	Andersen	Kyhl	Plymat
	Doderer	Miller, C.	

JUDICIARY

Riley, Chairman	Coleman	Kinley	Potter
Kelly*	DeKoster	McCartney	Willits
Glenn**	Kennedy		

*Ranking Member

**Ranking Minority Member

NATURAL RESOURCES

Milligan, Chairman Winkelman*	Blouin** Gallagher Heying	Hultman Kelly Miller, C.	Miller, E. Rodgers Tieden
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RULES

Andersen, Chairman	Schaben* Briles	Hill Lamborn	Riley
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SCHOOLS

Hansen, Chairman Taylor*	Scott** Andersen Griffin	Kennedy Orr Rodgers	Shaff Shaw
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STATE GOVERNMENT

Curtis, Chairman Shaw* Nolin**	Glenn Hill Junkins	Murray Nystrom	Schwieger Winkelman
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WAYS AND MEANS

Shaff, Chairman Kyhle* Rodgers** Curtis	Griffin Hill Kinley Lamborn	Orr Palmer Plymat	Potter Schwengels Van Gilst
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SENATORS AND THEIR RESPECTIVE COMMITTEES

SENATOR ANDERSEN

Rules, Chairman Appropriations	Human resources	Schools
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SENATOR BERGMAN

Agriculture*	Appropriations	Human and industrial relations
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SENATOR BLOUIN

Natural resources**	Appropriations	Higher education
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SENATOR BRILES

County government, Chairman	Agriculture Commerce	Rules
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SENATOR COLEMAN

Human resources**	Appropriations	Judiciary
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*Ranking Member

**Ranking Minority Member

	SENATOR CURTIS	
State government, Chairman	Commerce Higher education	Ways and means
	SENATOR DeKOSTER	
Appropriations, Chairman	Human and industrial relations	Judiciary
	SENATOR DODERER	
Higher education** Appropriations	Human and industrial relations	Human resources
	SENATOR GALLAGHER	
County government	Human and industrial relations	Natural resources
	SENATOR GLENN	
Judiciary**	Commerce	State government
	SENATOR GLUBA	
Appropriations	Human and industrial relations	Human resources
	SENATOR GRIFFIN	
Cities and towns, Chairman	Schools	Ways and means
	SENATOR HANSEN	
Schools, Chairman	Appropriations	Cities and towns
	SENATOR HEYING	
Appropriations	Higher education	Natural resources
	SENATOR HILL	
Appropriations** Rules	State government	Ways and means
	SENATOR HULTMAN	
Commerce*	Appropriations	Natural resources
	SENATOR JUNKINS	
Cities and towns	Higher education	State government
	SENATOR KELLY	
Judiciary*	County government	Natural resources

*Ranking Member

**Ranking Minority Member

	SENATOR KENNEDY	
County government	Judiciary	Schools
	SENATOR KINLEY	
Commerce	Judiciary	Ways and means
	SENATOR KYHL	
Ways and means*	Higher education	Human resources
	SENATOR LAMBORN	
Appropriations	Rules	Ways and means
	SENATOR McCARTNEY	
Commerce, Chairman Appropriations	Higher education	Judiciary
	SENATOR C. MILLER	
County government**	Human resources	Natural resources
	SENATOR E. MILLER	
County government* Agriculture	Cities and towns	Natural resources
	SENATOR MILLIGAN	
Natural resources, Chairman Appropriations	Human and industrial relations	Human resources
	SENATOR MURRAY	
Human resources* Appropriations	Higher education	State government
	SENATOR NOLIN	
State government**	Agriculture	Appropriations
	SENATOR NYSTROM	
Higher education, Chairman	Human and industrial relations	State government
	SENATOR ORR	
County government	Schools	Ways and means
	SENATOR PALMER	
Commerce**	Cities and towns	Ways and means

*Ranking Member

**Ranking Minority Member

	SENATOR PLYMAT	
Cities and towns* Appropriations	Human resources	Ways and means
	SENATOR POTTER	
Appropriations* Cities and towns	Judiciary	Ways and means
	SENATOR PRIEBE	
Agriculture**	Appropriations	Commerce
	SENATOR RABEDEAUX	
Human and industrial relations, Chairman	Agriculture	Commerce
	SENATOR RILEY	
Judiciary, Chairman Appropriations	Commerce	Rules
	SENATOR ROBINSON	
Human and industrial relations**	Appropriations	Higher education
	SENATOR RODGERS	
Ways and means**	Natural resources	Schools
	SENATOR SCHABEN	
Rules*	Agriculture	Appropriations
	SENATOR SCHWENGELS	
Higher education*	Cities and towns	Ways and means
	SENATOR SCHWIEGER	
Human resources, Chairman	Appropriations	State government
	SENATOR SCOTT	
Schools**	Appropriations	Cities and towns
	SENATOR SHAFF	
Ways and means, Chairman	Appropriations	Schools

*Ranking Member

**Ranking Minority Member

SENATOR SHAW

State government* Appropriations
Schools

SENATOR TAYLOR

Schools* Agriculture County government

SENATOR TIEDEN

Agriculture, Chairman County government Natural resources
Appropriations

SENATOR VAN GILST

Agriculture Appropriations Ways and means

SENATOR WILLITS

Cities and towns** Appropriations Judiciary

SENATOR WINKELMAN

Natural resources* Appropriations State government

ANNOUNCEMENT OF SUBCOMMITTEE APPOINTMENTS

Senator Lucas J. DeKoster, chairman of the appropriations committee, announced the appointment of the following subcommittees to the committee on appropriations:

APPROPRIATIONS SUBCOMMITTEES

Riley, Chairman Nolin EDUCATION Van Gilst
Potter* Plymat

HUMAN RESOURCES

Schwieger, Murray* Tieden
Chairman Coleman Doderer

NATURAL RESOURCES

Milligan, Bergman* Hultman Robinson
Chairman Blouin Priebe

STATE DEPARTMENTS

Shaw, Chairman McCartney Scott Willits
Andersen*

*Ranking Member

**Ranking Minority Member

TRANSPORTATION

Winkelman, Chairman	Lamborn* Gluba	Hansen Heying	Hill
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MEMBERS-AT-LARGE

DeKoster	Schaben	Shaff
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*Ranking Member

**Ranking Minority Member

COMMITTEE ON ETHICS

Senator Lamborn announced the appointment of the Senate ethics committee in accordance with section 68B.10, Code of Iowa:

By the Senate Majority Leader:

Senator Roger J. Shaff
 Senator William N. Plymat
 Senator Leonard C. Andersen

By the Senate Minority Leader:

Senator Minnette Doderer
 Senator Gene W. Glenn

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 2, directing the Superintendent of Printing on distribution of 1973 Code of Iowa and copies of the Laws of the Sixty-fourth General Assembly to certain individuals.

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

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

WILLIAM H. HARBOR, Chief Clerk

1972-1973 INTERIM COMMITTEES

HOLDOVER STUDY COMMITTEES FROM
THE 1971 LEGISLATIVE INTERIMMENTAL HEALTH AND JUVENILE INSTITUTIONS
STUDY COMMITTEE

S.F. 565—1971 Session

H.F. 1297—1972 Session

8 legislators

No advisory members appointed

Representative Edgar H. Holden, Chairman

Senator Earl G. Bass, Vice Chairman

Senator James W. Griffin
Senator Charles P. Miller
Senator Marvin W. Smith
Representative A. June Franklin
Representative Joan Lipsky
Representative Delmont Moffitt

DEPARTMENT OF TRANSPORTATION STUDY COMMITTEE

S.C.R. 25—1971 Session
S.C.R. 128—1972 Session

12 legislators
6 advisory members
Representative Richard F. Drake, Chairman
Senator John M. Walsh, Vice Chairman
Senator Leigh R. Curran
Senator Lucas J. DeKoster
Senator Eugene M. Hill
Senator Charles P. Miller
Senator John C. Rhodes
Representative Vernon N. Bennett
Representative John N. Nystrom
Representative Lloyd F. Schmeiser
Representative Barton Schwieger
Representative Ivor W. Stanley
Art Bull
Kenneth Frazier
Mrs. Nadean Hamilton
Frank E. Horton—resigned
Ralph Kirk
Richard J. Petska

SCHOOL SYSTEMS AND STANDARDS STUDY COMMITTEE

S.C.R. 39, 45—1971 Session
S.C.R. 116—1972 Session

10 legislators
5 advisory members
Senator W. Charlene Conklin, Chairman
Representative Charles E. Grassley, Vice Chairman
Senator Wilson L. Davis
Senator Gene V. Kennedy
Senator Cloyd E. Robinson
Senator Richard Stephens
Representative Charles Knoblauch, Sr.
Representative Norman G. Rodgers
Representative Elizabeth Shaw
Representative Delwyn Stromer
Robert Bickert
Robert Buck
Roger E. Leavitt
Mrs. Jane Paul
Ralph Scott

HIGHER EDUCATION STUDY COMMITTEE

H.C.R. 9—1971 Session

8 legislators

No citizen members anticipated

Representative Richard W. Welden, Chairman

Senator Rudy Van Drie, Vice Chairman

Senator Charles F. Balloun

Senator Minnette F. Doderer

Senator Marvin W. Smith

Representative Willard Hansen

Representative George N. Pierson

Representative James D. Wells

PENAL AND CORRECTIONAL SYSTEMS STUDY COMMITTEE

H.C.R. 22—1971 Session

12 legislators

4 citizen members

3 inmate members

Senator Clifton C. Lamborn, Chairman

Representative Donald V. Doyle, Vice Chairman

Senator R. Dean Arbuckle

Senator Minnette F. Doderer

Senator Gene W. Glenn

Senator Gene V. Kennedy

Senator Ralph W. Potter

Representative Perry L. Christensen

Representative E. Kevin Kelly

Representative Joan Lipsky

Representative Harold C. McCormick

Representative Barton L. Schwieger

Professor James F. McCue

Joseph DeRaad

Dewey Landeck

Oscar Jones

Jan Hollins

Mrs. Gloria Diggs

William A. Long

LAND USE POLICIES STUDY COMMITTEE

H.C.R. 25—1971 Session

H.C.R. 118—1972 Session

14 legislators

2 advisory members

Senator Charles O. Laverty, Chairman

Representative Herbert L. Campbell, Vice Chairman

Senator Leigh Curran

Senator G. William Gross

Senator Wayne D. Keith

Senator William Palmer

Senator James F. Schaben

Senator George L. Shawver

Representative Dale M. Cochran
 Representative James Middleswart
 Representative Arthur Small, Jr.
 Representative Ivor W. Stanley
 Representative Andrew P. Varley
 Representative William Winkelman
 Allen J. Meier
 Frank H. Mendell
 Sherry R. Fisher—citizen member addition

CRIMINAL CODE REVIEW STUDY COMMITTEE
 S.J.R. 18—Sixty-third General Assembly

12 legislators
 10 advisory members
 Representative Robert M. Kreamer, Chairman
 Senator Gene W. Glenn, Vice Chairman
 Senator Quentin V. Anderson
 Senator R. Dean Arbuckle
 Senator Gene V. Kennedy
 Senator Ralph W. Potter
 Senator Harold A. Thordsen
 Representative Norman G. Jesse
 Representative Luvern W. Kehe
 Representative James I. Middleswart
 Representative George J. Knoke
 Representative Charles H. Pelton
 Judge James P. Denato
 Judge Ira Morrison
 Professor Ronald L. Carlson
 Professor John J. Yeager
 John Callaghan
 Ray Fenton
 Kermit Dunahoo
 Frank J. Karpan
 John J. Quinn
 Stanley R. Simpson

INTERIM STUDIES ESTABLISHED FOR 1972

LAW ENFORCEMENT TRAINING PROGRAMS STUDY COMMITTEE

8 legislators
 Senator Vernon H. Kyhl, Chairman
 Senator Gene V. Kennedy
 Senator Francis L. Messerly
 Senator Harold A. Thordsen
 Representative Perry L. Christensen
 Representative Keith Dunton
 Representative Rollin C. Edelen
 Representative Laverne Schroeder

RAILROAD SERVICE STUDY COMMITTEE
 S.C.R. 126

10 legislators
 Representative Theodore Ellsworth, Chairman

Senator John Rhodes, Vice Chairman
 Senator Charles F. Balloun
 Senator C. Joseph Coleman
 Senator Charles P. Miller
 Senator W. R. Rabedeaux
 Representative John Clark
 Representative Richard Drake
 Representative Berl E. Priebe
 Representative James Wells

TAXATION STUDY COMMITTEE
 H.C.R. 107, 127

16 legislators

Senator Roger J. Shaff, Chairman
 Representative Elmer H. Den Herder, Vice Chairman
 Senator Wilson L. Davis
 Senator Alden J. Erskine
 Senator G. William Gross
 Senator Wayne D. Keith
 Senator Ralph W. Potter
 Senator Richard L. Stephens
 Senator Bass Van Gilst
 Representative Don D. Alt
 Representative Warren E. Curtis
 Representative Donald V. Doyle
 Representative Sonja Egenes
 Representative Emil J. Husak
 Representative James I. Middleswart
 Representative Floyd H. Millen
 Representative Norman Roorda

SUPREME COURT STUDY COMMITTEE
 S.C.R. 105

10 legislators

2 advisory members from Supreme Court
 May be other advisory members
 Senator Francis Messerly, Chairman
 Representative Philip B. Hill, Vice Chairman
 Senator Lee Gaudineer, Jr.
 Senator George Milligan
 Senator Cloyd Robinson
 Senator Roger J. Shaff
 Representative C. Raymond Fisher
 Representative Norman Jesse
 Representative Richard Norpel, Sr.
 Representative Nathan F. Sorg
 Justice Mark McCormick
 Justice Harvey Uhlenhopp
 Mrs. Lynn Chamberlin
 Richard C. Grossman
 Mrs. Emery J. Jackson, Jr.

Mrs. W. E. McKee
Francis Pardoe

HEALTH MAINTENANCE ORGANIZATIONS
STUDY COMMITTEE
S.C.R. 117

Senator W. R. Rabedaux, Co-Chairman
Representative Barton L. Schwieger, Co-Chairman
Senator James W. Griffin, Sr.
Senator William D. Palmer
Senator James F. Schaben
Senator George L. Shawver
Representative Leonard C. Andersen
Representative Harold C. McCormick
Representative W. R. Monroe, Jr.
Representative Jewell O. Waugh

PROFESSIONAL AND OCCUPATIONAL
LICENSING STUDY COMMITTEE
H.C.R. 126

Representative Willard Hansen, Chairman
Senator Minnette F. Doderer, Vice Chairman
Senator R. Dean Arbuckle
Senator Earl G. Bass
Senator James E. Briles
Senator Cloyd E. Robinson
Representative Tom Dougherty
Representative Edgar H. Holden
Representative Elizabeth R. Miller
Representative Hallie Sargisson

REGULATION OF CONSUMER CREDIT
CHARGES STUDY COMMITTEE
S.C.R. 132—H.C.R. 141

Representative Elizabeth Shaw, Chairman
Senator Reinhold O. Carlson, Vice Chairman
Senator Leigh R. Curran
Senator Gene W. Glenn
Senator Eugene M. Hill
Senator Richard L. Stephens
Representative Samuel F. Anania
Representative William E. Gluba
Representative Norman Roorda
Representative Dale Tieden
Mrs. Betty M. Talkington
William A. Youngstrom
A. W. Jordan
Stan T. Shepard
Harry Griger

INTERIM SUBCOMMITTEES OF STANDING COMMITTEES

LAW ENFORCEMENT

Unified Law Enforcement Agencies Subcommittee

Representative Perry L. Christensen, Chairman
 Senator Harold A. Thordsen, Vice Chairman
 Senator R. Dean Arbuckle
 Senator James F. Schaben
 Representative Donald V. Doyle
 Representative Kenneth L. Logemann

ENVIRONMENTAL PRESERVATION

Grain Alcohol Motor Fuel Subcommittee

H.C.R. 133

Senator George L. Shawver, Chairman
 Representative Luvern W. Kehe, Vice Chairman
 Senator Wayne D. Keith
 Senator Cloyd E. Robinson
 Representative John H. Clark
 Representative Dale M. Cochran

AGRICULTURE

Milk and Milk Products Standards Subcommittee

H.C.R. 137

Representative Charles F. Strothman, Chairman
 Senator Richard L. Stephens, Vice Chairman
 Senator Earl G. Bass
 Senator Bass Van Gilst
 Representative Delmont Moffitt
 Representative John W. Patton

COMMERCE AND JUDICIARY

No-Fault Insurance Subcommittee

Representative Harold O. Fischer, Chairman
 Senator W. R. Rabedaux, Vice Chairman
 Senator Lucas J. DeKoster
 Senator James W. Griffin, Sr.
 Senator William D. Palmer
 Representative Tom Dougherty
 Representative Dennis L. Freeman
 Representative Robert M. Kreamer

STATE GOVERNMENT

IPERS Subcommittee

Representative C. Raymond Fisher, Chairman
 Senator Gene W. Glenn
 Senator Francis L. Messerly

Senator John C. Rhodes
 Representative Richard F. Drake
 Representative Harold C. McCormick

APPROPRIATIONS

State Officials' Salaries Subcommittee

Representative John Camp, Chairman
 Senator Charles F. Balloun
 Senator C. Joseph Coleman
 Senator Wayne D. Keith
 Senator Francis L. Messerly
 Representative Wendell C. Pellett
 Representative Laverne W. Schroeder
 Representative Arthur A. Small, Jr.

Building Needs Subcommittee

Senator Francis Messerly, Chairman
 Senator Cloyd Robinson
 Senator Harold Thordsen
 Senator John Walsh
 Representative John Camp
 Representative C. Raymond Fisher
 Representative Joan Lipsky
 Representative Norman Jesse

CONFIDENTIAL RECORDS STUDY COMMITTEE

Created by Legislative Council

Representative William H. Harbor, Chairman
 Senator Lee H. Gaudineer, Jr.
 Senator George F. Milligan
 Senator George L. Shawver
 Senator John M. Walsh
 Representative Philip B. Hill
 Representative Arthur A. Small, Jr.
 Representative Jewell O. Waugh

COMMISSION ON COMPENSATION, EXPENSES AND SALARIES FOR ELECTED STATE OFFICIALS

H.F. 1242

Members appointed by the Governor:
 Harry Slife, Waterloo—1-year Term
 Hugh Clark, Des Moines—2-year Term
 Donald Arnold, Des Moines—3-year Term
 Howard Hill, Minburn—4-year Term
 Robert Newberg, West Des Moines—5-year Term

Members appointed by the Lieutenant Governor:
 Harriet Chambers, Le Claire—1-year Term
 Donald Kelsey, Sioux City—2-year Term
 William D. Severin, Cedar Falls—3-year Term

Duane Mortensen, Dubuque—4-year Term

Harold W. Booth, Council Bluffs—5-year Term

Members appointed by the Speaker of the House:

Edward F. Askew, Thurman—1-year Term

Edward Breen, Fort Dodge—2-year Term

Ann Miletich, Albia—3-year Term

James D. Lynch, Jr., Des Moines—4-year Term

Tom Miller, Cherokee—5-year Term

On motion of Senator Lamborn, the Senate adjourned until
9:30 a.m., Tuesday, January 9, 1973.

JOURNAL OF THE SENATE

SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, JANUARY 9, 1973

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by Monsignor Gerald Walker, pastor of the St. Augustin's Church, Des Moines, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Monday, January 8, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Moesner, Amana, Iowa.

INTRODUCTION OF BILL

Senate File 1, by Senator Doderer, a bill for an act relating to county health centers.

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 following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 1, appointing a joint committee to arrange for the inauguration of the Governor and Lieutenant Governor.

WILLIAM H. HARBOR, Chief Clerk

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 1 duly adopted, the Senate proceeded to the House under the direction of the Acting Sergeant-at-Arms.

JOINT CONVENTION

The joint convention reconvened, President Jepsen presiding.

Senator Lamborn moved to dispense with the roll call and to authorize the President of the joint convention to declare a quorum present, which motion prevailed.

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

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

The motion prevailed and the President appointed as such committee Senators Schwengels, Griffin and Junkins, on the part of the Senate, and Representatives Pellett, Junker and Wells, 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:

THE CONDITION OF THE STATE MESSAGE
by
THE HONORABLE ROBERT D. RAY
GOVERNOR OF IOWA

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

The opening of a legislative session is always an exciting moment in Iowa.

It is particularly exciting to more than a third of the members of this General Assembly for this week is your first experience as a lawmaker. Though political pundits have made much of your freshmen status, you first-time legislators bring to this Assembly a newness and an enthusiasm that will be most welcome.

The opening of a legislative session is also an historic moment. And this is especially true this year.

This Iowa General Assembly is the first in 115 years to convene with a completely fresh mandate from the voters. Not since 1858, when the Seventh General Assembly became the first to gather in Des Moines and operate under the present Iowa Constitution, have all the members of both houses been elected in the same year.

You have yet another uniqueness. You are members of a completely reapportioned legislature, all elected from one-person one-vote constituencies. Never anywhere has there ever been a legislative body elected to be more representative of the people it serves.

Your uniqueness confers upon you unparalleled opportunities—and responsibilities—for achievement. To translate these opportunities into accomplishment will require cooperation by all of us—you in the legislative

branch and I in the executive. I look forward to working with you, regardless of your party, and with your experienced elected leaders.

By sharing knowledge and experience, by understanding and recognizing individual limitations and by exercising a sense of humility, together we can foster a cooperative spirit that can result in this session being the most productive one ever.

Humility, incidentally, is a priceless commodity within the environs of this golden dome. And it might be helpful if each of us sees some of himself in the description Winston Churchill gave of a colleague in the British Government when he said: "He was a modest little man with much to be modest about."

* * *

This is the first of three messages I will present to you within the next two weeks.

Under the Constitution the Governor is called upon to report to you the condition of the state, and that I shall do at this time. Also in accordance with the Constitution I shall outline in general terms a program of legislative action.

I will speak to you again on Thursday as we assemble for Inaugural Ceremonies. And then, on January 25, I will present in detail my 1973-75 budget recommendations.

I mention this timetable to you, knowing that there are those who will keep a scorecard on the Governor's proposals and while this has its advantages, I suggest that the scorekeepers withhold completion of their tally sheets until they have heard all three of these messages.

* * *

As we look ahead to the work of this session, we cannot disregard the present or ignore the past. Many of you who are seasoned legislators can take pride in where we find ourselves today and for what we have accomplished together in the last four years.

Still we must keep in mind that we can enjoy the achievements of yesterday only by enlisting them in the service of the present and the future. In charting tomorrow's course, we must take inventory of where we have been and where we are today—and that brings us to the condition of the state.

As I address you today I am more optimistic about Iowa and about Iowa's future than at any time since I have been Governor.

We are seeing the payoff of some hard decisions that we have made. Four years ago, we told state government there was not an inexhaustible supply of money. I insisted state government live within its means; that state taxes not be continually raised just so there could be more spending. We prevailed.

Two years ago, along with units of government all across this country, we were hurt in the nation's economic downturn. Further compounding our plight, the time had come when it was imperative that we relieve some of the burden of school support from regressive property taxes. Not only did we work our way out of the binding conditions, we also have today what has to be considered one of the soundest school aid plans in the nation.

Today we see a marked contrast with four years ago or two years ago—or even 12 months ago as we view our economic condition.

The national economy is much stronger; the Iowa economic outlook is even brighter. Our farmers, as a whole, are now experiencing a more fair share of this increased prosperity. Iowa's unemployment level is only half the national average. And we have accumulated a small, but nevertheless solid balance in the state treasury.

Today Iowa is in an excellent position to reap the maximum benefit from federal revenue-sharing, something many of us worked long and hard to achieve. We will realize this benefit, in fact, if we use the funds to lessen the burden of property taxation, either directly or indirectly.

Let me say to you again, that revenue sharing was not designed to give government a break; it was designed to give people a break. You can expect the budget I submit to you in two weeks to reflect that statement, and I compliment the county and municipal governments that are taking the same approach.

In this connection bear in mind that the amount of revenue-sharing money, while significant, is not large enough to be a panacea.

We cannot go on a spending binge. Nor can we permit taxes to increase. But with the treasury balance, growth in our state, the ongoing benefits of our school aid program and revenue sharing, we do have more options open to us today than some of you and your predecessors and I had four years ago and two years ago.

Now is the opportune time—with the business climate on the upswing—to redouble our efforts to promote agriculture and to encourage Iowa industries thereby providing jobs and increased quality of living for all of our people.

Recently I directed a challenge to Iowans involved in the export of our state's products to double Iowa's export dollar volume within the next five years. If we are successful it could have a noticeable effect on our state's economic well-being.

My budget will contain one very specific way Iowa can improve its overseas trade.

We are fortunate to live in a state where environmental problems are yet manageable. We have already passed some important milestones toward environmental protection. On January 1, our new Department of Environmental Quality was launched, and it promises to deal effectively with air and water pollution, solid waste management and chemical technology. This new pollution-fighting agency, and Iowa's Soil Conservancy Law are a credit to the far-sightedness of many of you here today. They have vaulted Iowa into a national leadership position in environmental protection.

A silent, yet profound, influence on the condition of the state is a declining rate of birth in Iowa, part of a national trend. This hard fact must be considered as we deliberate, particularly as we view education.

Another influence, not so silent, is the contribution specific segments of our population are making and can make. I think especially of our young people who certainly have demonstrated the wisdom of lowering the voting age. I refer also to the many so-called minority groups in Iowa, often relatively small by national standards, who are no less entitled to the same opportunities and same rights of expression as those in the majority.

And in this discussion about the condition of the state, I want to point out that the most heartening condition of all is the spirit of our Iowa people. I have traveled this state and have talked with our people. I have

discovered that Iowans have an increased awareness and appreciation for their state with its abundant natural resources, a quality of life that others envy, and a people for whom human values still are held uppermost.

* * *

It is on that note that we begin this legislative adventure. As this session opens, each of you holds a list of priorities. As Governor, I have a list, too.

I recognize it would be impossible for any of us to prepare a priority list that would be totally complete or totally accepted by every Iowan. One reason, of course, is that the most important priority to a person is that which affects him or her the most. Not all issues affect everyone exactly the same.

What might be top priority to say, a road contractor, could carry a much lower rating with an educator or vice versa. Or what might rank as most important with a university student could seem almost unimportant to an elderly person on old age assistance.

* * *

Knowing that I cannot this morning get into all important subjects, let me during the next several minutes list some specific legislative priorities which I earnestly believe call for your attention in the days and weeks ahead. I have not arranged this listing in any deliberate order nor is it all of them. But it is an outline of work, the completion of which could earn this Assembly a place of high honor in Iowa history.

* * *

We are seeing dramatically how important an adequate energy supply is to the maintenance of our society. The same can be said for an efficient transportation system for our people and their goods. The time has come in Iowa when we must develop, plan and construct our transportation facilities on a rational, environmentally sound, unified basis instead of in the helter-skelter way in which railroads, highways and airports have sprung up in the past. Therefore, a state Department of Transportation is needed. We must realize that Iowa is basically a highway state and will continue to be so. There will be efforts, I am sure, to increase gasoline tax, to alter the road use formula, to provide for bonding for road building, to transfer the Iowa Highway Patrol to the Highway Commission as well as other "tampering" with transportation-related issues. But before any of these proposals are to be seriously considered, we must first have a coordinated, established State Department of Transportation capable of analyzing and dealing with any and all of these conditions as they affect transportation in our state.

—Reorganization of State government has become familiar to those of you who have served in the legislature these past four years and have seen healthy changes result. It is a never ending process. We have already accomplished reorganization of our Iowa Liquor Commission; we have established a General Services Administration that enables state government to take advantage of centralized purchasing; we have unified our pollution fighting efforts in a DEQ and we have accomplished much needed reform of our court system. We need now to combine our state libraries into one unit; to unify our state alcoholism programs and to press toward coordination of all facilities in the field of mental health and drug abuse.

—The concept of health maintenance organizations should now become a reality within a framework broad enough to include both profit and non-

profit groups, corporations, partnerships and even individuals so long as standards of care and quality are met.

—Rational land use must be seriously considered in this legislative session. For generations our society has operated on a concept of exploitation of natural resources and the unrestricted occupancy of space. It is only recently that we have come to face the reality that our natural resources are indeed limited. We must take care as we formulate a land use policy that it not result in the management of the many by the few. If that were to happen the benefits of maintaining an environment for its own sake would be negated by the harmful effects to the quality of life that is ours to achieve.

—I urge you also to join me in support of the Iowa Conservation Commission's "Green Belt" and "Open Spaces" concepts. The commission is involved in the acquisition of land along rivers and lake shores, in prairies and forests as well as historical sites for the enjoyment of all our people and the people of future generations. Legislation is also needed to acquire abandoned railroad rights-of-ways for bicycle and hiking trails and for additional wild life management. Furthermore, I urge you to provide a park user fee which so many who now enjoy Iowa's parks recognize as a fair and reasonable way to assure development and maintenance of these facilities. And in this same vein, we must make possible the development of environmentally-compatible resort-type lodges in recreation areas well suited to them. This is a promising new approach to leisure-time involvement as several other states have already demonstrated.

While many more recommendations dealing with appropriations will be outlined to you in my budget message, I specifically urge you at this time not to shirk your responsibility to combat the shadowy evil of discrimination. In the last session, the Iowa Civil Rights law was wisely broadened to cover discrimination because of sex, disability and age. Now, although we cannot leave the obligation to eradicate discrimination solely to our Civil Rights Commission, the agency must be better financed if it is to fairly and effectively resolve the individual complaints to which it needs to direct its attention.

—In the area of human rights there is another matter for your action. Our state Traffic Records and Criminal Justice Information System, better known as TRACIS, will provide an effective tool in law enforcement. The TRACIS Management team at my direction has developed policies tightly controlling access to certain information in the computer system and establishing procedures that will allow individuals the right to inspect their own records. To assure that rights of people are safeguarded, these policies should be given the force of law.

—Undoubtedly you will have before you during this session the work product of your legislative Criminal Code Revision committee. It will consume much of your time and will generate much debate. It offers an opportunity to upgrade our criminal code statutes and I call your attention especially to that part of the proposal which would provide a tight enforceable pornography law as it applies to minors. Action on these recommendations will complement the giant stride of the last session when we achieved genuine court reform. Though the major work is done on court reform there will be some minor aspects of last year's bill which will require corrective measures this session.

—I think it is a safe bet to state that our gambling laws made news in 1972. And now that the voters have spoken on the constitutional

prohibition against lotteries, I think you have a clear expression to provide minor and harmless games such as bingo and those at carnivals and fairs. I do not believe, however, that you should interpret the November 7 vote on this issue as a mandate for wide-open gambling in Iowa. Our extraordinarily fine quality of life will not be enhanced by introduction of the gambling attitude which falsely teaches that problems are solved by "striking it rich."

—I ask this legislature—now that there has been intensive study by your own special committee on penal reform—to revise the Iowa Code to provide the programs, facilities and rehabilitation practices that can offer constructive and better alternatives to imprisonment. In many cases, incarceration of offenders often has been demonstrated not only to be a waste of tax dollars, but if we are to believe Chief Justice Warren Burger, it is the greatest single cause of crime in America today.

Although we know there are hardened criminals who cannot be treated in a community-based correction system, if we are to cut into recidivism and get at a root cause of crime then Iowa should establish such a system of correctional facilities.

—No one should be required to have an abortion. But Iowa law already legalizes abortion under certain circumstances. There are other circumstances equally as compelling as what appears in the existing statute. Provision should be made within clinical limitations for the improvement of this law.

—Some 130 years ago a young veteran of the Black Hawk War named Abraham Lincoln received a parcel of Iowa land as a bonus for his military service. Veterans of other conflicts have also been rewarded in other ways. In simple justice, Iowa should now extend recognition to our Vietnam war veterans.

—The so-called "pure no fault insurance" deprives people of the opportunity for just compensation for their injuries and damages. This I cannot accept. However, the quick payment and elimination of delay in settling claims is needed. It is time we adopt these favorable aspects.

—Earlier I alluded to the way our young people have responded to new rights and responsibilities. I urge you now to finish what was begun a year ago and extend full majority rights to all who are old enough to vote.

—Again, I bring before this legislative body the need for a structure within which public employees can systematically bargain with their employers. It will not be an answer for all employee relation problems in government service but the machinery for such bargaining can serve as a very important channel of communication between public employers and employees and assure against unfortunate and potentially dangerous disruption of public services.

—This session presents to you the opportunity to upgrade our Iowa Public Employees Retirement System (IPERS) and to provide reasonable compensation for members of the judiciary and key decision-makers in government many of whom are today grossly underpaid, in comparison with similar responsibilities performed in the private sector. These issues, along with proposals for employees including our Iowa Highway Patrol, I will delve into in more detail in my budget message.

—It is time that various professional licensing boards functioning under our laws be expanded to include representation from the general public.

—I ask your consideration of a workable bidding law for units of government in Iowa.

—We have come to the time for a statewide voter registration law.

—And finally, to conclude this list of general priorities with an item of consumer protection, I would urge your attention to credit life insurance regulation. There is weighty evidence that charges for this kind of insurance often required of borrowers in lending transactions are much higher in Iowa than in many other states.

* * *

The three principal goals of this 1973 General Assembly, as I see it are these:

1. Specific and tangible understanding and assistance for our elderly people.
2. A continued and noticeable attack on the property tax problems, and
3. Support for well-balanced education in Iowa.

* * *

First, the elderly:

These are the people who have been a moving force in bringing Iowa to where it stands today. These are also the ones who are the greatest victims of inflation, increased taxes and eroding spending power. They have earned our support.

It is true that we are involved in a number of programs which utilize the valuable resources of talent and experience that abound in this segment of our society, enlisting their time and abilities through such endeavors as the Foster Grandparents, Retired Senior Volunteers, Service Corps of Retired Executives and others.

But it is also true that there are too many of our elderly Iowans unable to participate in these activities and, in contrast, are spending their lives in hand-to-mouth existence—malnourished, frightened and withdrawn.

We are engaged in a myriad of assistance programs for the underprivileged, the poor, and the forgotten. There are, in many of these cases, hope and the possibility of improving their lot by helping them improve themselves. But with the elderly, neither training nor job location will grant them such an opportunity for they have given their productive years in support of themselves, their families and society.

Now, through no fault of their own, the cruel hand of rising costs has struck a reeling blow.

In my budget message I will unfold to you a plan to aid and assist these people so deserving of our empathy—a property tax relief program that will ease their struggles of daily existence. Many of our elderly citizens wish to remain in their own homes as long as possible. This is desirable in most cases; it is advantageous to these important people and less costly for all who pay taxes. We should—and we can—at this time provide substantial help for our elderly.

Also we have found ways to aid our aging in nutritional help, home-maker services, medical assistance and other adult services.

In addition I ask that you allow the use of school buses for senior citizen activities when the buses are not in use for school purposes.

* * *

Second, the property tax problem:

Though there were doubters during those months of debate in these chambers two years ago, time has proven that our school financing plan was right in concept and is a great improvement. As I will outline in detail in my budget message, more state aid to our local schools is being provided than at any time before—both in dollars and percentage of total school costs.

While it is easy, as we discuss school financing, to say what has been done, it is much more difficult to convey to our people what has been avoided by having followed the right course. We resisted the pressure to raise massive amounts of new taxes at the state level. To do so, in my opinion, would have only served to raise the level of government spending. In avoiding that pitfall, we can also point to property tax levels that have not had to advance to cover school spending. Had we not taken the action we did, and when we did, it is estimated that by now some 180 million dollars more in taxes would have fallen on property to insure school operations.

Notwithstanding the dramatic and favorable effect our revenue and school aid plans have had on property taxes, there still exists a burden on property ownership. And having learned from the successes of the past, we are prepared to make more attacks on this problem. I can say to you today that the budget which I will present to you in my message of January 25 will truly be a budget that will ease the property tax burden, one which will not only address itself to the needs of our people who must have our help, but also to Iowans who must help pay the bills.

And, as has always been my practice in messages to the legislature, not only will I detail proposals, but I will also show ways to finance them.

Additionally, the property tax system should be changed to give Iowans meaningful incentive to improve their homes. Needed is a temporary tax break for modest improvements so that a homeowner can remodel or add a room and at least get it paid for before his taxes go up because of it.

Also, this session must address itself to the issue of the tax-exempt status of much real property, a status that is unfair and obsolete.

Taxes are not easy for anyone to pay, particularly the poor, and you will find in my budget message a means by which we can lighten the load for our low-income citizens.

* * *

And finally the third principal priority, education:

In any discussion of the condition of the state it is where we are going that is most important. And it is education of our people that shall determine what Iowa will be in the years to come.

One outstanding Iowa teacher, Dale Caris of Sioux City, when receiving special recognition not long ago, expressed his philosophy by saying that “. . . children need to discover that life is a place of action, involvement, and meaning. There is for everyone a special song that stirs an immediate response . . . what we must do, let us love to do.”

That expresses so well the spirit of education. But education is not approached exactly the same by every individual. A successful educational effort is measured by the growth of self-confidence in those being educated, and by the talent and skills developed within each individual enabling him to become a contributing member of his community.

We must keep on strengthening career education, understanding that not only is it important to prepare people for living, but we must prepare them

also for making a living. We must also recognize that this country was built with human hands as well as human minds and that there is a special dignity in work.

There are those who will continue to harbor memories of campus unrest and other difficulties of the past and point to these incidents as flaws in our educational system. Such reasoning should not be used today to penalize young people attending our highly regarded state universities.

In addition to providing necessary support for our Regents institutions and our area community colleges, we have an obligation to meet our commitments to fund the school aid formula from state revenues so property taxes will continue to decline.

The tuition grant program to provide aid for those wishing to attend our private colleges was started when this administration took place. It works—it must be supported.

The legislature two years ago followed my recommendations for needed auxiliary services for our students, regardless of the schools they attended, and funded the program. Unfortunately, during the last session "auxiliary services" were not satisfactorily defined. This must be clarified so this supportive program can function effectively for our non-public schools offer health diversity in our educational system.

With the current decline in enrollment and a stabilized birth rate, we are no longer running on a treadmill just keeping pace with growing numbers of students. Now with fewer in our schools, we can direct more of our attention to the development of improved educational approaches and services.

A youngster in need of special education needs it regardless of where he lives. Special education should then be placed under a reasonable and efficient system of administration, eliminating the out-of-date county superintendent structure. Also, we should all encourage our blossoming programs that help children with development disabilities.

Furthermore, I would ask that you carefully look at the recommendations of the Governor's Advisory Committee on Education relative to county-like administrative school districts and the establishment of a commission to assist school districts pinched in the vise of decreasing enrollment and increasing costs. Funding of the school budget review committee offers you a way to meet many special school district needs. And I continue to believe that a Professional Standards Act can contribute to the improvement of our educational system.

* * *

In concluding this morning, I would urge each and every one of you as elected representatives to undertake a task similar to that taken some centuries ago by Pericles of Athens. Of him it is said that: "By making the Athenians believe in their city, Pericles made them believe in themselves."

Your performance in the months ahead can give Iowans further cause to believe in their state government—in the rights that have so long sustained it and in the ideals that have so long upheld it. And in so doing all of us can help Iowans believe in themselves, thus invigorating their confidence in Iowa's future.

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

CANVASS OF VOTES

President Jepsen announced that the time had arrived for the canvass of votes for the office of Governor and Lieutenant Governor at the General Election held November 7, 1972, and announced as teller, on the part of the Senate, Senator Potter, and assistant tellers, Senators Murray and Hill, and as teller, on the part of the House, Representative Drake, and assistant tellers, Representatives Crabb and Small.

President Jepsen further announced that, in accordance with statute, tellers Potter and Drake would constitute the judges for said canvass.

The returns were opened in the presence of the joint convention and the tellers then proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 7, 1972.

On motion of Holden of Scott, the joint convention recessed until on or about 1:00 p.m., Thursday, January 11, 1973.

The Senate returned to the Senate chamber and resumed regular session, Senator Potter presiding

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

INTRODUCTION OF BILLS

Senate File 2, by Senator Hill, a bill for an act repealing anti-trust fees for a county attorney or the attorney general.

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

Senate File 3, by Senator Griffin (Knoke, Schroeder and Butler), a bill for an act relating to improvement bonds and special assessments on certain property outside of cities.

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

Senate File 4, by Senator Glenn, a bill for an act to require the reporting of election expenses subject to penalties imposed by law.

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

Senate File 5, by Senator Doderer, a bill for an act to repeal the procedure for establishment of a convention to ratify amend-

ments to the Constitution of the United States.

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

Senate File 6, by committee on county government (committee on county government), a bill for an act relating to commitment of alcohol and drug addicts.

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

Senate File 7, by committee on county government (committee on county government), a bill for an act relating to the return of marriage document.

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

SENATE CONCURRENT RESOLUTION 4

By Lamborn and Schaben

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Friday, March 9, 1973, it be to reconvene on Monday, March 19, 1973, at 10:00 a.m.

SENATE CONCURRENT RESOLUTION 5

By Rabedeaux

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-fifth General Assembly, 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 Harold E. Hughes, Senator Richard Clark; and Congressmen: Edward M. Mezvinsky, John C. Culver, H. R. Gross, Neal Smith, Wiley Mayne, William J. Scherle.

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

TO THE SENATE OF THE IOWA GENERAL ASSEMBLY:

Pursuant to the provisions of Section 68B.10, Code 1973, the undersigned Chief Justice of the Iowa Supreme Court, hereby appoints John H. Neiman of Des Moines and Francis L. Cudahy of Jefferson, neither of whom is an employee of the General Assembly, as members of the Ethics Committee in the Senate.

Dated this 9th day of January, 1973.

C. EDWIN MOORE

Chief Justice, Iowa Supreme Court

The original and a true copy of this Order have been filed with the Secretary of the Senate of the Iowa General Assembly on this 9th day of January, 1973.

CARROLL A. LANE

Secretary of the Senate

COMMUNICATIONS

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

January 9, 1973

Mr. Carroll Lane
Secretary of State
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 33 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

OFFICE
STATE COMPTROLLER

Claim Number	Name of Claimant Nature of Claim	Amount of Claim	Amount Approved
1808-64-25	Prentice-Hall, Inc. Englewood Cliffs, New Jersey Outdated invoice	\$ 29.86	Disapproved
1906-64-25	Allamakee Co. Dept. of Social Services, Waukon, Iowa Outdated Claim/Foster Care	1,372.65	Disapproved
2475-64-25	Allamakee Co. Dept. of Social Services, Waukon, Iowa Foster Care	2,544.68	Disapproved
2865-64-25	Family Practice Medical Center Nevada, Iowa Outdated Claim	13.00	Disapproved
2867-64-25	Ken Redfield Madison, Wisconsin Hunting License Refund	20.00	Disapproved
2905-64-25	Larry Wayne Ross Des Moines, Iowa Registration Fee Refund	387.00	Disapproved
2-65-25	Darius G. Burgess Valentine, Nebraska Registration Fee Refund	150.00	Disapproved

50-65-25	Allamakee Co. Dept. of Social Services, Waukon, Iowa Foster Care	3,538.50	Disapproved
157-65-25	Kliebenstein, Kliebenstein and Heronimus, Grundy Center, Iowa Real estate transfer tax refund	507.10	Disapproved
170-65-25	Iowa Parcel Service Des Moines, Iowa Permit fee refund	10.00	Disapproved
185-65-25	Allamakee County Dept. of Social Services, Waukon, Iowa Foster Care	3,015.87	Disapproved
194-65-25	James W. Miller Plainfield, Iowa Real estate transfer stamp tax refund	6.05	Disapproved
222-65-25	Buchanan County Dept. of Social Services Independence, Iowa Foster Care	4,804.53	Disapproved
232-65-25	United Parcel Service Des Moines, Iowa Permit fee refunds	540.00	Disapproved
233-65-25	Marion Van Driel Rock Valley, Iowa Registration Fee refund	126.48	Disapproved
261-65-25	Kira J. Rickabaugh Tabor, Iowa Broken eye glasses	32.50	Disapproved
262-65-25	John J. Fauquier Glenwood, Iowa Broken eye glasses	49.00	Disapproved
321-65-25	Daniel Dean Smith Des Moines, Iowa Compensatory time	897.80	Disapproved
377-65-25	Owen E. Franklin Woodward, Iowa Damage to Car	277.00	Disapproved
385-65-25	Morrell Employees' Credit Union Ottumwa, Iowa License Fee Refund	52.90	Disapproved
395-65-25	Robert M. Sutfin Arlington Heights, Illinois License Fee Refund	60.00	Disapproved
450-65-25	Linn County Treasurer Cedar Rapids, Iowa Outdated Invoice	2,704.00	Disapproved

456-65-25	Ralph's Distributing Company Ankeny, Iowa Outdated Invoice	1,529.57	Disapproved
687-65-25	Charles D. House Garner, Iowa Merit Pay Freeze Adjustment	12.50	Disapproved
688-65-25	Roger Stensland Sioux City, Iowa Merit Pay Freeze Adjustment	12.50	Disapproved
* 690-65-25	Harry Schroder West Union, Iowa Merit Pay Freeze Adjustment	12.50	Disapproved
691-65-25	Gordon R. Frizzell Oakland, Iowa Merit Pay Freeze Adjustment	12.50	Disapproved
*689-65-25	Kenneth L. Hill Manchester, Iowa Merit Pay Freeze Adjustment	12.50	Disapproved
692-65-25	Melvin E. Thien Tipton, Iowa Merit Pay Freeze Adjustment	12.50	Disapproved
747-65-25	Clayton County Elkader, Iowa Real Estate Tax Refund	52.92	Disapproved
749-65-25	Earl A. Michelson Des Moines, Iowa Real Estate Transfer Tax Refund	23.10	Disapproved
784-65-25	IBM Corporation Des Moines, Iowa Outdated Invoice	171.10	Disapproved
832-65-25	Rodney Laverne Kroemer Ft. Collins, Colorado License Fee Refund	13.00	Disapproved

January 9, 1973

Mr. Carroll Lane
Secretary of Senate
State House
Local

Dear Mr. Lane:

In accordance with Section 25A.12, Code of Iowa, 1973, we are hereby submitting to the General Assembly all claims and judgments paid during 1972 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

CHAPTER 25A GENERAL TORT CLAIMS APPROVED
BY STATE APPEAL BOARD, 1972

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-1840-64	Leah Fae Keeler	Fall at State Fair	\$ 4,500.00	\$ 1,041.63
T-1892-64	Sentry Insurance	Tar splashed on insured's car	309.65	309.65
T-2431-64	Jeannette Dinges	Bicycle damaged by Univ. of Iowa employee	3.81	3.81
T-2482-64	James N. Lyons	Auto damage by Mt. Pleasant Mental Health Institute resident	57.29	57.29
T-2691-64	Raymond R. Randall	Car damage by lawnmower of Univ. of Iowa employee	100.00	100.00
T-2757-64	Richard Braddock	Car damage from gravel road property of Univ. of Iowa	287.56	287.56
T-2830-64	Maynard L. Ward	Car collision with little train at State Fair	507.79	507.79
T-2831-64	Ilah Widney	Medical expenses from walking into air conditioner outside Drivers License Bureau Bldg.	40.00	40.00
T-2837-64	Bernard D. Sargent	Pickup damage when gate closed on truck at State Fair ..	105.06	105.06
T-117-65	Mr. and Mrs. Homer Taylor	House damage by ward of Annie Wittenmeyer Home	487.53	487.53
T-297-65	Kathleen Marie Aller	Slacks torn by fall on Univ. of Iowa campus	15.45	15.45
T-298-65	Richard E. Carpenter	Slacks torn by equipment at Dept. of Social Services	14.00	14.00
T-341-65	Virgil E. Reynolds	Car damage from plank fall at Conservation Commission	500.00	471.54
T-387-65	Samuel Brinton	Car damage by Woodward residents	93.50	93.50
T-448-65	Jayne Intelkofer	Injury from light globe falling from ceiling at UNI	50,000.00	618.75
T-485-65	Bonnibelle P. Rooney	Fall at Valley Bank and Trust Building	20.40	20.40

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-537-65	Travelers Insurance Wm. or Phyllis Freiburger	Car struck cow let out by Conservation Commission	1,124.81	1,124.81
T-739-65	Dorothy Brooks	Radio aerial broken by Woodward resident	14.42	14.42
T-740-65	Virginia M. or Russell Bonneson	Antenna snapped off car by Woodward resident	11.28	11.28
H-76-63-T	Walter B. Rae	Car damage from tamper on Highway Comm. truck	55.49	55.49
H-22-64-T	B. Lloyd Helton	Damage to mailbox by snowplow	6.69	6.69
H-57-64-T	Jennie M. Smith	Hotel damaged by adjacent defective road	2,971.31	2,971.31
H-247-64-T	Elizabeth Kershner Van Allen	Crop damage from flooding	500.00	75.00
H-248-64-T	Frances Kershner Bickelhaupt	Crop damage from flooding	500.00	75.00
H-253-64-T	Lillian Keerbs	Crop damage from flooding	250.00	125.00
H-256-64-T	Berwyn K. Polhill	Car damage by spray painting	60.00	60.00
H-2-65-T	Louis Lumir Barta	Crop damage from spray	30.21	30.21
H-4-65-T	James E. Osborn & Frances E. Osborn & Alfred Wheatley	Crop damage from channel carrying rain water being blocked by dirt	1,114.65	1,114.65
H-5-65-T	D. A. Kongs	Car accident—spike in windshield	83.83	83.83
H-6-65-T	Hubert C. Doolittle	Crop damage from construction work	836.56	300.00
H-9-65-T	John A. Harris	Car damage from steel doors by Highway Commission ...	51.50	51.50
H-20-65-T	Alice M. Funk	Car damage from cement	37.97	37.97
H-27-65-T	Eldon S. Jacobsen	Car damage from asphalt	22.35	22.35
H-28-65-T	Merritt H. Witzman	Damage to septic tank	147.69	147.69

2nd Day

TUESDAY, JANUARY 9, 1973

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-31-65-T	Henry C. Lamp	Trees killed by spray	66.00	66.00
H-33-65-T	Steve J. Muhl	Car damage from hitting loose expansion beam	127.45	127.45
H-32-65-T	James W. Seals	Car damage from rod	10.00	10.00
H-34-65-T	Jerome A. Gilmore	Car damage—failure to warn of construction	162.37	162.37
H-42-65-T	Home Insurance Co.	Insured's car damaged by shovel of debris	279.86	279.86
H-43-65-T	Helene L. Salemink	Plant killed by spray	10.00	10.00
H-44-65-T	Purex Corp., Ltd.	Car damage—failure to warn of construction	81.48	81.48
H-52-65-T	Frank Elifritz	Car damage—hit flag bases	224.36	224.36
H-55-65-T	John Nicholas Vollmar, Jr.	Survey pin ruined tire	12.84	12.84
H-75-65-T	Jimmie Boyles	Tire damage by spike from portable traffic recorder	19.51	19.51

CHAPTER 25A—TORT CLAIMS
JUDGMENTS AND SETTLEMENTS AT OR BEFORE TRIAL—1972

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-79-62-T	James H. Weisbrod	Two car collision during highway construction (Judgment)	\$194,016.27	\$134,087.67
H-74-63-T	Billie Jo Stanley	Drop-off at shoulder loss of leg (Judgment)	75,000.00	44,497.00
H-103-64-T	Debra Sue Johnson	Personal injuries stop sign down (Judgment)	36,700.00	31,225.08
T-495-63	Richard Fox	Personal injury at state penitentiary (Settlement)	20,000.00	6,000.00
H-140-64-T	Helen Treakle	Car slid on mud into cement pillars (Settlement)	70,075.00	644.72
H-6-64-T	Louise J. Burandt	Car slid on mud into cement pillars (Settlement)	65,140.00	644.72

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-1494-64	Vera Schultz, Guardian of the Per- son and Conservator of the property of OWEN LYLE HUMPHREY	Injection at MHI Cherokee (Settlement)	550,000.00	65,000.00
H-83—H-94- 64-T	Decorah drainage cases	Land damage-flooding (Settlement)	18,425.00	5,225.00
H-80-63-T	Alan Carl Wilcox	Accumulation of water in highway depression (Settlement).....	30,059.55	7,500.00
H-249-64-T	Lee vs. City of Spirit Lake and Stroller Fisheries, Inc. vs. State of Iowa	Property damage from sewer back up involving Highway Comm. garage (Settlement)	136,000.00	1,400.00
H-12-64-T	Darwin R. Kueck, Larry Darwin Kueck and Ronald Kueck	Property damage and personal injury when car ran into poorly marked median nose (Settlement) (Plus \$1.25 per day storage)	792.00	879.50
H-190-64-T	Tate's Gulf	Gas station closed due to widening highway (Settlement)	100.00	47.72

2nd Day

TUESDAY, JANUARY 9, 1973

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On motion of Senator Lamborn, the Senate adjourned until 9:30 a.m., Wednesday, January 10, 1973.

JOURNAL OF THE SENATE

THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JANUARY 10, 1973

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 Tuesday, January 9, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William A. Seidler, Jr., Jamaica, Iowa.

PRESENTATION OF VISITORS

Senator Taylor rose on a point of personal privilege and presented the Honorable James A. Potgeter, former member of the Senate from Hardin County.

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

Twenty-nine students from Central City High School, Central City, Iowa, accompanied by their instructor, Roger Rohwedder, and assistant instructor, Wayne Wood. Senator Potter.

ANNOUNCEMENT

Senator Lamborn announced that Senator Shaff would be chairman of the Senate committee on ethics.

ADOPTION OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 4

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

SENATE CONCURRENT RESOLUTION 4

By Lamborn and Schaben

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Friday, March 9, 1973, it be to reconvene on Monday, March 19, 1973, at 10:00 a.m.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 5

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

SENATE CONCURRENT RESOLUTION 5

By Rabedeaux

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-fifth General Assembly, 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 Harold E. Hughes, Senator Richard Clark; and Congressmen: Edward M. Mezvinsky, John C. Culver, H. R. Gross, Neal Smith, Wiley Mayne, William J. Scherle.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 6

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

SENATE CONCURRENT RESOLUTION 6

By Personnel Committee

Whereas, the Code provides that "The compensation of the joint legislative employees of the General Assembly shall be fixed by joint action of the House and Senate by resolution at the opening of the session or as soon thereafter as conveniently can be done";

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the daily compensation of all joint legislative employees of the Sixty-fifth General Assembly shall be as follows, to be paid in accordance with the rules of the Senate and House:

LEGISLATIVE SERVICE BUREAU

Bill Drafter	\$27.50
Research Assistant	18.00
Proofreaders	17.00
Bill Typist	17.00
Senior Bill Clerk	17.00
Bill Clerk	16.00
Xerox Operator	14.00
File Clerk	11.00

JOINT HELP

Supervisor of Legislative Index Clerks	22.00
Assistant Supervisor of Legislative Index Clerks	18.00
Index Clerk	15.00
Assistant Index Clerk	13.00
Law Library Clerk	14.00
Historical Building Clerk	14.00
Mail Carrier	13.00
Postmistress	13.00

CUSTODIAN

Parking Attendants	14.00
Janitors	13.00
Night Watchmen	12.00
Elevator Operators	12.00
Matron	11.00

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.

SUPPLEMENTAL REPORT OF COMMITTEE ON CREDENTIALS

Senator Milligan submitted the following report:

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

CERTIFICATION
STATE OF IOWA
Office of
THE SECRETARY OF STATE

To the Honorable, the Secretary of the Senate:

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

DO HEREBY CERTIFY, that the State Canvassing Board has declared that at a Special Election held on January 4, 1973, **Richard R. Ramsey** was declared elected to the office of State Senator for the Forty-seventh District, to fill a vacancy in a two year term which began in January, 1973.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 9th day of January, A. D., 1973.

(Seal)

MELVIN D. SYNHORST, Secretary of State

GEORGE F. MILLIGAN, Chairman
TOM RILEY
BARTON L. SCHWIEGER

Senator Rabedeaux took the chair at 12:10 p.m.

President Jepsen took the chair at 12:20 p.m.

Senator Schaben offered the following amendment:

- 1 Amend the Supplemental Report of Committee on Credentials filed
- 2 January 10, 1973, line 3, by inserting after the word "Assembly" the
- 3 the following: ", subject to any contest filed within twenty days of
- 4 the election date,".

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

- 1 Amend the Schaben amendment filed January 10, 1973 to the
- 2 Supplemental Report of the Committee on Credentials, line 3, by
- 3 inserting after the word "to" the words "the decision of".

The amendment to the amendment was adopted.

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

On motion of Senator Milligan, the Supplemental Report of the Committee on Credentials as amended was adopted.

Senator Ramsey appeared before the bar of the Senate where he was duly sworn and subscribed his name to the oath of office.

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

AFTERNOON SESSION

The Senate reconvened, President Jepsen presiding.

INTRODUCTION OF BILLS

Senate Joint Resolution 1, by Senators Priebe and Doderer, a joint resolution proposing to the President of the United States, Richard M. Nixon, United States Secretary of Agriculture, Earl Butz, and members of the Iowa Congressional Delegation, that the funds being withheld for the Rural Environmental Assistance Program, the Rural Electrification Administration Loan Programs, and the Rural Emergency Loans Program be released.

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

Senate File 8, by Senator Kelly, a bill for an act to repeal bounties on certain wild animals.

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

Senate File 9, by Senator Kelly, a bill for an act relating to the interest rates on judgments and decrees.

Read first time and passed on file.

Senate File 10, by Senator Griffin, a bill for an act relating to the tax on motor fuel and special fuel, creating a grade separation fund, and appropriating and allocating funds.

Read first time and passed on file.

Senate File 11, by Senator Doderer (Small), a bill for an act relating to dissolution of marriage.

Read first time and passed on file.

COMMITTEE ON PHOTOGRAPHS

Senator Miller of Marshall moved that a committee of one be appointed to cooperate with the State Superintendent of Printing in securing Senate photographs for use in the Iowa Official Register.

The motion prevailed and the Chair appointed Senator Miller.

ADOPTION OF SENATE CONCURRENT RESOLUTION 7

Senator Rabedaux asked and received unanimous consent to take up the following resolution:

SENATE CONCURRENT RESOLUTION 7

By Personnel Committee

Whereas, the Code provides that "The compensation of the chaplains, and officers and employees of the General Assembly shall be fixed by joint action of the House and Senate by resolution at the opening of the session, or as soon thereafter as conveniently can be done";

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the daily compensation of all chaplains, and officers and employees of the Sixty-fifth General Assembly shall be as follows, to be paid in accordance with the rules of the Senate and House:

OFFICERS AND EMPLOYEES OF THE SENATE

Assistant Secretary and Reading Clerk	\$40.00
Legislative Counsel	36.00
Administrative Assistant to Lieutenant Governor	33.00
Law and Bill Clerks	33.00
Majority Law Clerk	28.00
Minority Law Clerk	28.00
Executive Secretary to Lieutenant Governor	26.00
Executive Secretary to Secretary of the Senate	26.00
Journal Clerk	24.00
Assistant Journal Clerk	21.00
Engrossing Clerk	21.00
Supply Clerk	20.00
Secretary to Secretary	20.00

Secretary and Enrolling Clerk	20.00
Payroll Clerk	20.00
Assistant Law Clerk	20.00
Sergeant-at-Arms	18.00
Special Clerk	17.00
General Clerk	17.00
Secretaries to Senate Standing Committees	17.00
Secretaries to Senate Appropriations Subcommittee Chairmen	17.00
Secretary to President Pro Tempore	17.00
Senate Floor Leaders' Secretaries (2)	17.00
Senate Assistant Floor Leaders' Secretaries	16.00
Senate Ranking Member Committee Secretaries	16.00
Senate Secretaries	15.00
Switchboard Operators	15.00
Control Board Operator	14.00
Bill Clerk	15.00
Assistant Bill Clerks	12.00
Assistant Sergeant-at-Arms	14.00
Chief Doorkeeper	14.00
Doorkeepers	13.00
Post Office	13.00
Cloakroom Attendant	12.00
Porter	12.00
Pages	11.00

OFFICERS AND EMPLOYEES OF THE HOUSE

Assistant Chief Clerk and Reading Clerk	30.00
Legislative Counsel	40.00
Research Assistant to the Speaker	26.00
Research Assistant (Majority Leader)	25.00
Research Assistant (Minority Leader)	25.00
Law and Bill Clerks	30.00
Majority Law Clerk	28.00
Minority Law Clerk	28.00
Engrossing Clerk	22.00
Chief Journal Clerk	28.00
Journal Clerk	22.00
Administrative Assistant to Chief Clerk	26.00
Executive Secretary to Chief Clerk	26.00
Clerk to Chief Clerk	17.00
Finance Clerk	24.00
Supervisor of Clerks	23.00
Executive Secretary to Speaker	26.00
Assistant to Legislative Counsel and Enrolling Clerk	23.00
Secretaries to House Standing Committee Chairmen	17.00
Secretaries to House Appropriations Subcommittee Chairmen	17.00
House Floor Leaders' Secretaries (2)	17.00
House Ranking Member Committee Secretaries	16.00
Secretary to House Assistant Floor Leaders	16.00
House Secretaries	15.00
Special Clerk	17.00
General Clerk	17.00
Swing Clerk	15.00
Sergeant-at-Arms	18.00

Assistant Sergeant-at-Arms	15.00
Bill Clerk	15.00
Assistant Bill Clerk	14.00
File Clerk	13.00
Supply Clerk	17.00
Chief Electrician	20.00
Assistant Electrician	18.00
Control Board Operator	17.00
Assistant Voting Machine Operator	17.00
Postmaster	13.00
Chief Doorkeeper	14.00
Doorkeepers	13.00
Cloakroom Attendant	12.00
Pages	11.00
Janitor	13.00
Switchboard Operators	15.00

Be It Further Resolved: That the compensation of chaplains officiating at the opening of the sessions of the Senate and House of the Sixty-fifth General Assembly shall be fixed at ten (10) dollars for each branch of the General Assembly; and, in addition thereto, mileage at the rate of ten (10) cents per mile to and from the State Capitol.

Senator Schaben offered the following amendment:

- 1 Amend Senate Concurrent Resolution 7 under "Officers and Em-
- 2 ployees of the Senate" as
- 3 follows:
- 4 "Secretaries to Senate Standing Committees": strike the figure
- 5 "17.00" and insert the figure "19.00".
- 6 "Secretaries to Senate Appropriations Subcommittee Chairmen":
- 7 strike the figure "17.00" and insert the figure "19.00".
- 8 "Secretary to President Pro Tempore": strike the figure "17.00"
- 9 and insert the figure "19.00".
- 10 "Senate Floor Leaders' Secretaries (2)": strike the figure "17.00"
- 11 and insert the figure "19.00".
- 12 "Senate Assistant Floor Leaders' Secretaries": strike the figure
- 13 "16.00" and insert the figure "18.00".
- 14 "Senate Ranking Member Committee Secretaries": strike the figure
- 15 "16.00" and insert the figure "18.00".
- 16 "Senate Secretaries": strike the figure "15.00" and insert the
- 17 figure "17.00".
- 18 Further amend Senate Concurrent Resolution 7 under "Officers and
- 19 Employees of the
- 20 House" as follows:
- 21 "Secretaries to House Standing Committee Chairmen": strike the
- 22 figure "17.00" and insert the figure "19.00".
- 23 "Secretaries to House Appropriations Subcommittee Chairmen":
- 24 strike the figure "17.00" and insert the figure "19.00".
- 25 "House Floor Leaders' Secretaries (2)": strike the figure "17.00"
- and insert the figure "19.00".
- "House Ranking Member Committee Secretaries": strike the figure

Page 2

- 1 "16.00" and insert the figure "18.00".
- 2 "Secretary to House Assistant Floor Leaders": strike the figure
- 3 "16.00" and insert the figure "18.00".
- 4 "House Secretaries": strike the figure "15.00" and insert the
- 5 figure "17.00".

Senator Schaben moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.C.R. 7) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Junkins	Orr	Schaben
Coleman	Kennedy	Palmer	Scott
Doderer	Kinley	Priebe	Van Gilst
Glenn	Miller of	Rodgers	Willits
Gluba	Des Moines		
Heying	Nolin		

Nays, 26:

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

Absent or not voting, 5:

Bergman	Kyhl	Robinson	Tieden
Gallagher			

The amendment lost.

On motion of Senator Rabedeaux, the resolution was adopted.

ANNOUNCEMENT

The Chair announced the appointment of Senator Ramsey to the following temporary committees of the Senate:

Human and industrial relations, Ranking Member
 County government
 Judiciary

EXPLANATION OF VOTE

MR. PRESIDENT: I was in conference in the Attorney General's Office when the vote was taken on Senate Concurrent Resolution 7. Had I been present, I would have voted "nay".

DALE L. TIEDEN

On motion of Senator Lamborn, the Senate adjourned until 9:30 a.m., Thursday, January 11, 1973.

JOURNAL OF THE SENATE

FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, JANUARY 11, 1973

The Senate met in regular session, President Jepsen presiding.

Prayer was offered by the Reverend Emmett Busch, pastor of the Lutheran Church, Bellevue, Iowa.

The Senate pledged allegiance to the flag.

The Journal of Wednesday, January 10, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert A. Mandershied, Boone, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Gallagher for the day because of a death in his family, on request of Senator Miller of Des Moines.

PETITION FILED

The following petition was presented and placed on file:

By Senator Taylor, from fifteen residents of Hancock County favoring legislation relating to drug abuse information for school guidance counselors.

INTRODUCTION OF BILLS

Senate File 12, by Senator Potter, a bill for an act relating to the office of the auditor of state.

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

Senate File 13, by committee on judiciary, a bill for an act relating to statutory construction.

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

Senate File 14, by Senator Griffin (Knoke and Butler), a bill for an act to provide for police reserve units in cities with populations over five thousand.

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

Senate File 15, by Senators Doderer and Potter, a bill for an act relating to smoking in conveyances used in the public transportation of passengers and providing penalties.

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 adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 6, providing compensation of the joint legislative employees of the General Assembly of the Sixty-fifth General Assembly.

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

House Concurrent Resolution 4, setting adjournment on Thursday afternoon, January 11, 1973, to reconvene on Monday, January 15, 1973.

WILLIAM H. HARBOR, Chief Clerk

REFERRED TO THE RULES COMMITTEE

Senator Milligan asked unanimous consent that the Journal of Wednesday, January 10, 1973, record the fact that both the majority and minority political parties in the Senate held secret caucuses, as well as the specific time such caucuses were called.

Objection was raised by Senator Hill.

Senator Milligan moved that the Journal of Wednesday, January 10, 1973, record the fact that both the majority and minority political parties in the Senate held secret caucuses, as well as the specific time such caucuses were called.

Senator Hill raised a point of order on the motion for the reason that the subject matter should be referred to the committee on rules for study.

The Chair ruled the point not well taken and the motion in order.

Senator Hill moved as a substitute motion that the subject matter of the motion by Senator Milligan be referred to the committee on rules.

Roll call was requested by Senator Milligan.

On the question "Shall the substitute motion by Senator Hill prevail?" the vote was:

Rule 24 was invoked.

Ayes, 31:

Andersen	Kennedy	Nystrom	Schwengels
Coleman	Kinley	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
Doderer	McCartney	Priebe	Shaw
Heying	Miller of	Rabedeaux	Taylor
Hill	Des Moines	Robinson	Tieden
Hultman	Miller of	Rodgers	Van Gilst
Junkins	Marshall	Schaben	Winkelman
Kelly			

Nays, 12:

Blouin	Gluba	Milligan	Palmer
DeKoster	Griffin	Murray	Ramsey
Glenn	Hansen	Orr	Willits

Absent or not voting, 7:

Bergman	Gallagher	Nolin	Schwieger
Briles	Kyhl	Riley	

The 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 adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 7, providing for the compensation of the chaplains, officers and employees of the Sixty-fifth General Assembly.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTION 4

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

HOUSE CONCURRENT RESOLUTION 4

By Holden

Be It Resolved by the House, the Senate Concurring: That when adjournment is had on Thursday afternoon, January 11, 1973, it be to reconvene at 10:00 a.m., Monday January 15, 1973.

The motion prevailed and the resolution was adopted.

EXPRESSION OF THANKS

President Jepsen expressed his thanks to the members of the Senate for the cooperation and courtesies extended to him as presiding officer; that it had been an honor and a pleasure to serve them.

POINTS OF PERSONAL PRIVILEGE

Senator Schaben rose on a point of personal privilege to extend best wishes to the retiring Lieutenant Governor and expressed the appreciation of the minority party for his fairness as presiding officer.

Senator Lamborn rose on a point of personal privilege to extend his best wishes to the retiring Lieutenant Governor and to express his thanks for the privilege of working with him as majority floor leader and his feeling of regret at his leaving.

REPORT OF JOINT PERSONNEL COMMITTEE
ON JOINT LEGISLATIVE EMPLOYEES

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

LEGISLATIVE SERVICE BUREAU

Bill Drafter:

LeRoy Zeman

Proofreaders

Maxine E. Balducki

Evelyn S. Kendrick

Dorothy M. Kelley

Anne R. McCord

Patricia V. Warner

Bill Typist:

Donna W. Greenwood

Senior Bill Clerk:

Lois N. Carter

Bill Clerk:

Janet Kay Johnson

Xerox Operator:

Margaret S. Hart

File Clerk:

Marcia Ann Cranberg

JOINT HELP

Supervisor of Legislative Index Clerks:

Maxine Gunton

Assistant Supervisor of Legislative Index Clerks:

Juanita Swackhammer

Index Clerk:

Terry Pepper

Assistant Index Clerk:

R. Keith Davis

Law Library Clerk:
Nancy J. Fischer
Mail Carrier:
James McCabe

CUSTODIAN

Parking Attendants:
Frank Miller
Clarence Seid
Albert Pewick
James Webb
Raymond Keeney
Harold Missman
Joe Hooker
Janitors:
Gordon Cosner
Donald Day
Carl Taylor
Dell Bullocks
Fred Mascaro
James Tharp
Calvin Pruitt
Elevator Operators:
Evelyn Mead
Vicki Hyland
Matron:
Mary Parker
Night Watchmen:
Alex Moffatt
Pirl Stuart

JAMES E. BRILES
On the part of the Senate
FLOYD H. MILLEN
On the part of the House

SENATE CONCURRENT RESOLUTION 8

By Doderer and Lamborn

Whereas, because of the complexity of proceedings and issues and the approval of annual legislative sessions the need for trained and qualified people to work in the General Assembly is apparent; and

Whereas, there presently exist no formal job descriptions, classification plans, training sessions, salary promotion schedules, or qualification standards for employees of the General Assembly; and

Whereas, standards for employment in the General Assembly should be based upon skilled and professional ability to perform jobs for which job descriptions should be available and adequate salaries should be provided which salaries should, where appropriate, be expressed at an annual rate rather than a seven-day daily rate; and

Whereas, no detailed study has been undertaken in recent years which would have as its goal the employment of competent persons in the General

Assembly at salaries commensurate with their experience, skills, education, and training, *Now, Therefore,*

Be It Resolved by the Senate, the House Concurring, That the legislative council is directed to create a study committee for the purpose of undertaking a study of the employment positions in the General Assembly and pursuant to such study the study committee shall:

a. Develop an employees handbook for employees of the General Assembly which shall describe in detail each job as well as the skills, qualifications, education, and training of persons eligible to hold such jobs;

b. Recommend salaries commensurate with the positions described in the employees handbook, which salaries shall be competitive and provide for position increases dependent upon experience and performance;

c. Create an employees' orientation and training program which program should be conducted prior to the convening of the General Assembly;

d. Make any other recommendations designed to improve the image of legislative employees and provide legislators with employees willing and capable of performing jobs required for the smooth functioning of the General Assembly; and

Be It Further Resolved, That the study committee shall consist of members of both houses and political parties represented in the General Assembly and may consist of legislative employees appointed by the legislative council; and

Be It Further Resolved, That a report of the findings of the study committee shall be prepared and submitted to the General Assembly meeting in the year 1974 which report shall be accompanied by the materials required to be prepared by this resolution.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m. to reassemble in the North Room, Second Floor, of the Veterans Memorial Auditorium.

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 Senate Concurrent Resolution 1, duly adopted, the Senate proceeded to the seat of the joint convention on the main floor of the Veterans Memorial Auditorium in columns of two's, led by the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

The joint convention reconvened, Presiding Jepsen presiding.

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

The motion prevailed.

President Jepsen declared a majority of the General Assembly present at the joint convention.

The report of canvass of the vote was read by the Secretary of the joint convention as follows:

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

Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 7, 1972, beg leave to make the following report of the total vote cast for Governor:

Robert D. Ray	707,177
Paul Franzenburg	488,282
Robert Dilley	15,715
Scattering	48

And the total vote cast for Lieutenant Governor at the election, held November 7, 1972:

Arthur A. Neu	605,191
William Gannon	551,071
Scattering	23

All of which is most respectfully submitted.

RALPH W. POTTER	JOHN S. MURRAY
RICHARD F. DRAKE	EUGENE M. HILL
Judges	FRANK CRABB
WILLIAM H. HARBOR	ARTHUR A. SMALL, JR.
Secretary of the Joint Convention	Tellers

Senator Potter of Linn moved that the report be adopted.

The motion prevailed and the report was adopted.

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

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

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

This is to certify that upon a canvass in joint convention of the two houses of the Sixty-fifth General Assembly of the State of Iowa, of all the votes cast at the general election held November 7, 1972, for the office of the Governor of the State of Iowa, it appeared that Robert D. Ray received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this eleventh day of January, A. D. 1973.

ANDREW VARLEY
Speaker of the House
WILLIAM H. HARBOR
Chief Clerk of the House and
Sec'y of the Joint Convention
RICHARD F. DRAKE
Teller of the House

ROGER W. JEPSEN
President of the Senate and
President of the Joint Convention
RALPH W. POTTER
Teller of the Senate

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

This is to certify that upon a canvass in joint convention of the two houses of the Sixty-fifth General Assembly of the State of Iowa, of all votes cast at the general election held November 7, 1972, for the office of Lieutenant Governor of the State of Iowa, it appeared that Arthur A. Neu received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this eleventh day of January, A.D., 1973.

ANDREW VARLEY
Speaker of the House
WILLIAM H. HARBOR
Chief Clerk of the House and
Sec'y of the Joint Convention
RICHARD F. DRAKE
Teller of the House

ROGER W. JEPSEN
President of the Senate and
President of the Joint Convention
RALPH W. POTTER
Teller of the Senate

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

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

The motion prevailed and President Jepsen named as such committee Senators McCartney of Floyd, Nolin of Carroll and Winkelman of Calhoun and Representatives Pellett of Cass, Lippold of Black Hawk and Monroe of Des Moines.

A concert was presented by the "Old Gold Singers" of the State University of Iowa under the direction of Richard P. Hoffman.

REPORT OF COMMITTEE

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

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

Respectfully submitted,

RALPH F. McCARTNEY	WENDELL C. PELLETT
KARL NOLIN	DONALD L. LIPPOLD
WILLIAM P. WINKELMAN	W. R. MONROE, JR.

The report was adopted.

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

Governor-elect Robert D. Ray and Lieutenant Governor-elect Arthur A. Neu were escorted to the rostrum by the inaugural committee consisting of Senators Plymat of Polk, Hultman of Montgomery, Gallagher of Black Hawk, Junkins of Lee, Schwengels of Jefferson and Taylor of Hardin, on the part of the Senate, and Representatives Clark of Lee, McElroy of Fremont, DeJong of Marion, Wells of Linn, Husak of Tama and Caffrey of Polk, on the part of the House.

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

The National Anthem was sung by the State Employees Chorus of Iowa under the direction of Bill Johnson.

The invocation was delivered by the Reverend Robert B. Hedges, Rector St. Timothy's Episcopal Church, Des Moines, and Staff Chaplain, Iowa Army National Guard.

The oath of office was administered to Lieutenant Governor-elect Arthur A. Neu by Chief Justice C. Edwin Moore of the Supreme Court of Iowa.

President Jepsen presented Lieutenant Governor Arthur A. Neu.

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

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

MR. PRESIDENT, MR. SPEAKER, MR. CHIEF JUSTICE, AND MEMBERS OF OUR HIGHEST COURT, ELECTED PUBLIC OFFICIALS, MEMBERS OF THE SIXTY-FIFTH GENERAL ASSEMBLY AND CITIZENS OF OUR STATE:

This is a bright day for government in Iowa.

I say that—not because a Governor and Lieutenant Governor are being inaugurated—but because people in all parts of Iowa, of all ages and occupations and all types of interest are focusing their attention on their state government today.

Arrogant we would be, indeed, if we didn't realize that their interest must be our concern, their hopes must be our guide, their dreams our encouragement.

Each one of you legislators has won a right to be here, a right to a very special calling—that of representing the people who live in your district, who now, because of fine-line reapportionment, number the same as all other districts. These citizens have, by a majority, chosen each of you to speak for them and to participate in shaping their future. In each district, you and I both represent exactly the same people. It therefore behooves all of us to work for solutions to their problems, plan and act for their future and the place they call home.

This in no way means there cannot be or should not be varying and differing thoughts and ideas. On the contrary, your job is to use responsibly the great liberty and freedom that is yours to express your views and to argue freely for what you believe will best serve the people of our state.

Though I will be the first to concede that the legislative district lines drawn in the new reapportionment plan have created some confusion and drawbacks, one very positive change is emerging. No longer can many of you in the General Assembly be labeled simply as "urban" or "rural" lawmakers. You are *Iowa* legislators, each of you speaking for all conditions of people.

All of us have been elected as partisan politicians, but if this last election proved anything, it proved that each elected official—as never before—is going to be held strictly accountable for his or her performance. This promises to be a great strength for our system—a system that has been criticized, scoffed at, ridiculed and attacked. But one thing is sure, it has

endured for nearly 200 years. And it has endured because it gives to the people of this country and this state the freedom to debate and the freedom to change and to protect, and that is what you are now called upon to do.

Your purpose is not to see how you can advance yourselves either as individuals or as a legislative body; your charge is to do what you can to advance our people and the quality of life in our state.

Politics is a noble calling; it does not need to be demeaning; it can be inspiring. Let us all remember that politics requires realism—it does not need cynicism—and it thrives on healthy idealism.

Two days ago I presented to you legislators a program that isn't a "mission impossible." It's attainable. It offers to you and to the other Iowans who are your constituents a better tomorrow—a brighter future—and a stronger, safer and even more attractive place to live and to grow.

Details and additional aspects of these attainable goals for this legislative session and this biennium will be forthcoming January 25.

In not one, two or even three messages can I, or could anyone, cover all important matters for your consideration. But I want you to know my very capable staff and I will welcome the opportunity to work with you on the many subjects that will come before you.

* * *

Some four years ago the Des Moines Register published a series about the *Cities of Iowa, 1985*. In the concluding paragraph of the last article the comment appeared: "*Man cannot predict the future. But he can invent it.*"

That says well what your role is as you embark on an exciting venture—not always safe and secure, but one with an attainable destination.

* * *

Just a few days ago, Mr. Alvin Toffler, the noted author of "Future Shock," visited with me in my office.

He was here to meet with our special committee that is working to outline plans for a conference we will be holding on the Future of Iowa. We discussed the very basic reason for such an undertaking. If you care not where you go, you have no need to know the direction you're traveling. On the other hand, if you have goals, there is every reason to establish a direction.

And as Toffler said in his book "The Futurists": "We cannot humanize the future until we draw it into our consciousness and probe it with all the intelligence and imagination at our command. This is what we are now beginning to do."

This state of ours will not be what we merely imagine it will be in the future. It will be what we want it to be, but then only if we set goals, make the necessary sacrifices, extend the required effort, and have the confidence that these goals will be reached.

Through the goals we set, and the accomplishments of them, we will have a hand in the invention of Iowa's future.

We know, of course, some of Iowa's challenges cannot be neatly dealt with by passage of a bill or the approval of an appropriation. But they can be met successfully and the extent of that success will depend upon our attitudes as we approach them.

Would you believe, as an example, less than 100 years ago, the idea of the domestic electric light was laughed at—except by one person, a 31-year-old inventor named Thomas Edison.

It is sad to think of the opportunities which have been missed because those who set their sights on progressive goals started toward them with the preconceived notion they could not be reached.

One of the great missed opportunities that might have been a part of Iowa's future was a World Food Exposition in observance of this country's 200th birthday. The Expo, as we envisioned it, will not happen now, but our efforts should not cease in producing a meaningful observance.

* * *

Today we are getting a glimpse into not only Iowa's future, but our country's future as we face a very genuine fuel crisis.

We are taking emergency measures to see that whatever amounts of heating oil our state officials are able to obtain are apportioned out to those in the most dire need. It is a totally new experience for all of us. We in state government have never been in the heating oil business before. And the obstacles we have confronted as we have scoured the country for extra gallons of heating oil have been tremendous. But we have kept trying, knowing that it is never easy when a situation becomes so desperate that government has to step in. If the solution had been easy, government would not have been called.

Even as we ponder the short-range outcome of the fuel crisis and its effect on people, we can still point to some positive things which have already evolved. First, this crisis is clearly a warning. Our energy resources are limited; they are rapidly becoming exhausted. This country will have to become as conscious of energy management in the 1970's as we became environmentally conscious in the 1960's.

Second, the current crisis reinforces the wisdom of the action we initiated last April when we began researching methods to desulphurize our Iowa coal in order that it could be used and still meet air pollution standards. At the same time, we are seeking ways to extract Iowa's vast coal reserves without destroying the land above them.

If we are successful, Iowa's coal reserves, and those in our neighboring midwest states, can contribute substantially toward a solution to the national energy crisis throughout the rest of this century.

One possible legislative response to the current fuel problem—though one you should approach cautiously until the immediate crisis has eased—is a means to provide assurance to heating oil consumers that the commitments made to them by their suppliers are actually backed up by the ability to deliver. During this crisis we have learned of incidents where agreements have been made with no assurance that they could be fulfilled.

* * *

No consideration of Iowa's future should omit the fact that we are an agricultural state.

Seldom any more do you hear Iowans apologize for being a "farm state" and rarely do you hear people in agriculture say, "I'm just a farmer." We have come to have a great appreciation for our agriculture, not only because we look to it for our economic well-being, but because so much of the world depends on what is produced here.

Furthermore, though we are pleased that our farmers are now getting a better share of the economy, the fact that they have one good year behind them is a shallow reason to curtail such programs as federal aid for soil

conservation practices on the premise that the farmer can now afford to pay for such things himself.

How can you tell the farmer that the very programs that develop rural America and fight pollution cannot be sustained while at the same time the federal government bails out giant aircraft corporations from financial difficulties caused by their own mismanagement?

We're talking about priorities. As an example, rural environmental action program funds cut off by the U.S.D.A. two weeks ago have been used to fight soil erosion and water pollution. It is a fight that benefits all our people, not just farmers.

* * *

We know Iowa is destined to remain an agricultural giant. But as Mr. Charles Mueller, a newcomer to the Iowa business community, summed up concisely in telling why his plastic manufacturing plant located in the bustling community of Monticello: "Iowa makes it attractive for industry to come in. Iowa has an attractive business climate and wants industry. And we found that the people of Iowa still like to work."

And so it is that many outstanding firms have found "Iowa a Place to Grow."

Practically every community in Iowa is in competition with others for its share of this growth. But as this competition continues *all of us must discipline ourselves to be able to say "no" to any industry that would de-spoil our state or bring to Iowa the same kind of conditions the industry might be trying to escape in leaving a congested and crowded city. We just do not need that kind of growth in Iowa.*

* * *

Growth means more than just a job. We are expanding the dimensions of human experience in Iowa. We see shining examples of enduring beauty that have come to completion on the Iowa landscape: The C. Y. Stephens Auditorium and the Hilton Coliseum at Iowa State University, and the Hancher Auditorium at the University of Iowa. I mention them because they are much more than just buildings—they are a means to enrich not only their immediate areas but also the farthest reaches of the state. They are harbingers of creative change that has been sweeping Iowa.

* * *

You heard me say Tuesday that some of our greatest gains in education are yet ahead of us, as we move away from the dependence on property tax.

The hard fact of declining school enrollments offers both opportunities and problems. On the plus side, it means that we can use existing resources to increase the quality of education instead of concentrating so much on keeping up with the quantity of youngsters in the educational pipeline.

On the other hand, some schools are squeezed by rising costs and dwindling numbers of pupils. This kind of circumstance often prompts community-minded people into the wrong decisions. In the past there have been communities, losing population, that resisted change in a school system thinking that to maintain the status quo would save the community. Usually it did not. On the other hand, we have seen that schools remain in the communities that come up with ways to inject new growth into the towns. *In short: You don't save communities by saving the schools; you*

save the schools by saving the communities. Maintenance of our educational system is one of the best arguments I know for community development.

* * *

—But what is community development? Is it government jumping into an area with grants-in-aid and guidelines and trying to perform miracles where the people who live there have waited for someone else to save them? I think not, although government certainly must help.

Community development happens when people have a sense of loyalty to their area.

It happens when civic groups and churches start working together.

It happens when local businesses and Chambers of Commerce start hustling for new industry, when home builders and lenders take a few calculated risks and when main street merchants dip into the profits to put up new store-fronts.

It happens when people look around them and realize that where they live is the right place and they aren't willing to see it disappear.

In other words for all that government is willing to do and can do, community development depends upon that "sense of community" within the people themselves.

* * *

—While I believe we will succeed in having a balanced Iowa, I think we must also acknowledge that our society will become more complex.

As this occurs, the threat to individual freedoms increases and we in government must guard against this. Reinforcing the will of our people themselves to protect a free society, two things help us to insure that we will live up to our state motto: "Our liberties we prize and our rights we will maintain."

One is an open government; the other is a free and responsible press. You cannot separate the two, for the free press assures open government and the openness of government to all in the news media offers assurance that we will have a responsible press.

Just as the press is zealous in protecting the people's right to know, so should government be equally zealous in maintaining the people's right to find out. Although Iowa now has an excellent open meetings law, a law is also needed to shield reporters from being compelled to reveal confidential sources of information.

* * *

And finally, as we think of change, we view the political scene in Iowa today. The 1972 election in Iowa proved that the vast majority of our voters are governed more by their heads than their habits. And while I do not agree with those who say the two-party system is headed for oblivion, it is most certainly headed for change. Today's politics must be the politics of human contact—of reaching people—not just by phrase but by deed.

I think both major political parties have an obligation to preserve themselves, not only for their own sake, but for a more basic reason which I can express but with a simple analogy.

When you live in a town with one drug store, you *may* get good service when you need a prescription filled. But if you live in a town with two drug stores, you *know* you are going to get good service.

* * *

When I spoke to you Tuesday, I made reference to Pericles of Athens. At the risk of being accused of over-emphasizing the wisdom of two mil-

leniums ago, I want to share with you one other thought from that ancient city-state which was, after all, the Cradle of Democracy.

It sums up well what should be the charge of every Iowan as we face our future:

It was an oath that the young men took upon becoming citizens of Athens.

“We will ever strive for the ideals and sacred things of this city, both alone and with the many.

“We will unceasingly seek to quicken the sense of public duty. We will revere and obey the laws.

“We will transmit this city not less, but greater, better and more beautiful than it was transmitted to us.”

The benediction was offered by the Most Reverend Maurice J. Dingman, D.D., Bishop of the Catholic Diocese of Des Moines.

The colors were retired.

Speaker Varley in the chair.

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

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

The motion prevailed.

Holden of Scott moved that the joint convention be now dissolved.

The motion prevailed.

In accordance with House Concurrent Resolution 4, adopted January 11, 1973, Senator Lamborn moved that the Senate adjourn until 10:00 a.m., Monday, January 15, 1973.

JOURNAL OF THE SENATE

EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY JANUARY 15, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father James Kleffman, pastor of St. Anthony's Catholic Church, Des Moines, Iowa.

The Journal of Thursday, January 11, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Keith F. Mills, Lone Tree, Iowa.

LEAVE OF ABSENCE

Senator Lamborn asked and received unanimous consent that Senator Kyhl be granted an extended leave of absence due to his serious illness.

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 joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 1, proposing that funds being withheld for the Rural Environmental Assistance Program, the Rural Electrification Administration Loan Programs, and Rural Emergency Loans be released.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 2, by Senators Rodgers and Miller of Marshall, a joint resolution designating the ladybug the state insect of Iowa.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House Joint Resolution 1, a joint resolution proposing to the President of the United States, Secretary of Agriculture, Earl Butz, and members of the Iowa Congressional Delegation, that

the funds being withheld for the Rural Environmental Assistance Program (ASCS), the Rural Electrification Administration Loan Programs (REA), and the Rural Emergency Loans Program (FHA) be released.

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

REMARKS BY PRESIDENT NEU

President Neu addressed the Senate with the following remarks:

It is a great honor for me to greet you this morning as the new President of the Iowa Senate. After all, it took me only 15 months and 47,000 miles to get from seat 24 to this one.

Understandably, all of you are anxious to move on to substantive legislative matters. But first I do ask your indulgence so that I may share with you a few thoughts about the responsibilities of individual Senators.

As Governor Ray stated in his Inaugural message, you all are *Iowa* legislators responsible for all conditions of all people. The Supreme Court has insured that no one of you can view yourself as simply an "urban" or "rural" lawmaker. In effect, our new reapportionment plan has placed a greater burden, or challenge, upon each of you.

Accordingly, we must try at all times to be above partisanship. Naturally there will be disagreements and debates that break along party lines. But irrelevant, unproductive partisan speeches and tactics will benefit neither the Iowa Senate nor the people of Iowa.

We all want a session of which we can be proud, and that necessarily leaves little room for frivolous partisanship. Moreover, I am certain that any Senator desiring to score partisan points can meet with the news media at any time in the rotunda.

There are, of course, many important proposals and numerous appropriations bills that must be dealt with in the next few months. I think that we all are in general agreement as to what these bills are. They have been enumerated most ably by the Governor, and also by the news media.

Our task now is to cooperate in developing a consensus on the particulars of these bills. In so doing, we always must place the needs of Iowans above selfish needs.

I ask further that all of you be judicious in not taking our time and wasting taxpayers' dollars with facetious actions, resolutions or bills. For example, as much as I enjoy my Siamese cat, Puss Puss, I really see no need for a state feline. Certainly there will be many light moments here in the Senate chamber, but let us allow them to arise naturally.

Also, I want to say a few words about lobbyists. My comments probably have the greatest meaning for those of you who are new to the Iowa Legislature. However, this matter is one that we all need to consider continuously.

Those of us who have served before know that lobbyists can be of invaluable assistance. We rely upon them both for ideas and for information. But we must remember that most of these men and women are paid to promote a particular point of view. Caveat emptor—let the buyer beware! You have an obligation to investigate all sides of a question, not simply the one being advanced most effectively.

Without question ours is among the best organized, most open legislatures in the country. Annual sessions, open committee meetings, ethics committees, a legislative council and a legislative service bureau—all of these reforms helped this General Assembly in its rating by the Citizens Conference on State Legislatures as the Nation's sixth best.

For 1973 we already have moved toward greater efficiency by reducing the number of standing committees from 19 to 14; as recently as 1947 the Senate had 51 separate committees. Further, we will have regular reporting of expenses by lobbyists, performance auditing, a review of legislative expenditures, and a rational salary schedule for legislative employees.

But even more important than these structural improvements are the men and women who make up the Iowa Senate and Legislature. You are the ones who can instill a pride and respect by Iowans in the legislative branch of their state government. And remember, whenever a given legislator does something foolish or irresponsible, regardless of which party he or she is from, it hurts all of us—the whole Legislature.

I urge you, both this morning and throughout the session, to reflect upon your responsibilities and to take them very seriously.

TEMPORARY COMMITTEES MADE PERMANENT COMMITTEES

President Neu announced the temporary committee appointments printed in the Senate Journal of January 8, commencing on page 15, together with the temporary committee assignments of the Senator from Clarke, Mr. Ramsey, printed in the Senate Journal of January 10, on page 58, are hereby made permanent.

APPOINTMENT TO COMMITTEE

President Neu announced the appointment of Senator Shaw to the committee on judiciary.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

President Neu announced the appointment of the following Senators to the Legislative Departmental Rules Review Committee, in accordance with Chapter 17A, Code 1973:

Barton L. Schwieger to replace Rudy Van Drie for the unexpired term ending April, 1973.

E. Kevin Kelly to replace Wayne Keith for the unexpired term ending April 30, 1975.

President Neu announced the appointment of the following Senators to the enrolled bills committee: Dale L. Tieden, chairman; Ray Taylor.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

APPOINTMENTS BY THE LIEUTENANT GOVERNOR

President Neu announced the appointment of George W. Wittgraf of Polk County as his administrative assistant; Jane H. Warren of Polk County as his executive secretary, and Barry R. Waters of Polk County as his page, all of whom appeared before the bar of the Senate and were duly sworn.

INTRODUCTION OF BILLS

Senate Joint Resolution 3, by Senators Murray, DeKoster, Blouin and Gluba (Hill, Clark of Lee, Knoke, Rapp, Higgins, Cusack, Crawford and Newhard), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the age qualification of members of the General Assembly.

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

Senate File 16, by Senator Kelly, a bill for an act relating to the taxation of studded tires and providing penalties for violations.

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

Senate File 17, by Senator Kelly, a bill for an act relating to a state of the judicial department message.

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

Senate File 18, by Senator Glenn, a bill for an act requiring certain disclosures by persons and organizations engaged in lobbying activities and to provide a penalty for violation.

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

Senate File 19, by committee on county government (committee on county government), a bill for an act relating to penalty on delinquent mobile home taxes.

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

Senate File 20, by committee on county government (committee on county government), a bill for an act relating to group insurance for elected county officials.

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

Senate File 21, by committee on county government (commit-

tee on county government), a bill for an act relating to county recorder fees.

Read first time and placed on calendar.

Senate File 22, by Senators Doderer and Curtis, a bill for an act relating to unclaimed utility deposits and refunds.

Read first time and passed on file.

REPORT OF THE COMMITTEE ON MILEAGE

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

Name	Round Trip Miles
Lieutenant Governor Arthur A. Neu	200
Andersen, Leonard C.	400
Bergman, Irvin L.	460
Blouin, Michael T.	400
Briles, James E.	200
Coleman, C. Joseph	236
Curtis, Warren E.	360
DeKoster, Lucas J.	488
Doderer, Minnette	240
Gallagher, James V.	304
Glenn, Gene W.	178
Gluba, William E.	346
Griffin, James W., Sr.	280
Hansen, Willard R.	220
Heying, H. L.	370
Hill, Eugene M.	66
Hultman, Calvin O.	238
Junkins, Lowell L.	370
Kelly, E. Kevin	420
Kennedy, Gene V.	400
Kinley, George R.	None
Kyhl, Vernon H.	210
Lamborn, Clifton C.	388
McCartney, Ralph F.	300
Miller, Charles P.	334
Miller, Elizabeth R.	98
Milligan, George F.	None
Murray, John S.	70
Nolin, Karl	160
Nystrom, John N.	100
Orr, Joan Y.	112
Palmer, William D.	None
Plymat, William N.	None
Potter, Ralph W.	270
Priebe, Berl E.	276

Name	Round Trip Miles
Rabedeaux, W. R.	288
Ramsey, Richard R.	100
Riley, Tom	250
Robinson, Cloyd E.	250
Rodgers, Norman G.	64
Schaben, James F.	260
Schwengels, Forrest V.	240
Schwieger, Barton L.	224
Scott, Kenneth D.	218
Shaff, Roger J.	400
Shaw, Elizabeth	360
Taylor, Ray	160
Tieden, Dale L.	400
Van Gilst, Bass	140
Willits, Earl M.	None
Winkelman, William P.	200

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

SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

Senator James E. Briles, chairman of the personnel committee, announced the appointments of Ford Chester June III of Des Moines as majority law clerk; Bart Rule of Dunlap as assistant law clerk; and Tom R. Thoren of Des Moines as assistant law clerk, all effective January 15, 1973.

COMMUNICATION FROM THE BOARD OF REGENTS

The Ten-Year Building Program report of the State Board of Regents has been received and filed in the office of the Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 8 State government
- S.J.R. 1 Agriculture
- S. F. 1 Human resources
- S. F. 2 Judiciary
- S. F. 3 Cities and towns
- S. F. 4 State government
- S. F. 5 Judiciary

- S. F. 8 Natural resources
- S. F. 9 Judiciary
- S. F. 10 Ways and means
- S. F. 11 Judiciary
- S. F. 12 State government
- S. F. 14 Judiciary
- S. F. 15 Commerce
- H.J.R. 1 Agriculture

REPORT OF COMMITTEE ON SENATE SECRETARIES

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

Senator Leonard C. Andersen	Charlotte O. Andersen
Senator Irvin L. Bergman	Vera L. Bergman
Senator Michael T. Blouin	Suzanne Blouin
Senator James E. Briles	Mary T. Wilcox
Senator C. Joseph Coleman	Marilou Monteith
Senator Warren E. Curtis	Emily Curtis
Senator Lucas J. DeKoster	Elsie L. Haun
Senator Minnette F. Doderer	Mindelle B. Brenner
Senator James V. Gallagher	Katie Doyle
Senator Gene W. Glenn	Constance A. Eichhorn
Senator William E. Gluba	Lauretta V. Reeves
Senator James W. Griffin, Sr.	Dwan L. Carter
Senator William R. Hansen	Maree A. Hansen
Senator Hilarius L. Heying	Josephine Heying
Senator Eugene M. Hill	Genevieve E. Snetselaar
Senator Calvin O. Hultman	Margaret L. Backman
Senator Lowell L. Junkins	Carole J. Reeves
Senator E. Kevin Kelly	Nanci A. Long
Senator Gene V. Kennedy	Mary K. Kennedy
Senator George R. Kinley	Maria E. Anderson
Senator Vernon H. Kyhl	Ruth Mosher
Senator Clifton C. Lamborn	Vivian L. Haag
Senator Ralph F. McCartney	Arline V. Miller
Senator Charles P. Miller	Donna M. Smith
Senator Elizabeth R. Miller	Judith I. Weatherly
Senator George F. Milligan	Beverly B. Dunn
Senator John S. Murray	Patricia A. Miller
Senator Karl Nolin	Louise H. Clarke
Senator John N. Nystrom	Bonnie L. McCoy
Senator Joan Y. Orr	Norma Santee
Senator William D. Palmer	Billie Ore
Senator William N. Plymat	Grace M. Rehnblom
Senator Ralph W. Potter	Marcella L. Nelson

Senator Berl E. Priebe	Ruth M. Bernhagen
Senator W. R. Rabedeaux	Golda Beals
Senator Richard R. Ramsey	Bessie B. Lamb
Senator Tom Riley	Peggy Thomson
Senator Cloyd E. Robinson	Geraldine McCarthy
Senator Norman G. Rodgers	Lily I. Pockrandt
Senator James F. Schaben	G. Kay Bolton
Senator Forrest V. Schwengels	Hazel E. Schroedel
Senator Barton L. Schwieger	Marguerite Miller
Senator Kenneth D. Scott	Alice Bolten
Senator Roger J. Shaff	Margaret L. Bruce
Senator Elizabeth Shaw	Loanne M. Dodge
Senator Ray Taylor	Jane Bevington
Senator Dale L. Tieden	Beatrice A. Framness
Senator Bass Van Gilst	Bonnie King
Senator Earl M. Willits	Shirley M. White
Senator William P. Winkelman	Rose M. McCauley

WARREN E. CURTIS, Chairman
 E. KEVIN KELLY
 BERL E. PRIEBE

COMMUNICATION

The following communication was filed with the Secretary of the Senate:

STATE OF IOWA
 Office of
 THE SECRETARY OF STATE

President of the Senate
 Sixty-fifth General Assembly of Iowa

RE: Publication of House Joint Resolution 2 and House Joint Resolution 1004, Acts of the Sixty-fourth General Assembly.

In accordance with the provisions of Section 6.3 of the 1971 Code of Iowa, I hereby report to the Sixty-fifth General Assembly of Iowa that according to records in this office, House Joint Resolution 2 and House Joint Resolution 1004, were published in two newspapers of general circulation in each Congressional District of Iowa. Affidavits of the publishers of the newspapers designated to publish said Resolutions showing proof of publication of same and the certificate of the selection of such newspapers are filed in this office and recorded in a book kept for that purpose as hereinafter shown.

District	Newspapers	Dates Published, 1972			
First	The Davenport Times-Democrat, Davenport	8/5	9/5	10/6	11/3
	Burlington Hawk-Eye, Burlington	8/6	9/5	10/6	11/3
Second	The Cedar Rapids Gazette, Cedar Rapids	8/5	9/5	10/6	11/3
	The Telegraph-Herald, Dubuque	8/4	9/5	10/6	11/3
Third	Waterloo Daily Courier, Waterloo,	8/11	9/5	10/6	11/3
	Marshalltown Times-Republican, Marshalltown	8/4	9/5	10/6	11/3

Congressional

Fourth	The Des Moines Register & Tribune, Des Moines	8/5	9/5	10/7	11/4
	Ottumwa Courier, Ottumwa	8/5	9/5	10/6	11/4
Fifth	Council Bluffs Nonpareil, Council Bluffs	8/5	9/5	10/7	11/4
	Boone News-Republican, Boone	8/5	9/5	10/6	11/3
Sixth	The Spencer Daily Reporter, Spencer	8/4	9/5	10/6	11/3
	The Sioux City Journal, Sioux City	8/15	9/5	10/7	11/4

(Seal) IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 8th day of January, A. D. Nineteen Hundred and Seventy-two.

MELVIN D. SYNHORST, Secretary of State
State of Iowa, USA.

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

JOURNAL OF THE SENATE

NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, JANUARY 16, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend John Lippenscott, pastor of the First United Methodist Church, Atlantic, Iowa.

The Journal of Monday, January 15, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Stewart F. Kanis, Pella, Iowa.

PRESENTATION OF VISITORS

The Chair announced that the following visitors were present in the Senate gallery:

Seventy-five students from Des Moines Technical High School, Des Moines, Iowa, accompanied by their instructor, Mr. Tuomi. Senator Milligan.

PETITIONS

The following petitions were presented and placed on file.

By Senator Blouin, from five hundred twenty-three residents of Dubuque County, requesting the necessary funds to ensure that the State of Iowa retains the control of meat inspection.

By Senator Junkins, from six hundred fifty-five residents of Lee and Henry Counties opposing a change in Iowa abortion laws.

ANNOUNCEMENT

Senator Heying announced that Senators are invited to have their minister, priest, rabbi, or bishop open the morning session with a prayer. A Senator should make the request to Senator Heying as soon as possible for an available date.

INTRODUCTION OF BILLS

Senate File 23, by Senator Riley, a bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law.

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

Senate File 24, by Senator Shaff, a bill for an act providing that delinquent sewer charges shall constitute a lien against the property.

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

CONSIDERATION OF BILLS

Senate File 6

On motion of Senator Miller of Des Moines, Senate File 6, a bill for an act relating to commitment of alcohol and drug addicts, was taken up for consideration.

Senator Schwieger moved that action on Senate File 6 be deferred.

Division was called for.

The motion lost.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 6) the vote was:

Ayes, 38:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	
Hansen			

Nays, 9:

Curtis	McCartney	Orr	Shaff
DeKoster	Murray	Schwieger	Winkelman
Hill			

Absent or not voting, 3:

Kelly	Kyhl	Robinson
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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 7

On motion of Senator Miller of Des Moines, Senate File 7, a bill for an act relating to the return of marriage document, was taken up for consideration.

(Senate File 7 pending.)

Senator Lamborn moved that the Senate recess until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 25, by Senators Rabedeaux, Schwieger, Andersen, Griffin, Palmer and Schaben (Monroe, McCormick, Lipsky, Avenson, Bittle, Bortell, Brinck, Brunow, Byerly, Caffrey, Carr, Clark of Dubuque, Cochran, Crawford, Cusack, Doyle, Drake, Dunton, Edelen, Ewing, Ferguson, Fisher of Greene, Fitzgerald, Freeman, Griffee, Hargrave, Hennessey, Higgins, Hill, Horn, Husak, Hutchins, Jesse, Jordan, Krause, Logue, Mendenhall, Middleswart, Miller of Cerro Gordo, Miller of Buchanan, Miller of Calhoun, Newhard, Norland, Norpel, O'Halloran, Patchett, Peterson, Poncey, Rapp, Readinger, Rinas, Small, Stanley, Tofte, Wells, Woods, Wyckoff and Connors), a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties.

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

Senate File 26, by Senators DeKoster and Riley, a bill for an act to provide for deferred sentences.

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

Senate File 27, by Senator Hill, a bill for an act to abolish the budget and financial control committee and to establish the office of legislative fiscal director.

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

BILLS ASSIGNED TO COMMITTEE

S.J.R. 2 State government

- S.J.R. 3 Judiciary
- S. F. 16 State government
- S. F. 17 Judiciary
- S. F. 18 Judiciary
- S. F. 22 Commerce

COMMITTEE APPOINTMENTS

President Neu announced the following additional committee appointments:

- Commerce Committee
 - Senator Norman Rodgers
 - Senator Ray Taylor
- Natural Resources
 - Senator Kenneth Scott

ANNOUNCEMENT OF INVESTIGATING COMMITTEES ON GOVERNOR'S APPOINTMENTS

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

As a member of the Department of Environmental Quality for the State of Iowa:

Mr. Kenneth M. Karch of Des Moines, Polk County, Iowa to serve at the pleasure of the Governor.

- Senator Milligan, Chairman
- Senator Andersen
- Senator Tieden
- Senator Gluba
- Senator Hultman

As a member of the Iowa State Conservation Commission:

Mr. Thomas A. Bates of Bellevue, Jackson County, Iowa for the balance of the regular six-year term beginning July 1, 1969, and ending June 30, 1975.

- Senator Kennedy, Chairman
- Senator Curtis
- Senator Briles
- Senator McCartney
- Senator Rabedaux

As a member of the Iowa Civil Rights Commission:

Mrs. Frances H. Lowder of Mason City for the remainder of the four-year term ending June 30, 1973, rather than June 30, 1976.

- Senator Scott, Chairman
- Senator Hansen
- Senator Griffin

Senator Murray

Senator Potter

As a member of the Civil Rights Commission:

Dr. Gary H. Koerselman of Sioux City, Iowa for the remainder of the regular four-year term ending June 30, 1975.

Senator Andersen, Chairman

Senator Glenn

Senator Kelly

Senator DeKoster

Senator Nystrom

As a member of the Iowa Merit Employment Commission:

Mr. Clifford M. White of Pella, Marion County, Iowa for the unexpired portion of a term ending June 30, 1973.

Senator Hill, Chairman

Senator Murray

Senator McCartney

Senator Potter

Senator Taylor

As a member of the Iowa Merit Employment Commission:

Mr. W. A. Krause of Hampton, Franklin County, Iowa for the balance of the regular six-year term beginning July 1, 1967, and ending June 30, 1973.

Senator Taylor, Chairman

Senator Blouin

Senator Kelly

Senator Plymat

Senator Rabedeaux

COMMUNICATION

November 16, 1972

NATIONAL ORDER OF WOMEN LEGISLATORS RESOLUTION

Whereas, the members of the National ORDER OF WOMEN LEGISLATORS meeting in 35th annual conference in Honolulu, Hawaii, November 12-16 calls upon each and every state legislature in the United States to compile a history of all the women who have served and who are serving in their legislative bodies since the beginning of its history.

Whereas, it is important that the citizens of this Nation be aware of the part women legislators have played in the history of state legislative bodies.

And Whereas, the purpose of these state histories of women legislators will be for inclusion into a book for publication by the National ORDER OF WOMEN LEGISLATORS before the Nation's 200th anniversary.

Therefore, Be It Resolved, By the National ORDER OF WOMEN LEGISLATORS that copies of this Resolution be mailed by the corresponding secretary to the presiding officer of each House of the legislature

and to the Governor of each state requesting that the above action be taken.

Signed
 NANCY BROWN BURKHEIMER
 President
 National Order of Women Legislators
 37 Norman Allen Street
 Elkton, Maryland 21921

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following committee to compile a history of all the women who have served and who are serving in the Iowa Senate since its beginning. This committee is appointed in response to a resolution by the National Order of Women Legislators in conference on November 16, 1972:

The Senator from Johnson, Mrs. Doderer, will chair the committee. The other members of the committee will be the Senator from Marshall, Mrs. Miller; the Senator from Poweshiek, Mrs. Orr; the Senator from Scott, Mrs. Shaw, and the Senator from Calhoun, Mr. Winkelman.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 6 passed the Senate.

MINNETTE DODERER

AMENDMENTS FILED

S—1

- 1 Amend Senate File 7, by adding the following new section:
- 2 Section five hundred ninety-five point fifteen (595.15),
- 3 Code 1973, is amended to read as follows:
- 4 595.15 INADEQUATE RETURN. If the return of a marriage is
- 5 not complete in every particular *as required by the forms*
- 6 *specified in section one hundred forty-four point twelve*
- 7 *(144.12) of the Code, the clerk shall require the person*
- 8 *making the same to supply the omitted information.*

LUCAS J. DeKOSTER

S—2

- 1 Amend Senate File 18, page 2, by striking lines 20, 21 and 22
- 2 and inserting in lieu thereof the following: "punishable by a
- 3 fine of one hundred dollars."

H. L. HEYING

- 1 Amend the temporary rules of the Senate, Rule 5, as follows:
- 2 1. By inserting following paragraph 5 the following:
- 3 "6. Appropriation Committee Calendar.

4 7. Ways and Means Committee Calendar”.

5 2. By renumbering the remaining paragraphs to conform with this
6 amendment.

COMMITTEE ON RULES
LEONARD C. ANDERSEN, Chairman

1 Amend the temporary rules of the Senate, Rule 11, as follows:

2 By adding thereto:

3 “Smoking shall not be permitted in the Senate chamber while the
4 Senate is in session.”

COMMITTEE ON RULES
LEONARD C. ANDERSEN, Chairman

1 Amend the Temporary Rules of the Senate by striking all of Rule
2 31 and inserting in lieu thereof the following:

3 FISCAL NOTES

4 A fiscal note shall be attached to any bill or joint reso-
5 lution which might have an annual effect or a combined total
6 effect within five years after enactment of fifty thousand
7 dollars or more on the revenues, expenditures or fiscal liabil-
8 ity of the state or its subdivisions. This rule does not apply
9 to appropriation measures where the total effect is stated in
10 dollar amounts.

11 The preliminary determination of whether the bill appears
12 to require a fiscal note shall be made by the legislative
13 service bureau which shall indicate that a bill requires a
14 fiscal note by stamping “FISCAL NOTE REQUIRED” prominently on
15 the bill jacket. Upon completion of the bill draft, the leg-
16 islative service bureau shall immediately send a copy to the
17 legislative fiscal director for his review.

18 The fiscal note shall be printed on the bill before intro-
19 duction if practicable; and in any event attached to the bill
20 before the bill is reported out by a committee.

21 The legislative fiscal director shall prepare the fiscal
22 note within a reasonable time after receiving the request. A
23 copy of the fiscal note shall be filed by the legislative fiscal
24 director with the Secretary of the Senate and the Chief Clerk
25 of the House. The legislative fiscal director may request the

Page 2

1 cooperation of the state comptroller or any state department
2 or agency. If a fiscal note is prepared by the comptroller
3 or any state department or agency at the request of the fiscal
4 director, that fact shall be stated in the note.

5 Each fiscal note shall state in dollars the estimated
6 effect of the bill on the revenues, expenditures, and fiscal
7 liability of the state during each of the first five years
8 after enactment. Sources of funds for expenditures under the
9 bill shall be stated, including federal funds. If the fiscal
10 director cannot make an accurate estimate, he shall state his
11 best available estimate or shall state that no dollar estimate
12 can be made and state concisely the reason.

13 The fiscal note shall be attached or printed in the bill
14 following the explanation or shall be printed in the daily clip

15 sheet.

16 A revised fiscal note may be requested by a committee chair-
17 man or a sponsor of the bill if the fiscal effect of the bill has
18 been changed by adoption of an amendment. However, a request
19 for a revised fiscal note shall not delay action on a bill unless
20 so ordered by the presiding officer of the house in which the
21 bill is under consideration.

Page 3

1 If a date for adjournment has been set, then a constitutional
2 majority of the house in which the bill is under consideration
3 may waive the fiscal note requirement during the three days prior
4 to the date set for adjournment.

COMMITTEE ON RULES
LEONARD C. ANDERSEN, Chairman

1 Amend the Temporary Senate Rules of the Sixty-fifth General
2 Assembly as follows:

3 1. Rule 38, numbered paragraph three (3), lines 4 and 5, by
4 striking the words "two-thirds majority of the committee" and
5 inserting in lieu thereof the words "a majority of the members".

6 2. Rule 38, numbered paragraph four (4), line 3, by striking
7 the word "two-thirds" and inserting in lieu thereof the words
8 "a majority".

9 3. Rule 38, numbered paragraph four (4), line 6, by striking
10 the word "two-thirds" and inserting in lieu thereof the words
11 "a majority".

COMMITTEE ON RULES
LEONARD C. ANDERSEN, Chairman

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, January 17, 1973.

JOURNAL OF THE SENATE

TENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JANUARY 17, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Rudolph Trusheim, pastor of the Staves Memorial United Methodist Church, Des Moines, Iowa.

The Journal of Tuesday, January 16, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles W. Beckman, Kalona, Iowa.

INTRODUCTION OF BILLS

Senate File 28, by Senator Kelly, a bill for an act providing that insurance companies insuring against loss from liability resulting from motor vehicle accidents must offer additional first party benefits to all outstanding policyholders and all new policyholders, and providing for the administrative procedures necessary thereto.

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

Senate File 29, by Senator Kelly, a bill for an act relating to expert witness fees.

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

Senate File 30, by Senator Riley, a bill for an act to reimburse low-income householders for extraordinary property tax burdens and providing a penalty for fraudulent claim.

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

REPORT OF COMMITTEE ON SENATE SECRETARIES

Senator Curtis called up the report of the committee on Senate secretaries, filed on January 15, 1973, and found on pages 80-81 of the Senate Journal, and moved its adoption.

The motion prevailed and the report was adopted and the secretaries appeared before the bar of the Senate and were duly sworn and subscribed to their oaths of office.

REPORT OF COMMITTEE ON MILEAGE

Senator Shaff called up the report of the committee on mileage for the Lieutenant Governor and the members of the Senate, filed on January 15, 1973, and found on pages 78-79 of the Senate Journal, and moved its adoption.

The motion prevailed and the report was adopted.

AMENDMENTS TO TEMPORARY RULES

Senator Andersen offered the amendment by the committee on rules to Rule 5 of the Temporary Rules of the Senate, filed on January 16, 1973, and found on pages 88-89 of the Senate Journal, and moved its adoption.

The amendment was adopted.

Senator Andersen offered the amendment by the committee on rules to Rule 31 of the temporary rules of the Senate, filed on January 16, 1973, and found on pages 89-90 of the Senate Journal, and moved its adoption.

The amendment was adopted.

Senator Andersen offered the amendment by the committee on rules to Rule 38 of the temporary rules of the Senate, filed on January 16, 1973, and found on page 90 of the Senate Journal, and moved its adoption.

The amendment was adopted.

Senator Andersen offered the following amendment by the committee on rules to Rule 11 of the temporary rules of the Senate:

- 1 Amend the temporary rules of the Senate, Rule 11, as follows:
- 2 by adding thereto:
- 3 "Smoking shall not be permitted in the Senate chamber while the
- 4 Senate is in session."

Senator Glenn offered the following amendment to the amendment:

- 1 Amendment to the amendment to the Temporary Rules of the Senate,
Rule
- 2 11, on line 3 as follows:
- 3 By inserting the words " , eating and drinking" following
- 4 the word "smoking".

Senator Lamborn moved that the amendment by the committee on rules to Rule 11 be referred back to the committee on rules.

Roll call was requested.

On the question "Shall the motion to refer the Rules Committee amendment to Rule 11 back to committee be adopted?" the vote was:

Ayes, 28:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hultman	Des Moines	Robinson
Briles	Kelly	Milligan	Schwengels
Coleman	Kennedy	Nolin	Schwieger
Curtis	Kinley	Nystrom	Shaff
DeKoster	Lamborn	Palmer	Tieden
Glenn	McCartney	Rabedaux	Winkelman
Griffin			

Nays, 20:

Blouin	Miller of	Potter	Scott
Doderer	Marshall	Priebe	Shaw
Gallagher	Murray	Riley	Taylor
Heying	Orr	Rodgers	Van Gilst
Hill	Plymat	Schaben	Willits
Junkins			

Absent or not voting, 2:

Gluba	Kyhl
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The motion prevailed.

SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

Senator Briles moved the adoption of the supplemental report of the personnel committee found on page 79 of the Senate Journal.

The motion prevailed and the report was adopted.

REPORT OF JOINT PERSONNEL COMMITTEE ON JOINT LEGISLATIVE EMPLOYEES

Senator Briles called up the report of the joint personnel committee on joint legislative employees, found on pages 62 and 63 of the Senate Journal, and moved its adoption.

The motion prevailed and the report was adopted.

UNFINISHED BUSINESS

Senate File 7

The Senate resumed consideration of Senate File 7, a bill for an act relating to the return of marriage document.

Senator DeKoster offered the following amendment filed by him and moved its adoption:

S—1

- 1 Amend Senate File 7, by adding the following new section:
- 2 Section five hundred ninety-five point fifteen (595.15),
- 3 Code 1973, is amended to read as follows:
- 4 595.15 INADEQUATE RETURN. If the return of a marriage is
- 5 not complete in every particular *as required by the forms*
- 6 *specified in section one hundred forty-four point twelve*
- 7 *(144.12) of the Code, the clerk shall require the person*
- 8 making the same to supply the omitted information.

The amendment was adopted.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Willits
Heying	Milligan	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Gallagher	Gluba	Kyhl	Lamborn
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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 Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate Joint Resolution 4, by Senators Winkelman, Tieden,

Nystrom, Scott, DeKoster, Schwieger, Priebe, Blouin, Rodgers, Gallagher and Ramsey, a joint resolution to require approved soil conservation practices on land in the watershed of proposed United States army corps of engineers multipurpose dams prior to construction of such dams.

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

Senate File 31, by Senators Doderer, Gluba and Shaw (Small and Knoke), a bill for an act relating to the qualifications and appointment of police chiefs.

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

Senate File 32, by Senator Potter, a bill for an act relating to the seal used by a notary public.

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

Senate File 33, by Senators Andersen and Kelly (Junker), a bill for an act authorizing cities, towns, and counties to impose local taxes, appropriating the proceeds, making the taxes subject to applicable provisions of the Code, including penalties, and establishing a penalty for violation of a local vehicle tax ordinance.

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

Senate File 34, by Senators Shaff, Milligan and Robinson (Hill, Fisher of Greene, Norpel and Jesse), a bill for an act relating to supreme court fees.

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

Senate File 35, by Senators Shaff, Milligan and Robinson (Hill, Fisher of Greene, Norpel and Jesse), a bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court.

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

Senate File 36, by Senators Rodgers, Tieden, Miller of Marshall and Griffin, a bill for an act imposing fees for the use of **certain** state recreational areas and providing penalties for violations.

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

EXPLANATION OF VOTE

MR. PRESIDENT: When the vote was taken on Senate File 7, a non-controversial bill concerning marriage documents, I was recorded as **absent**

due to the fact I was enroute from Davenport where I had attended an extremely important meeting of the Scott County Commission on Aging. As a volunteer member of the Board of Directors of this quasi public organization whose job it is to look out for the needs of the elderly, I felt it was my responsibility to attend this very crucial meeting.

Had I been in the chamber, I would have voted "aye" on Senate File 7.

WILLIAM E. GLUBA

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 23 Judiciary
- S. F. 24 Ways and means
- S. F. 25 Commerce
- S. F. 26 Judiciary
- S. F. 27 State government

AMENDMENT FILED

S-3

- 1 Amend Senate File 26, page 4, by adding after line 4 the following
- 2 new section:
- 3 Sec. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publication
- 5 in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids,
- 6 Iowa, and in The Sioux County Index-Reporter, a newspaper published
- 7 in Hull, Iowa.

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Thursday, January 18, 1973.

JOURNAL OF THE SENATE

ELEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, JANUARY 18, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend B. Gordon Packard, pastor of the United Methodist Church, Forest City, Iowa.

The Journal of Wednesday, January 17, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gene Van Zee, Pella, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schwieger for Thursday and Friday on request of Senator Lamborn.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Hill, from one thousand five hundred fifty-two residents of Jasper, Mahaska, Marion, Polk, Poweshiek and Warren Counties.

Senator Van Gilst, from three hundred ninety-five residents of Mahaska, Keokuk, Lucas, Marion, Monroe, Poweshiek and Warren Counties.

Senator Taylor, from three hundred ninety-one residents of Hancock, Wright, Franklin and Hardin counties.

Senator Kennedy, from three hundred eleven residents of Jackson, Jones, Dubuque and Delaware Counties.

Senator Rodgers, from three hundred thirteen residents of Dallas, Warren and Madison Counties.

Senator Willits, from forty-nine residents of Polk County.

Senator Gallagher, from two hundred eighty-seven residents of Black Hawk, Benton, Buchanan, Linn and Tama Counties.

Senator Andersen, from two hundred twenty-two residents of Monona and Woodbury Counties.

Senator Lamborn, from ninety-one residents of Clinton and Jackson Counties.

PRESENTATION OF VISITORS

The Chair announced that the following visitors were present in the Senate gallery:

Fifty students, members of 4-H Club, from Red Oak, Iowa, accompanied by Clayton Renander and Ronnie Hartstack. Senator Hultman.

QUORUM CALL

Senator Lamborn requested a roll call to determine a quorum present.

Present, 38:

Andersen	Heying	Murray	Schwengels
Bergman	Hultman	Nolin	Scott
Blouin	Junkins	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Des Moines	Robinson	Winkelman
Hansen	Milligan	Rodgers	

Absent, 12:

Briles	Kelly	Palmer	Schaben
Coleman	Kyhl	Priebe	Schwieger
Doderer	Miller of	Riley	
Hill	Marshall		

Roll call revealed a quorum present.

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

AFTERNOON SESSION

The Senate reconvened, Senator McCartney 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 report of joint personnel committee in which the concurrence of the House was asked.

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

House File 17, a bill for an act relating to the memorandum of alleged traffic violations.

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

House File 18, a bill for an act relating to duties of operators of vehicles turning left.

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

House File 20, a bill for an act relating to operating a vehicle under control.

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

House File 22, a bill for an act relating to road workers exemptions while actually working on the surface of the highways.

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

House File 23, a bill for an act to reduce the penalties for certain violations of the motor vehicle financial responsibility law.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 37, by Senators Doderer, Tieden and Gallagher, a bill for an act creating state park advisory committees, providing for the election of members, and specifying their duties.

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

Senate File 38, by Senator Potter (Holden), a bill for an act relating to broker trust accounts.

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

Senate File 39, by committee on ways and means (committee on ways and means), a bill for an act to provide copies of the Iowa Code to city assessors without cost.

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

Senate File 40, by Senators Andersen and Nystrom, a bill for an act relating to the payment of salaries for state employees.

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

Senate File 41, by Senator Kelly, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state.

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

Senate File 42, by Senator Kelly, a bill for an act relating to forfeiture of real estate contracts.

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

Senate File 43, by Senator Heying, a bill for an act relating to school bus transportation for high school pupils.

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

HOUSE MESSAGES CONSIDERED

House File 17, a bill for an act relating to the memorandum of alleged traffic violations.

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

House File 18, a bill for an act relating to duties of operators of vehicles turning left.

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

House File 20, a bill for an act relating to operating a vehicle under control.

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

House File 22, a bill for an act relating to road workers exemptions while actually working on the surface of the highways and providing penalties.

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

House File 23, a bill for an act to reduce the penalties for certain violations of the motor vehicle financial responsibility law.

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

SENATE CONCURRENT RESOLUTION 9

By Heying, Taylor and Van Gilst

Whereas, the people of the United States utilize as a national symbol the words, "In God We Trust"; and

Whereas, the Declaration of Independence and the Constitutions of the United States and the State of Iowa reserve to every individual, with-

out regard to their total mental or physical capacity, certain inalienable rights of life, liberties, and opportunities to pursue happiness; and

Whereas, professional groups in the fields of science and medicine have not been able to definitely state that life does not begin at conception; and

Whereas, geneticists contend that a child from conception is endowed with proper characteristics of life and that it is autonomous, although dependent on a privileged environment; and

Whereas, the individual does not have a claim to his body for any reason other than the people of this nation believe in the free spirit concept, forever precluding that any person has the right of possession of another human; and

Whereas, any other approach to life would be in direct conflict with the law, both natural and written; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That for these and other reasons we refrain from legalizing any act that would in any way deny the right of life, once conceived, to any person described in this resolution.

BILLS ASSIGNED TO COMMITTEE

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

- S.J.R. 4 Natural resources
- S. F. 28 Judiciary
- S. F. 29 Judiciary
- S. F. 30 Ways and means
- S. F. 31 Judiciary
- S. F. 32 Judiciary
- S. F. 33 Ways and means
- S. F. 34 Judiciary
- S. F. 35 Judiciary
- S. F. 36 Natural resources

COMMUNICATION FROM THE BOARD OF REGENTS

The Biennial Report of the Board of Regents for the period ending June 30, 1972, pursuant to Section 262.26, Code of Iowa, has been received and filed in the office of the Secretary of the Senate.

PERSONNEL ANNOUNCEMENT

Senator Briles announced that Bart Rule of Dunlap should be designated as Minority Law Clerk instead of Assistant Law Clerk.

AMERICAN REVOLUTION BICENTENNIAL COMMISSION

President Neu announced the appointment of the following Senators to the American Revolution Bicentennial Commission in accordance with Chapter 1286, Acts of the Sixty-third General Assembly, Second Session: Senator Forrest Schwengels and Senator Norman Rodgers.

**ANNOUNCEMENT OF INVESTIGATING COMMITTEES
ON GOVERNOR'S APPOINTMENTS**

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

As a member of the Occupational Safety and Health Review Commission:
I. John Rossi, West Des Moines, Iowa, for a four year term ending June 30, 1976.

Senator Milligan, Chairman
Senator Coleman
Senator DeKoster
Senator Schwieger
Senator Schwengels

As a member of the Occupational Safety and Health Review Commission:
Charles Pelton, Clinton, Iowa, for a six year term ending June 30, 1978.

Senator Shaff, Chairman
Senator Van Gilst
Senator Ramsey
Senator Miller of Marshall
Senator Plymat

As a member of the Occupational Safety and Health Review Commission:
Allen J. Meier, Cedar Rapids, Iowa, for a two year term ending June 30, 1974.

Senator Robinson, Chairman
Senator Riley
Senator DeKoster
Senator Shaw
Senator Winkelman

As a member of the City Finance Committee:
James E. Lindsay, Ida Grove, Iowa, for a four year term ending June 30, 1976.

Senator Winkelman, Chairman
Senator DeKoster
Senator Tieden
Senator Hultman
Senator Junkins

As a member of the City Finance Committee:

David A. Smith, Algona, Iowa, for a four year term ending June 30, 1976.

Senator Priebe, Chairman
Senator Curtis
Senator Schwieger
Senator Shaw
Senator Briles

As a member of the City Finance Committee:

Loren Hickerson, Iowa City, Iowa, for a two year term ending June 30, 1974.

Senator Riley, Chairman
Senator Doderer
Senator Plymat
Senator Griffin
Senator Andersen

As a member of the City Finance Committee:

Charles O'Connor, Des Moines, Iowa, for a two year term ending June 30, 1974.

Senator Palmer, Chairman
Senator Shaff
Senator Kelly
Senator Nystrom
Senator Schwengels

As a member of the City Finance Committee:

E. Newell Foust, Des Moines, Iowa, for a four year term ending June 30, 1976.

Senator Milligan, Chairman
Senator Kinley
Senator Bergman
Senator Hansen
Senator Miller of Marshall

COMMUNICATION FROM THE SECRETARY OF THE SENATE
REPORT OF THE SUPREME COURT
IN THE MATTER OF THE
RULES OF CIVIL PROCEDURE

To the First Regular Session of the Sixty-fifth General Assembly of the State of Iowa:

Pursuant to Sections 684.18 and 684.19, Code 1973, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly changes in the existing Rules of Civil Procedure as follows:

Rule 8. INJURY OR DEATH OF A MINOR.

That rule 8 be stricken and the following be substituted:

A parent, or the parents, may sue for the expense and actual loss of services, companionship and society resulting from injury to or death of a minor child.

Rule 34. BRINGING IN NEW PARTIES—PROCEDURE.

That "rule 33" be stricken from line 2 of rule 74 and "rules 33 and 34" be substituted, that "(a) AGAINST COPARTIES." be stricken from rule 33, and that rules 33(b) and 34 be stricken and the following be substituted:

Rule 34. THIRD PARTY PRACTICE.

(a) When Defendant May Bring in Third Party. At any time after commencement of the action a defending party, as a third-party plaintiff, may file a cross-petition and cause an original notice to be served upon a person not a party to the action who is or may be liable to him for all or part of the plaintiff's claim against him. The third-party plaintiff need not obtain leave to make the service if he files the cross-petition not later than 10 days after he files his original answer. Otherwise he must obtain leave on motion upon notice to all parties to the action. The person served with the original notice, hereinafter called the third-party defendant, shall make his defenses to the third-party plaintiff's claim as provided in rule 85 and his counterclaims against the third-party plaintiff as provided in rule 29 and cross-claims against other third-party defendants as provided in rule 33. The third-party defendant may assert against the plaintiff any defenses which the third-party plaintiff has to the plaintiff's claim. The third-party defendant may also assert any claim against the plaintiff arising out of the transaction or occurrence that is the subject matter of the plaintiff's claim against the third-party plaintiff, and the plaintiff thereupon shall assert his defenses as provided in rule 85 and his counterclaims under rule 29. Any party may move to strike the third-party claim or for its severance or for separate trial. A third-party defendant may proceed under this rule against any person not a party to the action who is or may be liable to him for all or part of the claim made in the action against the third-party defendant.

(b) When Plaintiff May Bring in Third Party. When a counterclaim is asserted against a plaintiff, he may cause a third party to be brought in under circumstances under which this rule would entitle a defendant to do so.

Rule 55. FAILURE TO FILE PETITION.

That rule 55 be amended by adding thereto the following:

Dismissals under this rule shall be without prejudice, but if the plaintiff has previously dismissed an action against the same defendant in any court of any state or of the United States, including or based on the same cause, such dismissal shall operate as an adjudication against him on the merits unless otherwise ordered by the court in the interest of justice.

Rule 121. DISCOVERY METHODS.

That rule 121 be stricken and the following be substituted:

Parties may obtain discovery by one or more of the following methods: depositions upon oral examination or written questions; written interrogatories; production of documents or things or permission to enter upon land or other property, for inspection and other purposes; physical and mental examinations; and requests for admission. Unless the court orders otherwise under rule 123, the frequency of use of these methods is not limited.

Rule 122. SCOPE OF DISCOVERY.

That rule 122 be stricken and the following be substituted:

Unless otherwise limited by order of the court in accordance with these rules, the scope of discovery is as follows:

(1) In General. Parties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action, whether it relates to the claim or defense of the party seeking discovery or to the claim or defense of any other party, including the existence, description, nature, custody, condition and location of any books, documents, or other tangible things and the identity and location of persons having knowledge of any discoverable matter. It is not ground for objection that the information sought will be inadmissible at the trial if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.

(2) Insurance Agreements. A party may obtain discovery of the existence and contents of any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment. Information concerning the insurance agreement is not by reason of disclosure admissible in evidence at trial. For purposes of this paragraph, an application for insurance shall not be treated as part of an insurance agreement.

(3) Trial Preparation: Materials. Subject to the provisions of subdivision (4) of this rule, a party may obtain discovery of documents and tangible things otherwise discoverable under subdivision (1) of this rule and prepared in anticipation of litigation or for trial by or for another party or by or for that other party's representative (including his attorney, consultant, surety, indemnitor, insurer, or agent) only upon a showing that the party seeking discovery has substantial need of the materials in the preparation of his case and that he is unable without undue hardship to obtain the substantial equivalent of the materials by other means. In ordering discovery of such materials when the required showing has been made, the court shall protect against disclosure of the mental impressions, conclusions, opinions, or legal theories of an attorney or other representative of a party concerning the litigation.

A party may obtain without the required showing a statement concerning the action or its subject matter previously made by that party. Upon request, a person not a party may obtain without the required showing a statement concerning the action or its subject matter previously made by that person. If the request is refused, the person may move for a court order. The provisions of rule 134(a)(4) apply to the award of expenses incurred in relation to the motion. For purposes of this paragraph, a statement previously made in (A) a written statement signed or otherwise adopted or approved by the person making it, or (B) a stenographic, mechanical, electrical, or other recording, or a transcription thereof, which is a substantially verbatim recital of an oral statement by the person making it and contemporaneously recorded.

(4) Trial Preparation: Experts. Except as provided in rule 133, discovery of facts known and opinions held by experts, otherwise discoverable under the provisions of subdivision (1) of this rule and acquired or developed in anticipation of litigation or for trial, may be obtained only as follows:

(A) (i) A party may through interrogatories require any other party to identify each person whom the other party expects to call as an expert witness at trial, to state the subject matter on which the expert is expected to testify, and to state the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion. (ii) Upon motion, the court may order further discovery by other means, subject to such restrictions as to scope and such provisions, pursu-

ant to subdivision (4)(C) of this rule, concerning fees and expenses as the court may deem appropriate.

(B) Any party may discover facts known or opinions held by an expert who has been retained or specially employed by another party in anticipation of litigation or preparation for trial and who is not expected to be called as a witness at trial, only as provided in rule 133 or upon a showing of exceptional circumstances under which it is impracticable for the party seeking discovery to obtain facts or opinions on the same subject by other means.

(C) Unless manifest injustice would result, (i) the court shall require that the party seeking discovery pay the expert a reasonable fee for time spent in responding to discovery under subdivisions (4)(A)(ii) and (4)(B) of this rule; and (ii) with respect to discovery obtained under subdivision (4)(A)(ii) of this rule the court may require, and with respect to discovery obtained under subdivision (4)(B) of this rule the court shall require, the party seeking discovery to pay the other party a fair portion of the fees and expenses reasonably incurred by the latter party in obtaining facts and opinions from the expert.

Rule 123. PROTECTIVE ORDERS.

That rule 123 be stricken and the following be substituted:

Upon motion by a party or by the person from whom discovery is sought or by any person who may be affected thereby, and for good cause shown, the court in which the action is pending or alternatively, on matters relating to a deposition, the court in the district where the deposition is to be taken, may make any order which justice requires to protect a party or person from annoyance, embarrassment, oppression, or undue burden or expense, including one or more of the following: (1) that the discovery not be had; (2) that the discovery may be had only on specified terms and conditions, including a designation of the time or place; (3) that the discovery may be had only by a method of discovery other than that selected by the party seeking discovery; (4) that certain matters not be inquired into, or that the scope of the discovery be limited to certain matters; (5) that discovery be conducted with no one present except persons designated by the court; (6) that a deposition after being sealed be opened only by order of the court; (7) that a trade secret or other confidential research, development, or commercial information not be disclosed or be disclosed only in a designated way; (8) that the parties simultaneously file specified documents or information enclosed in sealed envelopes to be opened as directed by the court.

If the motion for a protective order is denied in whole or in part, the court may, on such terms and conditions as are just, order that any party or person provide or permit discovery. The provisions of rule (134(a)(4) apply to the award of expenses incurred in relation to the motion.

Rule 124. SEQUENCE AND TIMING OF DISCOVERY.

That rule 124 be stricken and that the following be substituted:

Unless the court upon motion orders otherwise for the convenience of parties and witnesses and in the interests of justice, methods of discovery may be used in any sequence and the fact that a party is conducting discovery, whether by deposition or otherwise, shall not operate to delay any other party's discovery.

Rule 125. SUPPLEMENTATION OF RESPONSES.

That rule 125 be stricken and the following be substituted:

A party who has responded to a request for discovery with a response that was complete when made is under no duty to supplement his response to include information thereafter acquired, except as follows:

(1) A party is under a duty seasonably to supplement his response with respect to any question directly addressed to (A) the identity and location of persons having knowledge of discoverable matters, and (B) the identity of each person expected to be called as an expert witness at trial, the subject matter on which he is expected to testify, and the substance of his testimony.

(2) A party is under a duty seasonably to amend a prior response if he obtains information upon the basis of which (A) he knows that the response was incorrect when made, or (B) he knows that the response though correct when made is no longer true and the circumstances are such that a failure to amend the response is in substance a knowing concealment.

(3) A duty to supplement responses may be imposed by order of the court, agreement of the parties, or at any time prior to trial through new requests for supplementation of prior responses.

Rule 126. INTERROGATORIES TO PARTIES.

That rule 126 be stricken and the following be substituted:

(a) Availability; procedures for use. Except in small claims, any party may file written interrogatories to be answered by another party served or, if the other party is a public or private corporation or a partnership or association or governmental agency, by any officer or agent, who shall furnish such information as is available to the party. Copies of interrogatories and answers shall be filed for each adverse party. Interrogatories may, without leave of court, be directed to the plaintiff after commencement of the action and upon any other party with or after service of the original notice upon that party.

The clerk shall deliver a copy of the interrogatories as provided in rule 82, unless a copy shall have been served with an original notice.

Each interrogatory shall be answered separately and fully in writing under oath, unless it is objected to, in which event the reasons for objection shall be stated in lieu of an answer. The answers are to be signed by the person making them. The party to whom the interrogatories are directed shall file the answers, and objections if any, within 30 days after they are filed, except that a defendant may file answers or objections within 45 days after service of the original notice upon that defendant. The court may allow a shorter or longer time. The party submitting the interrogatories may move for an order under rule 134(a) with respect to any objection to or other failure to answer an interrogatory. Copies of answers shall be delivered as provided in rule 82.

(b) Scope; use at trial. Interrogatories may relate to any matters which can be inquired into under rule 122, and the answers may be used to the extent permitted by the rules of evidence.

An interrogatory otherwise proper is not necessarily objectionable merely because an answer to the interrogatory involves an opinion or contention that relates to fact or the application of law to fact, but the court may order that such an interrogatory need not be answered until after designated discovery has been completed or until a pretrial conference or other later time.

(c) Option to produce business records. Where the answer to an inter-

rogatory may be derived or ascertained from the business records of the party upon whom the interrogatory has been served or from an examination, audit or inspection of such business records, or from a compilation, abstract or summary based thereon, and the burden of deriving or ascertaining the answer is substantially the same for the party serving the interrogatory as for the party served, it is a sufficient answer to such interrogatory to specify the records from which the answer may be derived or ascertained and to afford to the party serving the interrogatory reasonable opportunity to examine, audit or inspect such records and to make copies, compilations, abstracts or summaries.

Rule 127. REQUESTS FOR ADMISSION.

That rule 127 be stricken and the following be substituted:

A party may serve upon any other party a written request for the admission, for purposes of the pending action only, of the truth of any matters within the scope of rule 122 set forth in the request that relate to statements or opinions of fact or of the application of law to fact, including the genuineness of any documents described in the request. Copies of documents shall be served with the request unless they have been or are otherwise furnished or made available for inspection and copying. The request may, without leave of court, be served upon the plaintiff after commencement of the action and upon any other party with or after service of the original notice upon that party.

Each matter of which an admission is requested shall be separately set forth. The matter is admitted unless, within 30 days after service of the request, or within such shorter or longer time as the court may on motion allow, the party to whom the request is directed serves upon the party requesting the admission a written answer or objection addressed to the matter, signed by the party or by his attorney, but, unless the court shortens the time, a defendant shall not be required to serve answers or objections before the expiration of 45 days after service of the original notice upon him. If objection is made, the reasons therefor shall be stated. The answer shall specifically deny the matter or set forth in detail the reasons why the answering party cannot truthfully admit or deny the matter. A denial shall fairly meet the substance of the requested admission, and when good faith requires that a party qualify his answer or deny a part of the matter of which an admission is requested, he shall specify so much of it as is true and qualify or deny the remainder. An answering party may not give lack of information or knowledge as a reason for failure to admit or deny unless he states that he has made reasonable inquiry and that the information known or readily obtainable by him is insufficient to enable him to admit or deny. A party who considers that a matter of which an admission has been requested presents a genuine issue for trial may not, on that ground alone, object to the request; he may, subject to the provisions of rule 134(c), deny the matter or set forth reasons why he cannot admit or deny it.

The party who has requested the admission may move to determine the sufficiency of the answers or objections. Unless the court determines that an objection is justified, it shall order that an answer be served. If the court determines that an answer does not comply with the requirements of this rule, it may order either that the matter is admitted or that an amended answer be served. The court may, in lieu of these orders, determine that the final disposition of the request be made at a pretrial conference

or at a designated time prior to trial. The provisions of rule 134(a)(4) apply to the award of expenses incurred in relation to the motion.

Rule 128. EFFECT OF ADMISSION.

That rule 128 be stricken and the following be substituted:

Any matter admitted under this rule is conclusively established in the pending action unless the court on motion permits withdrawal or amendment of the admission. Subject to the provisions of rule 138 governing amendment of a pretrial order, the court may permit withdrawal or amendment when the presentation of the merits of the action will be subverted thereby and the party who obtained the admission fails to satisfy the court that withdrawal or amendment will prejudice him in maintaining his action or defense on the merits. Any admission made by a party under this rule may be used as an evidentiary admission only in any other proceeding.

Rule 129. PRODUCTION OF DOCUMENTS AND THINGS AND ENTRY UPON LAND FOR INSPECTION AND OTHER PURPOSES.

The rule 129 be stricken and the following be substituted:

Any party may serve on any other party a request (1) to produce and permit the party making the request, or someone acting on his behalf, to inspect and copy, any designated documents (including writings, drawings, graphs, charts, photographs, phono-records, and other data compilations from which information can be obtained, translated, if necessary, by the respondent through detection devices into reasonably usable form), or to inspect and copy, test, or sample any tangible things which constitute or contain matters within the scope of rule 122 and which are in the possession, custody or control of the party upon whom the request is served; or (2) except as otherwise provided by statute, to permit entry upon designated land or other property in the possession or control of the party upon whom the request is served for the purpose of inspection and measuring, surveying, photographing, testing, or sampling the property or any designated object to operation thereon, within the scope of rule 122.

Rule 130. PROCEDURE UNDER RULE 129.

That rule 130 be stricken and the following be substituted:

The request may, without leave of court, be served upon the plaintiff after commencement of the action and upon any other party with or after service of the original notice upon that party. The request shall set forth the items to be inspected either by individual item or by category, and describe each item and category with reasonable particularity. The request shall specify a reasonable time, place, and manner of making the inspection and performing the related acts.

The party upon whom the request is served shall serve a written response within 30 days after the service of the request, except that a defendant may serve a response within 45 days after service of the original notice upon that defendant. The court may allow a shorter or longer time. The response shall state, with respect to each item or category, that inspection and related activities will be permitted as requested, unless the request is objected to, in which event the reasons for objection shall be stated. If objection is made to part of an item or category, the part shall be specified. The party submitting the request may move for an order under rule 134 with respect to any objection to or other failure to respond to the request or any part thereof, or any failure to permit inspection as requested.

Rule 131. ACTION FOR PRODUCTION OR ENTRY AGAINST PERSONS NOT PARTIES.

That rule 131 be stricken and the following be substituted:

Rules 129 and 130 do not preclude an independent action against a person not a party for production of documents and things and permission to enter upon land.

Rule 132. PHYSICAL AND MENTAL EXAMINATION OF PERSONS.

That rule 132 be stricken and the following be substituted:

When the mental or physical condition (including the blood group) of a party, or of a person in the custody or under the legal control of a party, is in controversy, the court in which the action is pending may order the party to submit to a physical or mental examination by a physician or to produce for examination the person in his custody or legal control. The order may be made only on motion for good cause shown and upon notice to the person to be examined and to all parties and shall specify the time, place, manner, conditions, and scope of the examination and the person or persons by whom it is to be made.

Rule 133. REPORT OF EXAMINING PHYSICIAN.

That rule 133 be stricken and the following be substituted:

(a) If requested by the party against whom an order is made under rule 132 or the person examined, the party causing the examination to be made shall deliver to him a copy of a detailed written report of the examining physician setting out his findings, including results of all tests made, diagnosis and conclusions, together with like reports of all earlier examinations of the same condition. After delivery the party causing the examination shall be entitled upon request to receive from the party against whom the order is made a like report of any examination, previously or thereafter made, of the same condition, unless, in the case of a report of examination of a person not a party, the party shows that he is unable to obtain it. The court on motion may make an order against a party requiring delivery of a report on such terms as are just, and if a physician fails or refuses to make a report the court may exclude his testimony if offered at the trial.

(b) By requesting and obtaining a report of the examination so ordered or by taking the deposition of the examiner, the party examined waives any privilege he may have in that action or any other involving the same controversy, regarding the testimony of every other person who has examined or may thereafter examine him in respect of the same mental or physical condition.

(c) This rule applies to examination made by agreement of the parties, unless the agreement expressly provides otherwise. This rule does not preclude discovery of a report of an examining physician or the taking of a deposition of the physician in accordance with the provisions of any other rule or statute.

Rule 134. FAILURE TO MAKE DISCOVERY: CONSEQUENCES.

That rule 134 be stricken and the following be substituted:

(a) Motion for order compelling discovery. A party, upon reasonable notice to other parties and all persons affected thereby, may apply for an order compelling discovery as follows:

(1) Appropriate court. An application for an order to a party may be made to the court in which the action is pending, or, on matters relating to

a deposition, to the court in the district where the deposition is being taken. An application for an order to a deponent who is not a party shall be made to the court in the district where the deposition is being taken.

(2) Motion. If a deponent fails to answer a question propounded or submitted under rule 140 or 150, or a corporation or other entity fails to make a designation under rule 147(e), or a party fails to answer an interrogatory submitted under rule 126, or if a party, in response to a request for inspection submitted under rule 129, fails to respond that inspection will be permitted as requested or fails to permit inspection as requested, the discovering party may move for an order compelling an answer, or a designation, or an order compelling inspection in accordance with the request. When taking a deposition on oral examination, the proponent of the question may complete or adjourn the examination before he applies for an order.

In ruling on such motion, the court may make such protective order as it would have been empowered to make on a motion made pursuant to rule 123.

(3) Evasive or incomplete answer. For purposes of this subdivision an evasive or incomplete answer is to be treated as a failure to answer.

(4) Award of expenses of motion. If the motion is granted, the court shall, after opportunity for hearing, require the party or deponent whose conduct necessitated the motion or the party or attorney advising such conduct or both of them to pay to the moving party the reasonable expenses incurred in obtaining the order, including attorney's fees, unless the court finds that the opposition to the motion was substantially justified or that other circumstances make an award of expenses unjust.

If the motion is denied, the court shall, after opportunity for hearing, require the moving party or the attorney advising the motion or both of them to pay to the party or deponent who opposed the motion the reasonable expenses incurred in opposing the motion, including attorney's fees, unless the court finds that the making of the motion was substantially justified or that other circumstances make an award of expenses unjust.

If the motion is granted in part and denied in part, the court may apportion the reasonable expenses incurred in relation to the motion among the parties and persons in a just manner.

(b) Failure to comply with order.

(1) Sanctions by court in district where deposition is taken. If a deponent fails to be sworn or to answer a question after being directed to do so by the court in the district in which the deposition is being taken, the failure may be considered a contempt of that court.

(2) Sanctions by court in which action is pending. If a party or an officer, director, or managing agent of a party or a person designated under rule 147(e) to testify on behalf of a party fails to obey an order to provide or permit discovery, including an order made under subdivision (a) of this rule or rule 132, the court in which the action is pending may make such orders in regard to the failure as are just, and among others the following:

(A) An order that the matters regarding which the order was made or any other designated facts shall be taken to be established for the purposes of the action in accordance with the claim of the party obtaining the order;

(B) An order refusing to allow the disobedient party to support or oppose designated claims or defenses, or prohibiting him from introducing designated matters in evidence;

(C) An order striking out pleadings or parts thereof, or staying further proceedings until the order is obeyed, or dismissing the action or proceeding or any part thereof, or rendering a judgment by default against the disobedient party;

(D) In lieu of any of the foregoing orders or in addition thereto, an order treating as a contempt of court the failure to obey any orders except an order to submit to a physical or mental examination.

In lieu of any of the foregoing orders or in addition thereto, the court shall require the party failing to obey the order or the attorney advising him or both to pay the reasonable expenses, including attorney's fees, caused by the failure, unless the court finds that the failure was substantially justified or that other circumstances make an award of expenses unjust.

(c) Expenses on failure to admit. If a party fails to admit the genuineness of any document or the truth of any matter as requested under rule 127, and if the party requesting the admissions thereafter proves the genuineness of the document or the truth of the matter, he may apply to the court for an order requiring the other party to pay him the reasonable expenses incurred in making that proof, including reasonable attorney's fees. The court shall make the order unless it finds that (1) the request was held objectionable pursuant to rule 127, or (2) the admission sought was of no substantial importance, or (3) the party failing to admit had reasonable ground to believe that he might prevail on the matter, or (4) there was other good reason for the failure to admit.

(d) Failure of party to attend at own deposition or serve answers to interrogatories or respond to request for inspection. If a party or an officer, director, or managing agent of a party or a person designated under rule 147(e) to testify on behalf of a party fails (1) to appear before the officer who is to take his deposition, after being served with a proper notice, or (2) to serve answers or objections to interrogatories submitted under rule 126, after proper service of the interrogatories, or (3) to serve a written response to a request for inspection submitted under rule 129, after proper service of the request, the court in which the action is pending on motion may make such orders in regard to the failure as are just, and among others it may take any action authorized under paragraphs (A), (B), and (C) of subdivision (b)(2) of this rule. In lieu of any order or in addition thereto, the court shall require the party failing to act or the attorney advising him or both to pay the reasonable expenses, including attorney's fees, caused by the failure, unless the court finds that the failure was substantially justified or that other circumstances make an award of expenses unjust.

The failure to act described in this subdivision may not be excused on the ground that the discovery sought is objectionable unless the party failing to act has applied for a protective order as provided by rule 123.

Rule 140. DEPOSITIONS UPON ORAL EXAMINATION.

That rule 140 be stricken and the following be substituted:

(a) When depositions may be taken. After commencement of the action, any party may take the testimony of any person, including a party, by deposition upon oral examination. Leave of court, granted with or without notice, must be obtained only if the plaintiff seeks to take a deposition prior to the expiration of 10 days after the appearance date for any defendant, except that leave is not required (1) if a defendant has

served a notice of taking deposition or otherwise sought discovery, or (2) if special notice is given as provided in subdivision (b)(2) of this rule. The attendance of witnesses may be compelled by subpoena as provided in rule 155. The deposition of a person confined in prison may be taken only by leave of court on such terms as the court prescribes.

(b) Notice of examination: General Requirements: Special Notice: Non-stenographic recording: production of documents and things: Deposition of organization.

(1) A party desiring to take the deposition of any person upon oral examination shall give reasonable notice in writing to every other party to the action. The notice shall state the time and place for taking the deposition and the name and address of each person to be examined, if known, and, if the name is not known, a general description sufficient to identify him or the particular class or group to which he belongs. If a subpoena duces tecum is to be served on the person to be examined, the designation of the materials to be produced as set forth in the subpoena shall be attached to or included in the notice.

(2) Leave of court is not required for the taking of a deposition by plaintiff if the notice (A) states that the person to be examined is about to go out of the state and will be unavailable for examination unless his deposition is taken before expiration of the 30-day period, and (B) sets forth facts to support the statement. The plaintiff's attorney shall sign the notice, and his signature constitutes a certification by him that to the best of his knowledge, information, and belief the statement and supporting facts are true.

If a party shows that when he was served with notice under this subdivision (b)(2) he was unable through the exercise of diligence to obtain counsel to represent him at the taking of the deposition, the deposition may not be used against him.

(3) The court may for cause shown enlarge or shorten the time for taking the deposition.

(4) The court may upon motion order that the testimony at a deposition be recorded by other than stenographic means, in which event the order shall designate the manner of recording, preserving, and filing the deposition, and may include other provisions to assure that the recorded testimony will be accurate and trustworthy. If the order is made, a party may nevertheless arrange to have a stenographic transcription made at his own expense.

(5) The notice to a party deponent may be accompanied by a request made in compliance with rules 129 and 130 for the production of documents and tangible things at the taking of the deposition. The procedure of rule 130 shall apply to the request.

(c) Failure to attend or to serve subpoena; expenses.

(1) If the party giving the notice of the taking of a deposition fails to attend and proceed therewith and another party attends in person or by attorney pursuant to the notice, the court may order the party giving the notice to pay to such other party the reasonable expenses incurred by him and his attorney in attending, including reasonable attorney's fees.

(2) If a party giving the notice of the taking of a deposition of a witness fails to serve a subpoena upon him and the witness does not attend because of such failure, and if another party attends in person or by attorney because he expects the deposition of that witness to be taken, the

court may order the party giving the notice to pay to such other party the reasonable expenses incurred by him and his attorney attending, including reasonable attorney's fees.

Rule 141. RESTRICTIONS.

That rule 141 be stricken and the following be substituted:

In small claims, depositions for discovery may not be taken unless leave of court is first obtained on notice and showing of just cause therefor and upon such terms as justice may require.

Rule 143. WITNESS LISTS.

That rule 143 be stricken and the following substituted:

Except as provided in rule 122, a party shall not be required to list the witnesses expected to be called at trial.

Rule 147(e). ORAL EXAMINATION—NOTICE.

That the following paragraph be added to rule 147:

(e) A party may in his notice and in a subpoena name as the deponent a public or private corporation or a partnership or association or governmental agency and describe with reasonable particularity the matters on which examination is requested. In that event, the organization so named shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which he will testify. A subpoena shall advise a non-party organization of its duty to make such a designation. The persons so designated shall testify as to matters known or reasonably available to the organization. This paragraph does not preclude taking a deposition by any other procedure authorized in these rules.

Rule 148. CONDUCT OF ORAL EXAMINATION.

That rule 148 be stricken and the following substituted:

(a) Examination and cross-examination; record of examination; oath; objections. Examination and cross-examination of witnesses may proceed as permitted at the trial. The officer before whom the deposition is to be taken shall put the witness on oath and shall personally, or by someone acting under his direction and in his presence, record the testimony of the witness. The testimony shall be taken stenographically or recorded by any other means ordered in accordance with rule 140(b)(4). If requested by one of the parties, the testimony shall be transcribed. All objections made at the time of the examination to the qualifications of the officer taking the deposition, or to the manner of taking it, or to the evidence presented, or to the conduct of any party, and any other objection to the proceedings, shall be noted by the officer upon the deposition. Evidence objected to shall be taken subject to the objections. In lieu of participating in the oral examination, parties may serve written questions in a sealed envelope on the party taking the deposition and he shall transmit them to the officer, who shall propound them to the witness and record the answers verbatim.

(b) Motion to terminate or limit examination. At any time during the taking of the deposition, on motion of a party or of the deponent and upon a showing that the examination is being conducted in bad faith or in such manner as unreasonably to annoy, embarrass, or oppress the deponent or party, the court in which the action is pending or the court in the district where the deposition is being taken may order the officer conducting the examination to cease forthwith from taking the deposition, or may limit the scope and manner of the taking of the deposition as provided in rule

123. If the order made terminates the examination, it shall be resumed thereafter only upon the order of the court in which the action is pending. Upon demand of the objecting party or deponent, the taking of the deposition shall be suspended for the time necessary to make a motion for an order. The provisions of rule 134(a)(4) apply to the award of expenses incurred in relation to the motion.

Rule 149. READING AND SIGNING.

That rule 149(b) be stricken and the following be substituted:

(b) Submission to witness; changes, signing. In other cases, when the testimony is fully transcribed the deposition shall be submitted to the witness for examination and shall be read to or by him, unless such examination and reading are waived by the witness and by the parties. Any changes in form or substance which the witness desires to make shall be entered upon the deposition by the officer with a statement of the reasons given by the witness for making them. If rule 149(a) is not applicable, the deposition shall then be signed by the witness, unless the parties by stipulation waive the signing or the witness is ill or dead or cannot be found or refuses to sign. If the deposition is not signed by the witness within 30 days of its submission to him, the officer shall sign it and state on the record the fact of the waiver or of the illness, death, or absence of the witness or the fact of the refusal to sign together with the reason, if any, given therefor; and the deposition may then be used as fully as though signed unless on a motion to suppress under rule 158(f) the court holds that the reason given for the refusal to sign require rejection of the deposition in whole or in part.

Rule 152. CERTIFICATION AND RETURN—COPIES.

That subsections (a) and (b) of rule 152 be stricken and the following be substituted:

(a) The officer shall certify on the deposition that the witness was duly sworn by him and that the deposition is a true record of the testimony given by the witness. He shall then securely seal the deposition in an envelope endorsed with the title of the action and marked "Deposition of (here insert name of witness)" and shall promptly file it with the court in which the action is pending or send it by registered or certified mail to the clerk thereof for filing.

Documents and things produced for inspection during the examination of the witness shall, upon the request of a party, be marked for identification and annexed to and returned with the deposition, and may be inspected and copied by any party, except that (A) the person producing the materials may substitute copies to be marked for identification, if he affords to all parties fair opportunity to verify the copies by comparison with the originals, and (B) if the person producing the materials requests their return, the officer shall mark them, give each party an opportunity to inspect and copy them, and return them to the person producing them, and the materials may then be used in the same manner as if annexed to and returned with the deposition. Any party may move for an order that the original be annexed to and returned with the deposition to the court, pending final disposition of the case.

(c) Upon payment of reasonable charges therefor, the officer shall furnish a copy of the deposition to any party or to the deponent.

Rule 155. SUBPOENA.

That rule 155 be stricken and the following be substituted:

(a) On application of any party, or proof of service of a notice to take depositions under rule 147 or rule 150, the clerk of court where the action is pending shall issue subpoenas for persons named in and described in said notice or application. Subpoenas may also be issued as provided by statute.

(b) No resident of Iowa shall be thus subpoenaed to attend out of the county where he resides, or is employed, or transacts his business in person.

(c) A subpoena may also command the person to whom it is directed to produce the books, papers, documents or tangible things designated therein; but the court, upon motion promptly made by the person to whom the subpoena is directed, or by any other person stating an interest in the documents affected, and in any event at or before the time specified in the subpoena for compliance therewith, may (1) quash or modify the subpoena if it is unreasonable and oppressive or (2) condition denial of the motion upon the advancement by the person in whose behalf the subpoena is issued of the reasonable cost of producing the books, papers, documents or tangible things.

Rule 179. FINDINGS OF COURT.

That the first sentence of rule 179(b) be stricken and the following be substituted:

On motion joined with or filed within the time allowed for a motion for new trial, the findings and conclusions may be enlarged or amended and the judgment or decree modified accordingly or a different judgment or decree substituted.

Rule 196. INSTRUCTIONS.

1. That present rule 196 be designated paragraph "(a)" of rule 196.

2. That the following sentence be stricken from present rule 196:

"Before reading them to the jury, the court shall submit to counsel its instructions in their final form, noting this fact of record, and granting reasonable time for counsel to make objections after argument to the jury and before the instructions are read to the jury.";

and that the following be substituted:

"Before jury arguments, the court shall give to each counsel a copy of its instructions in their final form, noting this fact of record and granting reasonable time for counsel to make objections, which shall be made and ruled on before arguments to the jury."

Rule 203. RENDERING VERDICT.

1. That the title to rule 203, be changed to "rule 203. RENDERING VERDICT AND ANSWERING INTERROGATORIES."

2. That rule 203(a) and 203(b) be stricken and the following be substituted:

(a) Number. Before a general verdict, special verdicts, or answers to interrogatories are returned, the parties may stipulate that the finding may be rendered by a stated majority of the jurors. In the absence of such stipulations a general verdict, special verdicts, or answers to interrogatories may be rendered by five-sixths of the jurors.

(b) Return—poll. The jury agreeing on a general verdict, special verdicts, or answers to interrogatories shall bring the finding into court where it shall be read to the jury and inquiry made if it is the jury's finding. A party may then require a poll, whereupon the court or clerk shall ask each juror if it is his finding. If the required number of jurors do not

express agreement, the jury shall be sent out for further deliberation; otherwise, the finding is complete and the jury shall be discharged.

3. That the word "verdict" be stricken in line 3 of rule 203(c), and "finding" be substituted.

Rule 204. FORM AND ENTRY OF VERDICT.

That rule 204 be stricken and the following be substituted:

Rule 204. FORM AND ENTRY OF VERDICTS.

General verdicts, special verdicts, and answers to interrogatories shall be in writing. When unanimous they shall be signed by the foreman chosen by the jury, and when they are not unanimous they shall be signed by all jurors concurring therein. They shall be sufficient in form if they express the intent of the jury. They shall be filed with the clerk and entered of record after being put in form by the court if need be.

Rule 248. NONWAIVER.

That rule 248 be stricken and the following substituted:

Rule 248. CONDITIONAL RULINGS ON GRANT OF MOTION. Any motion may be filed under rule 243 or 244 without waiving the right to file or rely on any other of such motions.

(a) If the motion for judgment notwithstanding the verdict provided for in rule 243 is granted, the court shall also rule on the motion for a new trial, if any, by determining whether it should be granted if the judgment is thereafter vacated or reversed, and shall specify the grounds for granting or denying the motion for the new trial. If the motion for a new trial is thus conditionally granted, the order thereon does not affect the finality of the judgment. In case the motion for a new trial has been conditionally granted and the judgment is reversed on appeal, the new trial shall proceed unless otherwise ordered by the supreme court. In case the motion for a new trial has been conditionally denied, the appellee on appeal may assert error in that denial; and if the judgment is reversed on appeal, subsequent proceedings shall be in accordance with the order of the supreme court:

(b) The party whose verdict has been set aside on motion for judgment notwithstanding the verdict may file a motion for a new trial pursuant to rule 244, not later than 10 days after the entry of the judgment notwithstanding the verdict.

Rule 297. PAYING SMALL SUMS.

That rule 297 be amended by striking "five hundred dollars" in lines 3 and 4 and by substituting "one thousand dollars."

Rule 319. LIMITATION.

That the words "six months" be stricken from line three of rule 319 and "thirty days" be substituted.

Rule 369. EFFECT OF NOTICE BY POSTING.

That rule 369 be stricken and the following be substituted: Notice by posting shall not have legal effect except where expressly authorized by statute.

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

Des Moines, Iowa
January 18, 1973

ACKNOWLEDGMENT

I, Carroll A. Lane, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the 18th day of January, 1973, of the foregoing report of the Supreme Court of Iowa pertaining to Rules of Civil Procedure.

CARROLL A. LANE
Secretary of the Senate, First
Regular Session of the Sixty-fifth
General Assembly of the State of Iowa

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Friday, January 19, 1973.

JOURNAL OF THE SENATE

TWELFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, JANUARY 19, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. D. Chapman, pastor of the Calvary United Methodist Church, Walcott, Iowa.

The Journal of Thursday, January 18, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Merlin U. Broers, Schleswig, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schaben for the day on request of Senator Kennedy.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

By Senator Riley, from one hundred six residents of Linn County.

By Senator Junkins, from three hundred seventy-seven residents of Lee County.

By Senator Kyhl, from four hundred eighty-two residents of Butler, Grundy, Black Hawk and Bremer Counties.

By Senator Curtis, from four hundred ninety-three residents of O'Brien, Palo Alto, Cherokee, Pocahontas, Buena Vista, Clay and Plymouth Counties.

By Senator Nystrom, from ninety-five residents of Boone, Hamilton and Story Counties.

INTRODUCTION OF BILLS

Senate File 44, by Senator Nystrom, a bill for an act relating to the hiring of employees under the merit system.

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

Senate File 45, by Senator Doderer, a bill for an act providing for representation of the federal government on the midwest nuclear board.

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

MOTION TO RECONSIDER ADOPTED

Senate File 6

Senator Doderer called up the following motion filed by her and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 6 passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (S.F. 6) the vote was:

Ayes, 37:

Andersen	Hill	Miller of	Schwengels
Bergman	Hultman	Marshall	Scott
Blouin	Junkins	Murray	Shaff
Briles	Kelly	Nolin	Shaw
Curtis	Kennedy	Orr	Taylor
Doderer	Kinley	Plymat	Tieden
Gallagher	Lamborn	Potter	Van Gilst
Gluba	McCartney	Priebe	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Des Moines	Rodgers	

Nays, none.

Absent or not voting, 13:

Coleman	Kyhl	Palmer	Robinson
DeKoster	Milligan	Rabedeaux	Schaben
Glenn	Nystrom	Riley	Schwieger
Heying			

The motion prevailed.

Senator Doderer moved to reconsider the vote by which Senate File 6 went to its last reading, which motion prevailed.

On motion of Senator Doderer, Senate File 6, a bill for an act relating to commitment of alcohol and drug addicts, was taken up for further consideration.

Senator Doderer offered the following amendment filed by her:

S—4

1 Amend Senate File 6 as follows:

2 1. Page 2, lines 4 and 5, by striking the words "morphine,
3 cocaine, or other narcotic drugs" and inserting in lieu thereof
4 the words "[morphine, cocaine, or other narcotic drugs] or any
5 controlled substance contained in schedules I, II, III, or IV
6 of chapter two hundred four (204) of the Code."

7 2. Page 2, by striking lines 8 through 11, inclusive, and
8 inserting in lieu thereof the following:

9 "*such private facilities as the commission on alcoholism,*
10 *or a state department established for the purpose of regulating*
11 *drug abuse in the State of Iowa, may designate; or to any*
12 *hospital accredited to give psychiatric care, provided that,*
13 *commitments to private facilities shall only be made upon*
14 *approval of the board of supervisors or upon agreement by the*
15 *patient or responsible relatives to pay the full costs of treat-*
16 *ment and upon having made the necessary arrangements for*
17 *admission and support."*

18 3. Page 2, line 19, by inserting after the period the
19 following: "*The commission on alcoholism shall designate the*
20 *private facilities to which persons suffering from alcoholism*
21 *may be committed under section two hundred twenty-four point*
22 *one (224.1) of the Code. The state department established*
23 *for the purpose of regulating drug abuse in the State of Iowa*
24 *shall designate the private facilities to which persons*
25 *suffering from the effects of drugs enumerated in section*

Page 2

1 *two hundred twenty-four point one (224.1) of the Code shall*
2 *be committed.*

Senator Lamborn asked and received unanimous consent to temporarily defer **Senate File 6**.

SENATE FILE DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 13** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 19

On motion of Senator Ramsey, Senate File 19, a bill for an act relating to penalty on delinquent mobile home taxes, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 19) the vote was:

Ayes, 43:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman
Hansen	Miller of	Robinson	
Heying	Marshall		

Nays, none.**Absent or not voting, 7:**

Coleman	Kyhl	Riley	Schwieger
Glenn	Palmer	Schaben	

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

RECONSIDERATION CONTINUED

Senate File 6

The Senate resumed reconsideration of Senate File 6.

Senator Murray offered the following amendment to the Doderer amendment and moved its adoption:

S—5

- 1 Amend amendment S—4 by Doderer filed January 19, 1973
- 2 to Senate File 6, page 1, by striking the word "drugs" in
- 3 line 25, and inserting in lieu thereof the words
- 4 "*controlled substances*".

The motion prevailed and the amendment to the amendment was adopted.

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

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 6) the vote was:

Ayes, 41:

Andersen	Griffin	McCartney	Orr
Bergman	Hansen	Miller of	Plymat
Blouin	Heying	Des Moines	Potter
Briles	Hill	Miller of	Priebe
Curtis	Hultman	Marshall	Rabedeaux
DeKoster	Junkins	Milligan	Ramsey
Doderer	Kelly	Murray	Robinson
Gallagher	Kennedy	Nolin	Rodgers
Gluba	Lamborn	Nystrom	

Schwengels
Scott

Shaff
Taylor

Tieden
Van Gilst

Willits
Winkelman

Nays, none.

Absent or not voting, 9:

Coleman
Glenn
Kinley

Kyhl
Palmer

Riley
Schaben

Schwieger
Shaw

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 requests the return of House File 23, a bill for an act to reduce penalties for certain violations of motor vehicle financial responsibility law, for further consideration.

WILLIAM H. HARBOR, Chief Clerk

HOUSE FILE RETURNED TO HOUSE

Senator Lamborn moved that **House File 23** be returned to the House.

The motion prevailed.

CONSIDERATION OF BILLS

Senate File 20

On motion of Senator Briles, Senate File 20, a bill for an act relating to group insurance for elected county officials, was taken up for consideration.

Senator Palmer moved that Senate File 20 be deferred.

Division was called for.

The motion prevailed and **Senate File 20** was deferred and placed on the calendar under **unfinished business**.

REREFERRED TO COMMITTEE

Senator Briles moved that **Senate File 21** be rereferred to committee on **county government**.

The 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 adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 7, inviting the Governor to present his budget message to a joint convention on Thursday, January 25, 1973, at 6:30 p.m.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 7

By Holden and Cochran

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Sixty-fifth General Assembly be held on Thursday, January 25, 1973, at 6:30 p.m.

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

INTRODUCTION OF BILL

Senate File 46, by Senator Hill, a bill for an act relating to annual budgeting and reporting for state departments, agencies, boards, and commissions.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 9 Human resources
- S. F. 37 Natural resources
- S. F. 38 Commerce
- S. F. 41 State government
- S. F. 42 Judiciary
- S. F. 43 Schools
- S. F. 44 State government
- S. F. 45 State government
- S. F. 46 State government
- H. F. 17 Judiciary
- H. F. 18 Judiciary
- H. F. 20 Judiciary
- H. F. 22 Human and industrial relations

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Monday, January 22, 1973.

JOURNAL OF THE SENATE

FIFTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, JANUARY 22, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Gary Keast, pastor of the First Presbyterian Church, Manchester, Iowa.

The Journal of Friday, January 19, 1973, was approved.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Shaw for the day on request of Senator Lamborn; Senator Junkins for the day on request of Senator Schwengels; Senator Schaben for the day on request of Senator Kennedy.

PETITIONS

The following petitions were presented and placed on file:

By Senator Kelly, from forty-one students of James Callanan Junior High School, Des Moines, Iowa, supporting repeal of the Iowa bounty law.

By the following Senators, opposing any change in the Iowa abortion law:

Senator DeKoster, from two thousand two hundred ninety residents of Sioux and adjoining counties.

Senator Priebe, from two hundred seventy-three residents of Kossuth and adjoining counties.

Senator Bergman, from one thousand eight hundred twenty-three residents of Osceola and adjoining counties.

Senator Nolin, from nine hundred sixty-seven residents of Carroll and adjoining counties.

Senator McCartney, from three hundred sixteen residents of Floyd and adjoining counties.

Senator Schaben, from seventy-nine residents of Harrison and Monona Counties.

Senator Scott, from three hundred twenty-six residents of Cerro Gordo and Worth Counties.

Senator Curtis, from fifty residents of Cherokee and Plymouth Counties.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

INTRODUCTION OF BILLS

Senate File 47, by Senators Shaw and Gluba, a bill for an act relating to the sale of alcoholic liquor and beer by certain holders of liquor control licenses and beer permits on Sunday, and prescribing additional fees for such sales.

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

Senate File 48, by committee on ways and means (committee on ways and means), a bill for an act relating to the filing requirements for cooperative associations for income tax purposes.

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

ADOPTION OF HOUSE CONCURRENT RESOLUTION 7

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

HOUSE CONCURRENT RESOLUTION 7

By Holden and Cochran

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Sixty-fifth General Assembly be held on Thursday, January 25, 1973, at 6:30 p.m.

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

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 39

On motion of Senator Plymat, Senate File 39, a bill for an act to provide copies of the Iowa Code to city assessors without cost, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 39) the vote was:

Ayes, 36:

Andersen	Hultman	Nystrom	Schwengels
Bergman	Kennedy	Orr	Schwieger
Blouin	Kinley	Palmer	Scott
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Glenn	Marshall	Rabedeaux	Van Gilst
Griffin	Milligan	Ramsey	Willits
Hansen	Nolin	Robinson	Winkelman
Hill			

Nays, none.

Absent or not voting, 14:

Coleman	Heying	Miller of	Rodgers
Doderer	Junkins	Des Moines	Schaben
Gallagher	Kelly	Murray	Shaw
Gluba	Kyhl	Riley	

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

SENATE FILE DEFERRED

Senator Briles asked and received unanimous consent that further action on **Senate File 20** be deferred and that the bill retain its place on the calendar under **unfinished business**.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILL

Senate File 49, by Senators Milligan, Miller of Marshall, Murray, Orr, Willits and Doderer (Hill, Egenes, West, McElroy,

Brockett, Kiser, Knoke and Crawford), a bill for an act relating to abortion and to provide a criminal penalty.

Read first time and passed on file.

ADOPTION OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 10

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

SENATE CONCURRENT RESOLUTION 10

By Lamborn

Whereas, Iowa winters are noteworthy for an abundance of snow; and
Whereas, the winter of 1972-73 has previously indicated that snow removal measures must be anticipated; and

Whereas, the past weekend provided ample time for satisfactory snow removal in the capitol parking lot; *Now Therefore*

Be It Resolved by the Senate, the House Concurring: That the Director of General Services should be advised by the General Assembly of the extremely bad snow condition in the parking lot on the morning of January 22, 1973; and

Be It Further Resolved: That the General Assembly requests the Director of General Services to provide adequate snow removal procedures during weekends and during night time hours in order that the statehouse parking lots will be cleared of snow prior to 7:00 a.m. on each day that the General Assembly is in session.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 11

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

SENATE CONCURRENT RESOLUTION 11

By Lamborn

Whereas, parking facilities in the statehouse area are inadequate and many of the employees must park at some distance from the Capitol; and

Whereas, during the last two sessions arrangements were made through the Executive Council to operate a shuttle bus from the parking area on the west side of the statehouse during inclement weather; *Now Therefore*

Be It Resolved by the Senate, the House Concurring: That the administration of the Director of General Services be requested to institute shuttle-bus service during periods of inclement winter weather from the parking area west of the statehouse to the west door of the statehouse while the Sixty-fifth General Assembly is in session.

The motion prevailed and the resolution was adopted.

EXPLANATION OF VOTE

When the vote on Senate File 39 was taken, I was absent from the Senate chamber. Had I been present, I would have voted "aye".

NORMAN RODGERS

AMENDMENTS FILED

S—6

- 1 Amend Senate File 20, line 9, by inserting before
- 2 the word "employees" the words "*elected officials*
- 3 *and*" and by striking all of lines 11, 12, and 13.

EUGENE M. HILL

S—7

- 1 Amend Senate File 26, page 2, line 23, by inserting the
- 2 following new paragraph after the word "require.":
- 3 "Before exercising either of the foregoing sentencing
- 4 options, the court shall first determine which of them will
- 5 provide maximum opportunity for the rehabilitation of the
- 6 defendant and protection of the community from further offenses
- 7 by the defendant and others. In making this determination the
- 8 court shall consider the age of the defendant, his prior record
- 9 of convictions, if any, his employment circumstances, his
- 10 family circumstances, the nature of the offense committed,
- 11 whether a dangerous weapon or force was used in the commission
- 12 of such offense, and such other factors as shall be appropriate."

GENE W. GLENN

S—8

- 1 Amend Senate File 26, page 2, line 32, by inserting
- 2 following the word "fix" the following:
- 3 "but not to exceed the period of maximum confinement
- 4 if the offense be a felony or not to exceed two years if the
- 5 offense be a misdemeanor,".

GENE W. GLENN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, January 23, 1973.

JOURNAL OF THE SENATE

SIXTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, JANUARY 23, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Holzer, pastor of St. Boniface Catholic Church, Garner, Iowa.

The Journal of Monday, January 22, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Steve G. Kruse, Slater, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator McCartney for the day on request of Senator Briles; Senator Hultman for the day on request of Senator Rabedaux; Senator Taylor for the day on request of Senator Rabedaux.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Nolin, from seventy-eight residents of Carroll and Greene Counties.

Senator McCartney, from one hundred twenty-nine residents of Howard and Chickasaw Counties.

Senator Rabedaux, from one hundred three residents of Muscatine County.

Senator Miller of Des Moines, from seventy-four residents of Des Moines, Henry and Louisa Counties.

Senator Robinson, from three hundred sixty-five residents of Linn County.

Senator Orr, from five hundred sixty-seven residents of Benton, Tama and adjoining counties.

Senator Plymat, from nine hundred seventy-four residents of Polk County.

Senator Junkins, from six hundred thirty-six residents of Lee County.

Senator Scott, from fifty residents of Cerro Gordo and Worth Counties.

Senator Tieden, from five hundred seventy-five residents of Clayton and adjoining counties.

Senator Gallagher, from three hundred nineteen residents of Black Hawk and adjoining counties.

Senator Winkelman, from one thousand one hundred nineteen residents of Calhoun and adjoining counties.

INTRODUCTION OF BILLS

Senate File 50, by Senator Kelly, a bill for an act relating to exemption from the basic science examination.

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

Senate File 51, by committee on ways and means (committee on ways and means), a bill for an act relating to the census of children of deceased soldiers.

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

UNFINISHED BUSINESS

Senate File 20

On motion of Senator Briles, Senate File 20, a bill for an act relating to group insurance for elected county officials, was taken up for further consideration.

Senator Hill offered amendment S—6 filed by him and moved its adoption:

S—6

- 1 Amend Senate File 20, line 9, by inserting before
- 2 the word "employee" the words "*elected officials*
- 3 *and*" and by striking all of lines 11, 12, and 13.

The amendment lost.

Action was temporarily deferred for the preparation of an amendment.

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 8, extending to the Johnson family our deep and profound sympathy in their sorrow following the death of former President Lyndon Baines Johnson.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF HOUSE CONCURRENT RESOLUTION 8

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

HOUSE CONCURRENT RESOLUTION 8

By Holden and Cochran

Whereas, the members of the Sixty-fifth General Assembly of Iowa, and the entire nation, received the announcement of the death of former President Johnson with great sorrow; and

Whereas, Lyndon Baines Johnson was one of the most distinguished men ever to have served as President of the United States; and

Whereas, in a moment of tragedy he assumed the awesome task of the Office of President following the tragic death of President John F. Kennedy in 1963; and

Whereas, the people of the United States recognized his ability as a proven leader selected him as the President of the United States in 1964; and

Whereas, his philosophy was ably exemplified by President Richard Nixon when he referred to him as a dynamic leader, a unique personality, and a man of great ability and unshakeable courage; and

Whereas, his contributions in the areas of Civil Rights and alleviation of poverty will place him in history as a strong national leader; and

Whereas, his aspirations for America and for the World were boundless and passionate, and to achieve these aspirations he brought incredible energy and emotional commitment and political skill; now therefore

Be It Resolved by the House, the Senate Concurring: That we extend to the Johnson family our deep and profound sympathy in their sorrow, and that the Speaker of the House of Representatives and the President of the Senate each appoint a committee of three to immediately convey by appropriate means this feeling; and

Be It Further Resolved: That a copy of this Resolution be duly certified and permanently preserved in the Office of the Secretary of State, and that copies so certified be sent to Mrs. Johnson, Luci Nugent and Lynda Robb.

The motion prevailed and the resolution was adopted.

The Chair appointed as such committee, on the part of the Senate, Senators Briles, Tieden and Kennedy.

HEART FUND PRINCESS PRESENTED

Senator Potter rose on a point of personal privilege and presented to the Senate the 1973 Heart Fund Princess, Mary Ann Carver, sixteen, daughter of the Weston Carvers of Marion. Mary Ann urged members of the Senate to give their support to the Heart Fund Drive.

The Senate stood at ease until the fall of the gavel.

UNFINISHED BUSINESS

Senate File 20

The Senate resumed consideration of Senate File 20.

Senator Griffin offered the following amendment S—9:

S—9

1 Amend Senate File 20 as follows:

2 1. Line 8, by inserting after the word "groups" the following:
3 "*health or medical service*".

4 2. Lines 8 and 9 by striking "health or medical service" and
5 inserting in lieu thereof "[health or medical service]".

6 3. Line 12, by inserting after the word "*group*" the following:
7 "*health or medical service*".

8 4. Further amend line 12 by striking "*health or medical service*".

(Senate File 20 pending.)

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 10, requesting that the Director of General Services provide adequate snow removal procedures during weekends and night time hours.

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

Senate Concurrent Resolution 11, requesting the administration of the Director of General Services to institute shuttle-bus service during the periods of inclement weather.

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

House File 19, a bill for an act providing exceptions to driving on the right side of a roadway.

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

House File 37, a bill for an act relating to the census of children of deceased soldiers.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 52, by Senator Doderer, a bill for an act relating to the establishment of a birth defects institute and specifying its powers and duties.

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

Senate File 53, by Senators Blouin, Coleman, Kennedy, Kelly, Heying, Nolin, Miller of Des Moines and Gallagher, a bill for an act relating to bingo, providing penalties and imposing a tax.

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

Senate File 54, by Senator Blouin, a bill for an act relating to the contents of a safety deposit box or other security enclosure of a decedent.

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

HOUSE MESSAGES CONSIDERED

House File 19, a bill for an act providing exceptions to driving on the right side of a roadway.

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

House File 37, a bill for an act relating to the census of children of deceased soldiers.

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

HOUSE AMENDMENT CONSIDERED

Senate Concurrent Resolution 10

Senator Lamborn called up for consideration Senate Concurrent Resolution 10, requesting that the Director of General Services provide adequate snow removal procedures during weekends and night time hours, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate Concurrent Resolution 10 appearing in the House Journal of January 22, 1973, at page 155, as follows:

1. Line 9, by adding after the word "lot" the words ", sidewalks, and steps of the capitol complex".

2. Line 14, by adding after the word "lots" the words ", sidewalks, and steps of the capitol complex".

The motion prevailed and the Senate concurred in the House amendment.

On motion of Senator Lamborn, the resolution as amended was adopted.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 40 State government

S. F. 47 Commerce

S. F. 49 Human resources

REPORT OF THE BUDGET AND FINANCIAL CONTROL COMMITTEE

The following report was received and placed on file with the Secretary of the Senate:

To the President of the Senate, Speaker of the House of Representatives, and Members of the 1973 Session of the Sixty-Fifth General Assembly of the State of Iowa:

The following is the report of the Budget and Financial Control Committee to the legislature as is required by Section 2.43 of the Code of Iowa, 1971:

DEPARTMENT OF SOCIAL SERVICES

In order to set an example, the Budget and Financial Control Committee this interim scheduled each of its meetings with the Department of Social Services to cover a specific bureau in the department. The meetings were held at one of the institutions under the jurisdiction of each of the Bureaus and included administrative staff from each of the institutions under that Bureau. This format allowed the Budget and Financial Control Committee to examine an entire program, such as mental health, as it exists in the state, rather than just a portion of it as it exists at each separate institution. This also provided a forum for the administrative staff of these institutions to meet and explain the program they are carrying out at each of their institutions.

The Budget and Financial Control Committee believes that this type of meeting improved the communication between these institutions and should be continued by the Department of Social Services. It is also felt that interdepartmental and intradepartmental staff visits would be helpful and the committee recommends that every effort be made to utilize the strengths of some institutions to help other institutions overcome existing weaknesses.

The committee recognizes the need for on-site visits to these institutions and recommends that the Budget and Financial Control Committee visit each of the institutions under the Department of Social Services during the first year of each biennium.

BUREAU OF FAMILY AND CHILDREN'S SERVICES

The Budget and Financial Control Committee met with the Bureau of Family and Children's Services at the State Juvenile Home in Toledo on May 18, 1972. The meeting included administrative personnel from the central office, the Iowa Annie Wittenmyer Home, the Boy's Training School, the Girl's Training School and State Juvenile Home.

Testimony before the Budget and Financial Control Committee indicates that those counties which have utilized community resources and have expanded their probation office personnel can more rapidly rehabilitate delinquent youth in a home atmosphere and at a fraction of institutional costs. Therefore, we recommend that legislation similar to Senate File 1039, submitted to the Second Session of the Sixty-fourth General Assembly, be implemented that will financially assist counties which reduce commitments to the girls' and boys' training schools.

The committee concurs in the recommendation of the Penal and Correctional Systems Study Committee that legislation be implemented that would make parents financially responsible for the cost of care and treatment of their children committed to state training schools to the extent they are able to contribute.

The four children's institutions have no control over the expenditure of the foster care funds which are appropriated to them. The area social workers determine the needs (medical, etc.) of the children on foster care even though payment is made from the institutions' funds. The committee recommends that the Human Resources Subcommittee on Appropriations work with the Department of Social Services to centralize the foster care money from all four children's institutions in the central office, thereby simplifying the procedure and providing better control over these funds.

BUREAU OF ADULT CORRECTIONS

The Budget and Financial Control Committee met with the Bureau of Adult Corrections at the State Penitentiary in Fort Madison on June 20, 1972. The meeting included administrative personnel from the central office, the State Penitentiary, the Men's Reformatory, the Iowa Security Medical Facility, the Riverview Release Center and the Women's Reformatory.

Due to decreasing population at the adult correction institutions and the increased use of parole, probation and work release, the committee recommends that no capital improvements be undertaken at any of these institutions beyond that which is required to maintain the facility until an overall plan is formulated for the adult correction program in Iowa.

During the meeting at Fort Madison, the committee listened to the contingent of correctional officers' wives who had requested an appearance before the committee. As a result of the discussion with these wives and administrative personnel of the Bureau of Adult Corrections, the Budget and Financial Control Committee recommends that the legislature direct that a committee be appointed to study the following areas:

1. Reinstatement of capital punishment for the murder of a correctional officer by an inmate.

2. Improve fringe benefits and provide earlier retirement for correctional officers.
3. Partial responsibility by the state for support of a correctional officer's family as long as there are children under 18 years of age if the officer is killed or permanently disabled in the line of duty.
4. Establishment of a suitable death benefit for the survivors of a state peace officer or correctional officer killed in the line of duty.

During the committee's meeting with the Bureau of Adult Corrections, the Iowa State Industries were discussed. It is the consensus of the committee that the whole concept of work in the prisons is totally unimaginative. Design of tools is contracted to outside sources. The finished tools come in and are placed in production machines leaving the inmates to do the monotonous repetitive tasks of factory workers. If the tools were designed in the institution, built in the institution and the project followed through to completion, the monotony would be relieved and the inmates would have enthusiasm for their jobs. The talent is in the institutions but there is no incentive.

The Budget and Financial Control Committee recommends that the Legislature direct a study be made of the Iowa State Industries. This study should include the following:

1. Evaluation of current programs in training productive workers in an industrial situation.
2. Due to declining population, the feasibility of combining the Men's Reformatory and the Iowa State Penitentiary, to provide adequate manpower to operate the industries.
3. Recommendations as to the direction the Iowa State Industries should take to be effective in rehabilitating inmates.

BUREAU OF MENTAL RETARDATION

The Budget and Financial Control Committee met with the Bureau of Mental Retardation at the Woodward Hospital-School on August 21, 1972. The meeting included administrative personnel from the central office, the Woodward Hospital-School and the Glenwood Hospital-School.

During this meeting the committee was informed that the Glenwood Hospital-School had recently been inspected by the Joint Commission on Accreditation of Hospitals. The Budget and Financial Control Committee strongly recommends that before a state institution attempts to meet accreditation standards, a determination is made that the cost involved is justified by a proportionate increase in the effectiveness of the institution's programs. A determination should also be made as to whether or not all of the standards need to be met and whether the actual accreditation results in benefits to the State and the population of the institution in proportion to the costs involved.

BUREAU OF MENTAL HEALTH

The Budget and Financial Control Committee met with the Bureau of the central office and the Mental Health Institutes in Mount Pleasant, Mental Health at the Mental Health Institute in Mount Pleasant on September 12, 1972. The meeting included administrative personnel from the central office and the Mental Health Institutes in Mount Pleasant, Independence, Cherokee and Clarinda.

A position paper, authorized by Dr. May and supported by the Department of Social Services, entitled *Mental Health in Iowa* was presented at the meeting and is on file in the Legislative Fiscal Director's Office. This paper outlines the fragmentation of mental health services in Iowa and suggests that the present system prevents the State of Iowa from receiving millions of dollars in federal matching funds since no one in the state has the authority to speak for mental health. The committee was also informed that both the Bureau of Mental Health and the Bureau of Mental Retardation are currently without directors.

The Budget and Financial Control Committee recommends that these two bureaus be combined under one director and that legislation be drafted implementing reorganization of mental health services in the State of Iowa thereby eliminating the fragmentation of services which currently exist.

It was also brought to the attention of the committee that all four mental health institutes are establishing drug treatment programs. The committee recommends that all drug treatment programs be coordinated to avoid duplication of effort as occurred in the alcoholism treatment programs.

IOWA SOLDIERS' HOME

The Budget and Financial Control Committee met with the administrative staff of the Iowa Soldiers' Home in Marshalltown on November 15, 1972. Also present at the meeting were the Commissioner of Social Services, the Director of the Bureau of Family and Childrens' Services and additional staff from the central office.

The committee was informed of the drastic need for capital improvements at the Soldiers' Home.

The Iowa Soldiers' Home currently operates from state appropriation. Members payments and Veterans Administration aid for care given to veterans are deposited to the State General Fund. During the meeting, the committee was told that a veterans organization in Iowa is advocating the implementation of enabling legislation which will allow the Soldiers' Home to retain the Veterans Administration aid for capital construction.

The Budget and Financial Control Committee strongly recommends that this method of funding capital construction *not* be implemented. This would not only set a bad precedent but would also reduce the General Fund receipts by approximately three-quarters of a million dollars a year.

The General Assembly is charged with the responsibility of appropriating state funds to the areas determined to have the greatest need. Implementation of this type of enabling legislation would be an abdication by the General Assembly of a portion of its responsibility. The committee agrees that there is a need for capital improvements at the Soldiers' Home. However, the committee feels that it is the responsibility of the General Assembly to determine the amount of funds which will be appropriated for this purpose taking into consideration the total needs of the State.

GENERAL COMMENTS AND RECOMMENDATIONS ON DEPARTMENT OF SOCIAL SERVICES

During the meeting at the Hospital-School in Woodward on August 21, 1972, the Budget and Financial Control Committee requested that the Department of Social Services prepare a list of priorities for the next biennium and long-range plans for the Department. The Commissioner of Social Serv-

ices stated that a full report is being prepared and would be forthcoming in the near future.

The committee recommends that the Human Resources Subcommittee on Appropriations take this report into consideration when they are working on the Department of Social Services appropriation.

At the meeting in Toledo on May 19, 1972, the Department of Social Services explained a current project entitled "Program and Financial Planning." The object of the project is to determine the total cost of each service so an evaluation can be made to determine if sufficient benefits are being derived from the program to justify the expenditure of funds. These reports will record whether or not goals are being attained within the time frame set and will aid in determining priorities and the validity of programs.

The Budget and Financial Control Committee commends the Department of Social Services for undertaking this project and, although it is not currently operational, strongly recommends that the department continue work on its implementation. It is also recommended that once this project is successfully implemented a determination be made as to whether or not it can be adapted to other state agencies.

The Budget and Financial Control Committee recommends that personnel from the Social Service institutions be invited to appear before the Human Resources Subcommittee on Appropriations during the budget hearings to explain their budget requests and priorities. This was done for the institutions by the Department of Social Services central office during the last budget session. The Budget and Financial Control Committee feels that the institutional personnel can contribute valuable additional information to the legislators if they are present at the budget hearings and are allowed to participate.

EDUCATION

During the spring of 1972 a controversy developed between the Area XIII Board and the Clarinda campus administration. Some of the problems involved in the dispute were brought to the attention of the Budget and Financial Control Committee. The committee brought all of the parties involved together at a public hearing in Clarinda April 25, 1972. Partly as a result of this meeting, the budget for the Clarinda campus was adjusted and the dispute resolved.

As a result of their meetings at the Area Schools, the Budget and Financial Control Committee recommends the continuation and funding of the Coordinating Council for Higher Education. The committee feels that private colleges, area schools and the Regents institutions will all benefit from the discussions of the Council and that the original philosophy of local control for area schools will be better carried out if the council is continued.

We are witnessing the development of two systems of higher education in this state; one administered by the Board of Regents and the other by the Department of Public Instruction. The Budget and Financial Control Committee strongly recommend that the Board of Public Instruction and the Board of Regents hold joint meetings to work out a cooperative program eliminating duplication and effecting a more efficient use of higher education facilities.

PERFORMANCE AUDITING

The Budget and Financial Control Committee recommends that a state-

wide program of performance auditing be initiated by the staff of the Legislative Fiscal Director. Such a program is included in the budget askings for the 1973-1975 biennium. Performance auditing would be started on a phased-in basis as soon as the budget is approved by the Sixty-fifth General Assembly.

The members of the past General Assemblies as well as the leadership of those Assemblies have indicated that they would like a report on each department concerning management performance and the efficiency and economy with which each program has been carried out. Also, they wish to know if programs and performance are conforming with legislative intent.

The Legislative Fiscal Director estimates that a performance audit could be completed on each state department within three to four years from the start of the program if it is implemented in accordance with the requested budget.

The Budget and Financial Control Committee has authorized and the Legislative Fiscal Director has completed preparation of a performance audit program and an actual performance audit of the Merit Employment Department. The completed audit recommendations have been reviewed and accepted by the Department. The changes when fully implemented will greatly improve the operations of the Merit Employment Department.

GENERAL COMMENTS

In all of our largest and therefore costliest departments of Iowa State Government there are both job duplications and service duplications. Furthermore, management decisions in these departments often seem to be deliberately motivated by a spirit of self-interest, rather than departmental efficiency.

Faced with limited budgets in this biennium, too many state departments have retained their costly professional staff by simply reducing working staff. At Fort Madison this dangerous subterfuge has:

1. Sharply reduced guard morale.

2. Lowered the basic conditions of safety for all, as witness the number of vicious attacks and stabbings that have occurred here in recent months.

We cannot emphasize too strongly that the efficient operations of any state department rest primarily upon an adequate working force, and that the refinements provided by professionals are effective only if such working force is indeed adequate.

The members of the Budget and Financial Control Committee express their thanks to all state departments, commissions, agencies and institutions for their cooperation during the committee's visits.

ELMER H. DEN HERDER, Chairman
 FRANCIS L. MESSERLY, Vice Chairman
 KEITH H. DUNTON, Secretary
 QUENTIN V. ANDERSON
 EDGAR H. HOLDEN
 CHARLES F. BALLOUN
 ALFRED NIELSEN
 C. JOSEPH COLEMAN
 RICHARD M. RADL
 BASS VAN GILST

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, January 24, 1973.

JOURNAL OF THE SENATE

SEVENTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JANUARY 24, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Norman Hoag, pastor of the First Baptist Church, Creston, Iowa.

The Journal of Tuesday, January 23, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. George Paschal, Webster City, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By Senator Lamborn, from fifteen residents of Linn County favoring studded snow tires.

By the following Senators, opposing any change in the Iowa abortion law:

Senator Scott, from twenty-three residents of Cerro Gordo County.

Senator Heying, from two hundred sixty-three residents of Winneshiek County.

Senator McCartney, from one hundred fifty-seven residents of Howard County.

Senator Nystrom, from thirty-four residents of Polk County.

Senator Nolin, from forty-nine residents of Carroll, Guthrie and Audubon Counties.

Senator Bergman, from eighty-two members of St. John's Lutheran Church of May City, Iowa.

Senator Kinley, from thirty-four members and friends of Aurora Avenue Bible Church, Des Moines, Iowa.

Senator Tieden, from fifty-five residents of Allamakee County.

Senator Scott, from nine hundred seventy-six residents of Cerro Gordo and Worth Counties.

Senator McCartney, from one hundred five residents of Chickasaw County.

Senator Kinley, from nineteen members of the Lincoln Heights Lutheran Church, Des Moines, Iowa.

Senator Schwieger, from six hundred fifty residents of Black Hawk County.

Senator Rabedeaux, from thirty-six residents of Muscatine County.

INTRODUCTION OF BILLS

Senate Joint Resolution 5, by committee on county government (committee on county government), a joint resolution to create a special interim study committee on county statutes and to make an appropriation therefor.

Read first time and referred to **committee on appropriations** (under Rule 37).

Senate File 55, by Senator Kinley, a bill for an act to provide for a state lottery; to provide for a state lottery commission; to provide for the disposition of funds received through the lottery; to provide for the rules and regulations to govern the lottery; and providing a penalty.

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

Senate File 56, by Senators Griffin and Riley (Freeman), a bill for an act relating to the licensing of real estate apprentice salesmen.

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

Senate File 57, by committee on county government, a bill for an act relating to the records in adoption proceedings.

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

Senate File 58, by Senators Winkelman, Palmer and Schaben (Cochran, Small and Middleswart), a bill for an act to create a state land use policy commission, and to specify its powers and duties.

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

REREFERRED TO COMMITTEE

Senator Riley asked and received unanimous consent that **Senate File 13**, a bill for an act relating to statutory construction, be rereferred to the committee on **judiciary**.

UNFINISHED BUSINESS

Senate File 20

The Senate resumed consideration of Senate File 20, a bill for an act relating to group insurance for elected county officials, and amendment S—9 offered by Senator Griffin on January 23:

S—9

1 Amend Senate File 20 as follows:

2 1. Line 8, by inserting after the word "groups" the following:

3 "*health or medical service*".

4 2. Lines 8 and 9 by striking "health or medical service" and
5 inserting in lieu thereof "[health or medical service]".

6 3. Line 12, by inserting after the word "group" the following:

7 "*health or medical service*".

8 4. Further amend line 12 by striking "*health or medical service*".

Senator Griffin moved the adoption of the amendment.

The Chair called for a division.

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. 20) the vote was:

Ayes, 36:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Coleman	Kinley	Orr	Shaw
Curtis	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Glenn	Des Moines	Riley	Van Gilst
Gluba	Miller of	Rodgers	Willits
Griffin	Marshall	Schaben	Winkelman
Hansen	Milligan		

Nays, 10:

Blouin	Hill	Plymat	Priebe
Doderer	Lamborn	Potter	Robinson
Heying	Palmer		

Absent or not voting, 4:

DeKoster	Kelly	Kyhl	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.

CONSIDERATION OF BILLS

Senate File 48

On motion of Senator Griffin, Senate File 48, a bill for an act relating to the filing requirements for cooperative associations for income tax purposes, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 48) the vote was:

Ayes, 46:

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

Nays, none.

Absent or not voting, 4:

DeKoster	Kelly	Kyhl	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.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 9, inviting Governor Ray to make appropriate remarks commemorating the life, character and service of former President Lyndon Johnson at a joint convention on Thursday, January 25, 1973, at 11:00 a.m.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 59, by Senator Robinson (Lipsky), a bill for an act expanding the purposes for which the schoolhouse tax may be used.

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

Senate File 60, by Senator Blouin, a bill for an act relating to the regulation of rates of public utilities.

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

Senate File 61, by Senator Kelly (Hill, Egenes and Higgins), a bill for an act relating to the membership of political party state central committees.

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

Senate File 62, by Senator Kelly, a bill for an act to repeal provisions relating to dog licensing and the domestic animal fund.

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

Senate File 63, by Senator Winkelman, a bill for an act creating a sales and use tax exemption for voluntary nonprofit hospitals.

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

COMMUNICATION

The following communication was presented:

January 23, 1973

Honorable Arthur Neu
Lieutenant Governor
State of Iowa
Senate Chambers
State Capitol Building
Des Moines, Iowa

In re: Election Contest: Arlo Hullinger, Contestant
and Richard Ramsey, Incumbent

Dear Governor Neu:

Enclosed please find my statement of Election Contest in the above captioned matter, this date filed with the Iowa Senate.

Sincerely,

ARLO HULLINGER

i. That in Decatur County individuals did not vote because of a power failure.

j. That the Appanoose County Auditor failed to secure the sacks of ballots returned from the polling places as required by law.

k. That upon a legal recount other votes will be discovered that should have been rejected or rejected votes that should have been legally counted.

7. That each and all of the aforementioned is attested to by the sworn affidavits attached hereto and by this reference incorporated herein.

8. That each and all of the aforementioned did result in the incumbent herein, Richard Ramsey, in being declared the elected person by the board of canvassers whereas if the discrepancies, irregularities, violations of law, receipt of illegal votes, and/or rejection of legal votes had not occurred, the contestant, Arlo Hullinger, would have been declared the elected person by the board of Canvassers.

9. That the contestant herein, Arlo Hullinger, does hereby nominate and appoint Robert Fulton, Attorney at Law, 109 N. Main Street, Leon, Iowa, 50144, phone number 446-4143, to represent him in this matter.

Wherefore, your contestant prays that this his election contest be received, recorded, and docketed, and thereafter referred to the proper contest tribunal and that such tribunal upon assembling order that the votes cast in the special election on January 4, 1973 for the seat in the Iowa Senate from District Number 47 between your contestant, Arlo Hullinger, and the incumbent, Richard Ramsey, be re-counted, in public session, with the right of both parties hereto and their attorneys or other nominees to be present; and that thereafter such tribunal declare as elected the party hereto who receives the highest number of total legal votes cast or that should have been cast in such election for such office; or for such other relief or re-count that the tribunal believes is just in the premises.

ARLO HULLINGER, Contestant

Filed with the Secretary of the Senate together with twenty-two affidavits.

COMMITTEE TO INVESTIGATE ELECTION CONTEST

President Neu announced the appointment of the following committee to investigate the election contest of Arlo Hullinger vs. Richard Ramsey: Senators McCartney, chairman; Rabedeaux, Hultman, Van Gilst and Willits.

COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Lamborn moved that a committee of three be appointed to ascertain the names of the deceased members of the Senate during the past year, and that the President of the Senate be authorized to appoint subcommittees to prepare suitable resolutions.

The motion prevailed and the President appointed as such committee Senators Potter, Bergman and Orr.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 9

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

HOUSE CONCURRENT RESOLUTION 9

By Holden and Cochran

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the First Regular Session of the Sixty-fifth General Assembly be held on Thursday, January 25, 1973, at 11:00 a.m.

Be It Further Resolved: That members of the Supreme Court, members of the Executive Council, as well as the general public are invited to be in attendance.

Be It Further Resolved: That Governor Robert D. Ray be invited to make appropriate remarks commemorating the life, character and service to the nation of, and to pay final tribute to, former President Lyndon Baines Johnson.

The motion prevailed and the resolution was adopted.

SENATE CONCURRENT RESOLUTION 12

By Committee on Higher Education

Whereas, chapter two hundred sixty-three A (263A), Code 1973, provides that the state board of regents after authorization by a constitutional majority of the General Assembly may carry out any project as defined in that chapter of the Code at the state university of Iowa; and

Whereas, chapter two hundred sixty-three A (263A), Code 1973 authorizes the state board of regents to borrow money and to issue and sell negotiable bonds or notes to pay all or any part of the cost of carrying out such projects at the institution payable solely and only from and secured by an irrevocable pledge of a sufficient portion of the University Hospital Income; and

Whereas, many of the facilities of the hospitals at the state university of Iowa were built between forty and fifty years ago and are inadequate to meet present and future demands for statewide medical and teaching services; and

Whereas, said inadequacy exists in operating room facilities which are located in several different areas at the university hospitals and are not designed for today's advanced surgical techniques and workload of more than fifteen thousand operations annually; and

Whereas, present space available for radiological services, one of the most important fields in modern medicine, is less than that recommended by the U.S. Public Health Services for a prototype hospital of five hundred beds although the university hospitals have eleven hundred ninety-two beds; and

Whereas, the out-patient clinical facilities are located in widely separated areas of the hospitals and seriously encumber the ability of the clinical specialists to handle almost one-quarter million patient visits annually and concentration of these services in a single area will greatly facilitate services to patients and training for family practice, and improve efficiency; and

Whereas, twenty percent or two hundred forty of the beds serving annually more than thirty-three thousand in-patients are located in large sixteen- to twenty-bed wards and do not meet the standards established for Medicare patients or the demands by private patients and, further, detailed studies have shown that remodeling these existing large wards into smaller units would be prohibitively costly and create insurmountable problems in teaching; and

Whereas, to alleviate these conditions, the state board of regents requests authorization to construct an eight-story addition of one hundred sixty-eight thousand gross square feet north of the general hospital, to house an operating room suite and facilities, a diagnostic radiology section, out-patient clinic, and in-patient facilities for eighty beds, at an estimated total cost of thirteen million nine hundred thousand dollars (\$13,900,000) of which not more than ten million dollars (\$10,000,000) would be financed by borrowing under the provisions of chapter two hundred sixty-three A (263A), Code 1973, and the remainder to be financed by other funds; *Now Therefore*

Be It Resolved by the Senate the House Concurring, that the state board of regents be and is hereby authorized to construct an addition of one hundred sixty-eight thousand gross square feet of floor space, more or less, to the general hospital of the state university of Iowa to house an operating room suite and facilities, a diagnostic radiology section, out-patient clinic, and in-patient facilities at an estimated cost of thirteen million nine hundred thousand dollars (\$13,900,000) of which not more than ten million (\$10,000,000) would be financed by borrowing authorized by the provisions of chapter two hundred sixty-three A (263A), Code 1973.

SENATE CONCURRENT RESOLUTION 13

By Lamborn and Schaben

Whereas, the Sixty-fifth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, April 5, 1973, and request the opportunity to formally meet with the General Assembly.

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the General Assembly meet in joint session in the House chamber on Thursday, April 5, 1973, at 2:00 p.m. and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

SENATE CONCURRENT RESOLUTION 14

By Plymat, Gallagher, Hultman, Junkins, Schwengels and Taylor

Whereas, Major General Joseph G. May, Lieutenant Colonel Eric P. Berner, the 186th Military Police Company, and the Iowa National Guard did an exceptional job in arranging the inaugural ceremonies of Governor Robert D. Ray and Lieutenant Governor Arthur A. Neu; and

Whereas, this inauguration was enjoyed thoroughly by more Iowans than ever before;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That Major General Joseph G. May, Lieutenant Colonel Eric P. Berner, the 186th Military Police Company, and the Iowa National Guard be commended for providing this outstanding service.

Be It Further Resolved: That a copy of this resolution be forwarded to Major General Joseph G. May, Lieutenant Colonel Eric P. Berner, and the 186th Military Police Company.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 20 passed the Senate on January 24, 1973.

EARL M. WILLITS

EXPRESSION OF SYMPATHY

Realizing that Dr. Keith A. McNurlen, past chairman of the Conservation Commission and a member of that commission from 1965 until 1973, has served his state with honor; and saddened by his death,

We, the following members of the Iowa Senate, wish to convey our sincere sympathy to the McNurlen family:

JAMES GALLAGHER	CLIFTON C. LAMBORN
JOHN S. MURRAY	W. R. RABEDEAUX
EUGENE M. HILL	WILLIAM P. WINKELMAN
RAY TAYLOR	WARREN E. CURTIS
BASS VAN GILST	BERL E. PRIEBE
LEONARD C. ANDERSEN	LOWELL L. JUNKINS
RALPH F. McCARTNEY	GEORGE F. MILLIGAN
WILLIAM D. PALMER	WILLARD R. HANSEN
CLOYD ROBINSON	F. V. SCHWENGELS
C. JOSEPH COLEMAN	H. L. HEYING
KARL NOLIN	WILLIAM PLYMAT
KEN SCOTT	JAMES E. BRILES
MINNETTE DODERER	ELIZABETH SHAW
BARTON L. SCHWIEGER	RICHARD R. RAMSEY
JAMES W. GRIFFIN, SR.	JOHN N. NYSTROM
TOM RILEY	GENE W. GLENN
IRVIN BERGMAN	JOAN ORR
DALE L. TIEDEN	CALVIN O. HULTMAN
RALPH W. POTTER	ELIZABETH R. MILLER
GEORGE R. KINLEY	NORMAN RODGERS
CHARLES P. MILLER	ROGER J. SHAFF
WILLIAM E. GLUBA	E. KEVIN KELLY
EARL WILLITS	CARROLL A. LANE
GENE V. KENNEDY	LUCAS J. DeKOSTER
JIM SCHABEN	VERNON H. KYHL
MICHAEL T. BLOUIN	

EXPLANATION OF VOTE

I was absent from the Senate due to illness when the vote on Senate File 39 was taken. If I had been present, I would have voted "aye".

LOWELL JUNKINS

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 12 Appropriations
- S. F. 50 Human resources
- S. F. 52 State government
- S. F. 53 Judiciary
- S. F. 54 Judiciary
- S. F. 55 Judiciary
- S. F. 56 State government
- S. F. 57 Judiciary (Rule 37)
- S. F. 58 Natural resources
- H. F. 19 State government

REPORTS OF COMMITTEES

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 26**, a bill for an act to provide for deferred sentences, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred **House Joint Resolution 1**, a joint resolution proposing to the President of the United States, Richard M. Nixon, United States Secretary of Agriculture Earl Butz, and members of the Iowa Congressional Delegation, that the funds being withheld for the Rural Environmental Assistance Program (ASCS), the Rural Electrification Administration Loan Programs (REA), and the Rural Emergency Loans Program (FHA) be released, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—11

- 1 Amend Senate File 20 by striking lines 11 through 13
- 2 and inserting in lieu thereof the following:

3 "The county board of supervisors may procure group
4 insurance for health or medical services for elected county
5 officials."

EARL M. WILLITS
WILLIAM D. PALMER

S—10

1 Amend Senate File 49 as follows:
2 1. Page 2, line 16, by striking the period and
3 inserting in lieu thereof "; or".
4 2. Page 2, line 18, by striking the period and
5 inserting in lieu thereof "; or".

GEORGE F. MILLIGAN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, January 25, 1973.

JOURNAL OF THE SENATE

EIGHTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, JANUARY 25, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father J. J. McBride, pastor of St. Joseph Catholic Church, New Albin, Iowa.

The Journal of Wednesday, January 24, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Larry W. Goetz, Creston, Iowa.

PRESENTATION OF VISITORS

Senator Kennedy rose on a point of personal privilege and presented the Honorable Andrew G. Frommelt, former member of the Senate and the House of Representatives from Dubuque County. Senator Frommelt served three terms in the House and eight sessions in the Senate. He was majority leader in the Senate during the Sixty-first and Sixty-second General Assemblies, and minority leader during the Fifty-ninth, Sixtieth and Sixty-third General Assemblies.

The Chair announced that the following visitors were present in the Senate gallery:

Thirty-five students from Western Hills Elementary School, West Des Moines, Iowa, accompanied by Mrs. Amy Glotfelty.

PETITIONS

The following petitions were presented and placed on file.

By Senator Murray, from two hundred twenty-six residents of Story and Polk Counties favoring a change in the Iowa abortion law.

By the following Senators, opposing any change in the Iowa abortion law:

Senator Taylor, from seventy-eight residents of Hancock County.

Senator Scott, from ninety-six residents of Cerro Gordo and Worth Counties.

Senator Heying, from forty-four residents of Fayette County.

Senator Tieden, from one hundred residents of Allamakee County.

Senator Rabedeaux, from one hundred forty-one residents of Muscatine County.

Senator Gallagher, from eleven residents of Black Hawk County.

Senator Coleman, from two hundred residents of Webster and adjoining counties.

INTRODUCTION OF BILL

Senate File 64, by committee on ways and means (committee on ways and means), a bill for an act relating to signatures required on corporate income tax returns.

Read first time and placed on calendar.

REPORT OF INVESTIGATING COMMITTEE

Senator Priebe submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of David A. Smith of Algona, Iowa, for City Finance Committee under the provisions of Chapter 1088, Acts of the Second Regular Session, Sixty-fourth General Assembly, for the regular four-year term beginning July 1, 1972, and ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

BERL E. PRIEBE, Chairman
WARREN E. CURTIS
BARTON L. SCHWIEGER
ELIZABETH SHAW
JAMES E. BRILES

The motion prevailed and the report was adopted.

Senator Priebe moved the appointment of David A. Smith as a member of the City Finance Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 39:

Andersen	Junkins	Murray	Schaben
Bergman	Kennedy	Nolin	Schwengels
Blouin	Kinley	Nystrom	Schwieger
Coleman	Lamborn	Orr	Scott
Curtis	McCartney	Plymat	Shaff
Gallagher	Miller of	Potter	Shaw
Glenn	Des Moines	Priebe	Taylor
Griffin	Miller of	Rabedeaux	Van Gilst
Hansen	Marshall	Riley	Willits
Hill	Milligan	Rodgers	Winkelman
Hultman			

Nays, none.

Voting present, 1:

Heying

Absent or not voting, 10:

Briles	Gluba	Palmer	Robinson
DeKoster	Kelly	Ramsey	Tieden
Doderer	Kyhl		

President Neu declared the appointment of David A. Smith as a member of the City Finance Committee confirmed for the regular four-year term ending June 30, 1976.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

COMMITTEE FROM THE HOUSE

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

In accordance with House Concurrent Resolution 9 duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Acting Sergeant-at-Arms.

JOINT CONVENTION

MEMORIAL TO FORMER PRESIDENT

LYNDON BAINES JOHNSON

In accordance with House Concurrent Resolution 9 duly adopted, the joint convention was called to order, President Neu presiding.

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

Motion prevailed.

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

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

The motion prevailed and the President appointed as such committee Senators Schaben of Harrison, Bergman of Osceola and Miller of Marshall, on the part of the Senate, and Representatives Logue of Iowa, Cochran of Webster and Butler of Pottawattamie, on the part of the House.

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

MEMORIAL SERVICE

Invocation.....Reverend Robert B. Hedges

Rector St. Timothy's Episcopal Church
and Staff Chaplain, Iowa Army National Guard

Eulogy.....Governor Robert D. Ray

For the second time in less than a month, the people of Iowa join their fellow Americans—everywhere—in mourning the death of a former President of the United States.

It was only twenty-seven days after the passing of President Truman, and while flags were still at half staff in his memory, that the thirty-sixth chief executive—Lyndon Johnson—was also taken from us.

This double blow subdues and humbles us; it makes us mindful of our common mortality; it rekindles our sense of gratitude for men like Presidents Johnson and Truman, who poured out their lives in the service of their fellow human beings.

And finally, this double blow hopefully will soften the voices with which we speak to and about one another and will bring to American life more forbearance, more compassion, and more understanding in our relations with one another.

President Johnson was a man as spacious and questing as the landscape of his native Texas.

His aspirations for America—and for the world—were boundless and passionate. To the achievement of those aspirations he brought incredible energy, emotional commitment and political skill. Of Lyndon Johnson it could be truly said what Homer wrote so long ago: "And what he greatly thought, he nobly dared."

His failures were the failures of nobly daring, his errors came not from setting his sights too low, but from aspiring to goals whose time had not yet fully come. He was, at his best, a man larger than life—and as such—he will be remembered with ever-growing affection by a people who also—at

their best—aspire to goals so high that they cannot be grasped in a single leap.

When writing about Lyndon Johnson, historians will most certainly include the tragedy of the Vietnam War. But none will be able to write that Lyndon Johnson did not want peace. And no one would have welcomed the President's announcement two nights ago at the end of this war more than Lyndon Johnson.

What the historians will write is that Lyndon Johnson championed the causes of human rights—he believed in people—and he believed in his country. And he believed that this country was for all sorts, colors, and conditions of people and that we could not dare to forget any of them.

He said “We have proved that great progress is possible.” We Iowans believe that to be true.

Now he belongs to the ages who will—I know—agree with his own statement concerning his Presidency. “What really matters is whether there was a change for the better in the way our people lived. I think there was.”

Placing of Wreath.....Governor Robert D. Ray
Major General Joseph G. May
Brigadier General Joseph B. Flatt
Senator James F. Schaben
Representative Dale M. Cochran

Taps.....Members Thirty-fourth Army Band
Iowa Army National Guard, Fairfield, Iowa

21 Gun Salute.....Hq. and Hq. Battery 1st BN 194th FA
Iowa Army National Guard, Humboldt, Iowa

Benediction.....Father John Ryan
St. John's Church, Cumming, Iowa

* * * * *

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

Holden of Scott moved that the joint convention be now dissolved.

The motion prevailed.

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

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 65, by Senators Riley and Van Gilst, a bill for an act relating to recovery of old age assistance payments from responsible relatives.

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

Senate File 66, by Senators Glenn, Lamborn, Doderer, Kennedy, Kelly and Schwieger (McCormick, Lipsky and Doyle), a bill for an act relating to furloughs and work release programs for inmates.

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

Senate File 67, by Senators Kelly, Lamborn, Glenn, Kennedy and Schwieger (Lipsky, Doyle and McCormick), a bill for an act relating to the cost of support and maintenance of a child at a state training school.

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

Senate File 68, by Senators Kelly, Lamborn, Glenn, Kennedy and Schwieger (Doyle and McCormick), a bill for an act relating to the cost of care, examination, or treatment of a minor.

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

Senate File 69, by Senator Palmer, a bill for an act relating to the bonding of governmental employees.

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

Senate File 70, by Senators Kennedy, Lamborn, Glenn and Kelly (Doyle and McCormick), a bill for an act relating to contributing to the delinquency of a minor.

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

Senate File 71, by Senators Potter, Lamborn, Doderer, Glenn, Kennedy, Kelly and Schwieger (Lipsky, Doyle and McCormick), a bill for an act relating to community-based corrections programs and services and providing an appropriation.

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

Senate File 72, by committee on state government, a bill for an act relating to the removal of unattended vehicles.

Read first time and referred to committee on judiciary (under Rule 37).

Senate File 73, by Senators Doderer, Lamborn, Glenn, Kelly

and Gluba (McCormick, Lipsky, Doyle and Small), a bill for an act relating to the citizens' aide.

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

Senate File 74, by Senators Schwieger, Lamborn, Glenn, Kennedy and Kelly (Doyle and McCormick), a bill for an act relating to the jurisdiction of juvenile courts over parents, guardians and custodians of children and providing a penalty.

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

Senate File 75, by Senators Lamborn, Doderer, Glenn, Kennedy, Kelly and Schwieger (Lipsky, Doyle and McCormick), a bill for an act relating to the interstate corrections compact.

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

Senate File 76, by committee on ways and means (committee on ways and means), a bill for an act relating to state income tax audits.

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

Senate File 77, by Senator Andersen, a bill for an act for use of auditoriums by state employee organizations.

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

Senate File 78, by Senators Griffin and Miller of Des Moines (committee on human resources), a bill for an act relating to establishment of a department of mental health and mental disabilities.

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

Senate File 79, by committee on agriculture (committee on agriculture), a bill for an act relating to the production and adulteration of dairy food products.

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

On motion of Senator Lamborn, the Senate recessed until 6:00 p.m.

The Senate reconvened, President Neu presiding.

COMMITTEE FROM THE HOUSE

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

In accordance with House Concurrent Resolution 7 duly

adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Acting Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 7 duly adopted, the joint convention was called to order, President Neu presiding.

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

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

The motion prevailed and President Neu appointed as such committee Senators Briles, Taylor and Orr, on the part of the Senate, and Representatives Bortell, Oakley and O'Halloran, on the part of the House.

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

Mr. President, Mr. Speaker, Elected Officials, Members of the General Assembly and Citizens of Iowa:

As we talk about budget matters tonight, I can best tell you what Iowans want from their state government by telling you what they don't want. *They don't want increased taxes.*

The budget I submit to you calls for no general tax increase while at the same time it makes possible some easing of the individual tax burden.

I have been pleased with the widespread acceptance my priorities have met since delivering to you my Condition of the State and Inaugural Messages.

I have established the practice of not asking the Legislature to take action on government operations and programs without also showing how to finance them. I now unfold to you in this message and in the printed matter to be handed to you, the details, ways, means, and methods for financially supporting the proposals and ideas I advance to you of the General Assembly.

I am aware there are always cynics and critics who look at a Governor's budget, not seeking its strengths and values, but with an eye to finding fault. Some, I am sure, will be quick to say this budget supports too much education in Iowa, or provides too much for the elderly, or considers the individual taxpayer too much in view of our State's other needs. But I would call your attention to the fact I have established priorities in State government and have already announced to you that these three categories stand at the top of my list.

There are others who will complain that not enough money was provided

for their special pet projects. But those who examine and understand the details of this budget will conclude that it follows guidelines I set for the members of my staff and the Comptroller's office as we worked to prepare it. Those guidelines were:

1. *There must be no general tax increase.*
2. *The priorities that I have established must be adequately financed.*
3. *We shall continue to move away from the dependence on property tax.*
4. *There must be a solid working balance remaining in the State treasury at the end of the biennium.*
5. *We must responsibly support the necessary services of State government, and,*
6. *The use of revenue sharing funds must clearly be visible, providing either direct or indirect tax relief and not used simply to increase levels of government spending.*

Though it is easy to recite this list, achieving a budget that lives up to it was not so easy. I want to here express my personal appreciation to State Comptroller Marvin Selden, along with Art Claus, Bill Krahl, Jim Rose and the other people in that office who did so much to help prepare this budget for your consideration.

* * *

When I addressed you earlier this month, I told you I was optimistic about the condition of the State and its future. One of the many reasons for that optimism is the improved financial position of our state government.

In the next two years, the state will have access to more revenue than ever before because of wise use of existing resources, more equitable farm prices, healthy overall economic growth, and the new federal revenue sharing. *This additional revenue offers us the opportunity to embark on new ways to meet our State's needs while at the same time enabling us to return more money to ease the tax burden locally than at any time before.*

With this opportunity comes the responsibility to see that revenue within our trust is used wisely. We should all keep in mind that there is not, nor will there ever be, enough money to satisfy all those who spend taxpayers' money—or those who are on the receiving end of tax dollars.

* * *

In his Inaugural address last Saturday, President Nixon set a tone for everyone to heed. He said in that message “. . . I offer no promise of a purely government solution for every problem. We have lived too long with that false promise. In trusting too much to government, we have asked of it more than it can deliver. This leads only to inflated expectations, to reduced individual effort, and to a disappointment and frustration that erodes confidence both in what government can do and in what people can do . . .

“Government must learn to take less from people so people can do more for themselves . . .”

* * *

For four years, we in Iowa government have been wrestling with all kinds and sorts of problems in our state, pinning them down one by one—solving some with the help of the federal government and often seeing others confront us because of the federal government.

* * *

Two years ago, I stood before the General Assembly and introduced the Governor's budget for the current biennium. With that message came an

approach to stabilizing property taxes for local school spending and a method by which additional financing for local schools would come from state revenue instead of property tax.

I remember well the controversy that swirled around our new approach for more equitable school financing and an easing of the property tax burden. There were those who insisted on raising all kinds of taxes under the guise of tax reform. But, as we have demonstrated, tax relief does not come from raising a lot more tax, but from sound, reasonable, and effective planning.

We can profit from the mistakes of the past that produced more taxes and more government spending but did not solve problems. Likewise, we can profit from wise action of the past where there has been an improvement and a salient effect on the reliance on property taxes.

* * *

The budget adopted two years ago will finish its work on June 30 of this year with a budget balance of \$3 million, plus money budgeted but not spent, additional economic growth above earlier estimates and the State's accumulated portion of revenue sharing. These items combine to swell the beginning balance for the next two years to more than \$48 million.

This budget I am presenting to you is no miracle. It does not profess to be. It is, however, a planned, thoroughly thought through document which spells out on a priority basis how the State's revenue can effectively and intelligently be used during the next two years of Iowa history. It is given to you Legislators as a biennial budget, but is broken apart so that you can easily discern the expenditures for each year of the biennium.

Experience has taught us that this is a very effective way for state government budgeting, inasmuch as the second year is open for adjustments that are needed because of changing conditions.

As you are introduced to this budget, I would ask that you examine carefully the pie charts in the Comptroller's handouts entitled "General Fund Appropriations," Exhibits D-1 and D-2. These will give you, for quick reference, a percentage breakdown of how revenue that comes into the state is expended. They will show you that in each year over 72 per cent (this includes tax refunds) of state revenue will go back to individual Iowans and to local governments. They also will show you that over 56 per cent of the entire revenue of the state is used for education.

In dollars, this budget represents a large sum of money to operate government. But as you consider it, in total, recognize that just as we are a state where problems are yet manageable, so do we have a level of public spending yet manageable. As a point of reference, the total expenditures for our entire state budget for the next two years would not be enough to fund just the welfare programs for a 12-month period in the City of New York.

What the pie charts do not tell you is this: In the next two years the State of Iowa, under my budget, will be giving more property tax relief and will provide more direct support to all levels of education, to other units of government, to the elderly, to the disadvantaged, to fight crime, to deal with the problems of drug abuse, alcoholism and health, and to conserve our natural resources than any other state budget in Iowa's history. It is much more than a collection of numbers on paper. It is testimony to the fact that Iowans expect a government to be concerned about helping people.

* * *

You have heard me tell of the importance of our elderly citizens who are victims of inflation and higher taxes, but now have no place to go or the ability to any longer earn—people for whom training will not benefit.

We must, we can and we will provide services for these people in their advanced years. My budget offers ways for you to help them.

It provides help to these elderly citizens in such basic needs as house-keeping, money management, transportation, hot meals and home care services. In addition, when medical care and nursing care is necessary, my budget extends medicaid and quality nursing care.

Of all the mail I receive in my office, none touches me more than that from elderly people who are desperate because they cannot scrape together an extra buck for a needed prescription, to heat their home, or to pay their property taxes.

These are good people who have lived good lives and now, though it may be hard in this affluent society to comprehend, they are in a situation where even the prospect of raising one extra dollar per month is beyond them.

I think you would agree with me that in most cases it is far better for all concerned that these people remain in their homes which they have worked a lifetime to own.

Let us quit talking about property tax relief for these people and let's do it.

My budget provides a specific program for these persons, affecting some 93,000 homeowners, age 65 and over. An intelligent use of revenue sharing will allow us to finance this new plan with an additional \$10 million for this biennium on top of the amount we are now appropriating for double homestead credit. Depending on individual income, if less than \$6,000 annually, a property tax credit will be given to an elderly homeowner on a sliding scale up to \$500 per year. My plan makes the same provisions for our disabled Iowans.

This is direct property tax relief.

* * *

This proposal for elderly tax relief is one program possible because of revenue sharing, and it relates to another of my principal priorities—a *continued attack on property taxes.*

We are always anxious to promote good industry in Iowa. At the same time, we should never overlook our most basic industry which generates economic development for this state.

We are seeing a spurt in the number of cow-calf operations in Iowa, an increase at least partially attributable to the removal three years ago of property taxes on stock cows.

During this period an additional 220,000 cows have produced calves which have netted \$18 million in new income for Iowa's economy.

We no longer have to talk about finishing the removal of the livestock personal property tax. *We now can eliminate it and I propose that we do just that.*

We have budgeted sufficient funds to replace the local revenue lost by the elimination of this tax and also enough to increase the exemption for other personal property to \$3,000 assessed valuation.

* * *

When I first proposed the school foundation plan two years ago, I told

you it was a plan for a decade, that we would phase in gradually to higher levels of state support for local schools. We are already seeing that promise of increased support become reality.

Iowa, like other states across this country, is awaiting court determination on whether or not our local school financing will meet constitutional tests. So you can see another reason why it is so important that this Legislative body not rush out and raise taxes which would close the options to meet any court decision contingency. We are fortunate that our school aid plan provides a good foundation if the Supreme Court should mandate that additional financial equality is required.

The effect of the foundation plan has been noticeable in lessening the dependence on property tax.

And now as we continue to meet our objective of moving away from property tax by funding the school foundation plan, revenue sharing puts us in a position to take yet another important step to dent the property tax levies.

* * *

One of the constantly increasing costs that has plagued county government has been welfare.

To remove this source of pressure on the property taxpayers we have in this budget taken our ninety-nine counties out of the welfare business.

This will require \$7 million the first year and \$14.7 million the second year of the biennium. This is direct property tax relief made possible through revenue sharing. It means that a drop in the millage rate can be realized. To assure that it happens, the reduction will be locked into the county budgets.

All homemaker services, those for foster care and those of a similar nature now being paid with local property tax funds will, if you adopt my budget, be assumed by the State. This is estimated to cost over \$1 million—also made possible by revenue sharing.

Our tax system moved toward more progressivity during this past biennium when our school aid and revenue plans were adopted. Nonetheless, low income taxpayers are still paying a higher percentage of their earnings for taxes than others.

We find that we can provide tax relief to all of our low income people presently paying income tax who have taxable earnings under \$4,000. Again—with the use of revenue sharing—we can eliminate the income tax for these people.

* * *

And now, let me turn to the third principal priority—support for balanced education in Iowa.

This budget I submit to you provides almost six-tenths of a billion dollars in direct state aid to local schools, or put another way, for every tax dollar the state collects, 38 cents will go right back to our local schools.

In order to enable school districts to better plan their budgets—keeping in mind that teachers' contracts have to be signed in the spring—the enrollment date used to compute state aid should be changed to reflect "spring enrollment" rather than the later "fall enrollment" figures. This action, coupled with the funding that I am asking for, will allow schools to better adjust to changing conditions and declining enrollment.

The so-called miscellaneous income items—including federal aids—should be removed from the foundation "base" in the school plan and added to the

top of the formula, a move which will further enrich and improve Iowa's method of financing public education.

The budget also includes \$2.2 million in each of the next two years to provide auxiliary services such as remedial reading and shared time so that students—regardless of where they attend school, be it public or private—can have equal learning advantages.

I hardly need to remind this Legislature that those who will be shaping Iowa tomorrow are in our educational system today. It is our societal responsibility to offer them encouragement as we offer them quality education, to provide them with incentives to achieve, even as we provide them with knowledge. Thus, this budget responds to meet this responsibility. For our Regents institutions sufficient funds are provided so that no tuition increases will be necessary for the next two years. This should be welcomed by students seeking education in our highly acclaimed universities and the many parents who are helping to encourage them.

In addition to my strong support for our universities, you will find provisions for special needs in our health service programs at the University of Iowa and for our schools for the deaf and blind and the Iowa Blind Commission.

Even as we emphasize higher education, our society is now beginning to realize the great value and worth in training that prepares people to use their hands.

We consider vocational training in our area colleges and high schools to be of such importance that my budget proposes a \$3.7 million increase the first year and another \$2.2 million increase in the second year specifically for this purpose.

Contributing immensely to our balanced educational system are our private colleges. This budget increases our Iowa Tuition Grant program \$2 million a year to make it possible for our needy students to attend the college or university of his or her choice.

* * *

While this budget offers continued property tax relief through revenue sharing, retroactive revenue sharing funds do not lend themselves well for that use.

At the beginning of this biennium we will have on hand some \$32 million in revenue sharing funds as our share for calendar year 1972, and a part of 1973.

Money that was allocated to Iowa for the year 1972, we consider "windfall" funds. From this, we are able to provide for capital improvements without resorting to additional bonding and the cost thereof.

That portion of the "windfall" revenue sharing not used for capitals will be carried over as a part of the treasury balance.

Included in our building program will be the educational complex at the University of Northern Iowa for \$5 million, \$3.5 million for social services, and \$5 million for the Iowa Conservation Commission which includes \$2 million to acquire land under the Open Spaces and Green Belt Programs.

We would be penny wise and pound foolish if we continue indefinitely to pour money into high cost, low-return rental space for state government when it has been shown that the wisest course is to replace these temporary or worn out facilities with permanent, new state-owned space. Therefore,

provision for \$5 million for an office building within the state office complex appears in the budget.

* * *

One of the documents we shall provide you is a "Pro-Forma" revenue sharing statement which breaks out in detail how all these funds will be used.

In addition to the states federal revenue sharing portion approximately \$57 million new money per year will be made available to cities, towns and counties.

And while this opens new horizons for local units of government as they search for ways to help their citizens, it is my feeling that we should not drop the \$5 million in state-city revenue sharing that we have begun. This will continue.

* * *

The federal government has announced that it will now finance 75 per cent of the cost of sewer treatment facilities for cities and towns, with the balance of 25 per cent to be paid locally.

For a brief period of time, due to incentive agreements with the federal government, the local support in some instances was reduced to only 20 per cent. Several cities proceeded with plans and construction based on the 20 per cent local effort. So that these cities do not lose under the new 25 per cent local effort provision, I am asking that the differential of 5 per cent be absorbed by the state.

In the field of pollution control, you already know my strong feelings against the elimination of federal funds to support our soil conservancy program. While it is impossible for the State of Iowa to pick up the amount that is lost by this Washington action, I firmly believe that it is one of the most important aspects of our environmental protection efforts.

We must conserve our soil and thus prevent water pollution. Therefore, we have provided \$2 million annually in new money so that our new soil conservancy law will be backed up financially. To stretch this money as far as possible, it will undoubtedly need to be used where farmers volunteer to share part of the cost.

* * *

Our new Department of Environmental Quality makes its first appearance in a state budget, adequately financed to be an effective force in protecting our natural resources.

* * *

There is another kind of pollution—the human pollution of drug abuse. We have knowledgeable, energetic and aggressive people working diligently in this area. By budgeting an increase for our drug abuse program, we stand to gain in the battle against this menace.

* * *

Everyone in Iowa should now be convinced that there is a genuine fuel shortage in this nation. Even before the present emergency, we set in motion the research to find ways to desulphurize Iowa coal and extract it without destroying our land.

This offers a means to meet the energy crisis in years ahead and to provide a rebirth of an important industry in our state. In order to match federal funds, for this urgent program I have provided \$225,000.

* * *

It is a credit to the people of this state that they have shown an interest

in expressing to me their support for an effective Civil Rights Commission. The Commission's responsibilities have been broadened to fight discrimination because of age, sex and disability.

Their budget had been relatively small for their duties. My recommendation calls for nearly doubling the present \$99,000 appropriation.

Since reorganization a year ago, our Beer and Liquor Control Department has remodeled 22 retail outlets into self-service stores. That is more than was done in all the years prior to this reorganization. This department now plans eight new stores where the traffic warrants it and the elimination of seven.

I have supported the Governor's Economy Committee proposal which included a recommendation to allow privately-owned stores to sell liquor under controlled circumstances instead of having state-owned liquor stores in towns where they are not feasible. There is no better time to experiment with this recommendation than now when some towns are faced with the possible loss of an existing liquor store.

* * *

With the long hoped-for settlement of the war in Vietnam now reality, let us not delay any longer in providing for the war bonus that I have recommended for our Vietnam veterans. In the past, bonuses for our veterans have been paid by a tax levy on property. To issue bonds to finance a bonus it is necessary to provide for a general property tax levy. *However, we have set aside funds in this budget—and there is no reason why the same can't be done hereafter—to retire these bonds without any property tax actually being collected.* We have budgeted \$2 million for the first retirement payment. All of this, however, hinges on voter approval.

Other key proposals in my legislative message are also anticipated in this budget.

* * *

Government is not merely a collection of buildings. It is people. And its service and the quality of its service is determined by those who work to help others. For the employees under merit service in state government, we have adopted the merit classification and pay plans to bring current the salaries paid for the jobs performed. For the first time there will not have to be a delay between study and implementation of the pay plan.

This budget builds in improvements in our Iowa Employees Retirement System (IPERS). It raises the ceiling, increases the retirement payments and lowers the vesting period. In addition to providing the extra funds necessary for this increase, we have also provided \$2.2 million to cover the school districts' share of increased costs. We are also continuing to bring other employee fringe benefits to a competitive level.

Any salary adjustments during the second year of the biennium for state employees outside of regular merit increases can best be determined next year and supported from reversions available after the first year of this budget. This we have found to work well in the past.

The legislature established a Compensation Committee that has been studying the reasonableness of the salaries of the legislators, the judiciary and elected officials. This committee is charged with making recommendations for fair salaries in these positions.

In addition, I have appointed a committee to do the same thing for key decision-makers that are not covered by merit. At the time that I submit this budget to you these committees have not reported their findings, there-

fore, you will find an amount of \$1 million annually to cover changes that you make in these.

In this same vein, while I am aware of the salary studies underway on the state level, I know of none involving compensation of county officers. Nevertheless, I suggest to you that you consider these salaries to make sure that these officers are fairly compensated for their services tying increases to effective county budgeting.

My budget specifically recommends upgrading the salaries of our Highway Patrol and other state lawmen. These employees are not covered by merit and must look to you for keeping their salary scale current. Our recommendations are supported by a recent independent study comparing these salaries with officers in surrounding states.

This is, I believe, a good time to also call your attention to the committee that is working on improving our Workmen's Compensation laws, which can offer guidance for better compensation for Iowa's injured workers.

In my Condition of the State Message I told you there was a specific way that we could encourage increased trade for our agriculture and industry which in turn would benefit us all. New markets are being developed all around the world. With our products in demand by countries on every part of the globe, I have therefore provided for the establishment of two special Iowa offices overseas—one in the European common market and one in Japan.

* * *

The budget that we give you is one of the most exciting and comprehensive ever presented to the Iowa legislature.

It is exciting because we can now meet so many of the challenges seemingly impossible before.

It is exciting because we are able to not only set priorities, but also finance them.

It is exciting because we will be able to do more than just talk about our elderly, education, property tax relief, and such things as protection of our environment and economic development, we can do something about them.

* * *

This budget ends in a \$25 million working balance, not by accident, but by planning. This surplus will be necessary to assure responsible government financing in future years. It is a surplus larger than we have been accustomed to, but I would caution you that this is essential for good budgeting beyond this immediate two-year period.

* * *

My office, our state agencies, and in particular the budget division of the Comptroller's office look forward to reviewing details of this message with you. It is a budget that was developed realistically and evolved through tough administrative decisions.

And finally, it is a state budget that was designed in response to a very clear message from our people.

Iowans want a government that not only is able to upgrade its ability to do things right, but more importantly to get the right things done.

It is my responsibility as Governor to provide you with my budget recommendations. This I have done. It is our joint responsibility to make sure that the state budget we adopt fulfills its promise while avoiding promising more than can be delivered.

I look forward to working with you toward that goal, in the spirit of cooperation that our times demand and our people have a right to expect.

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

Representative Holden moved that the joint convention be dissolved, which motion prevailed.

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

EXPLANATION OF VOTE

MR. PRESIDENT: When the vote was taken on the confirmation of David Smith for the City Finance Committee, I was recorded as absent due to the fact I was working with the legal staff of the legislative service bureau on a bill to exempt from taxation improvements made on one's home for a period of five years after such improvement is completed.

My absence from the Senate floor would not have been necessary if legislators were provided with staff people who could attend to such details.

Had I been present, I would have voted "aye" on the confirmation.

WILLIAM E. GLUBA

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 59 Schools
- S. F. 60 Commerce
- S. F. 61 State government
- S. F. 62 Judiciary
- S. F. 63 Ways and means

REPORT OF COMMITTEE

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations, to which was referred **House File 22**, a bill for an act relating to road workers exemptions while actually working on the surface of the highways and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—13

- 1 Amend Senate File 20 by striking lines 11 through 13
- 2 and inserting in lieu thereof the following:
- 3 *"The county board of supervisors may procure group*
- 4 *insurance for health or medical services for elected county*
- 5 *officials."*

EARL M. WILLITS
WILLIAM PALMER

S—12

- 1 Amend Senate File 33, page 6, line 5, by inserting after the
- 2 figure "(82)" the words and figure " , chapter one thousand
- 3 eighty-eight (1088),".

LEONARD C. ANDERSEN

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Friday, January 26, 1973.

JOURNAL OF THE SENATE

NINETEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, JANUARY 26, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father George Pallas, pastor of St. George Greek Orthodox Church, Des Moines, Iowa.

The Journal of Thursday, January 25, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John I. Hostetter, Des Moines, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Briles, from eighty-nine residents of Adair, Cass, Montgomery and Page Counties.

Senator Hansen, from thirty-five residents of Black Hawk County.

Senator Schwengels, from thirty residents of Keokuk County.

Senator Willits, from eighteen residents of Polk County.

Senator Kinley, from two hundred seventeen residents of Polk and Warren Counties.

Senator Miller of Des Moines, from forty residents of Henry and Louisa Counties.

Senator Priebe, from fourteen residents of Kossuth 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 adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 4, providing that when adjournment is had on Friday, March 9, 1973, it be to reconvene on Monday, March 19, 1973, at 10:00 a.m.

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

Senate Concurrent Resolution 5, providing that the Superintendent of Printing be instructed to mail copies of the Senate and House Journals and copies of Senate and House bills to: Senator Harold E. Hughes, Senator Richard Clark; and Congressmen: Edward M. Mezvinsky, John C. Culver, H. R. Gross, Neal Smith, Wiley Mayne, William J. Scherle.

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

Senate File 7, a bill for an act relating to the return of marriage document.

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

House File 3, a bill for an act relating to members of county zoning commissions and boards of adjustment.

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

House File 4, a bill for an act relating to qualifications of civil service employees.

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

House File 32, a bill for an act relating to the production and adulteration of dairy food products.

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

House File 40, a bill for an act to change the name of the bureau of labor to the department of labor and industry.

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

House File 41, a bill for an act relating to temporary restrictions on weight and load of certain motor vehicles.

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

House File 61, a bill for an act repealing antitrust fees for a county attorney or the attorney general.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 80, by Senator Heying, a bill for an act relating to the valuation and assessment of agricultural buildings.

Read first time and passed on file.

Senate File 81, by Senator Miller of Des Moines (Monroe), a

bill for an act relating to the property tax exemptions for veterans.

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

Senate File 82, by committee on state government (Clark of Lee and Hill), a bill for an act to lower the age of majority.

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

Senate File 83, by Senator Blouin, a bill for an act to make an appropriation from the general fund of the State of Iowa to the Governor's youth program.

Read first time and referred to **committee on appropriations** (under Rule 37).

HOUSE MESSAGES CONSIDERED

House File 3, a bill for an act relating to members of county zoning commissions and boards of adjustment.

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

House File 4, a bill for an act relating to qualifications of civil service employees.

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

House File 32, a bill for an act relating to the production and adulteration of dairy food products.

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

House File 40, a bill for an act to change the name of the bureau of labor to the department of labor and industry.

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

House File 41, a bill for an act relating to temporary restrictions on weight and load of certain motor vehicles, and to provide penalties for violation of temporary restrictions.

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

House File 61, a bill for an act repealing antitrust fees for a county attorney or the attorney general.

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

QUORUM CALL

The Chair directed the Secretary of the Senate to call the roll to determine that a quorum was present.

Roll call revealed a quorum present.

MOTION TO RECONSIDER ADOPTED

Senate File 20

Senator Willits called up the following motion to reconsider filed by him on January 24, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 20 passed the Senate on January 24, 1973.

On the question "Shall the motion to reconsider prevail?" (S.F. 20) the vote was:

Ayes, 44:

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

Nays, 1:

Kelly

Absent or not voting, 5:

DeKoster	Rabedeaux	Riley	Schaben
Kyhl			

The motion prevailed.

Senator Willits moved to reconsider the vote by which Senate File 20 went to its last reading, which motion prevailed.

On motion of Senator Willits, Senate File 20, a bill for an act relating to group insurance for elected county officials, was taken up for reconsideration.

Senator Palmer moved to reconsider the vote by which the Griffin amendment S—9 was adopted by the Senate on January 24, 1973, which motion prevailed.

Senator Griffin moved that Senate File 20 be referred to the committee on commerce.

Senator Lamborn moved as a substitute motion that Senate File 20 be rereferred to the committee on county government.

Roll call was requested.

On the question "Shall the motion to rerefer to committee prevail?" (S.F. 20) the vote was:

Ayes, 29:

Blouin	Hultman	Orr	Rodgers
Coleman	Junkins	Palmer	Schwengels
Curtis	Kinley	Plymat	Schwieger
Doderer	Lamborn	Potter	Scott
Griffin	McCartney	Priebe	Shaff
Hansen	Murray	Ramsey	Shaw
Heying	Nolin	Robinson	Taylor
Hill			

Nays, 16:

Andersen	Gluba	Miller of	Tieden
Bergman	Kelly	Marshall	Van Gilst
Briles	Kennedy	Milligan	Willits
Gallagher	Miller of	Nystrom	Winkelman
Glenn	Des Moines		

Absent or not voting, 5:

DeKoster	Rabedeaux	Riley	Schaben
Kyhl			

The motion prevailed and Senate File 20 was rereferred to the committee on county government.

CONSIDERATION OF BILLS

Senate File 51

On motion of Senator Orr, Senate File 51, a bill for an act relating to the census of children of deceased soldiers, was taken up for consideration.

Senator Orr asked and received unanimous consent that House File 37 be substituted for Senate File 51.

House File 37

On motion of Senator Orr, House File 37, a bill for an act relating to the census of children of deceased soldiers, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 37) the vote was:

Ayes, 41:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaw
Curtis	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Marshall	Robinson	

Nays, 1:**McCartney****Absent or not voting, 8:**

DeKoster	Kennedy	Rabedaux	Schaben
Griffin	Kyhl	Riley	Shaff

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

WITHDRAWN

Senator Orr asked and received unanimous consent that **Senate File 51** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF JOINT RESOLUTION**House Joint Resolution 1**

On motion of Senator Tieden, House Joint Resolution 1, a joint resolution proposing to the President of the United States, Richard M. Nixon, United States Secretary of Agriculture, Earl Butz, and members of the Iowa Congressional Delegation, that the funds being withheld for the Rural Environmental Assistance Program (ASCS), the Rural Electrification Administration Loan Programs (REA), and the Rural Emergency Loans Program (FHA) be released, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden 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?" (H.J.R. 1) the vote was:

Ayes, 41:

Andersen	Doderer	Hansen	Kelly
Bergman	Gallagher	Heying	Kinley
Blouin	Glenn	Hill	Lamborn
Coleman	Gluba	Hultman	McCartney
Curtis	Griffin	Junkins	

Miller of Des Moines	Nolin Nystrom	Priebe Ramsey	Shaw Taylor
Miller of Marshall	Orr Palmer	Schwengels Schwieger	Tieden Van Gilst
Milligan	Plymat	Scott	Willits
Murray	Potter	Shaff	Winkelman

Nays, none.

Absent or not voting, 9:

Briles	Kyhl	Riley	Rodgers
DeKoster	Rabedaux	Robinson	Schaben
Kennedy			

The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 15

By Nystrom

Whereas, the Congress of the United States authorized the construction of the Saylorville Lake Project on the Des Moines River for flood control, recreation, and other purposes in the Flood Control Act of 1958; and

Whereas, the Saylorville Lake Project as currently planned will result in increased flooding, both in frequency and duration, in Ledges State Park; and

Whereas, a stipulation has been agreed to in the case of Iowa Citizens to Save Ledges State Park, Inc., et al., v. Robert F. Froehlke; and

Whereas, the stipulation provides that if the environmental impact statement "discloses the study, development and description of alternatives which will minimize adverse environmental consequences to Ledges State Park, the Corps of Engineers shall support, and cause implementation within the limits of its authority of the optimum alternative studied, developed and described, as determined administratively by the Corps of Engineers after consultations with plaintiffs and others in good faith"; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That if the optimum alternative for minimizing adverse environmental consequences to Ledges State Park lies outside the authority of the Corps of Engineers, remedial authority be legislated by the Congress of the United States prior to any further action on the Saylorville Lake Project.

COMMUNICATION FROM THE SECRETARY OF STATE

The following communication was received and placed on file with the Secretary of the Senate:

Honorable Arthur A. Neu, Lieutenant Governor
President of the Senate
Local

Dear Mr. Neu:

I hereby transmit to you the "Statement of Contest, In Re: An Election

Contest between: Richard Ramsey, Incumbent, and Arlo Hullinger, Contestant" filed in this office on January 23, 1973, at 3:05 p.m.

Very sincerely,
 MELVIN D. SYNHORST
 Secretary of State
 By J. HERMAN SCHWEIKER
 Deputy Secretary of State

(See pages 145-147 of the Senate Journal for Statement of Contest.)

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 65 Human resources
- S. F. 66 Human resources
- S. F. 67 Human resources
- S. F. 68 Judiciary
- S. F. 69 State government
- S. F. 70 Judiciary
- S. F. 71 Human resources
- S. F. 73 Human resources
- S. F. 74 Judiciary
- S. F. 75 Human resources
- S. F. 77 Human and industrial relations
- S. F. 78 State government

AMENDMENTS FILED

S—15

- 1 Amend Senate File 38, page 1, line 1, by inserting after
- 2 the word "to" the words "real estate".

WARREN E. CURTIS
 GENE W. GLENN
 CALVIN O. HULTMAN

S—14

- 1 Amend Senate File 76, page 2, line 18 by inserting after
- 2 the word "receipt" the following: "*from the internal revenue*
- 3 *service or, at the option of the taxpayer, from the taxpayer*".

WARREN E. CURTIS
 ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Monday, January 29, 1973.

JOURNAL OF THE SENATE

TWENTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, JANUARY 29, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Jack Dilley, pastor of the First United Presbyterian Church, Fairfield, Iowa.

The Journal of Friday, January 26, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Axel T. Lund, Marshalltown, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Schwengels, from three hundred forty-eight residents of Jefferson County.

Senator Briles, from eighty-two residents of Page County.

Senator Blouin, from two hundred forty-two residents of Du-
buque County.

Senator Shaw, from four hundred twenty-seven residents of
Scott County.

Senator McCartney, from forty-one residents of Mitchell
County.

INTRODUCTION OF BILLS

Senate File 84, by Senator Kelly, a bill for an act to authorize
consolidation of counties.

Read first time and passed on file.

Senate File 85, by Senator Kelly, a bill for an act to repeal
the prohibition against the sale, gift, or advertisement of birth
control devices or methods, abortion information and the adver-
tisement of venereal disease cures.

Read first time and passed on file.

ADOPTION OF CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 13

Senator Lamborn called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 13

By Lamborn and Schaben

Whereas, the Sixty-fifth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, April 5, 1973, and request the opportunity to formally meet with the General Assembly.

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the General Assembly meet in joint session in the House chamber on Thursday, April 5, 1973, at 2:00 p.m. and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 14

Senator Plymat called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 14

By Plymat, Gallagher, Hultman, Junkins, Schwengels and Taylor

Whereas, Major General Joseph G. May, Lieutenant Colonel Eric P. Berner, the 186th Military Police Company, and the Iowa National Guard did an exceptional job in arranging the inaugural ceremonies of Governor Robert D. Ray and Lieutenant Governor Arthur A. Neu; and

Whereas, this inauguration was enjoyed thoroughly by more Iowans than ever before;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That Major General Joseph G. May, Lieutenant Colonel Eric P. Berner, the 186th Military Police Company, and the Iowa National Guard be commended for providing this outstanding service.

Be It Further Resolved: That a copy of this resolution be forwarded to Major General Joseph G. May, Lieutenant Colonel Eric P. Berner, and the 186th Military Police Company.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 64

On motion of Senator Kinley, Senate File 64, a bill for an act

relating to signatures required on corporate income tax returns, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 64) the vote was:

Ayes, 47:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Coleman	Kyhl	Schwengels
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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 76

On motion of Senator Curtis, Senate File 76, a bill for an act relating to state income tax audits, was taken up for consideration.

Senator Curtis offered amendment S—14 filed by Senators Curtis and Shaff and moved its adoption:

S—14

- 1 Amend Senate File 76, page 2, line 18 by inserting after
- 2 the word "receipt" the following: "*from the internal revenue*
- 3 *service or, at the option of the taxpayer, from the taxpayer*".

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 76) the vote was:

Ayes, 48:

Andersen	Briles	Doderer	Gluba
Bergman	Curtis	Gallagher	Griffin
Blouin	DeKoster	Glenn	Hansen

Heying	Miller of	Potter	Schwieger
Hill	Marshall	Priebe	Scott
Hultman	Milligan	Rabedeaux	Shaff
Junkins	Murray	Ramsey	Shaw
Kelly	Nolin	Riley	Taylor
Kennedy	Nystrom	Robinson	Tieden
Kinley	Orr	Rodgers	Van Gilst
Lamborn	Palmer	Schaben	Willits
McCartney	Plymat	Schwengels	Winkelman
Miller of Des Moines			

Nays, none.

Absent or not voting, 2:

Coleman Kyhl

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

Senate File 26

On motion of Senator DeKoster, Senate File 26, a bill for an act to provide for deferred sentences, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn offered amendment S—7 filed by him and moved its adoption:

S—7

1 Amend Senate File 26, page 2, line 23, by inserting the
2 following new paragraph after the word "require."
3 "Before exercising either of the foregoing sentencing
4 options, the court shall first determine which of them will
5 provide maximum opportunity for the rehabilitation of the
6 defendant and protection of the community from further offenses
7 by the defendant and others. In making this determination the
8 court shall consider the age of the defendant, his prior record
9 of convictions, if any, his employment circumstances, his
10 family circumstances, the nature of the offense committed,
11 whether a dangerous weapon or force was used in the commission
12 of such offense, and such other factors as shall be appropriate."

The amendment was adopted.

Senator Glenn offered amendment S—8 filed by him and moved its adoption:

S—8

1 Amend Senate File 26, page 2, line 32, by inserting
2 following the word "fix" the following:
3 "but not to exceed the period of maximum confinement
4 if the offense be a felony or not to exceed two years if the
5 offense be a misdemeanor."

The amendment was adopted.

Senator DeKoster offered amendment S—16 by Senators DeKoster and McCartney and moved its adoption:

S—16

- 1 Amend Senate File 26, page 2, line 16, by inserting after the
- 2 word "require" the following: "and the court shall file in
- 3 writing its reasons for deferring such further proceedings
- 4 and for placing such defendant on probation".

The amendment was adopted.

Senator Riley offered amendment S—3 filed by him and moved its adoption:

S—3

- 1 Amend Senate File 26, page 4, by adding after line 4 the following
- 2 new section:
- 3 Sec. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publication
- 5 in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids,
- 6 Iowa, and in The Sioux County Index-Reporter, a newspaper published
- 7 in Hull, Iowa.

(Senate File 26 pending.)

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 6, a bill for an act relating to commitment of alcohol and drug addicts.

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

House File 27, a bill for an act changing the observance date of Veterans' Day.

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

House File 48, a bill for an act defining the term tandem axle.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 6

- 1 Amend Senate File 6, as amended and passed by the Senate

2 and reprinted, as follows:

- 3 1. Page 2, lines 12 and 13, by striking the words "*established*
4 *for the purpose of regulating drug abuse in the State of Iowa*"
5 and inserting in lieu thereof the words "*designated as the single*
6 *state agency to prepare and administer a state plan to combat*
7 *drug abuse pursuant to United States Public Law ninety-two dash*
8 *two hundred fifty-five (92-255)*".
- 9 2. Page 2, lines 31 and 32, by striking the words "*established*
10 *for the purpose of regulating drug abuse in the State of Iowa*"
11 and inserting in lieu thereof the words "*designated as the single*
12 *state agency to prepare and administer a state plan to combat*
13 *drug abuse pursuant to United States Public Law ninety-two*
14 *dash two hundred fifty-five (92-255)*".

INTRODUCTION OF BILLS

Senate File 86, by Senators Briles, Schaben, Rabedeaux, Griffin, Robinson, Blouin, Tieden, Coleman and Kinley, a bill for an act relating to licenses for professional boxing and wrestling matches.

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

Senate File 87, by Senators Van Gilst, Blouin, Briles, Gluba, Griffin, Heying, Hultman, Kennedy, Lamborn, Palmer, Potter, Rabedeaux, Riley, Scott and Taylor (Higgins), a bill for an act relating to the use of school buses.

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

Senate File 88, by Senator Miller of Des Moines, a bill for an act to equate insurance proceeds payable to medical practitioners.

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

Senate File 89, by Senators Griffin and Miller of Des Moines (committee on human resources), a bill for an act relating to mental health and mental retardation services, authorizing state aid to counties to help pay the costs of such services, and making an appropriation therefor.

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

Senate File 90, by Senators Shaff and Plymat, 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**.

Senate File 91, by Senators Griffin and Miller of Des Moines (committee on human resources), a bill for an act relating to the

placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions.

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

Senate File 92, by committee on county government (committee on county government), a bill for an act relating to the destruction of original court records.

Read first time and referred to committee on **judiciary** (under Rule 37).

Senate File 93, by committee on county government (committee on county government), a bill for an act relating to assignment of real estate mortgages by marginal entry.

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

Senate File 94, by Senators Rodgers, Schwieger, Gallagher, Coleman, Van Gilst and Taylor, a bill for an act relating to the use of turn signals.

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

HOUSE MESSAGES CONSIDERED

House File 27, a bill for an act changing the observance date of Veterans' Day.

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

House File 48, a bill for an act defining the term tandem axle.

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

SENATE CONCURRENT RESOLUTION 16

By Rodgers and Andersen
(Harper and Husak)

Whereas, widespread public criticism of existing probate laws has developed, based upon unreasonable time and expense required for settling estates, while a steady increase in the work load of the courts seems to demand simplification of some traditional procedures; and

Whereas, great diversity in probate procedures in the various states makes the settlement of estates by traditional methods too complex and cumbersome for today's mobile population; and

Whereas, members of the legal profession are concerned that popular devices for avoiding probate may cause costly future legal difficulties for their clients; and

Whereas, the Uniform Probate Code was approved in 1969 by the National Conference of Commissioners on Uniform State Laws and the

American Bar Association, has been adopted by the states of Idaho and Alaska, and has received study and approval by legislative and professional groups in a number of other states; and

Whereas, consideration of the Uniform Probate Code by the Iowa General Assembly requires intensive study, comparison with present Iowa probate law, and careful and time-consuming drafting; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council establish a study committee for the purpose of studying the Uniform Probate Code in comparison with present Iowa probate laws, and considering the desirability of adopting the Uniform Probate Code in Iowa; and

Be It Further Resolved, That the study committee shall consist of legislators representing both the Senate and the House of Representatives, and representing both political parties, as well as knowledgeable citizens if deemed appropriate; and

Be It Further Resolved, That the study committee make periodic reports to the legislative council and submit a final report, including necessary bill drafts to implement its recommendations to the legislative council. Copies of the report accepted by the legislative council shall be submitted to the Second Session of the Sixty-fifth General Assembly meeting in 1974.

SENATE CONCURRENT RESOLUTION 17

By Personnel Committee

Whereas, the Code provides that the compensation of the officers and employees of the General Assembly shall be fixed by joint action of the Senate and House; and

Whereas, Carroll A. Lane was re-elected Secretary of the Senate on January 8, 1973, and will so serve until his retirement on January 31, 1973; and

Whereas, it is appropriate that the compensation for Carroll A. Lane now be set by joint action of the Senate and House.

Now Therefore, Be It Resolved by the Senate, the House Concurring: That the compensation of the Secretary of the Senate, Carroll A. Lane, shall be set at fifty dollars (\$50) per day for the period from January 8, 1973, to January 31, 1973.

Be It Further Resolved: That the Secretary of the Senate, Carroll A. Lane, be granted a two-week vacation, with pay, from February 1, 1973 to February 14, 1973.

COMMUNICATION FROM THE STATE BOARD OF MEDICAL EXAMINERS

The report of the Iowa State Board of Medical Examiners, relating to physicians' assistants, has been received and filed in the Office of the Secretary of the Senate, in accordance with Chapter 137, Section 6, Laws of the Sixty-fourth General Assembly, First Session.

SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

MR. PRESIDENT: Your committee on personnel reports the appointment of Thomas M. Fitzgerald of Fort Dodge, as Assistant Law Clerk, effective January 22, 1973.

JAMES E. BRILES, Chairman
W. R. RABEDEAUX

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 15 Natural resources
- S. F. 80 Ways and means
- S. F. 81 Ways and means
- H. F. 3 Judiciary
- H. F. 4 Judiciary
- H. F. 40 State government
- H. F. 41 State government
- H. F. 61 Judiciary

AMENDMENTS FILED

- 1 Amend rule 14 of the Temporary Rules of the Senate by adding
- 2 thereto the following paragraph:
- 3 No amendment to the rules of the senate, to any
- 4 resolution, bill, or amendment to a bill, shall be
- 5 considered by the membership of the senate without a
- 6 copy of said amendment to rule, resolution, bill, or
- 7 amendment to a bill being on the desks of the entire
- 8 membership of the senate prior to consideration.

COMMITTEE ON RULES
LEONARD C. ANDERSEN, Chairman

- 1 Amend rule 38, paragraph 2, of the Temporary Rules of the
- 2 Senate by adding thereto the following sentence:
- 3 When a bill has been assigned to a subcommittee, the
- 4 chairman shall report to the senate the bill number and
- 5 the names of the subcommittee members and such reports shall
- 6 be reported in the journal of the last legislative day of
- 7 each week.

COMMITTEE ON RULES
LEONARD C. ANDERSEN, Chairman

S—17

- 1 Amend Senate File 53 as follows:
- 2 1. Page 4, by inserting the following section after

3 line 6:
4 "Sec. Section ninety-nine point one (99.1),
5 Code 1973, is amended by adding the following new
6 paragraph:
7 *NEW PARAGRAPH.* This section shall not apply to any
8 building, erection or place used to play bingo according
9 to the provisions of this Act."
10 2. By renumbering the bill sections to conform to
11 this amendment.

MICHAEL T. BLOUIN

On motion of Senator Potter, the Senate adjourned until
9:00 a.m., Tuesday, January 30, 1973.

JOURNAL OF THE SENATE

TWENTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, JANUARY 30, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Hume Ward, pastor of the Windsor Presbyterian Church, Des Moines, Iowa.

The Journal of Monday, January 29, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Kenneth Monsma, Pella, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By Senator Scott, from fourteen employees of Clear Lake Community School favoring an increase in benefits to the Iowa Public Employees' Retirement System.

By Senator Kyhl, from thirty-six residents of Butler, Floyd and Black Hawk Counties favoring the use of studded snow tires.

By the following Senators, opposing any change in the Iowa abortion law:

Senator Rabedeaux, from one hundred fifty-two residents of Muscatine County.

Senator Kyhl, from seventy-three residents of Black Hawk County.

Senator Tieden, from one hundred thirty residents of Clayton County.

Senator Robinson, from five hundred twenty residents of Linn County.

Senators Heying, from one hundred fifty residents of Winne-shiek County.

PRESENTATION OF VISITOR

Senator Murray rose on a point of personal privilege and presented the Honorable Rudy Van Drie, former member of the Senate and House of Representatives from Story County.

INTRODUCTION OF BILLS

Senate File 95, by committee on judiciary, a bill for an act relating to the distribution of free copies of the Code of Iowa and other documents.

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

Senate File 96, by Senator Riley, a bill for an act relating to the contribution ceiling under the Iowa public employees' retirement system.

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

Senate File 97, by Senators Riley and Taylor, a bill for an act relating to notice of termination of farm tenancies.

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

Senate File 98, by Senators Kinley, Miller of Des Moines, Griffin and Blouin, a bill for an act to permit pari-mutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.

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

ADOPTION OF SENATE CONCURRENT RESOLUTION 17

Senator Briles asked and received unanimous consent to take up **Senate Concurrent Resolution 17**, found on page 186 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATELY MESSAGED

Senator Briles asked and received unanimous consent that **Senate Concurrent Resolution 17** be **immediately messaged** to the House, which request was complied with.

UNFINISHED BUSINESS

Senate File 26

The Senate resumed consideration of Senate File 26, a bill for an act to provide for deferred sentences, and amendment S—3 by Senator Riley:

S—3

- 1 Amend Senate File 26, page 4, by adding after line 4 the following
- 2 new section:
- 3 Sec. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publication
- 5 in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids,
- 6 Iowa, and in The Sioux County Index-Reporter, a newspaper published
- 7 in Hull, Iowa.

On motion of Senator Riley, amendment S—3 was adopted.

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

On the question "Shall the bill pass?" (S.F. 26) the vote was:

Ayes, 45:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kelly	Plymat	Shaff
Curtis	Kennedy	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Rodgers	Winkelman
Griffin	Milligan		

Nays, 2:

Hill	Miller of Marshall
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Absent or not voting, 3:

Kyhl	Palmer	Robinson
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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

House File 22

On motion of Senator Ramsey, House File 22, a bill for an act relating to road workers exemptions while actually working on the surface of the highways and providing penalties, with report

of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nystrom	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
Curtis	Kelly	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman

Nays, 2:

Kennedy Nolin

Absent or not voting, 2:

Kinley Kyhl

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

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 13, providing for a joint session of the General Assembly on Thursday, April 5, 1973, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program.

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

Senate Concurrent Resolution 14, providing that Major General May, Lieutenant Colonel Berner, the 186th Military Police Company, and the Iowa National Guard be commended for the exceptional job they did in arranging the inaugural ceremonies.

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

Senate Concurrent Resolution 17, compensating Secretary of the Senate, Carroll A. Lane, for his employment as Secretary of the Senate from January 8, 1973, until his retirement on January 31, 1973, and granting him a two-week vacation with pay.

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

Senate File 64, a bill for an act relating to signatures required on corporate income tax returns.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate Joint Resolution 6, by Senator Blouin, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to persons disqualified from being electors.

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

Senate File 99, by Senator Schaben (Anderson), a bill for an act relating to the issuance of certificates of convenience and necessity to liquid transport carriers.

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

Senate File 100, by Senator Heying, a bill for an act relating to educational standards.

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

Senate File 101, by Senator Shaw, a bill for an act providing for the inclusion of students of schools of nursing in the tuition grant program.

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

Senate File 102, by Senator Willits, a bill for an act relating to minimum age requirements for enrollment in the public schools.

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

Senate File 103, by Senator Hill, a bill for an act relating to linseed oils, paints, varnishes, solvents, and paint oils, labeling of their containers, and providing penalties.

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

COMMITTEE APPOINTMENTS

President Neu announced the following additional committee appointments:

State government

Senator Willard R. Hansen
 Senator Cloyd E. Robinson
 Senator Forrest V. Schwengels

BILLS ASSIGNED TO COMMITTEE

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

S.C.R. 16 Judiciary
 S. F. 84 County government
 S. F. 85 Human resources
 S. F. 86 State government
 S. F. 87 Schools
 S. F. 88 Commerce
 S. F. 89 Human resources
 S. F. 90 State government
 S. F. 91 Human resources
 S. F. 94 Judiciary
 H. F. 27 State government
 H. F. 48 Commerce

REPORTS OF COMMITTEES

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources, to which was referred **Senate File 75**, a bill for an act relating to the interstate corrections compact, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—19

- 1 Amend Senate File 75, page 9, by striking all of
- 2 lines 1 through 12 and inserting in lieu thereof
- 3 the following: "pact shall not be transferred."

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government, to which was referred **House File 19**, a bill for an act relating to providing exceptions to

driving on the right side of a roadway, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the rules committee amendment filed January 29, 1973,
- 2 to rule 38, by adding after line 7 the following new paragraph:
- 3 Where standing subcommittees of any committee have been
- 4 named, the names of the members and the title of the sub-
- 5 committee shall be published once and thereafter publication
- 6 of assignments may be made by indicating the title of the
- 7 subcommittee.

LUCAS J. DeKOSTER

S—18

- 1 Amend Senate File 82, page 5, by striking lines 10
- 2 through 14, and by renumbering the remaining sections.

EUGENE M. HILL
WILLIAM N. PLYMAT

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, January 31, 1973.

JOURNAL OF THE SENATE

TWENTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JANUARY 31, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Max Deffenbaugh, pastor of the First Baptist Church, Eldora, Iowa.

The Journal of Tuesday, January 30, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William A. Castles, Dallas Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Tieden for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

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

Twenty-eight students from Columbus High School, Waterloo, Iowa, accompanied by Sister Pierre. Senator Schwieger.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Scott, from forty-nine residents of Cerro Gordo County.

Senator Hultman, from five hundred fifty-four residents of Montgomery and adjoining counties.

Senator Tieden, from one hundred fifteen residents of Clayton County.

Senator Hansen, from seven residents of Black Hawk County.

INTRODUCTION OF BILLS

Senate File 104, by Senator Ramsey, a bill for an act relating to the sale of property acquired by tax deed.

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

Senate File 105, by Senators Riley, Miller of Des Moines, Briles and Griffin, a bill for an act relating to safety standards and equipment on motor vehicles used by railroad companies, to the authority of the Iowa state commerce commission, and to provide penalties for violations.

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

Senate File 106, by Senators Riley and Potter, a bill for an act relating to commissions on hospitalization.

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

SECRETARY OF THE SENATE HONORED

Senator Lamborn rose on a point of personal privilege and requested that a committee of three be appointed to escort the retiring Secretary of the Senate, the Honorable Carroll A. Lane, to the rostrum.

The Chair appointed as such committee Senators Lamborn, Briles and Coleman, and invited them to escort Mr. Lane to the rostrum, where he was given a standing ovation.

Senator Lamborn paid the following tribute to him on behalf of the Senate:

MR. PRESIDENT, LADIES AND GENTLEMEN OF THE SENATE, FRIENDS: It is with pleasure today that we honor a person who has given many years of service to the State of Iowa. This gentleman has had an untold effect on the General Assembly of Iowa throughout his career. He comes from a long line of dedicated Iowa citizens—his grandfather began the family tradition in the Twentieth General Assembly of Iowa in 1884.

Since he began his service in 1943 when he was elected to his first term in the House of Representatives, he has been continuously predominate in the circles of government of this state. A teacher, a theater owner and a successful businessman, he has brought with him an excellent background of experience to draw upon while working for Iowa.

His greatest contribution has been in the Iowa Senate. Starting in January, 1951, with the exception of four sessions, Carroll Lane has counselled, guided and advised us as Secretary of the Senate. He has skillfully directed the day-to-day operations of the Senate. His efforts and energy have made our jobs much easier. He has not only mediated our parliamentary squabbles and overseen the refurbishing of our Chamber, but also had the talent to call the roll slower than any Senate Secretary in recent memory.

It is hard to sum up in a few words the things Carroll has done for the

Senate. Just let me say that if you needed to know how to get something done, or what procedure needed to be followed, my advice has been, "Ask Carroll—and if he doesn't know, probably nobody knows."

For all of us, Carroll, past, present and future, our sincere thanks for a job well done.

Senator Briles then presented Mr. Lane with a gift of luggage on behalf of the members of the Senate.

Mr. Lane expressed his thanks with the following goodby:

Thirty years ago, I fell in love with the Senate, and in spite of all the problems to be solved since then, that love has continued. It has been a great pleasure to be of service to you. The friendships I have made through the years mean a great deal to me, and it is not easy to leave all those friends behind. However, there comes a time when someone else should be given the opportunity to serve you. My thoughts will be with you in the days to come, and I hope the newspapers will give you the credit that you so richly deserve for the dedicated service you are giving the State of Iowa. Thank you.

Mr. Lane was further honored by the Senate secretaries, who presented him a gift with the following sentiment: No kisses, no tears, just cheers, and lot of good wishes for your future years.

Senator Schaben rose on a point of personal privilege and expressed the appreciation of the minority party for the cooperation and support from the office of the Secretary during the past years.

ADOPTION OF SENATE RESOLUTION 2

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

SENATE RESOLUTION 2

By Lamborn and Schaben

Whereas, the Honorable Carroll A. Lane of Carroll County will have completed fourteen years of distinguished service as Secretary of the Senate at the time of his retirement on January 31, 1973; and

Whereas, for this long period of years he has contributed valuable services to the Members of the Senate, and the State of Iowa; and

Whereas, Carroll A. Lane served in the House of Representatives in the Fiftieth, Fiftieth Extraordinary, and Fifty-first General Assemblies and is a member of the Pioneer Lawmakers;

Now, Therefore, Be It Resolved by the Senate: That Carroll A. Lane be presented with the chair which he occupied during the Sixty-fourth General Assembly, and that the custodian of the statehouse be instructed to crate the chair for shipment to the home residence of Carroll A. Lane.

Be It Further Resolved: That a plaque with the proper inscription thereon showing that the chair was presented by the Members of the

Senate of the Sixty-fifth General Assembly be properly attached to said chair.

The motion prevailed and the resolution was adopted.

Senators Lamborn and Schaben presented Mr. Lane with an enrolled copy of the resolution.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

HOUSE AMENDMENTS CONSIDERED

Senate File 6

Senator Miller of Des Moines called up for consideration Senate File 6, a bill for an act relating to commitment of alcohol and drug addicts, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 6, as amended and passed by the Senate
- 2 and reprinted, as follows:
- 3 1. Page 2, lines 12 and 13, by striking the words "*established*
- 4 *for the purpose of regulating drug abuse in the State of Iowa*"
- 5 and inserting in lieu thereof the words "*designated as the single*
- 6 *state agency to prepare and administer a state plan to combat*
- 7 *drug abuse pursuant to United States Public Law ninety-two dash*
- 8 *two hundred fifty-five (92-255)*".
- 9 2. Page 2, lines 31 and 32, by striking the words "*established*
- 10 *for the purpose of regulating drug abuse in the State of Iowa*"
- 11 and inserting in lieu thereof the words "*designated as the single*
- 12 *state agency to prepare and administer a state plan to combat*
- 13 *drug abuse pursuant to United States Public Law ninety-two*
- 14 *dash two hundred fifty-five (92-255)*".

The motion prevailed and the Senate concurred in the House amendment.

Senator Miller of Des Moines moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 6) the vote was:

Ayes, 44:

Andersen	DeKoster	Hansen	Lamborn
Bergman	Doderer	Heying	McCartney
Blouin	Gallagher	Hill	Miller of
Briles	Glenn	Hultman	Des Moines
Coleman	Gluba	Junkins	Miller of
Curtis	Griffin	Kelly	Marshall

Milligan	Plymat	Rodgers	Shaff
Murray	Potter	Schaben	Taylor
Nolin	Rabedeaux	Schwengels	Van Gilst
Nystrom	Ramsey	Schwieger	Willits
Orr	Riley	Scott	Winkelman
Palmer	Robinson		

Nays, none.

Absent or not voting, 6:

Kennedy	Kyhl	Shaw	Tieden
Kinley	Priebe		

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 79

On motion of Senator Bergman, Senate File 79, a bill for an act relating to the production and adulteration of dairy food products, was taken up for consideration.

Senator Bergman asked and received unanimous consent that **House File 32** be substituted for **Senate File 79**.

House File 32

On motion of Senator Bergman, House File 32, a bill for an act relating to the production and adulteration of dairy food products, was taken up for consideration.

DEFERRED

Senator Rabedeaux moved that further action on **House File 32** be **deferred** and that the bill be placed on the calendar under **unfinished business**, which motion prevailed.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 48, a bill for an act relating to the filing requirements for cooperative associations for income tax purposes.

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

House File 21, a bill for an act relating to racing on highways.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 48

- 1 Amend Senate File 48 by striking on Page 2, lines 7
- 2 and 8 and inserting in lieu thereof the following:
- 3 "expiration of the tax year *except that co-operative*
- 4 *associations as defined in section six thousand seventy-*
- 5 *two (d) (6072 (d))".*

INTRODUCTION OF BILLS

Senate File 107, by committee on judiciary, a bill for an act relating to the penalty for violation of the provisions for advertising and selling courses of instruction.

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

Senate File 108, by Senator Lamborn (Fisher of Greene), a bill for an act relating to games of skill, games of chance, raffles and providing penalties.

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

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

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

Senate File 110, by Senator Griffin, a bill for an act relating to the length of vehicles used for the transportation of vehicles and boats.

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

Senate File 111, by Senators Priebe and Scott (Wyckoff and Norpel), a bill for an act relating to a veteran's service compensation fund, imposing an additional sales and use tax for a period of six months to provide moneys for the fund, providing for the payment from the fund of service compensation to qualified veterans, and providing penalties.

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

Senate File 112, by Senator Robinson, a bill for an act relating to the highway grade crossing safety fund.

Read first time and passed on file.

Senate File 113, by Senator DeKoster, a bill for an act relating to the changing of the name of a minor child.

Read first time and passed on file.

Senate File 114, by Senator Griffin, a bill for an act relating to safety glazing material in hazardous locations and providing a penalty.

Read first time and passed on file.

HOUSE MESSAGES CONSIDERED

House File 21, a bill for an act relating to racing on highways.

Read first time and passed on file.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following Senator to the Higher Education Facilities Commission in accordance with Chapter 261.1, Code 1973: Senator John N. Nystrom.

SENATE CONCURRENT RESOLUTION 18

By Robinson (Daggett, Butler and Danker)

Whereas, there were approximately 1,500 deaths resulting from motor vehicle collisions with railroad trains in the United States during 1972; and

Whereas, there were 32 accidents involving motor vehicles and railroad trains in Iowa in 1972 which resulted in 51 fatalities; and

Whereas, during hours of twilight and darkness, it is difficult for motorists to see railway cars at highway-railway crossings; and

Whereas, the safety problem at highway-railway crossings could be corrected by requiring that the sides of railway cars be marked with illuminous paint or tape; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly urges the Congress of the United States to take appropriate action to require that the sides of railway cars be suitably marked with illuminous paint or tape as a safety feature.

Be It Further Resolved, That the Secretary of the Senate send a copy of this resolution to each member of the Iowa delegation to the Congress of the United States.

ANNOUNCEMENT BY PERSONNEL COMMITTEE

Senator Briles, chairman of the personnel committee, announced the resignation of Carroll A. Lane, Secretary of the Senate, effective January 31, 1973.

MOTION TO RECONSIDER

MR. PRESIDENT: We move to reconsider the vote by which Senate File 26 passed the Senate.

WILLARD R. HANSEN
RALPH F. McCARTNEY
GENE V. KENNEDY

BILLS ASSIGNED TO COMMITTEE

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

S.C.R. 18 Commerce
S.J.R. 6 Judiciary
S. F. 96 State government
S. F. 97 Judiciary
S. F. 98 State government
S. F. 99 Commerce
S. F. 100 Schools
S. F. 101 Higher education
S. F. 102 Schools
S. F. 103 Commerce
S. F. 104 Judiciary
S. F. 105 Human and industrial relations
S. F. 106 Judiciary

REPORTS OF COMMITTEES

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources, to which was referred **Senate File 66**, a bill for an act relating to furloughs and work release programs for inmates, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 9**, a bill for an act relating to the interest rates on judgments and decrees, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—20

- 1 Amend Senate File 9 by adding the following new section:
- 2 Sec. *NEW SECTION*. The provisions of this Act shall not
apply
- 3 to judgments rendered or decrees entered of record prior to
- 4 the effective date of this Act.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 17**, a bill for an act relating to a state of the judicial department message, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 32**, a bill for an act relating to the seal used by a notary public, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—21

- 1 Amend Senate File 32, page 2, line 6, by striking the word
- 2 "Christian" and inserting in lieu thereof the following:
- 3 "[Christian] *given*".

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 92**, a bill for an act relating to the destruction of original court records, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—23

- 1 Amend Senate File 92 as follows:
- 2 Page 1, line 9, by striking the words "[on file ten years
- 3 or more]", and inserting in lieu thereof the words "on file
- 4 [ten] *five* years or more".

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENT FILED

S—22

- 1 Amend Senate File 25 as follows:
- 2 1. Page 22, by adding after line 1 the following

3 section:

4 "Sec. Section four hundred thirty-two point
5 one (432.1), subsection two (2), Code 1973, is amended
6 to read as follows:

7 2. Two percent of gross amount of premiums, assess-
8 ments, and fees received during the preceding calendar
9 year by every company or association other than life on
10 contracts of insurance other than life for business done
11 in this state, including all insurance upon property
12 situated in this state, after deducting the amounts
13 returned upon canceled policies, certificates and
14 rejected applications.

15 *In determining the gross amount of premiums to be*
16 *taxed hereunder, there shall be excluded all premiums*
17 *received from policies or contracts of accident or*
18 *health insurance."*

19 2. Renumber remaining sections and correct internal
20 references as necessary in accordance with this amendment.

JAMES W. GRIFFIN, SR.

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, February 1, 1973.

JOURNAL OF THE SENATE

TWENTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, FEBRUARY 1, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Landis J. Olson, pastor of the American Lutheran Church, Sioux City, Iowa.

The Journal of Wednesday, January 31, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William A. Castles, Dallas Center, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Schwieger for the remainder of the week on request of Senator Gallagher; Senator Nystrom for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

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

Sixty-five students from Samuelson Elementary School, Des Moines, Iowa, accompanied by Mrs. Grant. Senator Plymat.

PETITIONS

The following petitions were presented and placed on file:

By Senator Miller of Marshall, from thirty-one members of the Marshalltown Police Department opposing Senate File 31, which would delete the requirement that a police officer must be a member of the civil service system.

By Senator Murray, from two hundred residents of Story and Polk Counties favoring a change in the Iowa abortion law.

By the following Senators, opposing any change in the Iowa abortion law:

Senator Nystrom, from thirty-eight residents of Hamilton County.

Senator Schwengels, from two hundred sixty-eight residents of Keokuk County.

Senator Riley, from three hundred forty residents of Linn County.

INTRODUCTION OF BILLS

Senate Joint Resolution 7, by committee on agriculture, a joint resolution urging the President of the United States and the United States Secretary of Agriculture to rescind the order to ship commodity credit grain.

Read first time and placed on calendar.

Senate File 115, by Senator Milligan (Hill and Small), a bill for an act relating to disclosure of criminal history and intelligence data and providing penalties.

Read first time and passed on file.

WITHDRAWN

Senator Tieden asked and received unanimous consent that **Senate Joint Resolution 1** be withdrawn from further consideration of the Senate.

UNFINISHED BUSINESS

House File 32

On motion of Senator Bergman, House File 32, a bill for an act relating to the production and adulteration of dairy food products, was taken up for further consideration.

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

On the question "Shall the bill pass?" (H.F. 32) the vote was:

Ayes, 42:

Bergman	Heying	Milligan	Rodgers
Blouin	Hill	Murray	Schaben
Briles	Hultman	Nolin	Schwengels
Coleman	Junkins	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

Andersen	Kelly	Kyhl	Rabedeaux
DeKoster	Kinley	Nystrom	Schwieger

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

WITHDRAWN

Senator Bergman asked and received unanimous consent that **Senate File 79** be withdrawn from further consideration of the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 48

Senator Griffin called up for consideration Senate File 48, a bill for an act relating to the filing requirements for cooperative associations for income tax purposes, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 48 by striking on Page 2, lines 7
- 2 and 8 and inserting in lieu thereof the following:
- 3 "expiration of the tax year *except that co-operative*
- 4 *associations as defined in section six thousand seventy-*
- 5 *two (d) (6072 (d))".*

The motion prevailed and the Senate concurred in the House amendment.

Senator Griffin moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 48) the vote was:

Ayes, 44:

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

Nays, none.

Absent or not voting, 6:

Kelly	Kyhl	Rabedeaux	Schwieger
Kinley	Nystrom		

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

REPORTS OF INVESTIGATING COMMITTEES

Senator Riley submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Loren Hickerson, Iowa City, Iowa for the City Finance Committee under the provisions of Chapter 1088, Acts of the Second Regular Session, Sixty-fourth General Assembly for the regular two-year term ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

TOM RILEY, Chairman
 MINNETTE F. DODERER
 WILLIAM N. PLYMAT
 JAMES W. GRIFFIN, SR.
 LEONARD C. ANDERSEN

The motion prevailed and the report was adopted.

Senator Riley moved the appointment of Loren Hickerson as a member of the City Finance Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 5:

DeKoster	Kyhl	Nystrom	Schwieger
Kinley			

President Neu declared the appointment of Loren Hickerson as a member of the City Finance Committee confirmed for the regular two-year term ending June 30, 1974.

Senator Scott submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Frances H. Lowder of Mason City, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa under the provisions of Section 105A.3, Code 1973, for the remainder of the four-year term ending June 30, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

KENNETH D. SCOTT, Chairman
WILLARD R. HANSEN
JAMES W. GRIFFIN, SR.
JOHN S. MURRAY
RALPH W. POTTER

The motion prevailed and the report was adopted.

Senator Scott moved the appointment of Mrs. Frances H. Lowder as a member of the Civil Rights Commission confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Kinley	Nystrom	Schwengels	Schwieger
Kyhl			

President Neu declared the appointment of Mrs. Frances H. Lowder as a member of the Civil Rights Commission be confirmed for the unexpired portion of the term ending June 30, 1973.

Senator Taylor submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of William A. Krause of Hampton, Iowa for Iowa Merit Employment Commission under the provisions of section 19A.6, Code 1973, for the balance of the six-year term beginning July 1, 1967, and

ending June 30, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RAY TAYLOR, Chairman
MICHAEL T. BLOUIN
E. KEVIN KELLY
WILLIAM PLYMAT
W. R. RABEDEAUX

The motion prevailed and the report was adopted.

Senator Taylor moved the appointment of William A. Krause as a member of the Iowa Merit Employment Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 4:

Kinley	Kyhl	Nystrom	Schwieger
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President Neu declared the appointment of William A. Krause as a member of the Iowa Merit Employment Commission confirmed for the unexpired portion of the term ending June 30, 1973.

ADOPTION OF SUPPLEMENTAL REPORT OF
PERSONNEL COMMITTEE

Senator Briles called up for consideration the following report and moved its adoption:

SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

MR. PRESIDENT: Your committee on personnel reports the appointment of Thomas M. Fitzgerald of Fort Dodge, as Assistant Law Clerk, effective January 22, 1973.

JAMES E. BRILES, Chairman
W. R. RABEDEAUX

The motion prevailed and the report was adopted.

SENATE FILE DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 82** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

Senate File 75

On motion of Senator Lamborn, **Senate File 75**, a bill for an act relating to the interstate corrections compact, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen offered amendment S—19 filed by the committee on human resources and moved its adoption:

S—19

- 1 Amend **Senate File 75**, page 9, by striking all of
- 2 lines 1 through 12 and inserting in lieu thereof
- 3 the following: "pact shall not be transferred."

(**Senate File 75** pending.)

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 116, by Senator Ramsey, a bill for an act relating to the assignment of tax sale certificates by the county board of supervisors.

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

Senate File 117, by Senator Blouin, a bill for an act relating to the consolidation of counties and county officers.

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

Senate File 118, by committee on judiciary (committee on judiciary and law enforcement), a bill for an act relating to county expenditures for joint law enforcement facilities.

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

Senate File 119, by Senator Potter, a bill for an act relating to restaurant menus.

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

Senate File 120, by Senators Blouin, Kennedy and Tieden (Carr, Clark of Dubuque, Hennessey, McCormick and Norpel), a bill for an act relating to eligibility of residents of certain county homes for old age assistance.

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

Senate File 121, by committee on ways and means (committee on ways and means), a bill for an act relating to the valuation of property.

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

Senate File 122, by Senators Murray and Hansen (Crawford), a bill for an act to establish the Iowa drug abuse authority and define its powers and duties.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 108 Judiciary
- S. F. 110 Commerce
- S. F. 111 Ways and means
- S. F. 112 Ways and means
- S. F. 113 Judiciary
- S. F. 114 Human and industrial relations
- S. F. 115 Judiciary
- H. F. 21 Judiciary

REPORTS OF COMMITTEE

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 25**, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—26

- 1 Amend Senate File 25 as follows:
- 2 1. Page 3, line 12, by striking the words “and
3 other”.
- 4 2. Page 3, line 13, by inserting after the word
5 “services” the words “rendered within or outside of
6 a hospital”.
- 7 3. Page 5, line 4, by striking all after the word
8 “plan” and inserting in lieu thereof the words “, a
9 financial plan which includes a three-year projection
10 of operating results anticipated, and a statement as
11 to the”.
- 12 4. Page 5, line 19, by striking the word “review”.
- 13 5. Page 5, line 20, by inserting after the word
14 “under” the words “section five (5) of”.
- 15 6. Page 5, line 24, by inserting after the word
16 “finds” the word “reasonably”.
- 17 7. Page 10, line 19, by striking the words
18 “copayment feature” and inserting in lieu thereof
19 the words “coinsurance charges”.
- 20 8. Page 10, by adding after line 31 the following
21 subsection:
- 22 “6. The mechanism by which enrollees shall be
23 allowed to participate in matters of policy and
24 operation.”
- 25 9. Page 11, by striking lines 7 through 9

Page 2

- 1 inclusive and inserting in lieu thereof the follow-
2 ing:
- 3 “Enrollees shall be entitled to receive the most
4 recent annual statement of the financial condition
5 of the health maintenance organization in which they
6 are enrolled, which statement shall include a
7 balance sheet and summary of receipts and disburse-
8 ments.”
- 9 10. Page 11, line 24, by inserting after the word
10 “commissioner” the words “within a reasonable period
11 of time from the request for the hearing, which
12 request must be made”.
- 13 11. Page 17, line 34, by adding after the period
14 the sentence “If the certificate of authority of a
15 health maintenance organization is revoked, the
16 commissioner shall report the revocation to the
17 attorney general who shall apply to the district
18 court for the appointment of a receiver to close the
19 affairs of the health maintenance organization.”
- 20 12. Page 18, line 6, by striking all after the
21 period and by striking lines 7, 8, and 9.
- 22 13. Page 20, line 17, by striking the words “the
23 purpose” and inserting in lieu thereof the words
24 “the provisions of section twenty-five (25)”.
- 25 14. Page 20, line 22, by striking the word

Page 3

- 1 "pertinent" and inserting in lieu thereof the words
- 2 "relevant and material".

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce, to which was referred **Senate File 38**, a bill for an act relating to broker trust accounts, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—28

- 1 Amend Senate File 38, page 1, by striking lines 10,
- 2 11, and 12 and inserting in lieu thereof the following:
- 3 *"that a broker acting as a salesman shall either maintain*
- 4 *such a common trust account or, in the alternative, shall*
- 5 *deposit funds in the common trust account of the broker for*
- 6 *whom he acts as a salesman."*

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—27

- 1 Amend Senate File 25, page 21, line 2, by adding after the
- 2 word "Code" the following: "for the first five years
- 3 of the existence of the health maintenance organization, its
- 4 successors or assigns. After the first five years, the
- 5 payments received shall be considered premiums received and
- 6 shall be taxable under the provisions of section four hundred
- 7 thirty-two point one (432.1) of the Code".

LUCAS J. DeKOSTER

S—25

- 1 Amend Senate File 75 as follows:
- 2 1. Page 8, by striking all of lines 32 through 35.
- 3 2. Page 9, by striking all of lines 1 through 12.

EUGENE M. HILL

S—24

- 1 Amend Senate File 113, page 2, line 3, by inserting after the
- 2 comma the following: "or if the child has only one known
- 3 parent,".

LUCAS J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Friday, February 2, 1973.

JOURNAL OF THE SENATE

TWENTY-SIXTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, FEBRUARY 2, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend R. Dean Dixon, pastor of the First Baptist Church, Boone, Iowa.

The Journal of Thursday, February 1, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Hennessey, Manilla, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Shaw for the day on request of Senator Lamborn; Senator Schwengels for the day on request of Senator Lamborn; Senator Hill for the day on request of Senator Van Gilst; Senator Schaben for the day on request of Senator Kennedy.

PETITIONS

The following petitions were presented and placed on file:

By Senator Gallagher, from thirteen residents of Buchanan and Linn Counties, opposing any change in the Iowa abortion law.

By Senator Murray, from thirty-five residents of Story County, favoring a change in the Iowa abortion law.

INTRODUCTION OF BILLS

Senate File 123, by Senators Hansen and Griffin (Freeman and Bittle), a bill for an act relating to the taxation of marine insurance underwriting profits.

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

Senate File 124, by committee on ways and means, a bill for an act relating to sales tax on purchases made by contractors who are retailers.

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

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 75.

Senate File 75

The Senate resumed consideration of Senate File 75, a bill for an act relating to the interstate corrections compact, and amendment S—19 by the committee on human resources:

S—19

- 1 Amend Senate File 75, page 9, by striking all of
- 2 lines 1 through 12 and inserting in lieu thereof
- 3 the following: "pact shall not be transferred."

Senator Andersen moved the adoption of the amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 75) the vote was:

Ayes, 12:

Andersen	Gallagher	Milligan	Plymat
Bergman	Hansen	Murray	Rodgers
Blouin	Heying	Orr	Winkelman

Nays, 29:

Briles	Hultman	Miller of	Robinson
Coleman	Junkins	Marshall	Scott
Curtis	Kelly	Nolin	Shaff
DeKoster	Kennedy	Nystrom	Taylor
Doderer	Lamborn	Palmer	Tieden
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Rabedaux	

Absent or not voting, 9:

Hill	Ramsey	Schaben	Schwieger
Kinley	Riley	Schwengels	Shaw
Kyhl			

The amendment lost.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 75** be **deferred** and that the bill retain its place on the calendar **under unfinished business.**

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on Senate File 82 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 109

On motion of Senator Griffin, Senate File 109, a bill for an act relating to valuing and listing certain property granted exemption from property tax, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 109) the vote was:

Ayes, 33:

Andersen	Griffin	Milligan	Robinson
Bergman	Hansen	Murray	Rodgers
Blouin	Hultman	Nystrom	Shaff
Briles	Junkins	Orr	Taylor
Curtis	Kelly	Palmer	Tieden
DeKoster	Lamborn	Plymat	Van Gilst
Doderer	McCartney	Potter	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Gluba	Marshall		

Nays, 7:

Coleman	Miller of	Nolin	Scott
Gallagher	Des Moines	Priebe	
Kennedy			

Voting present, 1:

Heying

Absent or not voting, 9:

Hill	Ramsey	Schaben	Schwieger
Kinley	Riley	Schwengels	Shaw
Kyhl			

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

Senate File 93

On motion of Senator Miller of Des Moines, Senate File 93, a bill for an act relating to assignment of real estate mortgages by marginal entry, was taken up for consideration.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 93) the vote was:

Ayes, 40:

Andersen	Hansen	Miller of	Rabedeaux
Bergman	Heying	Marshall	Robinson
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Scott
Coleman	Kelly	Nolin	Shaff
Curtis	Kennedy	Nystrom	Taylor
DeKoster	Lamborn	Orr	Tieden
Doderer	McCartney	Palmer	Van Gilst
Glenn	Miller of	Plymat	Willits
Gluba	Des Moines	Potter	Winkelman
Griffin		Priebe	

Nays, none.

Absent or not voting, 10:

Gallagher	Kyhl	Schaben	Schwieger
Hill	Ramsey	Schwengels	Shaw
Kinley	Riley		

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

House File 19

On motion of Senator Glenn, House File 19, a bill for an act providing exceptions to driving on the right side of a roadway, 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. 19) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Rabedeaux
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hultman	Murray	Scott
Coleman	Junkins	Nolin	Shaff
Curtis	Kelly	Orr	Taylor
DeKoster	Kennedy	Palmer	Tieden
Doderer	Lamborn	Plymat	Van Gilst
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Des Moines		

Nays, none.

Absent or not voting, 10:

Hill	Nystrom	Schaben	Schwieger
Kinley	Ramsey	Schwengels	Shaw
Kyhl	Riley		

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

Senate File 9

On motion of Senator Kelly, Senate File 9, a bill for an act relating to the interest rates on judgments and decrees, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly offered amendment S—20 filed by the committee on judiciary and moved its adoption:

S—20

- 1 Amend Senate File 9 by adding the following new section:
- 2 Sec. *NEW SECTION*. The provisions of this Act shall not
apply
- 3 to judgments rendered or decrees entered of record prior to
- 4 the effective date of this Act.

The amendment was adopted.

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

On the question "Shall the bill pass?" (S.F. 9) the vote was:

Ayes, 37:

Andersen	Hansen	Miller of	Rabedeaux
Bergman	Heying	Marshall	Robinson
Briles	Hultman	Milligan	Rodgers
Coleman	Junkins	Murray	Shaff
Curtis	Kelly	Nolin	Taylor
DeKoster	Kennedy	Nystrom	Tieden
Doderer	Lamborn	Orr	Van Gilst
Glenn	McCartney	Plymat	Willits
Gluba	Miller of	Potter	Winkelman
Griffin	Des Moines	Priebe	

Nays, 4:

Blouin	Gallagher	Palmer	Scott
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Absent or not voting, 9:

Hill	Ramsey	Schaben	Schwieger
Kinley	Riley	Schwengels	Shaw
Kyhl			

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

Senate File 17

On motion of Senator Kelly, Senate File 17, a bill for an act relating to a state of the judicial department message, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

On the question "Shall the bill pass?" (S.F. 17) the vote was:

Ayes, 37:

Andersen	Gluba	Miller of	Potter
Bergman	Griffin	Des Moines	Priebe
Blouin	Heying	Miller of	Rabedeaux
Briles	Hultman	Marshall	Robinson
Coleman	Junkins	Milligan	Scott
Curtis	Kelly	Murray	Shaff
DeKoster	Kennedy	Nolin	Taylor
Doderer	Lamborn	Nystrom	Van Gilst
Gallagher	McCartney	Orr	Willits
Glenn		Plymat	Winkelman

Nays, 3:

Hansen	Rodgers	Tieden
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Absent or not voting, 10:

Hill	Palmer	Schaben	Schwieger
Kinley	Ramsey	Schwengels	Shaw
Kyhl	Riley		

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

Senate File 32

On motion of Senator Potter, Senate File 32, a bill for an act relating to the seal used by a notary public, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—21 filed by the committee on judiciary and moved its adoption:

S—21

- 1 Amend Senate File 32, page 2, line 6, by striking the word
- 2 "Christian" and inserting in lieu thereof the following:
- 3 [Christian] *given*".

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?" (S.F. 32) the vote was:

Ayes, 40:

Andersen	Briles	DeKoster	Glenn
Bergman	Coleman	Doderer	Gluba
Blouin	Curtis	Gallagher	Griffin

Hansen	Miller of	Orr	Rodgers
Hultman	Des Moines	Palmer	Scott
Junkins	Miller of	Plymat	Shaff
Kelly	Marshall	Potter	Taylor
Kennedy	Milligan	Priebe	Tieden
Lamborn	Murray	Rabedeaux	Van Gilst
McCartney	Nolin	Robinson	Willits
	Nystrom		Winkelman

Nays, none.

Absent or not voting, 10:

Heying	Kyhl	Schaben	Schwieger
Hill	Ramsey	Schwengels	Shaw
Kinley	Riley		

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

Senate File 66

On motion of Senator Glenn, Senate File 66, a bill for an act relating to furloughs and work release programs for inmates, 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. 66) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Rabedeaux
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hultman	Murray	Scott
Coleman	Junkins	Nolin	Shaff
Curtis	Kelly	Nystrom	Taylor
DeKoster	Kennedy	Orr	Tieden
Doderer	Lamborn	Palmer	Van Gilst
Gallagher	McCartney	Plymat	Willits
Glenn	Miller of	Potter	Winkelman
Gluba	Des Moines	Priebe	

Nays, none.

Absent or not voting, 9:

Hill	Ramsey	Schaben	Schwieger
Kinley	Riley	Schwengels	Shaw
Kyhl			

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

Senate File 92

On motion of Senator Miller of Marshall, Senate File 92, a bill for an act relating to the destruction of original court records,

with report of the committee on judiciary recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S—23 filed by the committee on judiciary and moved its adoption:

S—23

- 1 Amend Senate File 92 as follows:
- 2 Page 1, line 9, by striking the words "[on file ten years
- 3 or more]", and inserting in lieu thereof the words "on file
- 4 [ten] *five* years or more".

The amendment was adopted.

DEFERRED

Senator Coleman asked unanimous consent that further action on Senate File 92 be deferred and that the bill be placed on the calendar under unfinished business.

Objection was raised.

Senator Coleman moved that further action on **Senate File 92** be **deferred** and that the bill be placed on the calendar under **unfinished business**, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 39, a bill for an act to provide copies of the Iowa Code to city assessors without cost.

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

House Joint Resolution 3, proposing an amendment to the constitution of Iowa to provide means for the General Assembly to convene itself into special session between regular sessions.

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

House File 46, a bill for an act relating to snow tires used on designated snow routes.

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

House Concurrent Resolution 13, setting the salaries for the Chief Clerk of the House and Secretary of the Senate.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 13

By Personnel Committee

Whereas, the Code provides that the compensation of the officers and employees of the General Assembly shall be fixed by joint action of the Senate and House; and

Whereas, the Secretary of the Senate and the Chief Clerk of the House of Representatives are full-time employees of the General Assembly, and thereby of the State of Iowa, it is appropriate that their salaries be set on an annual basis;

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That the compensation of the Secretary of the Senate of the Sixty-fifth General Assembly shall be set at the rate of seventeen thousand dollars (\$17,000), annually, for the period from February 1, 1973, to January 6, 1974.

Be It Further Resolved: That the compensation of the Chief Clerk of the House of Representatives of the Sixty-fifth General Assembly shall be set at nineteen thousand dollars (\$19,000), annually, for the period from January 8, 1973 to January 6, 1974.

Be It Further Resolved: That the President of the Senate and the Speaker of the House of Representatives be authorized to appoint a special committee to review in the interim the salary schedule and structure for officers and employees of the General Assembly.

Be It Further Resolved: That the aforescribed special committee be directed to consult with the merit employment department in its review of the salary schedule and structure for officers and employees of the General Assembly.

Be It Further Resolved: That said special committee report back to the General Assembly prior to January 6, 1974.

INTRODUCTION OF BILLS

Senate File 125, by Senators Gluba, Murray, Schwieger, Coleman, Milligan, Kinley, Plymat, Van Gilst, Robinson, Miller of Des Moines, Riley, Palmer, Kennedy, Doderer and Blouin, a bill for an act relating to eligibility for assistance in the aid to dependent children's program.

Read first time and passed on file.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide means for the General Assembly to convene itself into special session between regular sessions.

Read first time and passed on file.

House File 46, a bill for an act relating to snow tires used on designated snow routes.

Read first time and passed on file.

SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

MR. PRESIDENT: Your committee on personnel reports the appointment of Nancy M. Herron of Des Moines, as Majority Law Clerk, effective January 24, 1973.

Also, that Byron Marshall of Indianola is appointed Assistant Sergeant-at-Arms; and Coldren Glenn of Mitchellville is appointed Chief Doorkeeper, both effective February 1, 1973.

**JAMES E. BRILES, Chairman
W. R. RABEDAUX
LUCAS J. DeKOSTER**

**COMMUNICATION FROM THE STATE COMMISSION
ON THE STATUS OF WOMEN**

The report of the Iowa State Commission on the Status of Women has been received and filed in the office of the Secretary of the Senate, in accordance with Section 601.8, Code 1973.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 116 Judiciary
- S. F. 117 County government
- S. F. 119 Agriculture
- S. F. 120 Human resources
- S. F. 122 State government
- S. F. 123 Commerce
- S. F. 125 Human resources
- H. J. R. 3 Judiciary
- H. F. 46 Judiciary

AMENDMENTS FILED

- 1 Amend the temporary rules of the Senate, rule 38, paragraph 2, line
- 2 and inserting in lieu thereof “, except that the chairman of
- 3 the appropriations committee may make the announcement of the
- 4 assignment to a subcommittee by placing a notice in the journal.
- 5 Any bill so assigned by the appropriations committee chairman
- 6 shall be eligible for consideration by the committee upon
- 7 report of the subcommittee but not sooner than three legislative

8 days following the publication of the announcement in the
9 journal.”.

LUCAS J. DeKOSTER

S—29

1 Amend Senate File 111 as follows:
2 Page 7, lines 8 and 9, by striking the words “and
3 all bonds issued under this Act shall be exempt from
4 taxation”.

KENNETH D. SCOTT

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, February 5, 1973.

JOURNAL OF THE SENATE

TWENTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, FEBRUARY 5, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend James Key, pastor of the First Baptist Church, Indianola, Iowa.

The Journal of Friday, February 2, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dennis Walters, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Gallagher for the day on request of Senator Schwieger; Senator Schaben for the day on request of Senator Kennedy.

PETITIONS

The following petitions were presented and placed on file:

By Senator Briles, from twenty-three residents of Union and Taylor Counties, opposing any change in the Iowa abortion law.

By Senator Winkelman, from nineteen members of the Tama County Rural Mail Carriers Association, favoring studded snow tires.

INTRODUCTION OF BILLS

Senate File 126, by committee on schools, a bill for an act relating to the educational program of schools.

Read first time and placed on calendar.

Senate File 127, by Senator Nystrom, a bill for an act relating to the mill levy for certain cemeteries.

Read first time and passed on file.

Senate File 128, by Senators Andersen, Nolin, Rodgers, and Kelly (Hutchins and Doyle), a bill for an act relating to grants from the sewage works construction fund.

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

Senate File 129, by Senators Andersen, Gluba, Van Gilst, Palmer, Coleman, Junkins, Rabedeaux, Riley, Tieden, Priebe, Rodgers, Robinson, Gallagher, Kennedy and Miller of Des Moines, a bill for an act to exempt a portion of annuities received from the United States civil service retirement trust fund from state income tax.

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

Senate File 130, by Senators Priebe and Schwieger, a bill for an act relating to the numbering of motor vehicle registration plates.

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

Senate File 131, by Senators Murray and Ramsey (Bittle, Hill and Oakley), a bill for an relating to the time of payment of inheritance tax.

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 82.

Senate File 82

On motion of Senator Nystrom, Senate File 82, a bill for an act to lower the age of majority, was taken up for consideration.

Senator Hill offered amendment S—18 filed by Senators Hill and Plymat:

S—18

- 1 Amend Senate File 82, page 5, by striking lines 10
- 2 through 14, and by renumbering the remaining sections.

Senator Hill moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—18 be adopted?" (S.F. 82)

Ayes, 18:

Andersen
Bergman
Briles
Coleman
Griffin

Heying
Hill
Hultman
Kelly
McCartney

Miller of
Marshall
Plymat
Rodgers
Shaff

Taylor
Tieden
Van Gilst
Winkelman

Nays, 29:

Blouin	Kennedy	Nystrom	Riley
Curtis	Kinley	Orr	Robinson
DeKoster	Lamborn	Palmer	Schwengels
Doderer	Miller of	Potter	Schwieger
Glenn	Des Moines	Priebe	Scott
Gluba	Milligan	Rabedeaux	Shaw
Hansen	Murray	Ramsey	Willits
Junkins	Nolin		

Absent or not voting, 3:

Gallagher	Kyhl	Schaben
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The amendment lost.

Senator Potter took the chair at 11:35 a.m.

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

On the question "Shall the bill pass?" (S.F. 82) the vote was:

Rule 24 was invoked.

Ayes, 32:

Andersen	Hansen	Miller of	Potter
Bergman	Junkins	Marshall	Priebe
Blouin	Kelly	Milligan	Rabedeaux
Curtis	Kennedy	Murray	Robinson
DeKoster	Kinley	Nolin	Schwengels
Doderer	Lamborn	Nystrom	Schwieger
Glenn	McCartney	Orr	Scott
Gluba	Miller of	Palmer	Willits
Griffin	Des Moines		

Nays, 13:

Coleman	Plymat	Shaff	Tieden
Heying	Ramsey	Shaw	Van Gilst
Hill	Rodgers	Taylor	Winkelman
Hultman			

Absent or not voting, 5:

Briles	Kyhl	Riley	Schaben
Gallagher			

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

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 25** be made a **special order** of business for Thursday, February 8, 1973, at 9:00 a.m.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 108, a bill for an act relating to the destruction of original court records.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 132, by Senator Briles (Wyckoff), a bill for an act relating to the soldiers relief fund.

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

Senate File 133, by Senator Robinson, a bill for an act relating to gross weight that can be carried on the axles of a vehicle involving certain products.

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

Senate File 134, by Senators Curtis, Kelly, Griffin, Shaw, Kennedy, McCartney and Coleman, a bill for an act relating to the regulation of the practice of public accounting; to enlarge the state board of accountancy; to prescribe its powers and duties; and to provide penalties for violations of the provisions of this act.

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

Senate File 135, by committee on state government, a bill for an act relating to equipment of motorcycle riders.

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

Senate File 136, by Senator Hansen, a bill for an act relating to the regulation of controlled substances and collateral measures for control of drug misuse and providing penalties.

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

Senate File 137, by Senators Hansen, Taylor and Hultman (Welden), a bill for an act relating to the adjournment of the general assembly.

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

Senate File 138, by Senators Kelly, Robinson, Tieden, Priebe, Schwieger, Heying, Hansen, Blouin, Kennedy, Nystrom, Coleman, Schaben, Rabedeaux, Willits, Palmer, Hultman, Kinley, Potter, Doderer, Curtis, Orr, Gluba, Miller of Des Moines, Gallagher, Junkins and Riley (Trowbridge, Knoke, Jesse, Doyle, Wells, McElroy, Lipsky, Hargrave, Newhard, Clark of Dubuque and Patchett), a bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.

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

Senate File 139, by Senators Griffin, Rabedeaux, Curtis, Nystrom, Hultman, Murray, Potter, Kinley, Tieden, Kennedy, Robinson, Coleman, Blouin, Heying, Hansen, Gallagher and Junkins, a bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.

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

HOUSE MESSAGE CONSIDERED

House File 108, a bill for an act relating to the destruction of original court records.

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

REFERRED BACK TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **Senate File 95** be referred back to the committee on judiciary.

REPORTS OF SENATE COMMITTEE ON ETHICS

The following reports were received and placed on file:

SENATE CODE OF ETHICS

MR. PRESIDENT: Your Senate committee on ethics begs leave to report that it recommends the Senate code of ethics which appears in the "Rules of Procedure, Iowa—1971-72" be adopted with the following changes:

- 1 Amend the Senate Code of Ethics as follows:
- 2 1. Rule 5 is amended to read as follows:
- 3 5. In order to permit the general assembly to function
- 4 effectively, legislators will, of necessity, be required to
- 5 vote on bills, participate in committee work which will
- 6 affect their employment, and other areas in which they may

7 have a monetary interest. Action on bills and committee work
 8 which specifically deal with a legislator's specific employ-
 9 ment or specific investment, as opposed to a profession, trade,
 10 or business in general, should be avoided. *A legislator with*
 11 *a conflict of interest may participate in floor debate if prior*
 12 *to debate, the legislator indicates his conflict of interest.*
 13 In making a decision relating to his activity on given bills or
 14 committee work which are subject to this code, the following
 15 factors should be considered:

16 a. Whether a substantial threat to his independence of
 17 judgment has been created by the conflict situation.

18 b. The effect of his participation on public confidence
 19 in the integrity of the legislature.

20 c. Whether his participation is likely to have any
 21 significant effect on the disposition of the matter.

22 b. The need for his particular contribution, such as
 23 special knowledge of the subject matter, to the effective
 24 functioning of the legislature.

25 2. Rule 6, by adding the following new unlettered paragraph:

Page 2

1 **NEW UNLETTERED PARAGRAPH.** The secretary of the senate
 shall
 2 inform the ethics committee of the statements which are filed
 3 and shall report to the ethics committee the names of any
 4 senators who appear not to have filed complete statements. The
 5 ethics committee shall require any senator who appears not to
 6 have filed a complete statement to appear before the committee.

ROGER J. SHAFF, Chairman
 LEONARD C. ANDERSEN
 MINNETTE DODERER
 GENE W. GLENN
 WILLIAM N. PLYMAT
 FRANCIS CUDAHY

SENATE RULES GOVERNING LOBBYISTS

MR. PRESIDENT: Your Senate committee on ethics begs leave to report that it recommends the Senate Rules Governing Lobbyists as appear in the "Rules of Procedure, Iowa—1971-72" be adopted with the following change:

1 Amend the Senate Rules Governing Lobbyists as follows:

2 1. Rule 1 is amended by striking the rule and inserting
 3 in lieu thereof the following:

4 1. Each individual lobbying shall, on or before the day
 5 his lobbying activity begins, register with the secretary of
 6 the senate by filing a lobbyist registration statement
 7 listing:

8 a. Name, permanent business address, and any temporary
 9 residential and business addresses in Polk County during the
 10 legislative session.

11 b. Each company, firm, corporation, union, association,
 12 or cause for which he is lobbying.

13 c. The general subjects of legislation in which he is or
 14 may be interested and the numbers of the bills, if known,

15 which he intends to lobby and whether he intends to lobby
 16 for or against the bill, if known, together with the names
 17 of each company, firm, corporation, union, association, or
 18 cause which is involved.

19 d. A detailed description of any agreement, arrangement,
 20 or understanding concerning contingent fees.

21 Any change in or addition to the foregoing information
 22 shall be registered with the secretary of the senate within
 23 ten days after the change or addition is known to the
 24 lobbyist.

25 2. Rule 5 is amended by striking the rule and inserting in

Page 2

1 lieu thereof the following:

2 5. In addition, each lobbyist covered by these rules
 3 shall file each month of the year, by the tenth day of that
 4 month, with the secretary of the senate a report concerning
 5 his lobbying activities during the preceding calendar month.
 6 The monthly report shall require a listing of the totals
 7 of all expenditures made or incurred by the lobbyist, or by
 8 the lobbyist's employer, in the course of influencing
 9 passage, defeat, or modification of legislation during the
 10 period covered by the report. Totals shall be recorded
 11 by financial category: food and refreshment; entertainment,
 12 including the cost of maintaining a hospitality room; pro-
 13 viding travel; telephone; postage; advertising; payments on
 14 behalf of senators for memberships in or contributions to
 15 clubs or organizations; contributions to the political
 16 campaigns of senators and senate candidates, including
 17 committees and organizations established for election
 18 purposes; and other categories. The monthly report also
 19 shall require, if applicable, a listing of the senators and
 20 senate candidates, or their immediate families, upon whom
 21 reported expenditures in excess of twenty-five dollars, as
 22 provided in section 68B.5 of the Code, are made and a
 23 listing of any contributions made to the political campaigns
 24 of senators and senate candidates, including committees and
 25 organizations established for election purposes.

Page 3

1 3. Rule 7 is amended to read as follows:

2 7. The [secretary of the senate] *senate ethics committee*
 3 shall prescribe forms and procedures for compliance with
 4 these rules.

5 4. By adding the following new rule:

6 **NEW RULE.** "Lobbyist" means a person who:

- 7 1. Is paid compensation for encouraging the passage,
 8 defeat, or modification of legislation; or
- 9 2. Attempts to encourage the passage, defeat, or modifica-
 10 tion of legislation on a regular basis; or
- 11 3. Represents on a regular basis an organization which
 12 has as one of its purposes the encouragement of the passage,
 13 defeat, or modification of legislation; or
- 14 4. Is a federal, state, or local government employee
 15 representing the official position of his agency and who
 16 attempts to encourage the passage, defeat, or modification

17 of legislation, other than those employees requested or
18 required to appear before a senate committee.

ROGER J. SHAFF, Chairman
MINNETTE DODERER
LEONARD C. ANDERSEN
WILLIAM N. PLYMAT

MINORITY REPORT

MR. PRESIDENT: I recommend that the committee on ethics report on Senate Rules Governing Lobbyists be amended in accordance with the attached amendment, and when so amended the report be adopted.

1 Amend the ethics committee amendment to the Senate Rules
2 governing Lobbyists page 2, by striking lines 2 through 25,
3 inclusive, and inserting in lieu thereof the following:
4 5. In addition, each lobbyist covered by these rules
5 shall file each month of the year, by the tenth day of that
6 month, with the secretary of the senate a report concerning
7 his lobbying activities during the preceding calendar month.
8 The monthly report shall require a listing of all fees
9 received by the lobbyist and all expenditures made or
10 incurred by the lobbyist, or by the lobbyist's employer, in
11 the course of influencing passage, defeat or modification
12 of legislation during the period covered by the report.
13 Whenever the expenditure is made upon behalf of a senator
14 or member of his family, the listing shall designate the
15 recipient, nature of the expenditure and amount. Otherwise,
16 totals shall be recorded by financial category: food and
17 refreshment; entertainment, including the cost of main-
18 taining a hospitality room; travel; telephone; housing
19 accommodations; postage; advertising; contributions to the
20 political campaigns of senators and senate candidates,
21 including committees and organizations established for
22 election purposes; and others. The monthly report also shall
23 require a listing of any contributions made to the political
24 campaigns of senators and senate candidates, including committees
25 and organizations established for election purposes.

GENE W. GLENN

COMMUNICATION FROM THE STATE BOARD OF TAX REVIEW

The report of the State Board of Tax Review has been received and filed in the office of the Secretary of the Senate, in accordance with Section 421.1(6), Code 1973.

EXPLANATIONS OF VOTE

MR. PRESIDENT: I was absent from the Senate due to illness, when the vote was taken on Senate File 82. If I had been present, I would have voted "nay".

JAMES V. GALLAGHER

MR. PRESIDENT: At the time the final roll call was taken on Senate File 82, I was in the House chamber making arrangements with Representative Robert Kreamer for the further scheduling of hearings on our joint appropriations subcommittee on education. Had I been present in the Senate chamber, I would have voted "Aye" on Senate File 82, which is consistent with my earlier vote against the Hill-Plymat amendment.

TOM RILEY

MR. PRESIDENT: If I had been present in the chamber, I would have voted "Aye" on the following bills: Senate Files 9, 17, 32, 66, 93, 109; House File 19.

BARTON L. SCHWIEGER

AMENDMENTS FILED

S—30

1 Amend Senate File 25, page 20, by striking lines 11 through
2 26 and inserting in lieu thereof the following:
3 "Sec. 31. *NEW SECTION.* COMMUNICATIONS IN PROFES-
SIONAL
4 CONFIDENCE. No officer, director, trustee, partner or
5 employee of a health maintenance organization shall testify
6 as to nor make other public disclosure of any communication
7 made to a provider and deemed privileged under section six
8 hundred twenty-two point ten (622.10) of the Code, and which
9 communication has come into the knowledge or possession of such
10 officer, director, trustee, partner or employee by reason of
11 his employment with said health maintenance organization. To
12 the extent necessary to effectuate the examinations provided in
13 section twenty-five (25) of this Act only, the commissioner
14 or the commission of public health shall have the right to
15 examine medical or hospital records of a person receiving basic
16 health care services under the provisions of this Act but shall
17 not testify as to such confidential communications or make other
18 public disclosure thereof without the express consent of said
19 person or his legal representative, if he be deceased or
20 incompetent. The provisions of section six hundred twenty-two
21 point ten (622.10) of the Code respecting waiver shall apply
22 to this section."

TOM RILEY
GENE W. GLENN

S—32

1 Amend Senate File 121, page 4, by adding after line 14
2 the following:
3 *The words "qualified disinterested witnesses" mean*
4 *persons who are competent by training or occupation to*
5 *give evidence of the market value of the property in*
6 *question, but do not necessarily have to be professional*
7 *appraisers.*

RALPH W. POTTER

1 Amend House Concurrent Resolution 13, page 1, by striking
2 lines 23 through 25 inclusive, and inserting in lieu thereof

3 the following:
 4 "committee be directed to:
 5 a. Develop an employees handbook for employees of the
 6 General Assembly which shall describe in detail each job as
 7 well as the skills, qualifications, education, and training
 8 of persons eligible to hold such jobs;
 9 b. Recommend salaries commensurate with the positions
 10 described in the employees handbook, which salaries shall be
 11 competitive and provide for position increases dependent upon
 12 experience and performance;
 13 c. Create an employees' orientation and training program
 14 which program should be conducted prior to the convening of
 15 the General Assembly;
 16 d. Make any other recommendations designed to improve the
 17 image of legislative employees and provide legislators with
 18 employees willing and capable of performing jobs required for
 19 the smooth functioning of the General Assembly; and
 20 *Be It Further Resolved, That the* aforescribed special
 21 committee shall consist of members of both houses and political
 22 parties represented in the General Assembly and may consist of
 23 legislative employees appointed by the Speaker of the House of
 24 Representatives and the President of the Senate."

MINNETTE DODERER

S—31

1 Amend House File 108 as follows:
 2 Page 1, line 9, by striking the words "[on file ten years
 3 or more]", and inserting in lieu thereof the words "on file
 4 [ten] *five* years or more".

COMMITTEE ON JUDICIARY
 TOM RILEY, Chairman

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Tuesday, February 6, 1973.

JOURNAL OF THE SENATE

THIRTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, FEBRUARY 6, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Royce Wolden, pastor of the Grace Baptist Church, Waverly, Iowa.

The Journal of Monday, February 5, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Rodney Carlson, Ankeny, Iowa.

PRESENTATION OF VISITORS

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

Sixty students from the Clive Elementary School, Des Moines, Iowa, accompanied by Mrs. Fairday and Mrs. Daubenberger.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Rabedeaux, from one hundred six residents of Johnson County.

Senator Gallagher, from five hundred twenty residents of Buchanan and adjoining counties.

Senator Milligan, from thirty-four residents of Polk County.

Senator Heying, from one thousand eighteen residents of Fayette County.

By Senators Gallagher and Hansen, from nine hundred fifty residents of Black Hawk County asking the United States Supreme Court to grant a rehearing on the abortion decision.

By Senator Milligan, from ninety-four Drake University students, Des Moines, favoring liberalization of the Iowa abortion law.

By Senator Milligan, from eighty-three residents of Polk County, favoring liberalization of the Iowa abortion law.

INTRODUCTION OF BILLS

Senate File 140, by Senator Riley, a bill for an act to establish full property rights between husband and wife.

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

Senate File 141, by Senators Blouin, Hill, Gluba, Kinley, Kennedy, Schaben, Coleman, Nolin, Palmer, Van Gilst, Doderer, Willits, Rodgers, Robinson and Miller of Des Moines (Small), a bill for an act relating to the corporation income tax.

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

Senate File 142, by Senator Hill, a bill for an act providing that all deputy sheriffs shall be approved by the board of supervisors.

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

Senate File 143, by Senator Tieden (Wyckoff), a bill for an act relating to open hunting seasons.

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

ADOPTION OF SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

Senator Briles called up for consideration the supplemental report of personnel committee found on page 225 of the Senate Journal and moved its adoption.

The motion prevailed and the report was adopted.

HOUSE CONCURRENT RESOLUTION 13 PENDING

Senator Briles called up for consideration the following resolution:

HOUSE CONCURRENT RESOLUTION 13 By Personnel Committee

Whereas, the Code provides that the compensation of the officers and employees of the General Assembly shall be fixed by joint action of the Senate and House; and

Whereas, the Secretary of the Senate and the Chief Clerk of the House of Representatives are full-time employees of the General Assembly, and thereby of the State of Iowa, it is appropriate that their salaries be set on an annual basis;

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That the compensation of the Secretary of the Senate of the Sixty-fifth General Assembly shall be set at the rate of seventeen thousand dollars (\$17,000), annually, for the period from February 1, 1973, to January 6, 1974.

Be It Further Resolved: That the compensation of the Chief Clerk of the House of Representatives of the Sixty-fifth General Assembly shall be set at nineteen thousand dollars (\$19,000), annually, for the period from January 8, 1973 to January 6, 1974.

Be It Further Resolved: That the President of the Senate and the Speaker of the House of Representatives be authorized to appoint a special committee to review in the interim the salary schedule and structure for officers and employees of the General Assembly.

Be It Further Resolved: That the aforescribed special committee be directed to consult with the merit employment department in its review of the salary schedule and structure for officers and employees of the General Assembly.

Be It Further Resolved: That said special committee report back to the General Assembly prior to January 6, 1974.

The Senate stood at ease until the fall of the gavel.

The Senate resumed consideration of House Concurrent Resolution 13.

Senator Doderer offered the following amendment:

- 1 Amend House Concurrent Resolution 13, page 1, by striking
- 2 lines 23 through 25 inclusive, and inserting in lieu thereof
- 3 the following:
- 4 "committee be directed to:
- 5 a. Develop an employees handbook for employees of the
- 6 General Assembly which shall describe in detail each job as
- 7 well as the skills, qualifications, education, and training
- 8 of persons eligible to hold such jobs;
- 9 b. Recommend salaries commensurate with the positions
- 10 described in the employees handbook, which salaries shall be
- 11 competitive and provide for position increases dependent upon
- 12 experience and performance;
- 13 c. Create an employees' orientation and training program
- 14 which program should be conducted prior to the convening of
- 15 the General Assembly;
- 16 d. Make any other recommendations designed to improve the
- 17 image of legislative employees and provide legislators with
- 18 employees willing and capable of performing jobs required for
- 19 the smooth functioning of the General Assembly; and
- 20 Be It Further Resolved, That the aforescribed special
- 21 committee shall consist of members of both houses and political
- 22 parties represented in the General Assembly and may consist of
- 23 legislative employees appointed by the Speaker of the House of
- 24 Representatives and the President of the Senate."

Senator Doderer moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" H.C.R. 13) the vote was:

Ayes, 26:

Blouin	Hill	Murray	Rodgers
Coleman	Junkins	Nolin	Schaben
Doderer	Kennedy	Orr	Schwengels
Gallagher	Kinley	Palmer	Scott
Glenn	Lamborn	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Heying	Des Moines	Ramsey	

Nays, 21:

Andersen	Hansen	Nystrom	Shaff
Bergman	Hultman	Plymat	Shaw
Briles	McCartney	Rabedeaux	Taylor
Curtis	Miller of	Riley	Tieden
DeKoster	Marshall	Schwieger	Winkelman
Griffin	Milligan		

Absent or not voting, 3:

Kelly	Kyhl	Robinson
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The amendment was adopted.

Senator Kennedy offered the following amendment:

- 1 Amend House Concurrent Resolution 13, page 224 of the Senate Journal
- 2 as follows:
- 3 1. Paragraph 4, line 3, by striking the words, "nineteen thousand
- 4 dollars (\$19,000)" and inserting in lieu thereof the words, "eighteen
- 5 thousand, two hundred fifty dollars (\$18,250)".
- 6 2. Paragraph 5, by inserting after the period the words, "The special
- 7 committee shall consist of five (5) members from each house; three (3)
- 8 members from each house shall be from the majority party and two (2)
- 9 members shall be from the minority party."

Senator Kennedy called for a division of the amendment, section 1 to be considered as division A, and section 2 to be considered as division B.

Senator Kennedy asked and received unanimous consent to withdraw division B of the amendment.

Senator Schaben offered the following amendment to division A of the amendment:

- 1 Amend the Kennedy amendment to House Concurrent Resolution 13,
- 2 lines 4 and 5 by striking "eighteen thousand, two hundred
- 3 fifty dollars (\$18,250)" and inserting in lieu thereof the
- 4 following: "seventeen thousand dollars (\$17,000)".

Senator Schaben moved the adoption of the amendment to division A of the amendment and requested a roll call.

On the question "Shall the amendment to division A of the amendment be adopted?" (H.C.R. 13) the vote was:

Ayes, 23:

Andersen	Gluba	Miller of	Riley
Blouin	Heying	Des Moines	Rodgers
Coleman	Hill	Nolin	Schaben
Doderer	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits

Nays, 25:

Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Schwengels	Winkelman
Hultman	Murray		

Absent or not voting, 2:

Kyhl	Robinson
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The amendment to division A of the amendment lost.

(House Concurrent Resolution 13 pending.)

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 144, by Senators Griffin, Kennedy, Blouin, Miller of Des Moines, Gluba, Shaw and Tieden (Knoke, Monroe, Norpel, Clark of Dubuque and Carr), a bill for an act relating to the hours during which alcoholic beverages and beer may be sold.

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

Senate File 145, by Senators Griffin and Miller of Des Moines (committee on human resources), a bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home and to require the department of social services to submit to the general assembly a proposal for disposition of the home's physical facilities.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 127 Ways and means
- S. F. 128 Appropriations
- S. F. 129 Ways and means
- S. F. 130 State government
- S. F. 131 Judiciary
- S. F. 132 Human resources
- S. F. 133 Commerce
- S. F. 134 Commerce
- S. F. 136 Judiciary
- S. F. 137 Rules

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following Senators to the Capitol Planning Commission in accordance with chapter 18A.1, Code 1973:

Senator Warren Curtis to replace Senator James Potgeter for the unexpired portion of the term ending April 30, 1973;

Senator William Plymat to replace Senator Wilson Davis for the unexpired portion of the term ending April 30, 1975.

EXPLANATION OF VOTE

MR. PRESIDENT: Due to illness of the Legislative Service Bureau's legal advisor on Senate File 82, my amendment could not be drafted in time for filing in the Senate. On advice of the leadership, I deferred my action and voted "nay" on the bill. If the House amends the bill by striking the seventeen (17) year provision and retaining the eighteen (18) year provision before a convicted criminal could be sent to the penitentiary, I will vote "aye" on the bill.

H. L. HEYING

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 34**, a bill for an act relating to supreme court fees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

1 Amend the committee on ethics amendment filed February 5, 1973,
2 found on pages 231 and 232 of the Senate Journal, to the Senate Code
3 of Ethics, Rule 5, by striking lines 3 through 24 inclusive, and
4 inserting in lieu thereof the following:

5 5. In order to permit the general assembly to function
6 effectively, a legislator will sometimes be required to vote
7 on bills and participate in committee work which will affect
8 his employment and other monetary interests. In making a
9 decision relative to his activity on given bills or committee
10 work which are subject to the Code, the following factors
11 shall be considered:

12 a. Whether a substantial threat to his independence of
13 judgment has been created by the conflict situation.

14 b. The effect of his participation on public confidence
15 in the integrity of the legislature.

16 c. Whether his participation is likely to have any
17 significant effect on the disposition of the matter.

18 d. The need for his particular contribution, such as
19 special knowledge of the subject matter, to the effective
20 functioning of the legislature.

21 A legislator with a conflict of interest may participate
22 in floor debate if prior to debate the legislator indicates
23 his conflict of interest.

ELIZABETH SHAW
RALPH McCARTNEY

1 Amend the ethics committee amendment to the Senate
2 Rules Governing Lobbyists as follows:

3 1. Page 2, line 13, by striking the words "payments
4 on".

5 2. Page 2, by striking line 14.

6 3. Page 2, line 15, by striking the words "clubs or
7 organizations;"

8 4. Page 3, line 5, by striking the word "rule" and
9 inserting in lieu thereof the word "rules".

10 5. Page 3, by adding after line 18, the following:

11 "NEW RULE. A lobbyist shall not pay for memberships
12 in or contributions to clubs or organizations on behalf
13 of a senator."

ROGER J. SHAFF

1 Amend the ethics committee amendment to the Senate
2 Rules Governing Lobbyists as follows:

3 1. Page 2, line 15, by striking the words "contribu-
4 tions to the political".

5 2. Page 2, by striking lines 16 and 17.

6 3. Page 2, line 18, by striking the word "purposes;"

ROGER J. SHAFF

1 Amend the ethics committee amendment to the Senate Rules
2 Governing Lobbyists, found on pages 232 to 234 of the Senate

3 Journal, as follows:

4 1. Page 3, by adding after line 18 the following subsections:

5 "4. The term 'lobbyists' shall not include within its
6 definition a political party organized in the state of Iowa
7 representing more than two percent of the total votes cast
8 for its candidate for governor in the last preceding general
9 election or persons employed by said political party.

10 5. The term 'lobbyist' shall not include within its
11 definition newspapers circulated within the state of Iowa
12 or persons employed by newspapers engaged only in the reporting
13 and dissemination of news and editorials."

ROGER J. SHAFF

1 Amend the ethics committee amendment to Senate Rules Govern-
2 ing Lobbyists filed February 5, 1973 and found on pages 232, 233
3 and 234 of the Senate Journal, by adding a new section as follows:

4 *NEW RULE.* Each legislator makes contact with lobbyists
5 during each session. This is generally not considered unethical.
6 However, there may be suspicion of undue pressure. Therefore,
7 each senator shall file each month of the year by the tenth day of
8 that month with the secretary of the senate a report stating the
9 types of items or services in excess of five dollars which he
10 has received during the preceding month from a lobbyist, or the
11 individual, organization, or corporation the lobbyist represents,
12 the date each was received, and the name of the lobbyist, and
13 the individual, organization, or corporation the lobbyist
14 represents. The types of items or services may include, but
15 shall not be limited to: Food and refreshment, entertainment,
16 travel, membership to clubs and organizations, material goods,
17 and contributions to the senator's political campaign. It
18 shall not be necessary to affix a monetary value to each listing.

LUCAS J. DeKOSTER
GEORGE F. MILLIGAN

1 Amend the ethics committee amendment to Senate Rules Govern-
2 ing Lobbyists filed February 5, 1973 and found on pages 232, 233
3 and 234 of the Senate Journal, by adding a new section as follows:

4 *NEW RULE.* Each legislator makes contact with lobbyists
5 during each session. This is generally not considered unethical.
6 However, there may be suspicion of undue pressure. Therefore,
7 each senator may file each month of the year by the tenth day of
8 that month with the secretary of the senate a report stating the
9 types of items or services in excess of five dollars which he
10 has received during the preceding month from a lobbyist, or the
11 individual, organization, or corporation the lobbyist represents,
12 the date each was received, and the name of the lobbyist, and
13 the individual, organization, or corporation the lobbyist
14 represents. The types of items or services may include, but
15 shall not be limited to: Food and refreshment, entertainment,
16 travel, membership to clubs and organizations, material goods,
17 and contributions to the senator's political campaign. It
18 shall not be necessary to affix a monetary value to each listing.

LUCAS J. DeKOSTER
GEORGE F. MILLIGAN

S—33

- 1 Amend Senate File 25 as follows:
- 2 Page 2, lines 30 and 31, by striking the words
- 3 "arrangement by which a person" and inserting in lieu
- 4 thereof the words "organization, corporation, or association
- 5 which".

GENE W. GLENN

S—34

- 1 Amend Senate File 25 as follows:
- 2 Page 11, line 19, by inserting following the word
- 3 "discriminatory." the words:
- 4 "Charges which result in a net annual profit to the
- 5 health maintenance organization of more than seven percent
- 6 per year shall be considered excessive. When excessive
- 7 charges shall have been made, the commissioner shall order
- 8 refunds be made to enrollees."

GENE W. GLENN

S—35

- 1 Amend Senate File 25 as follows:
- 2 Page 12, line 2, by inserting following the word "sheet"
- 3 the words "which shall contain a net profit or net loss
- 4 statement, and".

GENE W. GLENN

S—36

- 1 Amend amendment S—30, by Riley and Glenn, filed on February 5,
- 2 1973, to Senate File 25, page 20, and found on Page 235 of
- 3 the Senate Journal as follows:
- 4 Line 22 by adding after the word "section." the follow-
- 5 ing new paragraph:
- 6 "A health maintenance organization is hereby prohibited
- 7 from releasing the names of its membership list of enrollees,
- 8 whether or not for value or consideration, except to the
- 9 commissioner or commission of public health to the extent
- 10 necessary to effectuate the examination provided in section
- 11 twenty-five of this Act.

TOM RILEY

S—37

- 1 Amend Senate File 25 as follows:
- 2 Page 21, by striking lines 17 through 21,
- 3 inclusive, and inserting in lieu thereof
- 4 the following:
- 5 "3. The providing of or arranging for health care
- 6 services to enrollees by a health maintenance organization
- 7 as authorized by this Act shall not be deemed a violation
- 8 of any provision of Title VIII of the Code to the extent
- 9 that such health care services are rendered to enrollees
- 10 by persons who themselves are not in violation of
- 11 Title VIII."

C. JOSEPH COLEMAN

S—38

- 1 Amend Senate File 25, Page 8, by striking lines 29 through 31
 2 inclusive and inserting in lieu thereof the following:
 3 "3. The furnishing of health care services to en-
 4 rollees through physicians and surgeons, osteopathic
 5 physicians and surgeons, osteopathic physicians, dentists,
 6 optometrists and podiatrists who, either individually or
 7 in groups, are under contract with the health maintenance
 8 organization or through other providers who, either in-
 9 dividually or in groups, are under contract with or employed
 10 by the health maintenance organization."

TOM RILEY
 ELIZABETH SHAW
 E. KEVIN KELLY

- 1 Amend House Concurrent Resolution 13, found on page 224
 2 of the Senate Journal, paragraph 3, lines 3 and 4 by
 3 striking the words, "seventeen thousand dollars (\$17,000)"
 4 and inserting in lieu thereof the words, "nineteen
 5 thousand dollars (\$19,000)".

WILLIAM D. PALMER

- 1 Amend House Concurrent Resolution 13, found on page 224
 2 of the Senate Journal, paragraph 3, lines 3 and 4 by strik-
 3 ing the words, "seventeen thousand dollars (\$17,000)" and
 4 inserting in lieu thereof the words, "eighteen thousand
 5 two hundred fifty dollars (\$18,250)".

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Wednesday, February 7, 1973.

JOURNAL OF THE SENATE

THIRTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, FEBRUARY 7, 1973

The Senate met in regular session, President Neu presiding. Prayer was offered by Dr. Robert L. Caldwell, pastor of the Central Presbyterian Church, Des Moines, Iowa.

The Journal of Tuesday, February 6, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Lee Rosebrook, Ames, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Duane E. Dewel, from Kossuth County, and the Honorable Donald J. Weimer, from Linn County, former members of the Senate who were present in the Senate chamber.

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

Ninety students from the Clive Elementary School, Des Moines, Iowa, accompanied by Mr. Gift, Mrs. Crone and Mrs. Van Thome. Senator Milligan.

Forty-two students from the Clearfield Community School, Clearfield, Iowa, accompanied by Mrs. Mathews. Senator Briles.

Seventy-five students from the Oskaloosa Community Junior High School, Oskaloosa, Iowa, accompanied by Curt Frey and Mrs. Lois Scharff. Senator Van Gilst.

PETITIONS

The following petitions were presented and placed on file:

By the following Senators, opposing any change in the Iowa abortion law:

Senator Miller of Marshall, from one hundred seventy-five residents of Marshall and adjoining counties.

Senator Shaw, from thirty-nine residents of Scott and Cedar Counties.

Senator Tieden, from thirty residents of Clayton County.

Senator Lamborn, from forty-one residents of Clinton County.

INTRODUCTION OF BILL

Senate File 146, by Senator Miller of Des Moines (Monroe), a bill for an act relating to recovery of costs by owners of property taken for construction of levees, ditches, tile or other underground drains.

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

ADOPTION OF HOUSE CONCURRENT RESOLUTION 13

The Senate resumed consideration of **House Concurrent Resolution 13**, fixing the compensation of the Secretary of the Senate and the Chief Clerk of the House, and division A of the amendment offered by Senator Kennedy.

Senator Kennedy asked and received unanimous consent that further action on division A of his amendment be temporarily deferred.

Senator Palmer offered the following amendment and moved its adoption:

- 1 Amend House Concurrent Resolution 13, found on page 224
- 2 of the Senate Journal, paragraph 3, lines 3 and 4 by
- 3 striking the words, "seventeen thousand dollars (\$17,000)"
- 4 and inserting in lieu thereof the words, "nineteen
- 5 thousand dollars (\$19,000)".

Roll call was requested.

On the question "Shall the amendment be adopted?" (H.C.R. 13) the vote was:

Ayes, 17:

Blouin	Hill	Miller of	Priebe
Coleman	Junkins	Des Moines	Rodgers
Doderer	Kennedy	Nolin	Van Gilst
Gluba	Kinley	Orr	Willits
Heying		Palmer	

Nays, 31:

Andersen	Hansen	Nystrom	Schwengels
Bergman	Hultman	Plymat	Schwieger
Briles	Lamborn	Potter	Scott
Curtis	McCartney	Rabedeaux	Shaff
DeKoster	Miller of	Ramsey	Shaw
Gallagher	Marshall	Riley	Taylor
Glenn	Milligan	Robinson	Tieden
Griffin	Murray	Schaben	Winkelman

Absent or not voting, 2:

Kelly Kyhl

The amendment lost.

The Senate resumed consideration of the following division A of the Kennedy amendment:

Division A

1 Amend House Concurrent Resolution 13, page 224 of the Senate
Journal

2 as follows:

3 1. Paragraph 4, line 3, by striking the words, "nineteen thousand
4 dollars (\$19,000)" and inserting in lieu thereof the words, "eighteen
5 thousand, two hundred fifty dollars (\$18,250)".

Senator Kennedy moved the adoption of division A of the amendment and requested a roll call.

On the question "Shall division A of the amendment be adopted?" (H.C.R. 13) the vote was:

Ayes, 19:

Blouin	Gluba	Kinley	Rodgers
Coleman	Heying	Miller of	Schaben
DeKoster	Hill	Des Moines	Scott
Doderer	Junkins	Nolin	Van Gilst
Glenn	Kennedy	Orr	Willits

Nays, 28:

Andersen	Lamborn	Palmer	Schwengels
Bergman	McCartney	Plymat	Schwieger
Briles	Miller of	Potter	Shaff
Curtis	Marshall	Rabedeaux	Shaw
Gallagher	Milligan	Ramsey	Taylor
Griffin	Murray	Riley	Tieden
Hansen	Nystrom	Robinson	Winkelman
Hultman			

Absent or not voting, 3:

Kelly Kyhl Priebe

Division A of the amendment lost.

Senator Willits withdrew the following amendment filed by him on February 6, 1973:

1 Amend House Concurrent Resolution 13, found on page 224
2 of the Senate Journal, paragraph 3, lines 3 and 4 by strik-
3 ing the words, "seventeen thousand dollars (\$17,000)" and
4 inserting in lieu thereof the words, "eighteen thousand
5 two hundred fifty dollars (\$18,250)".

Senator Briles moved the adoption of the resolution as amended.

The Chair called for a division.

The motion prevailed and House Concurrent Resolution 13 as amended was adopted.

ADOPTION OF SENATE CODE OF ETHICS

Senator Shaff called up the Report of the Committee on Ethics relating to the Senate Code of Ethics and the amendment contained therein found on pages 231-232 of the Senate Journal.

Senator Shaw offered the following amendment to the committee amendment filed by Senators Shaw and McCartney and moved its adoption:

- 1 Amend the committee on ethics amendment filed February 5, 1973,
- 2 found on pages 231 and 232 of the Senate Journal, to the Senate Code
- 3 of Ethics, Rule 5, by striking lines 3 through 24 inclusive, and
- 4 inserting in lieu thereof the following:
- 5 5. In order to permit the general assembly to function
- 6 effectively, a legislator will sometimes be required to vote
- 7 on bills and participate in committee work which will affect
- 8 his employment and other monetary interests. In making a
- 9 decision relative to his activity on given bills or committee
- 10 work which are subject to the Code, the following factors
- 11 shall be considered:
- 12 a. Whether a substantial threat to his independence of
- 13 judgment has been created by the conflict situation.
- 14 b. The effect of his participation on public confidence
- 15 in the integrity of the legislature.
- 16 c. Whether his participation is likely to have any
- 17 significant effect on the disposition of the matter.
- 18 d. The need for his particular contribution, such as
- 19 special knowledge of the subject matter, to the effective
- 20 functioning of the legislature.
- 21 A legislator with a conflict of interest may participate
- 22 in floor debate if prior to debate the legislator indicates
- 23 his conflict of interest.

The amendment to the amendment was adopted.

Senator Shaff moved the adoption of the committee report and the amendment contained therein, as amended, which motion prevailed.

On motion of Senator Shaff, the Senate Code of Ethics, which appears in the "Rules of Procedure, Iowa—1971-72," was adopted as amended.

REPORT OF COMMITTEE ON ETHICS RELATING TO SENATE RULES GOVERNING LOBBYISTS PENDING

Senator Shaff called up the Report of the Committee on Ethics relating to Senate Rules Governing Lobbyists and the amend-

ments contained therein found on pages 232-234, inclusive, of the Senate Journal.

Senator Glenn moved that the Minority Report filed February 5, 1973, and found on page 234 of the Senate Journal be substituted for the Report of the Committee on Ethics relating to Senate Rules Governing Lobbyists, and requested a roll call.

On the question "Shall the motion to substitute the minority report for the committee report prevail?" the vote was:

Rule 24 was invoked.

Ayes, 16:

Blouin	Gluba	Nolin	Schaben
Coleman	Hill	Orr	Scott
Gallagher	Kinley	Palmer	Van Gilst
Glenn	Milligan	Robinson	Willits

Nays, 29:

Andersen	Heying	Miller of	Riley
Bergman	Hultman	Des Moines	Rodgers
Briles	Junkins	Murray	Schwengels
Curtis	Kelly	Nystrom	Schwieger
DeKoster	Kennedy	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Griffin	McCartney	Rabedeaux	Winkelman
Hansen		Ramsey	

Absent or not voting, 5:

Kyhl	Miller of	Priebe	Tieden
	Marshall	Taylor	

The motion lost.

Senator Shaff offered the following amendment to the committee amendment and moved its adoption:

- 1 Amend the ethics committee amendment to the Senate
- 2 Rules Governing Lobbyists as follows:
- 3 1. Page 2, line 13, by striking the words "payments
- 4 on".
- 5 2. Page 2, by striking line 14.
- 6 3. Page 2, line 15, by striking the words "clubs or
- 7 organizations;".
- 8 4. Page 3, line 5, by striking the word "rule" and
- 9 inserting in lieu thereof the word "rules".
- 10 5. Page 3, by adding after line 18, the following:
- 11 "NEW RULE. A lobbyist shall not pay for memberships
- 12 in or contributions to clubs or organizations on behalf
- 13 of a senator."

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the committee amendment and moved its adoption:

- 1 Amend the ethics committee amendment to the Senate
 2 Rules Governing Lobbyists as follows:
 3 1. Page 2, line 15, by striking the words "contribu-
 4 tions to the political".
 5 2. Page 2, by striking lines 16 and 17.
 6 3. Page 2, line 18, by striking the word "purposes;".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 11:

Briles	Hultman	McCartney	Schwengels
DeKoster	Kelly	Nystrom	Shaff
Heying	Lamborn	Potter	

Nays, 34:

Andersen	Griffin	Murray	Rodgers
Bergman	Hansen	Nolin	Schaben
Blouin	Hill	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
Curtis	Kennedy	Plymat	Shaw
Doderer	Kinley	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Milligan	Robinson	

Absent or not voting, 5:

Kyhl	Miller of Marshall	Priebe Taylor	Tieden
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The amendment to the amendment lost.

(Ethics Committee Report on Rules Governing Lobbyists pending.)

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 117, a bill for an act relating to the judicial review of the state board of tax review.

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

House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 147, by Senator Doderer (Small), a bill for an act allowing public school buses to be used for certain charitable activities.

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

Senate File 148, by committee on human resources, a bill for an act relating to the cash depreciation fund for Iowa State Industries.

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

Senate File 149, by committee on human resources, a bill for an act clarifying legal settlement of a minor child residing in an institution.

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

Senate File 150, by Senators Doderer, Schwieger, Plymat, Gluba, Riley, Murray and Hansen, a bill for an act relating to the Iowa commission on alcoholism and providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa.

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

Senate File 151, by Senators Blouin, Gluba, Miller of Des Moines, Coleman, Robinson, Kennedy and Kinley (Small), a bill for an act relating to the elimination of state-owned liquor stores; to provide for the wholesale and retail sale of liquor by private licensees; to provide for the taxes thereon and for the sale and distribution of excise tax stamps by the department of revenue; relating to penalties for violations of liquor and beer laws, and to otherwise provide for administrative procedures and practices to carry out the intent of this act.

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

Senate File 152, by Senators Andersen and Gluba, a bill for an act providing that members of boards and commissions be uniformly compensated.

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

Senate File 153, by Senator Palmer, a bill for an act relating to a state fund to provide insurance for damage to public buildings.

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

Senate File 154, by Senator Doderer, a bill for an act relating to state aid to county and district fairs.

Read first time and passed on file.

Senate File 155, by Senator Van Gilst (Anderson and Dunton), a bill for an act relating to a statewide property tax levy.

Read first time and passed on file.

HOUSE MESSAGES CONSIDERED

House File 117, a bill for an act relating to the judicial review of the state board of tax review.

Read first time and passed on file.

House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 138 Ways and means
- S. F. 139 Ways and means
- S. F. 140 Judiciary
- S. F. 141 Ways and means
- S. F. 142 Judiciary
- S. F. 143 State government
- S. F. 144 Judiciary
- S. F. 145 Human resources

AMENDMENTS FILED

- 1 Amend the ethics committee amendment to the Senate Rules
- 2 Governing Lobbyists found on pages 232 through 234 of the
- 3 Senate Journal, by striking lines 19 and 20 of page 1,
- 4 found on page 233 and inserting in lieu thereof the
- 5 following:
- 6 d. His compensation for lobbying; how much he is to be
- 7 paid for expenses; what expenses are to be reimbursed; and
- 8 a full and particular description of any agreement, arrange-
- 9 ment or understanding according to which his compensation

10 or any portion thereof is or will be contingent upon the
 11 success of any attempt to influence legislation. If the
 12 lobbyist is a regular employee performing services for
 13 his employer which include but are not limited to the
 14 influencing of legislation, the lobbyist may elect to
 15 state the entire amount of compensation received from his
 16 employer if he cannot ascertain the portion that applies
 17 to his lobbying activities.

JOHN S. MURRAY

1 Amend the ethics committee amendment to the Senate Rules
 2 Governing Lobbyists, found on pages 232 to 234 of the Senate
 3 Journal, as follows:

4 1. Page 3, by adding after line 18 the following subsections:

5 "5. The term 'lobbyists' shall not include within its
 6 definition a political party organized in the state of Iowa
 7 representing more than two percent of the total votes cast
 8 for governor in the last preceding general election or
 9 persons employed by said political party.

10 6. The term 'lobbyist' shall not include within its
 11 definition newspapers circulated within the state of Iowa
 12 or persons employed by newspapers engaged only in the
 13 reporting and dissemination of news and editorials."

ROGER J. SHAFF

S—41

1 Amend Senate File 24 by striking all after the enact-
 2 ing clause and inserting in lieu thereof the following:

3 Section 1. Section three hundred ninety-three point
 4 three (393.3), Code 1973, is amended by striking the section
 5 and inserting in lieu thereof the following:

6 393.3. LIEN. Sewer rentals provided by this chapter
 7 shall constitute a lien upon the property subject to
 8 rental charges or served by the sewer utility and if de-
 9 linquent more than thirty days as of the first of March,
 10 June, September and December a list of the properties for
 11 which rentals are delinquent shall be filed with the county
 12 auditor within ten days of said dates, and shall be collected
 13 in the same manner as other taxes.

14 Sec. 2. Section three hundred ninety-four point nine
 15 (394.9), Code 1973, is amended by adding a new paragraph
 16 at the end thereof, as follows:

17 *NEW PARAGRAPH.* A list of properties on which such charges
 18 are delinquent over thirty days as of the first of March,
 19 June, September and December shall be filed with the county
 20 auditor within ten days of said dates.

ROGER J. SHAFF

S—39

1 Amend Senate File 25 as follows:

2 1. Page 2, line 2, by inserting after the word
 3 "determines" the words "that adequate health care is
 4 a right of all persons, regardless of race, color,
 5 sex, age, or economic status and".

6 2. Page 2, line 13, by inserting after the word

- 7 "providing" the word "quality".
 8 3. Page 2, line 16, by inserting after the word
 9 "services" the words "and to as broad a cross section
 10 of people as possible, with the maintenance of good
 11 health and the prevention of illness as a primary
 12 goal".
 13 4. Page 9, line 28, by inserting after the word
 14 "but" the words "enrollees shall comprise one-third
 15 of its membership, and".
 16 5. Page 11, line 18, by inserting after the word
 17 "health" the words "or age".

WILLIAM E. GLUBA

S—44

- 1 Amend Senate File 25, page 2, line 20, by striking the period
 2 and inserting in lieu thereof the following:
 3 "and the General Assembly further finds it desirable
 4 to create, solely for health maintenance organizations,
 5 a special exception to existing law which precludes unlicensed
 6 persons from practicing medicine and certain other professions
 7 by means of employing licensed professionals and selling their
 8 services to the public."

TOM RILEY
 ELIZABETH SHAW

S—43

- 1 Amend Senate File 25 as follows:
 2 1. Page 2, strike lines 30 through 35, and page 3, strike
 3 lines 1 and 2, and insert in lieu thereof the following:
 4 "3. 'Health maintenance organization' means any organiza-
 5 tion which:
 6 a. provides either directly or through arrangements with
 7 others, health care services to members enrolled with the
 8 organization on a fixed prepayment basis;
 9 b. provides either directly or through arrangements with
 10 other persons for basic health care services; and,
 11 c. is responsible for the availability, accessibility and
 12 quality of the health care services provided or arranged."
 13 2. Page 5, line 34, by inserting after the word "health" the
 14 following: "and the Iowa comprehensive health planning council".
 15 3. Page 7, line 14, strike the following words: "through insurance
 16 or otherwise,".
 17 4. Page 14, line 31, strike the words "unless licensed as an
 18 insurer,".

COMMITTEE ON HUMAN RESOURCES
 BARTON L. SCHWIEGER, Chairman

S—40

- 1 Amend Senate File 25 as follows:
 2 1. Page 20, line 26, by inserting after the period
 3 the sentence "All applications, annual reports, examina-
 4 tions, and records of proceedings filed or conducted
 5 pursuant to this Act, with the exception of confidential
 6 data or information set forth in this section, shall be
 7 matters of public record."

WILLIAM E. GLUBA

S—45

1 Amend Senate File 25, page 21, line 16, by inserting after
2 the word "professionals" the following:
3 " ; it being further provided, however, that no health
4 maintenance organization shall, in soliciting enrollees or
5 in any advertising, identify by name any physician or surgeon,
6 osteopathic physician or surgeon, dentist, optometrist,
7 podiatrist or professional corporation with whom the health
8 maintenance organization has an agreement to provide health
9 care services".

TOM RILEY

S—46

1 Amend amendment S—30, by Riley and Glenn, filed on February 5,
2 1973, to Senate File 25, page 20, and found on page 235 of the
3 Senate Journal as follows:
4 Line 22 by adding after the word "section." the follow-
5 ing new paragraph:
6 "A health maintenance organization is hereby prohibited
7 from releasing the names of its membership list of enrollees,
8 whether or not for value or consideration, except to the
9 commissioner or commission of public health to the extent
10 necessary to effectuate the provisions of this Act.

TOM RILEY

S—42

1 Amend House File 48, as amended and passed by the House,
2 as follows:
3 1. Page 1, by adding after line 10 the following:
4 Sec. 2. Section three hundred twenty-one point four
5 hundred sixty-three (321.463), unnumbered paragraph seven
6 (7), Code 1973, is amended to read as follows:
7 The weight on any one axle *or group of two or more*
8 *axles* of a vehicle which is transporting livestock may
9 exceed the legal maximum weight given in this chapter
10 providing that the gross weight on any particular
11 group of axles on such vehicle does not exceed the gross
12 weight allowable under this chapter for such group of
13 axles.

CALVIN O. HULTMAN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, February 8, 1973.

JOURNAL OF THE SENATE

THIRTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, FEBRUARY 8, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Claude Smith, Jr., pastor of the Minden United Church of Christ, Minden, Iowa.

The Journal of Tuesday, February 7, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert Huber, Charter Oak, Iowa.

PRESENTATION OF VISITORS

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

Forty students from Western Hills Elementary School, West Des Moines, Iowa, accompanied by Gail Reed. Senator Milligan.

Seven representatives of the Boy Scout Council of Iowa, accompanied by Bob Wilbur.

PETITIONS

The following petitions were presented and placed on file:

By Senator Plymat, from one hundred six residents of Polk County opposing any change in the Iowa abortion law.

By Senator Milligan, from one hundred forty-six residents of northeast Iowa favoring liberalization of the Iowa abortion law.

INTRODUCTION OF BILLS

Senate File 156, by committee on county government (committee on county government), a bill for an act relating to the employment of county relief recipients on government-owned properties, parks, and recreation centers in payment for and as a condition of granting relief.

Read first time and referred to committee on **human resources** (under Rule 37).

Senate File 157, by committee on human resources, a bill for an act relating to the age of consent for venereal disease diagnosis and treatment.

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

Senate File 158, by Senator Andersen, a bill for an act to create a system of intermediate educational service districts for the purpose of performing administrative and supervisory services and with furnishing educational programs to school districts in connection with public elementary, secondary, and special education and to perform governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems.

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

Senate File 159, by Senators Blouin, Coleman and Tieden, a bill for an act relating to civil liability for selling beer or intoxicating liquor to a person while intoxicated or to the point of intoxication.

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

REPORT OF COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Joint Resolution 1; House Files 22, 32 and 37.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Joint Resolution 1; House Files 22, 32 and 37.

SPECIAL ORDER OF BUSINESS

Senate File 25

The hour having arrived, the Chair announced the special order of business for Senate File 25.

On motion of Senator Rabedeaux, Senate File 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Rabedeaux asked and received unanimous consent that the Honorable William H. Huff, Iowa Commissioner of Insurance, the Honorable Arnold M. Reeve, Iowa Commissioner of Public Health, and Jeanne Miller, Legislative Service Bureau Research Analyst, be permitted to remain in the Senate chamber as consultants during consideration of the bill.

Senator Hultman offered amendment S—26 by the committee on commerce and called for a division of the amendment, sections 1 through 12 to be considered as division S—26A, and sections 13 and 14 to be considered as S—26B:

Division S—26A**S—26**

- 1 Amend Senate File 25 as follows:
- 2 1. Page 3, line 12, by striking the words "and
- 3 other".
- 4 2. Page 3, line 13, by inserting after the word
- 5 "services" the words "rendered within or outside of
- 6 a hospital".
- 7 3. Page 5, line 4, by striking all after the word
- 8 "plan" and inserting in lieu thereof the words ", a
- 9 financial plan which includes a three-year projection
- 10 of operating results anticipated, and a statement as
- 11 to the".
- 12 4. Page 5, line 19, by striking the word "review".
- 13 5. Page 5, line 20, by inserting after the word
- 14 "under" the words "section five (5) of".
- 15 6. Page 5, line 24, by inserting after the word
- 16 "finds" the word "reasonably".
- 17 7. Page 10, line 19, by striking the words
- 18 "copayment feature" and inserting in lieu thereof
- 19 the words "coinsurance charges".
- 20 8. Page 10, by adding after line 31 the following
- 21 subsection:
- 22 "6. The mechanism by which enrollees shall be
- 23 allowed to participate in matters of policy and
- 24 operation."
- 25 9. Page 11, by striking lines 7 through 9

Page 2

- 1 inclusive and inserting in lieu thereof the follow-
 2 ing:
 3 "Enrollees shall be entitled to receive the most
 4 recent annual statement of the financial condition
 5 of the health maintenance organization in which they
 6 are enrolled, which statement shall include a
 7 balance sheet and summary of receipts and disburse-
 8 ments."
 9 10. Page 11, line 24, by inserting after the word
 10 "commissioner" the words "within a reasonable period
 11 of time from the request for the hearing, which
 12 request must be made".
 13 11. Page 17, line 34, by adding after the period
 14 the sentence "If the certificate of authority of a
 15 health maintenance organization is revoked, the
 16 commissioner shall report the revocation to the
 17 attorney general who shall apply to the district
 18 court for the appointment of a receiver to close the
 19 affairs of the health maintenance organization."
 20 12. Page 18, line 6, by striking all after the
 21 period and by striking lines 7, 8, and 9.

Division S—26B

- 22 13. Page 20, line 17, by striking the words "the
 23 purpose" and inserting in lieu thereof the words
 24 "the provisions of section twenty-five (25)".
 25 14. Page 20, line 22, by striking the word

Page 3

- 1 "pertinent" and inserting in lieu thereof the words
 2 "relevant and material".

On motion of Senator Hultman, division S—26A of the amend-
 ment was adopted.

Action on division S—26B of the amendment was temporarily
 deferred for consideration of amendment S—30.

Senator Riley offered amendment S—30 filed by Senators Riley
 and Glenn:

S—30

- 1 Amend Senate File 25, page 20, by striking lines 11 through
 2 26 and inserting in lieu thereof the following:
 3 "Sec. 31. *NEW SECTION.* COMMUNICATIONS IN PROFES-
 4 CONFIDENCE. No officer, director, trustee, partner or
 5 employee of a health maintenance organization shall testify
 6 as to nor make other public disclosure of any communication
 7 made to a provider and deemed privileged under section six
 8 hundred twenty-two point ten (622.10) of the Code, and which
 9 communication has come into the knowledge or possession of such
 10 officer, director, trustee, partner or employee by reason of

11 his employment with said health maintenance organization. To
 12 the extent necessary to effectuate the examinations provided in
 13 section twenty-five (25) of this Act only, the commissioner
 14 or the commission of public health shall have the right to
 15 examine medical or hospital records of a person receiving basic
 16 health care services under the provisions of this Act but shall
 17 not testify as to such confidential communications or make other
 18 public disclosure thereof without the express consent of said
 19 person or his legal representative, if he be deceased or
 20 incompetent. The provisions of section six hundred twenty-two
 21 point ten (622.10) of the Code respecting waiver shall apply
 22 to this section."

Senator Riley asked and received unanimous consent to withdraw amendment S—36 to the amendment filed by him on February 6, 1973, and found on page 245 of the Senate Journal.

Senator Riley asked and received unanimous consent to withdraw amendment S—46 to the amendment filed by him on February 7, 1973, and found on page 257 of the Senate Journal.

Senator Riley offered amendment S—48 to the amendment and moved its adoption:

S—48

- 1 Amend amendment S—30, by Riley and Glenn, filed on February 5,
- 2 1973, to Senate File 25, page 20, and found on page 235 of the
- 3 Senate Journal as follows:
- 4 Line 22 by adding after the word "section." the follow-
- 5 ing new paragraph:
- 6 "A health maintenance organization is hereby prohibited
- 7 from releasing the names of its membership list of enrollees,
- 8 whether or not for value or consideration, except to the extent
- 9 necessary to effectuate the provisions of this Act.

The amendment to the amendment was adopted.

On motion of Senator Riley, amendment S—30 as amended was adopted.

Senator Hultman asked and received unanimous consent to withdraw Division S—26B of the commerce committee amendment.

On motion of Senator Potter, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 125, a bill for an act relating to providing standard uniforms for county sheriffs and their deputies.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 160, by Senator Van Gilst, a bill for an act granting credit against the entire amount of the 1972 property tax levied on the homestead of a disabled veteran.

Read first time and passed on file.

Senate File 161, by Senator Shaw, a bill for an act creating distinguished service and achievement award.

Read first time and passed on file.

Senate File 162, by Senator Doderer, a bill for an act relating to campaign expenses, and providing penalties.

Read first time and passed on file.

Senate File 163, by Senator Lamborn, a bill for an act relating to the operation of school buses.

Read first time and passed on file.

Senate File 164, by Senators Junkins and Schwengels (Millen, Brinck and Clark of Lee), a bill for an act authorizing additional sick leave for certain employees injured in line of duty.

Read first time and passed on file.

Senate File 165, by Senators Heying, Scott, Miller of Marshall, Palmer, Gallagher, Rodgers, Schwengels, Taylor, Kinley, Kennedy, Miller of Des Moines and Willits, a bill for an act to exempt the homesteads of persons seventy-five years of age or over from property taxes and providing penalties for violations.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 125, a bill for an act relating to providing standard uniforms for county sheriffs and their deputies.

Read first time and passed on file.

SPECIAL ORDER CONTINUED

Senate File 25

The Senate resumed consideration of Senate File 25.

Senator Schwieger offered amendment S—43 by the committee on human resources and called for a division of the amendment as follows:

Division S—43A**S—43**

- 1 Amend Senate File 25 as follows:
 2 1. Page 2, strike lines 30 through 35, and page 3, strike
 3 lines 1 and 2, and insert in lieu thereof the following:
 4 "3. 'Health maintenance organization' means any organiza-
 5 tion which:
 6 a. provides either directly or through arrangements with
 7 others, health care services to members enrolled with the
 8 organization on a fixed prepayment basis;
 9 b. provides either directly or through arrangements with
 10 other persons for basic health care services; and
 11 c. is responsible for the availability, accessibility and
 12 quality of the health care service provided or arranged."

Division S—43B

- 13 2. Page 5, line 34, by inserting after the word "health" the
 14 following: "and the Iowa comprehensive health planning council".

Division S—43C

- 15 3. Page 7, line 14, strike the following words: "through insurance
 16 or otherwise".

Division S—43D

- 17 4. Page 14, line 31, strike the words " , unless licensed as an
 18 insurer,".

Senator Potter took the chair at 1:40 p.m.

Senator Schwieger moved the adoption of division S—43A of the amendment.

Roll call was requested.

On the question "Shall division S—43A of the amendment be adopted?" (S.F. 25) the vote was:

Rule 24 was invoked.

Ayes, 32:

Andersen	Glenn	Kelly	Nolin
Blouin	Gluba	Kennedy	Orr
Coleman	Hansen	Kinley	Palmer
DeKoster	Heying	Miller of	Plymat
Doderer	Hill	Des Moines	Priebe
Gallagher	Junkins	Murray	Ramsey

Riley
Robinson
Rodgers

Schaben
Schwieger

Scott
Tieden

Van Gilst
Willits

Nays, 17:

Bergman
Briles
Curtis
Griffin
Hultman

Lamborn
McCartney
Miller of
Marshall
Milligan

Nystrom
Potter
Rabedeaux
Schwengels

Shaff
Shaw
Taylor
Winkelman

Absent or not voting, 1:

Kyhl

Division S—43A of the amendment was adopted.

On motion of Senator Schwieger, division S—43B of the amendment was adopted.

On motion of Senator Schwieger, division S—43C of the amendment was adopted.

President Neu took the chair at 2:15 p.m.

Senator Schwieger moved the adoption of division S—43D of the amendment.

Division was called for.

Division S—43D of the amendment lost.

Senator Riley offered amendment S—49 by Senators Riley and Shaw:

S—49

- 1 Amend Senate File 25 as follows: Page 2, line 20, by striking
- 2 the period and inserting in lieu thereof the following:
- 3 “, and the general assembly further finds it desirable
- 4 to make a special exception, limited to health maintenance
- 5 organizations, in order that health maintenance organizations
- 6 may have the option of contracting with or employing providers
- 7 of health care services notwithstanding the provisions of
- 8 Title VIII and section one hundred thirty-five B point twenty-
- 9 six (135B.26) of the Code which, together with Iowa court
- 10 decisions, establish the common law rule that a corporation
- 11 cannot obtain or possess a license to practice a learned
- 12 profession and that a licensed practitioner of such a pro-
- 13 fession cannot lawfully practice his profession as an employee
- 14 of an unlicensed person or corporation.”

Senator Doderer offered amendment S—57 to the amendment and moved its adoption:

S—57

- 1 Amend amendment S—49 to page 2 of Senate File 25,
- 2 by inserting a period after the word “Code” in line 9
- 3 and striking the remainder of the amendment.

Roll call was requested.

On the question "Shall amendment S—57 to the amendment be adopted?" (S.F. 25) the vote was:

Rule 24 was invoked.

Ayes, 21:

Andersen	Glenn	Kinley	Palmer
Blouin	Gluba	Miller of	Priebe
Coleman	Heying	Des Moines	Schaben
Curtis	Hill	Nolin	Scott
Doderer	Junkins	Orr	Willits
Gallagher	Kennedy		

Nays, 28:

Bergman	McCartney	Potter	Schwieger
Briles	Miller of	Rabedeaux	Shaff
DeKoster	Marshall	Ramsey	Shaw
Griffin	Milligan	Riley	Taylor
Hansen	Murray	Robinson	Tieden
Hultman	Nystrom	Rodgers	Van Gilst
Kelly	Plymat	Schwengels	Winkelman
Lamborn			

Absent or not voting, 1:

Kyhl

The amendment to the amendment lost.

Senator Glenn raised the point of order that amendment S—49 was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Riley moved the adoption of the amendment.

Roll call was requested.

On the question "Shall amendment S—49 be adopted?" (S.F. 25) the vote was:

Rule 24 was invoked.

Ayes, 28:

Andersen	Hultman	Murray	Scott
Bergman	Kelly	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Ramsey	Taylor
DeKoster	Miller of	Riley	Tieden
Griffin	Marshall	Schwengels	Van Gilst
Hansen	Milligan	Schwieger	Winkelman
Heying			

Nays, 21:

Blouin	Doderer	Glenn	Hill
Coleman	Gallagher	Gluba	Junkins

Kennedy	Nolin	Priebe	Rodgers
Kinley	Orr	Rabedeaux	Schaben
Miller of Des Moines	Palmer Potter	Robinson	Willits

Absent or not voting, 1:

Kyhl

The amendment was adopted.

Senator Riley asked and received unanimous consent to withdraw amendment S—38 filed by Senators Riley, Shaw and Kelly on February 6, 1973, and found on page 246 of the Senate Journal.

Senator Riley asked and received unanimous consent to withdraw amendment S—44 filed by Senators Riley and Shaw on February 7, 1973, and found on page 256 of the Senate Journal.

Senator Gluba offered amendment S—39 filed by him and called for a division of the amendment as follows:

Division S—39A

S—39

- 1 Amend Senate File 25 as follows:
- 2 1. Page 2, line 2, by inserting after the word
- 3 "determines" the words "that adequate health care is
- 4 a right of all persons, regardless of race, color,
- 5 sex, age, or economic status and".

Division S—39B

- 6 2. Page 2, line 13, by inserting after the word
- 7 "providing" the word "quality".

Division S—39C

- 8 3. Page 2, line 16, by inserting after the word
- 9 "services" the words ", and to as broad a cross section
- 10 of people as possible, with the maintenance of good
- 11 health and the prevention of illness as a primary
- 12 goal".

Division S—39D

- 13 4. Page 9, line 28, by inserting after the word
- 14 "but" the words "enrollees shall comprise one-third
- 15 of its membership, and".

Division S—39E

- 16 5. Page 11, line 18, by inserting after the word
- 17 "health" the words "or age".

Action on Division S—39A was temporarily deferred for consideration of amendment S—47.

Senator Gluba offered amendment S—47 and moved its adoption:

S—47 -

- 1 Amend Senate File 25 as follows:
- 2 Page 2, line 1, by inserting after the word "assembly"
- 3 the words "recognizes that adequate health care is a right
- 4 of all, regardless of race, color, sex, age, or economic
- 5 status and therefore".

Roll call was requested.

On the question "Shall amendment S—47 be adopted?" (S.F. 25) the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Junkins	Nolin	Rodgers
Coleman	Kennedy	Orr	Schaben
Doderer	Kinley	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Milligan	Robinson	

Nays, 25:

Andersen	Heying	Nystrom	Schwieger
Bergman	Hill	Plymat	Shaff
Briles	Hultman	Potter	Shaw
Curtis	Lamborn	Rabedeaux	Taylor
DeKoster	McCartney	Ramsey	Tieden
Griffin	Miller of	Schwengels	Winkelman
Hansen	Marshall		

Absent or not voting, 3:

Kelly	Kyhl	Murray
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The amendment lost.

Senator Gluba asked and received unanimous consent to withdraw Division S—39A of the amendment previously deferred.

On motion of Senator Gluba, division S—39B of the amendment was adopted.

Senator Gluba moved the adoption of division S—39C of the amendment and called for a division.

Division S—39C of the amendment lost.

Action on division S—39D of the amendment was temporarily deferred for the consideration of amendment S—50.

Senator Gluba offered amendment S—50:

S—50

- 1 Amend Senate File 25 as follows:
- 2 1. Page 9, by striking from line 28 the words "it shall
- 3 establish a mechanism".
- 4 2. Page 9, by striking lines 29 and 30 and inserting in

5 lieu thereof the words "the governing body shall consist of
6 at least one-third enrollees who are not related to any profes-
7 sional person involved in health care delivery in the first
8 degree and who have no other direct or official relationship
9 to any profession involved in health care delivery."

Senator Gluba asked and received unanimous consent to withdraw amendment S—50.

Senator Gluba asked and received unanimous consent to withdraw division S—39D of the amendment.

Senator Gluba asked and received unanimous consent to withdraw division S—39E of the amendment.

Senator Doderer offered amendment S—59 and moved its adoption:

S—59

1 Amend Senate File 25, page 2, by adding the following
2 new paragraph after line 20:
3 "This section shall be printed in the Acts of the
4 Sixty-fifth General Assembly but shall not be printed
5 as part of the Code of Iowa."

Division was called for.

The amendment was adopted.

Senator Glenn withdrew amendment S—33 filed by him on February 6, 1973, and found on page 245 of the Senate Journal.

Senator Doderer offered amendment S—53 and moved its adoption:

S—53

1 Amend Senate File 25, page 6, line 9, by striking the words
2 "and outcomes".

The amendment lost.

Senator Glenn offered amendment S—34 filed by him:

S—34

1 Amend Senate File 25 as follows:
2 Page 11, line 19, by inserting following the word
3 "discriminatory." the words:
4 "Charges which result in a net annual profit to the
5 health maintenance organization of more than seven percent
6 per year shall be considered excessive. When excessive
7 charges shall have been made, the commissioner shall order
8 refunds be made to enrollees."

Senator Palmer offered amendment S—60 to the amendment and moved its adoption:

S—60

- 1 Amend the Glenn amendment to Senate File 25, S—34, page 11, by adding after
- 2 the word "cent" in line 5 the words "on its common equity"

The amendment to the amendment lost.

Senator Glenn moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—34 be adopted?" (S.F. 25) the vote was:

Ayes, 10:

Blouin	Gallagher	Kennedy	Nolin
Coleman	Glenn	Kinley	Orr
Doderer	Gluba		

Nays, 37:

Andersen	Lamborn	Plymat	Schwieger
Bergman	McCartney	Potter	Scott
Curtis	Miller of	Priebe	Shaff
DeKoster	Des Moines	Rabedeaux	Shaw
Griffin	Miller of	Ramsey	Taylor
Hansen	Marshall	Riley	Tieden
Heying	Milligan	Robinson	Van Gilst
Hill	Murray	Rodgers	Willits
Hultman	Nystrom	Schaben	Winkelman
Junkins	Palmer	Schwengels	

Absent or not voting, 3:

Briles	Kelly	Kyhl
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The amendment lost.

Senator Doderer withdrew the following amendment S—52:

S—52

- 1 Amend Senate File 25, page 11, line 19, by striking the
- 2 word "unfairly".

Senator Glenn offered amendment S—35 filed by him and moved its adoption:

S—35

- 1 Amend Senate File 25 as follows:
- 2 Page 12, line 2, by inserting following the word "sheet"
- 3 the words "which shall contain a net profit or net loss
- 4 statement, and".

The amendment was adopted.

Senator Gluba asked and received unanimous consent to withdraw S—40 filed by him on February 7, 1973, and found on page 256 of the Senate Journal.

Senator DeKoster offered amendment S—27 filed by him and moved its adoption:

S—27

1 Amend Senate File 25, page 21, line 2, by adding after the
2 word "Code" the following: "for the first five years
3 of the existence of the health maintenance organization, its
4 successors or assigns. After the first five years, the
5 payments received shall be considered premiums received and
6 shall be taxable under the provisions of section four hundred
7 thirty-two point one (432.1) of the Code".

The amendment was adopted.

Senator Schwieger asked and received unanimous consent to withdraw amendment S—55:

S—55

1 Amend Senate File 25 as follows:
2 1. Page 21, by adding after line 2 the following new
3 section:
4 "Sec. *NEW SECTION.* County and city hospitals may
5 lease or sell their property for hospital purposes to any
6 person for use as physicians' offices and medical clinics."
7 2. By renumbering the remaining sections in accordance
8 with this amendment.

Senator Riley offered amendment S—45 filed by him:

S—45

1 Amend Senate File 25, page 21, line 16, by inserting after
2 the word "professionals" the following:
3 "; it being further provided, however, that no health
4 maintenance organization shall, in soliciting enrollees or
5 in any advertising, identify by name any physician or surgeon,
6 osteopathic physician or surgeon, dentist, optometrist,
7 podiatrist or professional corporation with whom the health
8 maintenance organization has an agreement to provide health
9 care services".

Senator Schaben offered amendment S—62 to the amendment and moved its adoption:

S—62

1 Amend S—45 to page 21 of Senate File 25, filed by Riley on
2 February 7, 1973, line 7, by striking the words "or professional
3 corporation".

The amendment to the amendment was adopted.

Senator Miller of Des Moines offered amendment S—54 and moved its adoption:

S—54

1 Amend S—45, by Riley, filed February 7,
2 1973, to Senate File 25, page 21, and found on page 257
3 of the Senate Journal as follows:
4 Line 7, by inserting after the word "podiatrist" the
5 word " , chiropractor".

The amendment to the amendment was adopted.

On motion of Senator Riley, amendment S—45 was adopted as amended.

Senator Coleman withdrew amendment S—37 filed by him on February 6, 1973, and found on page 245 of the Senate Journal.

Senator Griffin withdrew amendment S—22 filed by him on January 31, 1973, and found on pages 204-205 of the Senate Journal.

Senator Riley moved to reconsider the vote by which amendment S—49 was adopted by the Senate.

Senator Riley withdrew the motion.

Senator Riley asked and received unanimous consent to withdraw amendment S—61:

S—61

- 1 Amend S—49 to page 2 of Senate File 25 by Riley and Shaw filed
- 2 February 8, 1973, by striking all after the word "profession"
- 3 in line 12 and all of lines 13 and 14 and inserting in lieu
- 4 thereof the following: "and that an unlicensed person or
- 5 corporation cannot engage in the practice of a learned pro-
- 6 fession either personally or through their employees who may
- 7 be licensed to do."

Senator Riley asked and received unanimous consent to withdraw amendment S—63:

S—63

- 1 Amend S—49 to page 2 of Senate File 25 by Riley and Shaw filed
- 2 February 8, 1973, by striking all after the word "profession"
- 3 in line 12 and all of lines 13 and 14 and inserting in lieu
- 4 thereof the following: "and that an unlicensed person or
- 5 corporation cannot engage in the practice of a learned pro-
- 6 fession either personally or through their employees who may
- 7 be licensed to do so."

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

On the question "Shall the bill pass?" (S.F. 25) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, 2:

Nolin Rodgers

Absent or not voting, 1:

Kyhl

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

Senator Rabedeaux moved that the vote by which Senate File 25 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. 25) the vote was:

Ayes, 27:

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

Nays, 21:

Blouin	Heying	Miller of	Priebe
Coleman	Hill	Des Moines	Rodgers
Doderer	Junkins	Nolin	Schaben
Gallagher	Kennedy	Orr	Scott
Glenn	Kinley	Palmer	Van Gilst
Gluba			Willits

Absent or not voting, 2:

Kyhl Robinson

The motion prevailed and the motion to reconsider was laid on the table.

RETURN OF HOUSE CONCURRENT RESOLUTION 13 REQUESTED

Senator Lamborn moved that the House of Representatives be requested to return to the Senate **House Concurrent Resolution 13**, 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 33, a bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court.

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

House File 34, a bill for an act relating to supreme court fees.

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

House File 109, a bill for an act relating to the establishment of a rest area and rest area building.

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

House Concurrent Resolution 14, permanent joint rules of the Sixty-fifth General Assembly.

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

House Concurrent Resolution 15, providing that a joint convention be held on Monday, February 12, 1973 at 11:00 a.m., and that Senator McCartney be invited to address the convention in observance of Lincoln's birthday.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 14

By Committee on Rules

Be It Resolved by the House, the Senate Concurring, That the following be adopted as the permanent joint rules of the Sixty-fifth General Assembly:

JOINT RULES OF THE SENATE AND HOUSE (Sixty-fifth General Assembly)

Rule 1

Suspension of Joint Rules

The joint rules of the general assembly may be suspended by concurrent resolution, duly adopted by a constitutional majority of the Senate and the House.

Rule 2

Designation of Sessions

Each regular session of a general assembly shall be designated by the year in which such regular session commences.

Rule 3

Sessions of a General Assembly

The organization and standing committees in each house of the general assembly and action taken by each house shall carry over from the first to the second regular session of the same general assembly. The status of each bill and resolution shall be the same at the beginning of the second regular session as it was immediately before adjournment of the first regular session, except that the rules of either house may provide for re-referral of some or all bills and resolutions to standing committees upon

adjournment of the first session or at the beginning of the second regular session.

Rule 4

Presentation of Messages

All messages between the two houses shall be sent by the secretary of the senate or the chief clerk of the house of representatives, shall be announced by the reading clerk and shall be communicated to the chair.

Rule 5

Printing and Form of Bills and Other Documents

Bills and joint resolutions shall be introduced, numbered, prepared, and printed as provided by law, or in the absence of such law, in a manner determined by the secretary of the senate and the chief clerk of the house of representatives.

All bills and joint resolutions introduced shall be in a form and number approved by the secretary of the senate and chief clerk of the house.

Before introduction all bills must be reviewed by the law clerk of that house.

Rule 6

Companion Bills

When identical bills are introduced in each house, they shall be called companion bills. Each house shall designate the sponsor in the usual way followed in parentheses by the sponsor of the companion bill in the other house. The house where the bill is first introduced shall print the complete text. The printed companion bill shall contain the title, enacting clause, and a statement that the bill is a companion bill. However, if the bill is not more than four pages in length, the complete text shall be printed in both houses.

Rule 7

Reprinting of Bills

Whenever any bill has been substantially amended by either house, the secretary of the senate or the chief clerk shall order the bill reprinted on paper of a different color. All adopted amendments shall be distinguishable.

The secretary of the senate or the chief clerk may order the printing of a reasonable number of additional copies of any bill, resolution, amendment, or journal.

Rule 8

Daily Clip Sheet

The secretary of the senate and the chief clerk shall prepare a daily clip sheet covering all amendments filed.

Rule 9

Reintroduction of Bills and Other Measures

When a bill or resolution which has passed one house is rejected in the other, it shall not be again introduced during the general assembly.

Rule 10

Certification of Bills and Other Enrollments

When any bill or resolution which has passed one house is rejected or adopted in the other, notice of such action and the date thereof shall be given to the house of origin in writing signed by the secretary or the chief clerk.

Rule 11

Amendments by Other House

- I. When a bill which originated in one house is amended in the other house, the house originating the bill may amend the amendment, concur in full in the amendment, or refuse to concur in full in the amendment. Precedence of motions shall be in that order.
 - A. If the house originating the bill concurs in the amendment, the bill shall then be read for the last time as amended, and placed upon its final passage.
 - B. If the house originating the bill refuses to concur in the amendment, the bill shall be returned to the amending house which shall either:
 1. Recede, after which the bill shall be read for the last time and placed upon its final passage; or
 2. Insist, which will send the bill to a conference committee.
 - C. If the house originating the bill amends the amendment, that house shall concur in the amendment as amended and the bill shall be read for the last time as amended, shall be placed on final passage, and shall be returned to the other house. The other house cannot further amend the bill.
 1. If the amending house which gave second consideration to the bill concurs in the amendment to the amendment, the bill shall then be read for the last time as finally amended, and placed upon its final passage.
 2. If the amending house refuses to concur in the amendment to the amendment, the bill shall be returned to the house originating the bill which shall either:
 - a. Recede, after which the bill shall be read for the last time as amended and placed upon its final passage; or
 - b. Insist, which will send the bill to a conference committee.
- II. A motion to recede has precedence over a motion to insist. Failure to recede means to insist; and failure to insist means to recede.
- III. A motion to lay on the table or to indefinitely postpone shall be out of order with respect to motions to recede from or insist upon and to amendments to bills which have passed both houses.
- IV. A motion to concur, refuse to concur, recede, insist, or adopt a conference committee report is in order even though the subject matter has previously been acted upon.

Rule 12

Conference Committees

1. Within one legislative day after either house insists upon an amendment to a bill, the presiding officer of each house shall appoint five members to a conference committee. The papers shall remain with the house that originated the bill.
2. The conference committee shall meet before the end of the next

legislative day after their appointment, shall select a chairman and shall discuss the controversy.

3. The authority of the committee shall cover free conference during which the committee has authority to propose any amendments within the scope of the title of the bill.

4. An agreement on recommendations must be approved by at least three members from each house. The committee shall submit two originals of the report signed by at least three members of each house with one signed original and three copies to be submitted to each house. The report shall first be acted upon in the house originating the bill. Such action, including all papers, shall be immediately referred by the secretary of the senate or the chief clerk of the house of representatives to the other house.

5. The report of agreement is debatable, but cannot be amended. If the report contains recommended amendments to the bill, adoption of the report shall automatically adopt all amendments contained therein. After the report is adopted, there shall be no more debate, and the bill shall immediately be placed upon its final passage.

6. Refusal of either house to adopt the conference committee report has the same effect as if the committee had disagreed.

7. If the conference committee fails to reach agreement, a report of such failure signed by at least three members of each house shall be given promptly to each house. The bill shall be returned to the house that originated the bill and the members of the committee shall be immediately discharged and a new conference committee appointed by the presiding officers from members who have not previously served on a conference committee on the bill under consideration.

Rule 13

Enrollment and Authentication of Bills

When a bill has passed both houses, it shall be enrolled and its house of origin shall be certified by the endorsement of the secretary or the chief clerk.

When bills are enrolled, they shall be examined by a joint standing committee of two from each house who shall compare the enrollment with the engrossed bills, correct any errors, and report immediately to their respective houses.

After enrollment, each bill shall be signed by the president and by the speaker.

Rule 14

Concerning Other Enrollments

All resolutions and other matters which are to be presented to the governor for his approval shall be enrolled, examined, signed, and presented in the same manner as bills.

Rule 15

Transmission of Bills to the Governor

After a bill has been signed in each house, it shall be presented to the governor by the secretary or the chief clerk of the house of origin. The secretary or the chief clerk shall report the date of presentation, which shall be entered upon the journal of the house of origin.

Rule 16
Fiscal Notes

A fiscal note shall be attached to any bill or joint resolution which might have an annual effect or a combined total effect within five years after enactment of fifty thousand dollars or more on the revenues, expenditures or fiscal liability of the state or its subdivisions. This rule does not apply to appropriation measures where the total effect is stated in dollar amounts.

The preliminary determination of whether the bill appears to require a fiscal note shall be made by the legislative service bureau which shall indicate that a bill requires a fiscal note by stamping "FISCAL NOTE REQUIRED" prominently on the bill jacket. Upon completion of the bill draft, the legislative service bureau shall immediately send a copy to the legislative fiscal director for his review.

The fiscal note shall be printed on the bill before introduction if practicable; and in any event attached to the bill before the bill is reported out by a committee.

The legislative fiscal director shall prepare the fiscal note within a reasonable time after receiving the request. A copy of the fiscal note shall be filed by the legislative fiscal director with the secretary of the senate and the chief clerk of the house. The legislative fiscal director may request the cooperation of the state comptroller or any state department or agency. If a fiscal note is prepared by the comptroller or any state department or agency at the request of the fiscal director, that fact shall be stated in the note.

Each fiscal note shall state in dollars the estimated effect of the bill on the revenues, expenditures, and fiscal liability of the state during each of the first five years after enactment. Sources of funds for expenditures under the bill shall be stated, including federal funds. If the fiscal director cannot make an accurate estimate, he shall state his best available estimate or shall state that no dollar estimate can be made and state concisely the reason.

The fiscal note shall be attached or printed in the bill following the explanation or shall be printed in the daily clip sheet.

A revised fiscal note may be requested by a committee chairman or a sponsor of the bill if the fiscal effect of the bill has been changed by adoption of an amendment. However, a request for a revised fiscal note shall not delay action on a bill unless so ordered by the presiding officer of the house in which the bill is under consideration.

If a date for adjournment has been set, then a constitutional majority of the house in which the bill is under consideration may waive the fiscal note requirement during the three days prior to the date set for adjournment.

HOUSE CONCURRENT RESOLUTION 15

By Holden

Be It Resolved by the House, the Senate Concurring, That a joint convention of the two houses of the Sixty-fifth General Assembly be held in the House chamber on Monday, February 12, 1973, at 11:00 a.m.

Be It Further Resolved, That Senator Ralph F. McCartney, a student on the life and works of Abraham Lincoln, be invited to deliver an address in observance of Lincoln's birthday.

HOUSE MESSAGES CONSIDERED

House File 33, a bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court.

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

House File 34, a bill for an act relating to supreme court fees.

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

House File 109, a bill for an act relating to the establishment of a rest area and rest area building.

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

SENATE CONCURRENT RESOLUTION 19

By Schaben

Whereas, during each session of the Iowa General Assembly bills are submitted that have as their purpose the removal of the state monopoly over the alcoholic beverage industry; and

Whereas, because of inadequate time during a legislative session to thoroughly research such bills in order to determine the exact effect upon state revenues and the enforcement of alcoholic beverage laws, such bills are not seriously considered; and

Whereas, it appears that the necessary research and hearings required, and the time involved in developing a bill designed to remove the state from being in the alcoholic beverage business, can only be carried out during the interim period between sessions of the General Assembly; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council is urged to create a study committee consisting of members of both parties and Houses of the General Assembly for the purpose of considering legislation which has as its purpose the placing of the alcoholic beverage business in the hands of free enterprise and removing the state monopoly of the alcoholic beverage business; and

Be It Further Resolved, That the study committee specifically determine the economic effects upon the State of Iowa, as well as enforcement of alcoholic beverage law problems that may result, and any other problems which may be present in removing the state from the alcoholic beverage business, and the study committee shall make a report of its findings to the legislative council and the session of the General Assembly meeting in the year 1974.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House Concurrent Resolution 13 was adopted by the Senate on February 7, 1973.

CLIFTON C. LAMBORN

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: Irving D. Long, Delaware County; James B. Turner (Senator-elect), Appanoose County.

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 146 Judiciary
- S. F. 147 Human resources
- S. F. 150 State government
- S. F. 151 State government
- S. F. 152 State government
- S. F. 153 State government
- S. F. 154 Ways and means
- S. F. 155 Ways and means
- H. F. 117 Ways and means
- H. F. 122 Ways and means

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate due to a death in my family when the vote was taken on Senate File 82, a bill for an act to lower the Age of Majority. If I had been present, I would have voted "Aye".

JAMES F. SCHABEN

AMENDMENTS FILED

- 1 Amend the Temporary Rules of the Senate, Rule 37, paragraph 1,
- 2 line 12, by striking the "period" and inserting in lieu
- 3 thereof: ", and all bills pertaining to the levy, assessment
- 4 or collection of taxes shall be referred to the committee on
- 5 ways and means."

ROGER J. SHAFF

S—58

- 1 Amend Senate File 135 by adding the following new sec-
- 2 tion:
- 3 Sec. Section three hundred twenty-one point three
- 4 hundred eighty-four (321.384), Code 1973, is amended by
- 5 adding the following new paragraph:
- 6 *NEW PARAGRAPH.* In addition, every motorcycle upon a

7 highway within the state shall at all times display lighted
8 head lamps.

EARL M. WILLITS

S—56

1 Amend Senate File 150 as follows:
2 1. Page 12, line 19, by adding after the word "safety."
3 the following: "Such person once held in protective custody
4 shall not be released until there is less than five hundredths
5 of one percentum by weight of alcohol in his blood."

WILLIAM N. PLYMAT

S—51

1 Amend Senate File 152 as follows:
2 Page 22, by striking lines 12 through 21, inclusive,
3 and inserting in lieu thereof the following:
4 474.8 OFFICE—TIME EMPLOYED—EXPENSE. The commission
5 shall have an office at the seat of government and each
6 member shall devote his whole time to the duties of
7 the office, and the members and secretary and other
8 employees shall receive their actual necessary traveling
9 expenses while in the discharge of their official duties
10 away from the general offices. *The rate of salary for*
11 *each member of the commission shall be set by the*
12 *General Assembly.*

LEONARD C. ANDERSEN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, February 9, 1973.

JOURNAL OF THE SENATE

THIRTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, FEBRUARY 9, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Rolland Christianson, pastor of the St. Stephens Lutheran Church, Urbandale, Iowa.

The Journal of Thursday, February 8, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James Dolan, West Des Moines, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable John P. Kibbie, former member of the Senate from Palo Alto County who was present in the Senate chamber.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from forty-two residents of Fayette and Winneshiek Counties opposing the establishment of an Iowa Natural and Scenic Rivers system.

By the following Senators, opposing liberalization of the Iowa abortion law:

Senator Hultman, from seventeen residents of Fremont County.

Senator Kennedy, from two hundred eighty-seven residents of Pottawattamie County.

Senator Kennedy, from three hundred thirty residents of O'Brien County.

INTRODUCTION OF BILLS

Senate File 166, by Senator Palmer, a bill for an act relating to the membership and authority of the Iowa state fair board.

Read first time and passed on file.

Senate File 167, by Senator Riley, a bill for an act relating to motor vehicle liability insurance.

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

ADOPTION OF CONCURRENT RESOLUTION 15

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

HOUSE CONCURRENT RESOLUTION 15

By Holden

Be It Resolved by the House, the Senate Concurring, That a joint convention of the two houses of the Sixty-fifth General Assembly be held in the House chamber on Monday, February 12, 1973, at 11:00 a.m.

Be It Further Resolved, That Senator Ralph F. McCartney, a student on the life and works of Abraham Lincoln, be invited to deliver an address in observance of Lincoln's birthday.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 121

On motion of Senator Potter, Senate File 121, a bill for an act relating to the valuation of property, was taken up for consideration.

Senator Potter offered amendment S—32 filed by him and moved its adoption:

S—32

- 1 Amend Senate File 121, page 4, by adding after line 14
- 2 the following:
- 3 The words "*qualified disinterested witnesses*" mean
- 4 *persons who are competent by training or occupation to*
- 5 *give evidence of the market value of the property in*
- 6 *question, but do not necessarily have to be professional*
- 7 *appraisers.*

The amendment was adopted.

Senator Schwieger offered amendment S—64:

S—64

- 1 Amend Senate File 121, page 1, by striking all of lines
- 2 22 and 23 and inserting in lieu thereof the following:
- 3 "*unless it is a bona fide sale. Sale prices of the*
- 4 *property*".

Senator Priebe moved that further action on Senate File 121 be deferred and that the bill be placed on the calendar under unfinished business.

The motion lost.

Senator Schwieger moved the adoption of his amendment.

Roll call was requested.

On the question "Shall amendment S—64 be adopted?" (S.F. 121) the vote was:

Ayes, 10:

Doderer	McCartney	Nystrom	Schwieger
Hill	Miller of	Plymat	Shaw
Kennedy	Des Moines	Ramsey	

Nays, 86:

Andersen	Griffin	Milligan	Schaben
Bergman	Hansen	Murray	Schwengels
Blouin	Heying	Nolin	Scott
Coleman	Hultman	Orr	Shaff
Curtis	Junkins	Palmer	Taylor
DeKoster	Kelly	Potter	Tieden
Gallagher	Kinley	Rabedeaux	Van Gilst
Glenn	Lamborn	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
	Marshall		

Voting present, 1:

Priebe

Absent or not voting, 3:

Briles	Kyhl	Riley
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The amendment lost.

Senator Heying offered amendment S—66 and moved its adoption:

S—66

- Amend Senate File 121, page 2, line 21, by inserting after the 2 word "property" the following: "*including land and buildings.*".

Division was called for.

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?" (S.F. 121) the vote was:

Ayes, 42:

Andersen	Gallagher	Kelly	Nystrom
Bergman	Glenn	Kinley	Orr
Blouin	Gluba	Lamborn	Palmer
Briles	Griffin	Miller of	Plymat
Coleman	Hansen	Marshall	Potter
Curtis	Heying	Milligan	Priebe
DeKoster	Hultman	Murray	Rabedeaux
Doderer	Junkins	Nolin	Ramsey

Robinson	Schwengels	Taylor	Willits
Rodgers	Scott	Tieden	Winkelman
Schaben	Shaff	Van Gilst	

Nays, 6:

Hill	McCartney	Miller of	Schwieger
Kennedy		Des Moines	Shaw

Absent or not voting, 2:

Kyhl	Riley
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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 124

On motion of Senator Schwengels, Senate File 124, a bill for an act relating to sales tax on purchases made by contractors who are retailers, was taken up for consideration.

Senator Potter took the chair at 10:55 a.m.

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

On the question "Shall the bill pass?" (S.F. 124) the vote was:

Ayes, 45:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Rabedeaux	Willits
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall	Robinson	

Nays, 1:

Glenn

Absent or not voting, 4:

Gluba	Kyhl	Riley	Taylor
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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 passed the following bill in which the concurrence of the House was asked:

Senate File 9, a bill for an act relating to the interest rates on judgments and decrees.

WILLIAM H. HARBOR, Chief Clerk

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 19 State government
- S. F. 158 Schools
- S. F. 159 Judiciary
- S. F. 160 Ways and means
- S. F. 161 State government
- S. F. 162 State government
- S. F. 163 Judiciary
- S. F. 164 State government
- S. F. 165 Ways and means
- H.C.R. 14 Rules
- H. F. 33 Judiciary
- H. F. 109 State government
- H. F. 125 Judiciary

COMMUNICATION FROM THE
STATE HIGHWAY COMMISSION

The biennial report of the State Highway Commission for the period from July 1, 1970, through June 30, 1973, has been received and filed in the office of the Secretary of the Senate, in accordance with Section 310.36, Code 1973.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 9, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- H. F. 22—Relating to road workers exemptions while actually working on the surface of the highways and providing penalties.
- H. F. 32—Relating to the production and adulteration of dairy food products.
- H. F. 37—Relating to the census of children of deceased soldiers.

AMENDMENTS FILED

S—65

1 Amend Senate File 26 as follows:

- 2 1. Page 2, line 19, by adding after the word "provided."
 3 the following: "The court shall withhold execution of any
 4 judgment or sentence and shall not defer such under this
 5 subsection until a thorough investigation is conducted.
 6 The investigation shall be made by a probation officer, by
 7 the agency in charge of parole agents, or by another appro-
 8 priate agency, as determined by the court. Any sentence
 9 deferred under this subsection shall be promptly reported
 10 in all particulars to the clerk of the supreme court who
 11 shall keep a permanent record of all such information.
 12 Such records shall constitute confidential records exempted
 13 from public access under section sixty-eight A point seven,
 14 (68A.7), subsection nine (9) of the Code and shall be
 15 available only to district judges ordering investigations
 16 pursuant to this section."
 17 2. Page 2, line 26, by striking the words "deferral
 18 of".
 19 3. Page 2, line 27, by striking the words "judgment
 20 or".

WILLIAM N. PLYMAT

1 Amend the ethics committee amendment to the Senate Rules
 2 Governing Lobbyists, found on pages 232 to 234 of the Senate
 3 Journal, as follows:

- 4 1. Page 3, by adding after line 18 the following subsections:
 5 "5. The term 'lobbyists' shall not include within its
 6 definition a political party organized in the state of Iowa
 7 representing more than two percent of the total votes cast
 8 for governor in the last preceding general election or
 9 persons employed by said political party.
 10 6. The term 'lobbyist' shall not include within its
 11 definition news media engaged only in the reporting and
 12 dissemination of news and editorials."

ROGER J. SHAFF

1 Amend the ethics committee amendment to the Senate Rules
 2 Governing Lobbyists found on page 233 of the Senate Journal
 3 as follows:

- 4 Page 2, lines 21 and 22, by striking the words " , as
 5 provided in section 68B.5 of the Code," and inserting in lieu
 6 thereof the words "per month".

GENE W. GLENN

- 1 Amend Rule 12 of the joint rules of the Senate and House,
 2 appearing on page 277 of the Senate Journal, by striking all
 3 of Division 3 and inserting in lieu thereof the following:
 4 "3. The authority of the committee shall be limited to
 5 recommendations regarding the subject matter of the amendment or
 6 amendments which were insisted upon by the house requesting the
 7 conference committee."

GENE W. GLENN

On motion of Senator Lamborn, the Senate adjourned until
 10:00 a.m., Monday, February 12, 1973.

JOURNAL OF THE SENATE

THIRTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, FEBRUARY 12, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Carl Orr, pastor of the St. Andrews Presbyterian Church, Davenport, Iowa.

The Journal of Friday, February 9, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James Carr, New Hampton, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from forty-four residents of Fayette County, opposing the establishment of an Iowa Natural and Scenic Rivers system.

By the following Senators, opposing any change in the present Iowa abortion law:

Senator Orr, from seventy-three residents of Benton County.

Senator Rabedeaux, from fifty-seven residents of Muscatine County.

Senator Tieden, from fifty-nine eighth grade students from St. Mary's School, Guttenberg, Iowa.

Senator Shaff, from one thousand four hundred sixteen residents of Clinton and Scott Counties.

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 82, a bill for an act to lower the age of majority.

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

House File 45, a bill for an act relating to the transfer of jurisdiction or

sale of real estate between state agencies and political subdivisions of the state.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 168, by Senators Schaben, Gluba, Orr, Kelly, Griffin, Kinley, Rodgers, Coleman, Robinson, Willits, Heying, Curtis, Van Gilst, Schwengels, Briles and Junkins, a bill for an act relating to operators' and chauffeurs' licenses.

Read first time and passed on file.

Senate File 169, by Senators Kennedy, Potter and Nystrom, a bill for an act relating to retirement systems for policemen and firemen.

Read first time and passed on file.

Senate File 170, by Senator Murray (Bittle, Oakley, De Jong, Crawford, Readinger, Branstad, West, Lipsky, Hill, Egenes, Rinas and Hargrave), a bill for an act providing a veteran's credit, and imposing a penalty.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 45, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state.

Read first time and passed on file.

RECONSIDERATION OF HOUSE CONCURRENT RESOLUTION 13

Senator Lamborn called up the following motion to reconsider filed by him on February 8, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House Concurrent Resolution 13 was adopted by the Senate on February 7, 1973.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" (H.C.R. 13) the vote was:

Ayes, 26:

Andersen
Bergman
Briles
Curtis
DeKoster

Griffin
Hansen
Hultman
Kelly
Lamborn

McCartney
Miller of
Marshall
Milligan
Murray

Nystrom
Plymat
Potter
Rabedeaux
Ramsey

Schwengels	Shaff	Taylor	Winkelman
Schwieger	Shaw	Tieden	

Nays, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Hill	Orr	Schaben
Doderer	Junkins	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba			

Absent or not voting, 3:

Kyhl	Miller of Des Moines	Riley
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The motion prevailed, and the following resolution was taken up for reconsideration:

HOUSE CONCURRENT RESOLUTION 13

By Personnel Committee

Whereas, the Code provides that the compensation of the officers and employees of the General Assembly shall be fixed by joint action of the Senate and House; and

Whereas, the Secretary of the Senate and the Chief Clerk of the House of Representatives are full-time employees of the General Assembly, and thereby of the State of Iowa, it is appropriate that their salaries be set on an annual basis;

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That the compensation of the Secretary of the Senate of the Sixty-fifth General Assembly shall be set at the rate of seventeen thousand dollars (\$17,000), annually, for the period from February 1, 1973, to January 6, 1974.

Be It Further Resolved: That the compensation of the Chief Clerk of the House of Representatives of the Sixty-fifth General Assembly shall be set at nineteen thousand dollars (\$19,000), annually, for the period from January 8, 1973 to January 6, 1974.

Be It Further Resolved: That the President of the Senate and the Speaker of the House of Representatives be authorized to appoint a special committee to review in the interim the salary schedule and structure for officers and employees of the General Assembly.

Be It Further Resolved: That the aforescribed special committee be directed to consult with the merit employment department in its review of the salary schedule and structure for officers and employees of the General Assembly.

Be It Further Resolved: That said special committee report back to the General Assembly prior to January 6, 1974.

Senator Lamborn moved to reconsider the vote by which the following amendment by Senator Doderer was adopted by the Senate on February 6, 1973:

- 1 Amend House Concurrent Resolution 13, page 1, by striking
- 2 lines 23 through 25 inclusive, and inserting in lieu thereof
- 3 the following:
- 4 "committee be directed to:

- 5 a. Develop an employees handbook for employees of the
 6 General Assembly which shall describe in detail each job as
 7 well as the skills, qualifications, education, and training
 8 of persons eligible to hold such jobs;
 9 b. Recommend salaries commensurate with the positions
 10 described in the employees handbook, which salaries shall be
 11 competitive and provide for position increases dependent upon
 12 experience and performance;
 13 c. Create an employees' orientation and training program
 14 which program should be conducted prior to the convening of
 15 the General Assembly;
 16 d. Make any other recommendations designed to improve the
 17 image of legislative employees and provide legislators with
 18 employees willing and capable of performing jobs required for
 19 the smooth functioning of the General Assembly; and
 20 *Be It Further Resolved*, That the aforescribed special
 21 committee shall consist of members of both houses and political
 22 parties represented in the General Assembly and may consist of
 23 legislative employees appointed by the Speaker of the House of
 24 Representatives and the President of the Senate."

Roll call was requested.

On the question "Shall the motion to reconsider the Doderer amendment be adopted?" (H.C.R. 13) the vote was:

Ayes, 26:

Andersen	Hultman	Murray	Schwieger
Bergman	Kelly	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Schwengels	

Nays, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Hill	Orr	Schaben
Doderer	Junkins	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba			

Absent or not voting, 3:

Kyhl	Miller of	Riley
	Des Moines	

The motion prevailed, and the amendment was taken up for reconsideration.

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

- 1 Amend the Doderer amendment to House Concurrent Resolution
- 2 13, filed February 5, 1973, by striking lines 16 through 24.

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" (H.C.R. 13) the vote was:

Ayes, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Hill	Orr	Schaben
Doderer	Junkins	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba			

Nays, 26:

Andersen	Kelly	Nystrom	Schwieger
Bergman	Lamborn	Plymat	Shaff
Briles	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman
Hultman	Murray	Schwengels	

Absent or not voting, 3:

DeKoster	Kyhl	Miller of Des Moines
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The amendment to the amendment lost.

Senator Doderer moved the adoption of the amendment.

The amendment lost.

Senator Briles moved the adoption of House Concurrent Resolution 13.

Division was called for.

The motion prevailed and the resolution was adopted.

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 15, duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

LINCOLN'S BIRTHDAY OBSERVANCE

In accordance with House Concurrent Resolution 15, duly adopted, the joint convention was called to order, President Neu presiding.

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

Senator Tieden moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to escort Senator Ralph F. McCartney to the rostrum to deliver an address in observance of Lincoln's birthday.

The motion prevailed and the President appointed as such committee Senators Tieden, Schwengels and Willits on the part of the Senate, and Representatives Anderson, Kiser and Byerly on the part of the House.

The committee escorted Senator McCartney to the Speaker's station.

President Neu then presented Senator McCartney, who delivered the following address:

Mr. President, Mr. Speaker, Members of the General Assembly and Distinguished Guests:

We gather here this morning for a few minutes to honor the memory of Abraham Lincoln who was born 164 years ago today.

He was the second child of Thomas and Nancy Hanks Lincoln. The first child, Sarah, was two years old and lived only twelve years more. A third child, Thomas Jr., was born several years later and died in infancy. Thomas Sr. was fond of his drink, Nancy was born out of wedlock. His mother died when he was nine—of her he said in substance—"all that I am or hope to be I owe to her." Of his father he said "he taught me to work but he never taught me to like it."

His education was meager—Lincoln said, "I went to school by littles." He attended school for parts of nine years, yet the total schooling did not amount to one full year.

Without wealth, position, birth or education—without family or friends of influence—born and bred in a frontier that took revenge for personal insult—he became the greatest man of the century if not of the millenium and the savior of our country.

A gentle and compassionate person, shy and unassuming, fate willed it that he serve us in the bloodiest war of our nation.

Consider the magnitude of his courage—despite his hatred of war and bloodshed his principles forced him to the presidency in the full knowledge that his election would bring about secession and in the full knowledge that he would combat it even if war followed. How easy it would have been to stay in Springfield and to stay out of the fray.

His greatness lies in this courage, in his willingness to pursue his principles regardless of cost, and his steadfastness in these principles held the north together throughout chaos, military catastrophe, bloodshed, financial depression, foreign danger and defeatism until the union was preserved and slavery abolished. He accomplished his two great goals.

No one can tell us what Lincoln thought or believed; those thoughts and beliefs are found in only one place—his speeches and his writings.

A giant of a man, awkward and homely, uncouth and unlettered—men forgot his appearance when he spoke. They listened to his words and in

the end they came to realize that God had given their country a man that would lead all mankind even after death.

Of himself he said "I am nothing but the truth is everything." In debating the great issues he said: "As I would not be a slave so I would not be a master. This expresses my ideas of democracy. Whatever differs from this to the extent of the difference is no democracy."

He also said: "A house divided against itself cannot stand. I believe that this government cannot endure permanently half slave and half free."

At Cooper Institute in New York he said: "Let us have faith that right makes might and in that faith let us to the end dare to do our duty as we understand it."

Before he left Springfield and after his election as president he told Billy Herndon, his law partner, "I am sick of office holding already and I shudder when I think of the tasks that are still ahead."

He said to the south in his first inaugural address in 1861: "You can have no conflict without yourselves being the aggressor."

Beset by problems that overwhelmed him, by the awareness of the immensity of suffering by both the north and south, by the loss of his beloved son Willie in 1862, he said, "I have been driven to my knees many times in the knowledge that I had nowhere else to go."

He is best remembered for his two minute speech at Gettysburg in November of 1863. Yet as he left the platform that day he told an associate, "The speech was a failure—The people were disappointed."

His humor was wry and sardonic at times. He did not have many opportunities to use it during the Civil War but when he did use it it was with telling effect.

To General McClellan he wrote: "If you aren't using the army, could I borrow it for awhile." When McClellan missed his golden opportunity at Antietam he again wrote McClellan: "I have just read your dispatch about sore tongued and fatigued horses. Will you pardon me for asking what the horses of your army have done since the battle of Antietam that fatigues anything."

He wrote the Secretary of War: "Please have the Adjutant General ascertain whether Second Lieutenant of Co. D, 2nd Inf. Alexander E. Drake is entitled to promotion. His wife thinks he is."

To Colonel Mulligan he wrote: "If you haven't shot Barney Duncan yet, don't."

In sparing the young man sentenced to death for desertion he wrote: "The lad was not a coward, only his legs were."

He could also be terse—and abrupt—he said to those seeking to oust Grant: "I can't spare that man—he fights."

To Joseph Hooker, Commanding General of the Army of the Potomac, he wrote: "I have heard, in such a way as to believe it, of your recently saying that both the army and the government needed a dictator. Only those generals who gain successes can set up dictators. What I now ask of you is military success and I will risk the dictatorship."

And so in due course it all began to pass away—the bloody fighting at Cold Harbor and Spotsylvania Courthouse, at Shiloh and at Gettysburg, the bloody fighting at Chancellorsville and at Bull Run and at hundreds of other streams and hamlets—until he could see the end.

In his second inaugural address he spoke now to the world:

"Fondly do we hope—ferverently do we pray—that this mighty scourge of

war may speedily pass away. Yet if God wills that it continue until all the wealth piled by the bondsman's two hundred and fifty years of unrequited toil shall be sunk and until every drop of blood drawn with the lash shall be paid by another drawn with the sword as was said three thousand years ago so still it must be said 'the judgments of the Lord are true and righteous altogether.'

"With malice toward none, with charity for all, with firmness in the right as God gives us to see the right let us strive on to finish the work we are in, to bind up the nation's wounds, to care for him who shall have borne the battle and for his widow and his orphans—to do all which may achieve and cherish a just and lasting peace among ourselves and with all nations."

Some forty days later he died from an assassin's bullet. His death occurred at 7:22 a.m. on April 15, 1865, on the Saturday following Good Friday.

And now it all had passed away, the doubts, the doubters, those who scorned, who called him white trash, the schemers, those who counseled defeat, those who sneered.

And so he and his beloved son Willie returned together to Springfield and as the funeral train passed through the nights from Washington to Springfield silent groups of men and women gathered around bonfires at rural crossings in order to see the darkened train go by.

The prophet said "Surely he hath borne our griefs and carried our sorrows."

Joseph Auslander has this to say in a poem entitled "The Living Lincoln":

He sleeps, the valiant shepherd sleeps, who led
The multitude of his bewildered sheep
From bondage into peace; he is not dead;
He has lain down a little while to sleep.
Ah, not for him the shouting and the glory,
The feast that follows triumph; in his mouth
Only the bitter taste of blood, the story
Without an end, the sorrow North and South.

The valiant shepherd of the flock is taken;
The Lord has plucked him from our midst away;
Now when our hearts again are sorely shaken,
Beset on all sides, for his faith we pray.
He moves among us; we are not forsaken;
His love still sheds a light upon our way.

Thank you.

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

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

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 30, a bill for an act relating to real estate broker trust accounts.

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

House File 135, a bill for an act relating to federal tax lien registration.

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

House File 157, a bill for an act repealing provision of the Code relating to the shipping, transferring, and sale of skins and hides.

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

House File 159, a bill for an act providing that foods containing chemical residues beyond a certain tolerance be deemed to be adulterated.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 171, by Senators Willits, Gluba and Tieden, a bill for an act relating to administrative and maintenance facilities for county conservation boards.

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

Senate File 172, by Senator Willits, a bill for an act to establish an Iowa natural and scenic rivers system.

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

Senate File 173, by Senators DeKoster, Kennedy and Griffin, a bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act.

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

Senate File 174, by Senator Hill, a bill for an act relating to the cleaning of livestock carriers and to provide penalties for violations.

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

Senate File 175, by Senator Nystrom, a bill for an act relating to workmen's compensation for employees engaged in agricultural work at institutions under control of the board of regents.

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

Senate File 176, by Senator Briles, a bill for an act relating to property exchanges between a school corporation and the state or a state agency.

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

Senate File 177, by Senator Andersen (Doyle and Junker), a bill for an act relating to the age of retirement under the Iowa public employees' retirement system.

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

Senate File 178, by Senator Tieden (Mendenhall and Tofte), a bill for an act relating to the issuance of trapping licenses to nonresidents and making the provisions of the act retroactive.

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

HOUSE MESSAGES CONSIDERED

House File 30, a bill for an act relating to real estate broker trust accounts.

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

House File 135, a bill for an act relating to federal tax lien registration.

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

House File 157, a bill for an act repealing provision of the Code relating to the shipping, transferring, and sale of skins and hides.

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

House File 159, a bill for an act providing that foods containing chemical residues beyond a certain tolerance be deemed to be adulterated.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 166 State government
- S. F. 167 Judiciary
- S. F. 168 Judiciary
- S. F. 169 Human and industrial relations
- S. F. 170 Ways and means
- H. F. 45 State government

REPORT OF COMMITTEE

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate Joint Resolution 4**, a joint resolution to require approved soil conservation practices on land in the watershed of proposed United States army corps of engineers multi-purpose dams prior to construction of such dams, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Temporary Rules of the Senate, Rule 35, by
- 2 inserting the word "Personnel" between the words "Natural
- 3 Resources" and "Rules".

GENE W. GLENN
MINNETTE DODERER

S—68

- 1 Amend Senate File 122 as follows:
- 2 1. By inserting in line 17 on page 2, before the word
- 3 "which", the words "including but not limited to methadone
- 4 or any other similar substance,".
- 5 2. By inserting after the period in line 1 on page 6
- 6 the following:
- 7 "The governor may designate any five members of the advisory
- 8 council as an executive committee who may meet with the
- 9 director at his request or the request of the chairman of
- 10 the advisory council without prior notice to other members
- 11 of the advisory council, and may exercise the functions of the
- 12 advisory council in the interval between meetings of the
- 13 advisory council. The chairman of the advisory council may
- 14 form committees composed of members of the advisory council,
- 15 and designate one of the members as chairman of each such
- 16 committee."
- 17 3. By inserting after line 34 on page 6 the following:
- 18 "n. The associate superintendent of the vocational
- 19 rehabilitation education and services branch of the depart-
- 20 ment of public instruction."

JOHN S. MURRAY
WILLARD R. HANSEN

S—70

- 1 Amend Senate File 126, page 3, line 29 by striking
- 2 the words "*and art*" and inserting in lieu thereof the
- 3 following: "*art; industrial arts and homemaking*".

BERL E. PRIEBE

S—67

- 1 Amend Senate File 135, page 1, as follows:
- 2 1. By striking all of lines 8 and 9.
- 3 2. Line 10, by striking the letter "b" and inserting
- 4 in lieu thereof the letter "a".
- 5 3. Lines 15 and 16, by striking the words "protect-
- 6 ive headgear and".
- 7 4. Line 18, by striking the words "protective head-
- 8 gear and".
- 9 5. Line 20, by striking the words "protective head-
- 10 gear and".

EARL M. WILLITS
DALE L. TIEDEN
NORMAN G. RODGERS

S—71

- 1 Amend Senate File 143 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 Section 1. Section one hundred nine point thirty-seven
- 4 (109.37), Code 1973, is amended by adding the following new
- 5 subsection:
- 6 *NEW SUBSECTION.* Possess, during the season for hunting
- 7 deer, a shotgun with slugs or shot larger than size number
- 8 two (2) or a rifle, other than a twenty-two (22) rimfire
- 9 caliber, without having the proper deer-hunting license
- 10 or permit.

DALE L. TIEDEN

S—69

- 1 Amend House File 125, page 2, as follows:
- 2 1. By inserting after line 16, the following new section:
- 3 "Sec. *NEW SECTION.* The department of general services
- 4 shall have the responsibility of purchasing all uniforms,
- 5 and the cost of the uniforms shall be assessed against each
- 6 county."
- 7 2. By renumbering the remaining sections.

WILLIAM D. PALMER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, February 13, 1973.

JOURNAL OF THE SENATE

THIRTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, FEBRUARY 13, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend M. Trevor Baskerville, Superintendent of the Mason City District of the United Methodist Church, Mason City, Iowa.

The Journal of Monday, February 12, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Germain Schmit, Cedar Rapids, Iowa.

PRESENTATION OF VISITORS

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

Forty students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by their instructor, Charles Sheridan. Senator Lamborn.

Sixth grade class from Hubbell Elementary School, Des Moines, Iowa. Senator Milligan.

Thirty members of the adult vocational agricultural class from Dows, Iowa, accompanied by their instructor, Curt Hanson. Senator Taylor.

Fifty students from Montour Community School, Montour, Iowa, accompanied by their instructors, Miss Staker and Miss Comito. Senator Orr.

Three students from Williamsburg Community High School, Williamsburg, Iowa. Senator Orr.

Sixty students from Urbandale Community High School, Urbandale, Iowa, accompanied by Mrs. Raisch and Mrs. Kraft. Senator Plymat.

Four students from Grinnell-Newburg Community High School, Grinnell, Iowa. Senator Orr.

PETITIONS

The following petitions were presented and placed on file:

By Senator Rabedeaux, from forty-three residents of Muscatine County opposing any change in the Iowa abortion law.

By Senator Bergman, from seventeen residents of Emmet County favoring a realistic salary raise for county officers.

By Senator Schwieger, from sixty-six residents of Black Hawk County favoring reform of the Iowa abortion law.

By Senator Heying, from twenty-two residents of Fayette County opposing the establishment of an Iowa Natural and Scenic Rivers system.

INTRODUCTION OF BILLS

Senate File 179, by Senator Kelly, a bill for an act relating to inspection of patients' records.

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

Senate File 180, by Senators Hultman, Priebe, Schwengels, Rabedeaux, Nolin, Taylor and Bergman, a bill for an act reinstating the calendar year as the fiscal year for cities and towns, counties, and other political subdivisions.

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

COMMUNICATION

A communication was presented from Mrs. Keith McNurlen and family conveying appreciation for the expression of sympathy from the Senate on the passing of Dr. McNurlen.

ELECTION OF SECRETARY OF THE SENATE

Senator Briles moved that Ralph R. Brown be elected to serve as Secretary of the Senate during the Sixty-fifth General Assembly.

The motion prevailed and Mr. Brown appeared before the desk of the President, was duly sworn and subscribed his name to the oath of office.

ADOPTION OF SENATE RULES GOVERNING LOBBYISTS

The Senate resumed consideration of the Report of the Committee on Ethics relating to Senate Rules Governing Lobbyists and the amendment contained therein found on pages 232-234,

inclusive, of the Senate Journal, amended and pending on February 7, 1973.

Senator Shaff withdrew the amendment to the committee amendment filed by him on February 6, 1973, and found on pages 243 and 244 of the Senate Journal.

Senator Shaff withdrew the amendment to the committee amendment filed by him on February 7, 1973, and found on page 255 of the Senate Journal.

Senator Shaff offered the following amendment to the committee amendment and called for a division of the amendment, lines 1 through 9 to be considered as division A, and lines 10, 11 and 12 to be considered as division B:

Division A

- 1 Amend the ethics committee amendment to the Senate Rules
- 2 Governing Lobbyists, found on pages 232 to 234 of the Senate
- 3 Journal, as follows:
- 4 1. Page 3, by adding after line 18 the following subsections:
- 5 "5. The term 'lobbyists' shall not include within its
- 6 definition a political party organized in the state of Iowa
- 7 representing more than two percent of the total votes cast
- 8 for governor in the last preceding general election or
- 9 persons employed by said political party.

Division B

- 10 6. The term 'lobbyist' shall not include within its
- 11 definition news media engaged only in the reporting and
- 12 dissemination of news and editorials."

On motion of Senator Shaff, division A of the amendment to the amendment was adopted.

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

Senator Murray offered the following amendment to the committee amendment filed by him and moved its adoption:

- 1 Amend the ethics committee amendment to the Senate Rules
- 2 Governing Lobbyists found on pages 232 through 234 of the
- 3 Senate Journal, by striking lines 19 and 20 of page 1,
- 4 found on page 233 and inserting in lieu thereof the
- 5 following:
- 6 d. His compensation for lobbying; how much he is to be
- 7 paid for expenses; what expenses are to be reimbursed; and
- 8 a full and particular description of any agreement, arrange-
- 9 ment or understanding according to which his compensation
- 10 or any portion thereof is or will be contingent upon the
- 11 success of any attempt to influence legislation. If the
- 12 lobbyist is a regular employee performing services for
- 13 his employer which include but are not limited to the

- 14 influencing of legislation, the lobbyist may elect to
 15 state the entire amount of compensation received from his
 16 employer if he cannot ascertain the portion that applies
 17 to his lobbying activities.

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Hansen	Orr	Schwieger
DeKoster	Hill	Palmer	Scott
Doderer	Kennedy	Priebe	Van Gilst
Gallagher	Milligan	Robinson	Willits
Glenn	Murray	Rodgers	Winkelman
Gluba	Nolin		

Nays, 25:

Andersen	Hultman	Miller of	Riley
Bergman	Junkins	Marshall	Schwengels
Briles	Kelly	Nystrom	Shaff
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
Griffin	McCartney	Rabedaux	Tieden
Heying		Ramsey	

Absent or not voting, 3:

Kyhl	Miller of	Schaben
	Des Moines	

The amendment to the amendment lost.

Senator Glenn offered the following amendment to the committee amendment filed by him and moved its adoption:

- 1 Amend the ethics committee amendment to the Senate Rules
- 2 Governing Lobbyists found on page 233 of the Senate Journal
- 3 as follows:
- 4 Page 2, lines 21 and 22, by striking the words " , as
- 5 provided in section 68B.5 of the Code," and inserting in lieu
- 6 thereof the words "per month".

The amendment to the amendment was adopted.

Senator DeKoster offered the following amendment to the committee amendment filed by Senators DeKoster and Milligan:

- 1 Amend the ethics committee amendment to Senate Rules Govern-
- 2 ing Lobbyists filed February 5, 1973 and found on pages 232, 233
- 3 and 234 of the Senate Journal, by adding a new section as follows:
- 4 *NEW RULE.* Each legislator makes contact with lobbyists
- 5 during each session. This is generally not considered unethical.
- 6 However, there may be suspicion of undue pressure. Therefore,
- 7 each senator shall file each month of the year by the tenth day of
- 8 that month with the secretary of the senate a report stating the

9 types of items or services in excess of five dollars which he
 10 has received during the preceding month from a lobbyist, or the
 11 individual, organization, or corporation the lobbyist represents,
 12 the date each was received, and the name of the lobbyist, and
 13 the individual, organization, or corporation the lobbyist
 14 represents. The types of items or services may include, but
 15 shall not be limited to: Food and refreshment, entertainment,
 16 travel, membership to clubs and organizations, material goods,
 17 and contributions to the senator's political campaign. It
 18 shall not be necessary to affix a monetary value to each listing.

Senator Coleman moved that the following amendment to the committee amendment filed by Senators DeKoster and Milligan containing the word "may" in line 7 be substituted for the amendment to the amendment containing the word "shall" in line 7:

1 Amend the ethics committee amendment to Senate Rules Govern-
 2 ing Lobbyists filed February 5, 1973 and found on pages 232, 233
 3 and 234 of the Senate Journal, by adding a new section as follows:
 4 *NEW RULE.* Each legislator makes contact with lobbyists
 5 during each session. This is generally not considered unethical.
 6 However, there may be suspicion of undue pressure. Therefore,
 7 each senator may file each month of the year by the tenth day of
 8 that month with the secretary of the senate a report stating the
 9 types of items or services in excess of five dollars which he
 10 has received during the preceding month from a lobbyist, or the
 11 individual, organization, or corporation the lobbyist represents,
 12 the date each was received, and the name of the lobbyist, and
 13 the individual, organization, or corporation the lobbyist
 14 represents. The types of items or services may include, but
 15 shall not be limited to: Food and refreshment, entertainment,
 16 travel, membership to clubs and organizations, material goods,
 17 and contributions to the senator's political campaign. It
 18 shall not be necessary to affix a monetary value to each listing.

Roll call was requested.

On the question "Shall the motion to substitute the amendment to the amendment containing the word 'may' for the amendment to the amendment containing the word 'shall' be adopted?" the vote was:

Rule 24 was invoked.

Ayes, 18:

Andersen	Lamborn	Nystrom	Scott
Briles	McCartney	Potter	Shaff
Coleman	Miller of	Priebe	Shaw
Hultman	Marshall	Schaben	Taylor
Junkins	Nolin	Schwengels	

Nays, 30:

Bergman	Curtis	Doderer	Glenn
Blouin	DeKoster	Gallagher	Gluba

Griffin	Kinley	Rabedeaux	Schwieger
Hansen	Milligan	Ramsey	Tieden
Heying	Murray	Riley	Van Gilst
Hill	Orr	Robinson	Willits
Kelly	Palmer	Rodgers	Winkelman
Kennedy	Plymat		

Absent or not voting, 2:

Kyhl	Miller of Des Moines
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The motion lost.

Senator DeKoster moved the adoption of the amendment to the amendment containing the word "shall".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 30:

Bergman	Hansen	Palmer	Scott
Blouin	Hill	Plymat	Shaw
Curtis	Kelly	Ramsey	Taylor
DeKoster	Kennedy	Riley	Tieden
Doderer	Kinley	Robinson	Van Gilst
Gallagher	Milligan	Schaben	Willits
Glenn	Murray	Schwieger	Winkelman
Gluba	Orr		

Nays, 18:

Andersen	Junkins	Nolin	Rabedeaux
Briles	Lamborn	Nystrom	Rodgers
Coleman	McCartney	Potter	Schwengels
Griffin	Miller of	Priebe	Shaff
Heying	Marshall		
Hultman			

Absent or not voting, 2:

Kyhl	Miller of Des Moines
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The amendment to the amendment was adopted.

Senator DeKoster asked and received unanimous consent to withdraw the amendment to the amendment containing the word "may".

Senator Shaff moved the adoption of the committee report and the amendment contained therein, as amended.

Roll call was requested.

On the question "Shall the committee report and the amendment contained therein, as amended, be adopted?" the vote was:

Rule 24 was invoked.

Ayes, 37:

Andersen	Hill	Nystrom	Schwengels
Bergman	Junkins	Orr	Schwieger
Blouin	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	McCartney	Ramsey	Taylor
Gallagher	Milligan	Robinson	Van Gilst
Glenn	Murray	Rodgers	Willits
Gluba	Nolin	Schaben	Winkelman
Hansen			

Nays, 11:

Briles	Heying	Miller of	Rabedeaux
Coleman	Hultman	Marshall	Riley
Griffin	Kelly	Potter	Tieden

Absent or not voting, 2:

Kyhl	Miller of Des Moines
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The motion prevailed and the report was adopted.

On motion of Senator Shaff, the Senate Rules Governing Lobbyists which appear in the "Rules of Procedure, Iowa—1971-72" were adopted as amended.

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu made following announcement:

Rule 44 of the Rules of the Senate relates to the admission of individuals to the Senate chamber, as well as to the prohibition of lobbying therein.

The Chair interprets "while in session" to be that period of time from our convening in the morning to our adjournment in the afternoon. "In session" includes the period of recess between the morning and afternoon sessions.

While in session, only legislators, employees of the legislature, authorized interns, and legislative aides will be allowed in the Senate chamber. Former legislators, not registered as lobbyists, will be admitted also. News reporters are to occupy the seats assigned them, and to go to and from those seats.

The Chair will interpret Rule 44 to include members of a Senator's immediate family; the chairmen, co-chairmen, and executive secretaries of Iowa's two major political parties; members of the State Executive Council; and the Attorney General.

During the recess, a person or group accompanied by a Senator, or individuals going directly to and from committee meetings, will be admitted to the chamber. This latter group includes lobbyists; but in no event may a lobbyist approach a Senator's desk during recess.

The Chair has taken this opportunity, prior to the Senate's taking action on the adoption of permanent Senate rules, to advise the Senate of his interpretation of Rule 44.

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 respectfully requests that the Senate return to it House File 159, providing that foods containing chemical residues beyond a certain tolerance be deemed to be adulterated, for further consideration by the House.

WILLIAM H. HARBOR, Chief Clerk

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 158, a bill for an act relating to fish and game.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 181, by Senator Shaw (Lipsky), a bill for an act relating to prevention, abatement or control of noise pollution, and providing penalties for violations.

Read first time and passed on file.

Senate File 182, by Senators Willits and Kinley, a bill for an act relating to the office of public defender.

Read first time and passed on file.

Senate File 183, by Senators Griffin, Schwieger, Shaw, Nolin, Rodgers, Andersen, Nystrom and Schwengels (Crabb, Oakley, Holden, Jesse, Knoke, McCormick and Doyle), a bill for an act relating to private employment agency fees.

Read first time and passed on file.

Senate File 184, by Senators Miller of Marshall, Rabedeaux, Briles, Tieden, Kennedy, Schaben, Schwengels, Potter and Hultman, a bill for an act relating to the Iowa soldiers home.

Read first time and passed on file.

HOUSE MESSAGES CONSIDERED

House File 158, a bill for an act relating to fish and game.

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

HOUSE FILE 159 RETURNED TO HOUSE

Senator Lamborn moved that House File 159 be returned to the House of Representatives as requested.

The motion prevailed and **House File 159** was returned to the **House of Representatives**.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 171 Natural resources
- S. F. 172 Natural resources
- S. F. 173 Judiciary
- S. F. 174 Agriculture
- S. F. 175 Higher education
- S. F. 176 Schools
- S. F. 177 Human and industrial relations
- S. F. 178 Natural resources
- H. F. 135 Judiciary
- H. F. 157 Natural resources

REPORTS OF COMMITTEES

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 22**, a bill for an act relating to unclaimed utility deposits and refunds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 48**, a bill for an act relating to the weight of vehicles operated on Iowa's roads, begs leave to report it has had the same under considera-

tion and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—74

1 Amend House File 48, as amended and passed by the
2 House as follows:

3 1. Page 1, line 7, by striking the words "a group
4 of two or".

5 2. Page 1, by striking lines 8 through 10 and in-
6 serting in lieu thereof the words "any two or more con-
7 secutive axles whose centers are more than forty inches
8 but not more than eighty-four inches apart, and are in-
9 dividually attached to or articulated from a common at-
10 tachment to the vehicle including a connecting mechanism
11 designed to equalize the load between axles."

12 3. Page 1, by adding after line 10 the following:

13 Sec. 2. Section three hundred twenty-one point four
14 hundred sixty-three (321.463), unnumbered paragraph seven
15 (7), Code 1973, is amended to read as follows:

16 The weight on any one axle, *including a tandem axle*,
17 of a vehicle which is transporting livestock may exceed
18 the legal maximum weight given in this chapter providing
19 that the gross weight on any particular group of axles
20 on such vehicle does not exceed the gross weight allow-
21 able under this chapter for such group of axles.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Andersen submitted the following report:

MR. PRESIDENT: Your committee on rules to which was referred **House Concurrent Resolution 14**, providing for the permanent joint rules of the Sixty-fifth General Assembly, found on pages 274 through 278 in the Senate Journal and filed February 8, 1973, begs leave to report it has had the same under consideration and recommends the same **be adopted.**

LEONARD C. ANDERSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—73

1 Amend House File 30, by striking lines 10, 11 and 12 and insert-
2 ing in lieu thereof the following:

3 "*that a broker acting as a salesman shall either maintain*
4 *such a common trust account or, in the alternative, shall*
5 *deposit funds in the common trust account of the broker for*
6 *whom he acts as a salesman.*"

RALPH F. McCARTNEY

S—72

1 Amend House File 48, as amended and passed by the House
2 by adding thereto the following new section:

3 "Sec. Section three hundred twenty-one point four
4 hundred sixty-three (321.463), unnumbered paragraph six (6),
5 Code 1973, is amended to read as follows:

6 A tolerance above the maximum legal weight of any axle
7 or vehicle or combination of vehicles may be allowed as follows:
8 [Three] *Ten* percent of any axle, including tandem axles.
9 [Eight] *Ten* percent of the gross weight on any particular
10 group of axles.
11 [Eight] *Ten* percent on the total gross weight of a vehicle
12 or combination of vehicles."

BERL E. PRIEBE

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, February 14, 1973.

JOURNAL OF THE SENATE

THIRTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, FEBRUARY 14, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Richard D. Hogan, pastor of the First Christian Church, Council Bluffs, Iowa.

The Journal of Tuesday, February 13, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Julius Pietrzak, Cedar Rapids, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Miller of Des Moines for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

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

Thirty-nine students from Perry Community High School, Perry, Iowa, accompanied by Tom South. Senator Rodgers.

Thirty-seven students, Girl Scouts, Cadette Troop 179, from Cascade, Iowa, accompanied by Mrs. Richard Devaney and Liz Kauder. Senator Kennedy.

Seventy-five students from the Oskaloosa Community Junior High School, Oskaloosa, Iowa, accompanied by Curt Frey and Mrs. Lois Scharff. Senator Van Gilst.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from forty-seven residents of Winneshiek County opposing the establishment of an Iowa Natural and Scenic Rivers system.

By Senator Hansen, from eight residents of Black Hawk County, opposing any change in the present Iowa abortion law.

ADOPTION OF PERMANENT RULES OF THE SENATE

The Senate resumed consideration of the Temporary Rules of the Senate as amended on January 17, 1973.

Senator Andersen offered the following amendment filed by the committee on rules to Rule 14 and moved its adoption:

- 1 Amend rule 14 of the Temporary Rules of the Senate by adding
- 2 thereto the following paragraph:
- 3 No amendment to the rules of the senate, to any
- 4 resolution, bill, or amendment to a bill, shall be
- 5 considered by the membership of the senate without a
- 6 copy of said amendment to rule, resolution, bill, or
- 7 amendment to a bill being on the desks of the entire
- 8 membership of the senate prior to consideration.

The amendment was adopted.

Senator Glenn offered the following amendment filed by Senators Glenn and Doderer to Rule 35:

- 1 Amend the Temporary Rules of the Senate, Rule 35, by
- 2 inserting the word "Personnel" between the words "Natural
- 3 Resources" and "Rules".

Senator Glenn moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (Rule 35) the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Heying	Nolin	Rodgers
Coleman	Hill	Orr	Schaben
Doderer	Junkins	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba	Milligan		

Nays, 25:

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

Absent or not voting, 3:

Kyhl	Miller of	Schwieger
	Des Moines	

The amendment lost.

Senator Shaff offered the following amendment to Rule 37 and moved its adoption:

- 1 Amend the Temporary Rules of the Senate, Rule 37, paragraph 1,
- 2 line 12, by striking the "period" and inserting in lieu
- 3 thereof: ", and all bills pertaining to the levy, assessment
- 4 or collection of taxes shall be referred to the committee on
- 5 ways and means."

The amendment was adopted.

Senator DeKoster offered the following amendment to Rule 38 and moved its adoption:

- 1 Amend the temporary rules of the Senate, rule 38, paragraph 2, line
- 2 and inserting in lieu thereof ", except that the chairman of
- 3 the appropriations committee may make the announcement of the
- 4 assignment to a subcommittee by placing a notice in the journal.
- 5 Any bill so assigned by the appropriations committee chairman
- 6 shall be eligible for consideration by the committee upon
- 7 report of the subcommittee but not sooner than three legislative
- 8 days following the publication of the announcement in the
- 9 journal."

The amendment was adopted.

Senator Andersen offered the following amendment filed by the committee on rules to Rule 38:

- 1 Amend rule 38, paragraph 2, of the Temporary Rules of the
- 2 Senate by adding thereto the following sentence:
- 3 When a bill has been assigned to a subcommittee, the
- 4 chairman shall report to the senate the bill number and
- 5 the names of the subcommittee members and such reports shall
- 6 be reported in the journal of the last legislative day of
- 7 each week.

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

- 1 Amend the rules committee amendment filed January 29, 1973,
- 2 to rule 38, by adding after line 7 the following new paragraph:
- 3 Where standing subcommittees of any committee have been
- 4 named, the names of the members and the title of the sub-
- 5 committee shall be published once and thereafter publication
- 6 of assignments may be made by indicating the title of the
- 7 subcommittee.

The amendment to the amendment was adopted.

On motion of Senator Andersen, the rules committee amendment as amended was adopted.

Senator Milligan offered the following amendment to Rule 48:

- 1 Amend the temporary rules of the Senate, Rule 48, by adding
- 2 the following new paragraph:
- 3 The Secretary of the Senate shall cause to be printed in the

4 Journal the date, the time of commencement and the time of
5 adjournment of each political party caucus requested while
6 the Senate is in session.

Senator Milligan moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (Rule 48) the vote was:

Rule 24 was invoked.

Ayes, 13:

Blouin	Gluba	Milligan	Palmer
DeKoster	Hansen	Murray	Priebe
Doderer	Kennedy	Orr	Willits
Glenn			

Nays, 33:

Andersen	Jenkins	Plymat	Schwengels
Bergman	Kelly	Potter	Scott
Briles	Kinley	Rabedeaux	Shaff
Coleman	Lamborn	Ramsey	Shaw
Curtis	McCartney	Riley	Taylor
Gallagher	Miller of	Robinson	Tieden
Heying	Marshall	Rodgers	Van Gilst
Hill	Nolin	Schaben	Winkelman
Hultman	Nystrom		

Absent or not voting, 4:

Griffin	Kyhl	Miller of Des Moines	Schwieger
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The amendment lost.

On motion of Senator Andersen, the Temporary Rules of the Senate as amended were adopted as the Permanent Rules of the Senate for the Sixty-fifth General Assembly.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 185, by Senator Hill, a bill for an act relating to deduction of debts for inheritance tax purposes.

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

Senate File 186, by Senators Rabedeaux, Schwieger, Kelly,

Kennedy and Coleman, a bill for an act relating to the overall length of combinations of vehicles.

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

Senate File 187, by Senators Riley and DeKoster, a bill for an act relating to the recording of an instrument and a lien affecting real estate.

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

Senate File 188, by Senator Riley, a bill for an act relating to garnishment for delinquent personal property taxes.

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

Senate File 189, by Senator Riley, a bill for an act restricting the right to bail of defendants convicted of crimes of violence.

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

Senate File 190, by Senators Riley, Gluba and Priebe (Small), a bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, and commercial breeders; and to declare certain acts unlawful and provide penalties for violations.

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

Senate File 191, by Senator Riley, a bill for an act relating to marriage licenses.

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

Senate File 192, by Senator Riley (Lipsky, Bittle, Rinas, Kreamer, Junker, Wells, Connors, Kiser, Readinger, Crawford, Norland and Miller of Cerro Gordo), a bill for an act relating to the taxation of motor fuel used in aircraft and the use of unclaimed tax refunds.

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

Senate File 193, by Senators Riley and Robinson, a bill for an act relating to rules made by boards of directors of school corporations governing use of tobacco by students.

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

Senate File 194, by Senator Riley, a bill for an act to prohibit the sale of certain detergents and provide a penalty for violations.

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

Senate File 195, by Senators Rabedaux, Willits, Coleman, Briles, Miller of Des Moines, Kinley and Shaff (Drake, Bittle, Doyle, Anderson, Wells, Dunton, Logue, Pellett, Caffrey and Den Herder), a bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, and providing penalties for a violation.

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

Senate File 196, by Senators Hultman, Lamborn, Rabedaux, Shaw, Murray, Curtis, Coleman, Palmer and Griffin, a bill for an act relating to state libraries and providing for penalties.

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

Senate File 197, by Senators Miller of Marshall and Gluba (Stanley), a bill for an act to regulate the use of beverage containers and providing penalties.

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

Senate File 198, by committee on county government, a bill for an act relating to county treasurer fees.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 179 Judiciary
- S. F. 180 Cities and towns
- S. F. 181 Human resources
- S. F. 182 Judiciary
- S. F. 183 Commerce
- S. F. 184 Ways and means
- H. F. 158 Natural resources

COMMUNICATION FROM THE LAND REHABILITATION ADVISORY BOARD

The report to the General Assembly of the Land Rehabilitation Advisory Board, Department of Mines and Minerals, was received

and placed on file in the office of the Lieutenant Governor, in accordance with Section 83A.6, Code 1973.

AMENDMENTS FILED

- 1 Amend the Permanent Rules of the Senate of the Sixty-fifth
- 2 General Assembly, Rule 25, unnumbered paragraph 5, by
- 3 striking “, 64th General Assembly” and inserting in lieu
- 4 thereof the following: “of any general assembly”.

CLIFTON C. LAMBORN

S—77

- 1 Amend Senate File 103 as follows:
- 2 1. Page 3, after line 34, by adding the following new
- 3 section, and renumbering the remaining sections.
- 4 *NEW SECTION.* A person shall not sell, offer to sell, or
- 5 have in his possession with intent to sell a linseed oil,
- 6 paint, varnish, paint oil, or solvent until he has applied
- 7 for and received a written permit from the secretary. An
- 8 application shall be made for each product and shall be
- 9 accompanied by a sample of the product and a twenty-five
- 10 dollar fee. However, an application shall not be accompan-
- 11 ied by a sample and a fee if the application indicates that
- 12 the product has previously been sold under a permit desig-
- 13 nating the product by a different brand name and if the
- 14 application specifies the previous permit number.
- 15 A fee collected under the provisions of this section
- 16 shall be remitted to the treasurer of state for deposit in
- 17 the general fund of the state.

EUGENE M. HILL

S—76

- 1 Amend Senate File 126, page 2, by striking line 22 and
- 2 inserting in lieu thereof the following: “[below:]
- 3 *herein; and make a requirement that all instructors in the*
- 4 *school system, at every level of education, have the natural*
- 5 *ability or have had a course of training enabling them to help*
- 6 *develop healthy mental attitudes of unselfishness, honesty,*
- 7 *integrity in students, as well as concern for and understanding*
- 8 *of the importance of and the general attitudes by which dis-*
- 9 *putes may be settled by negotiation and compromise rather*
- 10 *than by force and violence.”*

H. L. HEYING
WILLIAM N. PLYMAT

S—75

- 1 Amend Senate File 126 as follows:
- 2 1. Page 3, line 20, by adding after the word “body;”
- 3 the following: “, *the characteristics of communicable*
- 4 *diseases;”*
- 5 2. Page 3, line 28, by adding after the word “subjects;”
- 6 the following: “*health and physical education, including*
- 7 *the effects of alcohol, tobacco, drugs and poisons on the*
- 8 *human body, the characteristics of communicable diseases,*
- 9 *including venereal diseases and current crucial health*

10 *issues;*"

11 3. Page 5, by adding after line 9, a new paragraph

12 as follows:

13 "*j. Health education, including an awareness of phys-*
14 *ical and mental health needs, the effects of alcohol, to-*
15 *bacco, drugs and poisons on the human body, the character-*
16 *istics of communicable diseases, including venereal dis-*
17 *eases and current crucial health issues.*"

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, February 15, 1973.

JOURNAL OF THE SENATE

THIRTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, FEBRUARY 15, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Cranston R. Gesell, pastor of the Augustana Lutheran Church, Manson, Iowa.

The Journal of Wednesday, February 14, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Maplethorpe, Toledo, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Miller of Des Moines for the day on request of Senator Coleman.

PRESENTATION OF VISITORS

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

Thirty-two students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Charles Sheridan. Senators Lamborn and Kennedy.

Thirty students from Hubbell Elementary School, Des Moines, Iowa, accompanied by De Miller. Senator Milligan.

Twenty-three students from Valerius Elementary School, Urbandale, Iowa, accompanied by Mrs. Nelson. Senator Plymat.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from fifty-eight residents of Winneshiek County opposing the establishment of an Iowa Natural and Scenic Rivers system.

By the following Senators, opposing any change in the Iowa abortion law:

Senator Ramsey, from fifty-eight residents of Appanoose and Wayne Counties.

Senator Kennedy, from two thousand eight hundred thirty residents of Dubuque County:

Twelve residents of Dubuque and Jackson Counties;

One thousand four hundred fifteen residents of Carroll County;

Four hundred fifty-eight residents of Clayton County;

One hundred twenty-nine residents of Humboldt and Fayette Counties;

One hundred sixty-one residents of Sioux County.

INTRODUCTION OF BILLS

Senate File 199, by committee on judiciary, a bill for an act to provide a Judicial Qualifications Act under the authority of the constitutional amendment adopted at the general election in November, 1972.

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

Senate File 200, by committee on state government (committee on state government), a bill for an act relating to the age of retirement for a public employee.

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

ADOPTION OF AMENDMENT TO SENATE RULE 25

Senator Lamborn asked and received unanimous consent to take up for consideration the following amendment to Rule 25 of the Permanent Rules of the Senate and moved its adoption:

- 1 Amend the Permanent Rules of the Senate of the Sixty-fifth
- 2 General Assembly, Rule 25, unnumbered paragraph 5, by
- 3 striking “, 64th General Assembly” and inserting in lieu
- 4 thereof the following: “of any general assembly”.

The amendment was adopted.

ADOPTION OF JOINT RULES OF SENATE AND HOUSE

Senator Lamborn asked and received unanimous consent to take up **House Concurrent Resolution 14**, relating to the Joint Rules of the Senate and House, found on pages 274-278, inclusive, of the Senate Journal.

Senator Glenn offered the following amendment filed by him:

- 1 Amend Rule 12 of the joint rules of the Senate and House,
- 2 appearing on page 277 of the Senate Journal, by striking all
- 3 of Division 3 and inserting in lieu thereof the following:
- 4 "3. The authority of the committee shall be limited to
- 5 recommendations regarding the subject matter of the amendment or
- 6 amendments which were insisted upon by the house requesting the
- 7 conference committee."

Senator Glenn moved the adoption of his amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (Joint Rule 12) the vote was:

Rule 24 was invoked.

Ayes, 16:

Blouin	Gluba	Nolin	Robinson
Doderer	Heying	Orr	Rodgers
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Van Gilst

Nays, 30:

Andersen	Hill	Murray	Schwieger
Bergman	Hultman	Nystrom	Shaff
Briles	Kelly	Plymat	Shaw
Coleman	Lamborn	Potter	Taylor
Curtis	McCartney	Rabedeaux	Tieden
DeKoster	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen	Milligan	Schwengels	

Absent or not voting, 4:

Junkins	Kyhl	Miller of Des Moines	Schaben
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The amendment lost.

On motion of Senator Andersen, House Concurrent Resolution 14 and the Joint Rules of the Senate and House contained therein were adopted.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 201, by Senator DeKoster, a bill for an act relating to the name of a minor child.

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

Senate File 202, by committee on cities and towns, a bill for an act relating to the road use tax fund.

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

Senate File 203, by committee on cities and towns, a bill for an act relating to the deposit of public funds.

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

Senate File 204, by Senator Griffin, a bill for an act relating to tuition rates set by the state board of regents.

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

Senate File 205, by Senators Hansen, Griffin, Kelly, Tieden, Kinley, Robinson, Andersen, Nystrom, Kennedy, Miller of Des Moines and Riley, a bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on all railway bridges and trestles and providing penalties.

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

Senate File 206, by Senator Palmer, a bill for an act relating to the bonding of licensed motor fuel distributors.

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

Senate File 207, by Senators Shaff, Andersen, Bergman, Briles, Coleman, Curtis, DeKoster, Griffin, Hansen, Kelly, Kennedy, Lamborn, McCartney, Miller of Marshall, Milligan, Murray, Nolin, Nystrom, Plymat, Potter, Rabedeaux, Ramsey, Riley, Schwengels, Schwieger, Shaw, Taylor, Tieden, Van Gilst, Willits and Winkelman, a bill for an act relating to individual income tax.

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

Senate File 208, by Senators Shaff, Andersen, Bergman, Briles, Coleman, Curtis, DeKoster, Griffin, Hansen, Hultman, Kelly, Lamborn, McCartney, Miller of Marshall, Milligan, Murray, Nolin, Nystrom, Plymat, Potter, Rabedeaux, Ramsey, Riley, Schwengels, Schwieger, Shaw, Taylor, Tieden and Winkelman, a bill for an act to provide property tax relief by providing a

reimbursement for property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 20

By Hansen, Briles, Doderer, Miller of Marshall and Robinson
(Holden and Hill)

Whereas, the provisions regarding the use of legal counsels by professional and occupational examining boards vary considerably; and

Whereas, some examining boards are authorized to employ their own legal counsels and others are required to use the Office of the Attorney General; and

Whereas, the Professional and Occupational Licensing Study Committee believes that adequate legal assistance should be provided all examining boards, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That each examining board be required to submit in writing to the General Assembly, no later than January 14, 1974, its recommendations for legal assistance for the examining board.

SENATE CONCURRENT RESOLUTION 21

By Hansen, Briles, Doderer, Miller of Marshall and Robinson
(Holden and Hill)

Whereas, most professions and occupations for which examining boards have been established require the applicant to pass an examination testing his knowledge and skills required for the practice of the profession or occupation; and

Whereas, new developments are constantly occurring to change and improve the practice of licensed professions and occupations; and

Whereas, requirements for renewal of a license or registration, except for nursing home administrators and optometrists, merely require filing of the proper form and payment of a renewal fee; and

Whereas, the Professional and Occupational Licensing Study Committee, established by the Legislative Council for the 1972 interim, believes that each person licensed or registered by an examining board should be required to submit evidence of continuing education in order for his license or registration to be renewed, but the Study Committee also believes that each individual examining board can best determine what type of continuing education is most suitable for its occupation or profession, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That each examining board be required to submit in writing to the General Assembly, no later than January 14, 1974, its recommendations for continuing education requirements for licensed or registered members of its occupation or profession.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 20 State government
- S.C.R. 21 State government
- S. F. 185 Judiciary
- S. F. 187 Judiciary
- S. F. 188 Judiciary
- S. F. 189 Judiciary
- S. F. 190 Agriculture
- S. F. 191 Judiciary
- S. F. 192 Commerce
- S. F. 193 Schools
- S. F. 194 Natural resources
- S. F. 195 Commerce
- S. F. 196 State government
- S. F. 197 Natural resources

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred **Senate File 3**, a bill for an act relating to improvement bonds and special assessments on certain property outside of cities, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—78

- 1 Amend Senate File 3 as follows:
- 2 1. Page 2, by inserting in line 13 before the word "*within*"
- 3 the words "*affected by public improvements*".
- 4 2. Page 2, by inserting in line 15 before the word "*In*" the
- 5 words "*The right of way of a railway company shall not be*
- 6 *assessed unless the company joins as a petitioner for said*
- 7 *improvements.*"
- 8 3. Page 2, by striking in line 16 the word "*may*" and inserting
- 9 the word "*shall*".

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 108**, a bill for an act relating to games of skill, games of chance, raffles and providing penalties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—81

1 Amend Senate File 108 as follows:

2 1. Page 2, by inserting in line 27 before the word "recognized"
3 the words "incorporated under chapter five hundred four
4 (504) or chapter five hundred four A (504A), Code 1973, or".

5 2. Page 3, by striking from line 5 the words "fifty
6 cents" and inserting in lieu thereof the words "one dollar".

7 3. Page 3, by striking from line 18 the words "fifty cents"
8 and inserting in lieu thereof the words "one dollar".

9 4. Page 3, by striking lines 21 and 22, and renumbering
10 the remaining subsection.

11 5. Page 3, by striking lines 25 through 35, and page 4
12 by striking lines 1 through 22 and inserting in lieu thereof
13 the following:

14 "Sec. 4. *NEW SECTION.* CIVIC CELEBRATION AND AMUSE-
15 MENT

16 **PARKS.**

17 The city or town council of any city or town, or the
18 county board of supervisors with respect to any unincorpor-
19 ated area within the county, may by resolution authorize games
20 of skill, games of chance and raffles at any amusement park,
21 or at any carnival, bazaar, centennial or celebration sponsored
22 by any bona fide civic group, service club or merchants group
23 provided:

24 1. That games of skill and games of chance shall be
25 subject to the same restrictions as provided in section two
26 (2), subsections one (1) through six (6), of this Act, and

2. That raffles shall be subject to the same restrictions

Page 2

1 as provided in section three (3), subsections one (1) through
2 four (4), of this Act.

3 **Sec. 5. *NEW SECTION.* QUALIFIED ORGANIZATIONS.** Games
4 of skill, games of chance, and raffles may be conducted by
5 all other qualified organizations, provided:

6 1. No person except a bona fide member, employee,
7 student, or parent or guardian of a student, or a qualified
8 organization may participate in the management or operation
9 of a game or raffle, and

10 2. No person may receive any remuneration or profit
11 for participation in the management or operation of a game
12 or raffle, and

13 3. A game or raffle may not be conducted on rented
14 premises unless the premises are rented from a qualified
15 organization, and

16 4. The entire net proceeds are devoted exclusively to
17 the lawful purposes of the qualified organization and do not
18 inure to the benefit of any individual, and

- 19 5. The cost of play or chance of any game of skill,
 20 game of chance, or raffle shall not exceed one dollar, and
 21 6. The aggregate value of any prize in any single game
 22 or raffle shall not exceed twenty-five dollars, and
 23 7. The outcome or winner of a game is not controlled
 24 by the operator.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—79

- 1 Amend Senate File 126, page 14, line 16 by inserting
 2 after the word "for" the words "not more than".

EUGENE M. HILL

S—80

- 1 Amend House File 125, page 2, as follows:
 2 1. Lines 17, 18 and 19 by striking the words "the
 3 commissioner of public safety, after considering the
 4 recommendations of".
 5 2. Line 20 by striking the comma.

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
 9:00 p.m., Friday, February 16, 1973.

JOURNAL OF THE SENATE

FORTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, FEBRUARY 16, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Donald Hawes, pastor of the Assumption Catholic Church, Cresco, Iowa.

The Journal of Thursday, February 15, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Vern Schlaser, Des Moines, Iowa.

PRESENTATION OF VISITORS

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

Six students from North Fayette County Community School, Fayette, Iowa, accompanied by Mrs. Bonnie Schmale. Senator Heying.

Thirty students, members of the Linn County 4-H Club, accompanied by Mrs. De Wayne Beckner and Keith Westercamp. Senator Riley.

Thirty-nine students from Moravia High School, Moravia, Iowa, accompanied by Georgia Hayden. Senator Ramsey.

Thirty students from Runnells Community School, Runnells, Iowa, accompanied by Beverly Lancaster. Senator Hill.

Eleven students from Waukon Community School, Waukon, Iowa, accompanied by Mrs. Wayne Howe and Mrs. Bill Campbell. Senator Tieden.

UNFINISHED BUSINESS

Senate File 75

On motion of Senator Lamborn, Senate File 75, a bill for an act relating to the interstate corrections compact, was taken up for further consideration.

Senator Hill offered amendment S—25 filed by him on February 1, 1973:

S—25

- 1 Amend Senate File 75 as follows:
- 2 1. Page 8, by striking all of lines 32 through 35.
- 3 2. Page 9, by striking all of lines 1 through 12.

Senator Hill moved the adoption of his amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 75) the vote was:

Ayes, 9:

Bergman	Ramsey	Rodgers	Shaw
Coleman	Riley	Schwengels	Tieden
Hill			

Nays, 36:

Andersen	Hansen	Milligan	Rabedeaux
Blouin	Hultman	Murray	Robinson
Briles	Junkins	Nolin	Schaben
Curtis	Kennedy	Nystrom	Schwieger
DeKoster	Kinley	Orr	Scott
Doderer	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Marshall	Priebe	Winkelman
Griffin			

Absent or not voting, 5:

Heying	Kyhl	Miller of	Shaff
Kelly		Des Moines	

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. 75) the vote was:

Ayes, 44:

Andersen	Heying	Nolin	Rodgers
Bergman	Hultman	Nystrom	Schaben
Blouin	Junkins	Orr	Schwengels
Briles	Kennedy	Palmer	Schwieger
Coleman	Kinley	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	McCartney	Priebe	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Glenn	Marshall	Ramsey	Tieden
Gluba	Milligan	Riley	Van Gilst
Griffin	Murray	Robinson	Willits
Hansen			

Nays, 3:
 Gallagher Hill Winkelman
 Absent or not voting, 3:
 Kelly Kyhl Miller of
 Des Moines

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

Senate File 92

On motion of Senator Miller of Marshall, Senate File 92, a bill for an act relating to the destruction of original court records, was taken up for further consideration.

Senator Miller of Marshall asked and received unanimous consent that **House File 108** be substituted for **Senate File 92**.

House File 108

On motion of Senator Miller of Marshall, House File 108, a bill for an act relating to the destruction of original court records, was taken up for consideration.

DEFERRED

Senator Riley asked and received unanimous consent that further action on **House File 108** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 107

On motion of Senator Riley, Senate File 107, a bill for an act relating to the penalty for violation of the provisions for advertising and selling courses of instruction, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 107) the vote was:

Ayes, 46:

Andersen	DeKoster	Hansen	Lamborn
Bergman	Doderer	Heying	McCartney
Blouin	Gallagher	Hill	Miller of
Briles	Glenn	Hultman	Marshall
Coleman	Gluba	Kennedy	Milligan
Curtis	Griffin	Kinley	Murray

Nolin	Priebe	Schaben	Taylor
Nystrom	Rabedeaux	Schwengels	Tieden
Orr	Ramsey	Schwieger	Van Gilst
Palmer	Riley	Scott	Willits
Plymat	Robinson	Shaff	Winkelman
Potter	Rodgers	Shaw	

Nays, none.

Absent or not voting, 4:

Junkins	Kelly	Kyhl	Miller of Des Moines
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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 Joint Resolution 7

On motion of Senator Priebe, Senate Joint Resolution 7, a joint resolution urging the President of the United States and the United States Secretary of Agriculture to rescind the order to ship commodity credit grain, was taken up for consideration.

Senator Rabedeaux took the chair at 10:26 a.m.

Senator Priebe 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. 7) the vote was:

Ayes, 45:

Andersen	Heying	Nolin	Rodgers
Bergman	Hill	Nystrom	Schaben
Blouin	Hultman	Orr	Schwengels
Briles	Junkins	Palmer	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Marshall	Riley	Willits
Gluba	Milligan	Robinson	Winkelman
Griffin	Murray		

Nays, none.

Absent or not voting, 5:

Hansen	Kyhl	Miller of	Shaw
Kelly		Des Moines	

The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

Senate File 38

On motion of Senator Potter, Senate File 38, a bill for an act relating to broker trust accounts, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter asked and received unanimous consent that **House File 30** be substituted for **Senate File 38**.

House File 30

On motion of Senator Potter, House File 30, a bill for an act relating to real estate broker trust accounts, was taken up for consideration.

Senator McCartney offered the following amendment filed by him and moved its adoption:

S—73

- 1 Amend House File 30, by striking lines 10, 11 and 12 and insert-
- 2 ing in lieu thereof the following:
- 3 *"that a broker acting as a salesman shall either maintain*
- 4 *such a common trust account or, in the alternative, shall*
- 5 *deposit funds in the common trust account of the broker for*
- 6 *whom he acts as a salesman."*

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. 30) the vote was:

Ayes, 45:

Andersen	Heying	Nolin	Schaben
Bergman	Hill	Nystrom	Schwengels
Blouin	Hultman	Palmer	Schwieger
Briles	Junkins	Plymat	Scott
Coleman	Kennedy	Potter	Shaff
Curtis	Kinley	Priebe	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Doderer	McCartney	Ramsey	Tieden
Gallagher	Miller of	Riley	Van Gilst
Glenn	Marshall	Robinson	Willits
Griffin	Milligan	Rodgers	Winkelman
Hansen	Murray		

Nays, none.

Absent or not voting, 5:

Gluba	Kyhl	Miller of	Orr
Kelly		Des Moines	

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

WITHDRAWN

Senator Potter asked and received unanimous consent that **Senate File 38** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 118

On motion of Senator Riley, Senate File 118, a bill for an act relating to county expenditures for joint law enforcement facilities, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 118) the vote was:

Ayes, 43:

Andersen	Hansen	Nolin	Schaben
Bergman	Hill	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Marshall	Ramsey	Van Gilst
Gluba	Milligan	Riley	Willits
Griffin	Murray	Robinson	Winkelman

Nays, none.

Absent or not voting, 7:

Blouin	Hultman	Kyhl	Miller of
Heying	Kelly		Des Moines
			Rodgers

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

DEFERRED

Senator Hansen asked and received unanimous consent that action on **Senate File 126** be deferred and that the bill retain its place on the calendar.

Senator Shaw asked and received unanimous consent that further action on **Senate File 135** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 34

On motion of Senator Shaff, Senate File 34, a bill for an act relating to supreme court fees, with report of committee recom-

mending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff asked and received unanimous consent that **House File 34** be substituted for **Senate File 34**.

House File 34

On motion of Senator Shaff, House File 34, a bill for an act relating to supreme court fees, was taken up for consideration.

President Neu took the chair at 11:07 a.m.

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. 34) the vote was:

Ayes, 37:

Andersen	Hansen	Murray	Riley
Bergman	Hultman	Nolin	Robinson
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Van Gilst
Gluba	Marshall	Ramsey	Winkelman
Griffin	Milligan		

Nays, 8:

Glenn	Hill	Schaben	Tieden
Heying	Palmer	Scott	Willits

Absent or not voting, 5:

Blouin	Kyhl	Miller of	Rodgers
Kelly		Des Moines	

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

WITHDRAWN

Senator Shaff asked and received unanimous consent that **Senate File 34** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 148

On motion of Senator Coleman, Senate File 148, a bill for an act relating to the cash depreciation fund for Iowa State Industries, was taken up for consideration.

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. 148) the vote was:

Ayes, 44:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Riley	Willits
Hansen	Murray	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 6:

Blouin	Kelly	Miller of	Rodgers
Briles	Kyhl	Des Moines	

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

Senate File 149

On motion of Senator Andersen, Senate File 149, a bill for an act clarifying legal settlement of a minor child residing in an institution, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 149) the vote was:

Ayes, 43:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Briles	Hill	Nystrom	Schwieger
Coleman	Hultman	Orr	Scott
Curtis	Junkins	Palmer	Shaff
DeKoster	Kennedy	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Marshall	Ramsey	Willits
Griffin	Milligan	Riley	Winkelman

Nays, none.

Absent or not voting, 7:

Blouin	Kinley	Miller of	Robinson
Kelly	Kyhl	Des Moines	Rodgers

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

Senate File 157

On motion of Senator Doderer, Senate File 157, a bill for an act relating to the age of consent for venereal disease diagnosis and treatment, was taken up for consideration.

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. 157) the vote was:

Ayes, 43:

Andersen	Hansen	Nolin	Schaben
Bergman	Heying	Nystrom	Schwengels
Briles	Hill	Orr	Schwieger
Coleman	Hultman	Palmer	Scott
Curtis	Junkins	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Marshall	Ramsey	Van Gilst
Gluba	Milligan	Riley	Willits
Griffin	Murray	Robinson	Winkelman

Nays, none.

Absent or not voting, 7:

Blouin	Kinley	Miller of	Rodgers
Kelly	Kyhl	Des Moines	
Kennedy			

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

Senate Joint Resolution 4

On motion of Senator Winkelman, Senate Joint Resolution 4, a joint resolution to require approved soil conservation practices on land in the watershed of proposed United States army corps of engineers multipurpose dams prior to construction of such dams, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

(Senate Joint Resolution 4 pending.)

SENATE CONCURRENT RESOLUTION 22

By Heying

Whereas, there are in the State of Iowa a substantial number of small locker plants which engage in limited meat processing for customers in the locker plants' local trade area; and

Whereas, these locker plants are presently being subjected to both federal and state inspection because they are located in areas near the borders of the state, and some of the persons residing in the convenient local trade areas of the plants live in another state so that in serving these persons the locker plants are technically engaged in interstate commerce; and

Whereas, inspection of these locker plants' meat processing operations by inspectors of the State of Iowa as required under chapter 189A of the Code is sufficient to protect the interests of all customers of these locker plants regardless of whether or not they reside in the State of Iowa; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly urges the Congress of the United States to take appropriate action to change federal laws and regulations so the federal inspectors are not required to inspect small firms such as locker plants which engage in limited meat processing for customers in their local trade areas, even though some of the customers are residents of a different state than that in which the locker plants are located, if the state provides adequate inspection of meat processing operations in such facilities.

Be It Further Resolved, That the Secretary of the Senate send a copy of this resolution to each member of the Iowa delegation to the Congress of the United States.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was called from the Senate chamber for a legislative matter at the time the vote was taken on Senate Joint Resolution 7. Had I been present, I would have voted "aye".

WILLARD R. HANSEN

MR. PRESIDENT: When the votes were taken on Senate Files 118, 148, 149 and 157 and House File 34, I was absent from the Senate chamber. Had I been present, I would have voted "aye" on these bills.

NORMAN RODGERS

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 93, a bill for an act relating to assignment of real estate mortgages by marginal entry.

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

House File 166, a bill for an act relating to the taking of fish with seines and traps.

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

House File 170, a bill for an act relating to escaped convicts.

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

House File 174, a bill for an act relating to confined game birds and animals.

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

House File 189, a bill for an act relating to the movement of truck trailers manufactured in this state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 93

- 1 Amend the title to Senate File 93 by striking all
- 2 after the word "relating" and inserting in lieu there-
- 3 of the following: "to marginal release of corporate
- 4 liens."

INTRODUCTION OF BILLS

Senate File 209, by Senators Griffin, Riley, Bergman, Briles, Coleman, Curtis, DeKoster, Hansen, Lamborn, McCartney, Nolin, Nystrom, Plymat, Potter, Rabedeaux, Ramsey, Schwengels and Schwieger, a bill for an act relating to Vietnam veterans' service compensation fund, authorizing the state of Iowa to become indebted in the amount of twenty-eight million dollars and providing for the issue and sale of bonds of the state in evidence thereof, and providing for the imposition, levy, and collection of a direct annual tax sufficient to pay the principal and interest of the bonds, making appropriations, and providing a penalty.

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

Senate File 210, by committee on human resources, a bill for an act relating to abortion and to provide a penalty.

Read first time and referred to committee on **state government** (under Rule 37).

Senate File 211, by Senators Tieden, Schwieger and Griffin (Carr and Norpel), a bill for an act relating to the setting of minimum prices for the retail sale of beer.

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

Senate File 212, by Senators Potter, Kennedy and Nystrom, a bill for an act relating to the average final compensation of a member of the peace officers' retirement system.

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

HOUSE MESSAGES CONSIDERED

House File 166, a bill for an act relating to the taking of fish with seines and traps.

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

House File 170, a bill for an act relating to escaped convicts.

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

House File 174, a bill for an act relating to confined game birds and animals.

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

House File 189, a bill for an act relating to the movement of truck trailers manufactured in this state.

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

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 22 Agriculture
- S. F. 201 Judiciary
- S. F. 204 Higher education
- S. F. 205 Human and industrial relations
- S. F. 206 Ways and means
- S. F. 207 Ways and means
- S. F. 208 Ways and means
- S. F. 209 Ways and means
- S. F. 211 Commerce
- S. F. 212 State government
- H. F. 166 Natural resources
- H. F. 170 Judiciary
- H. F. 174 Natural resources
- H. F. 189 Commerce

APPROPRIATIONS SUBCOMMITTEES

Pursuant to the amendment to Rule 38 of the Rules of the Senate, Senator DeKoster, chairman of the appropriations committee, announced the following standing subcommittees:

Education	Natural Resources	Transportation
Riley, Chairman	Milligan, Chairman	Winkelman, Chairman
Potter*	Bergman*	Lamborn*
Nolin	Blouin	Gluba
Plymat	Hultman	Hansen
Van Gilst	Priebe	Heying
	Robinson	Hill
Human Resources	State Departments	
Schwieger, Chairman	Shaw, Chairman	*Ranking Member
Murray*	Andersen*	
Coleman	McCartney	
Doderer	Scott	
Tieden	Willits	

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 2	Senate File 10	Senate File 24
Nystrom, Chairman	Potter, Chairman	Griffin, Chairman
Winkelman	Palmer	Palmer
Junkins	Plymat	Plymat
Senate Joint Resolution 3	Senate File 11	Senate File 26
Kelly, Chairman	Ramsey, Chairman	McCartney, Chairman
Ramsey	DeKoster	Kelly
Kinley	Kennedy	Glenn
Senate Joint Resolution 5	Senate File 12	Senate File 28
Appropriations—	Shaw, Chairman	Ramsey, Chairman
State Departments	Winkelman	DeKoster
	Glenn	Kennedy
Senate Joint Resolution 6	Senate File 13	Senate File 29
Coleman, Chairman	DeKoster, Chairman	Coleman, Chairman
Shaw	Potter	Shaw
Riley	Coleman	Riley
Senate File 1	Senate File 14	Senate File 30
Plymat, Chairman	Coleman, Chairman	Plymat, Chairman
Murray	Shaw	Lamborn
Miller of Des Moines	Riley	Rodgers
Senate File 2	Senate File 15	Senate File 31
DeKoster, Chairman	Briles, Chairman	Kelly, Chairman
Potter	Priebe	Ramsey
Coleman	Rabedeaux	Kinley
Senate File 4	Senate File 16	Senate File 32
Nystrom, Chairman	Winkelman, Chairman	McCartney, Chairman
Murray	Murray	Kelly
Junkins	Nolin	Glenn
Senate File 5	Senate File 17	Senate File 33
McCartney, Chairman	DeKoster, Chairman	Griffin, Chairman
Kelly	Potter	Van Gilst
Glenn	Coleman	Potter
Senate File 8	Senate File 18	Senate File 34
Hultman, Chairman	Potter, Chairman	DeKoster, Chairman
Winkelman	McCartney	Potter
Blouin	Willits	Coleman
Senate File 9	Senate File 23	Senate File 35
Potter, Chairman	Potter, Chairman	Potter, Chairman
McCartney	McCartney	McCartney
Willits	Willits	Willits

- Senate File 36**
Winkelman, Chairman
Gallagher
Hultman
- Senate File 37**
Kelly, Chairman
Winkelman
Scott
- Senate File 40**
Winkelman, Chairman
Schwieger
Junkins
- Senate File 41**
Winkelman, Chairman
Glenn
Nystrom
- Senate File 42**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 43**
Shaff, Chairman
Taylor
Scott
- Senate File 44**
Winkelman, Chairman
Glenn
Schwieger
- Senate File 45**
Shaw, Chairman
Nystrom
Nolin
- Senate File 46**
Nystrom, Chairman
Shaw
Nolin
- Senate File 47**
Hultman, Chairman
Curtis
Rodgers
- Senate File 49**
Murray, Chairman
Doderer
Milligan
- Senate File 52**
Nolin, Chairman
Nystrom
Schwengels
- Senate File 53**
Potter, Chairman
McCartney
Willits
- Senate File 54**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 55**
Coleman, Chairman
Riley
Shaw
- Senate File 56**
Glenn, Chairman
Murray
Winkelman
- Senate File 57**
Kelly, Chairman
Ramsey
Kinley
- Senate File 58**
Milligan, Chairman
Miller of Des Moines
Tieden
- Senate File 59**
Shaw, Chairman
Andersen
Kennedy
- Senate File 60**
Taylor, Chairman
Priebe
Hultman
- Senate File 61**
Nystrom, Chairman
Schwieger
Nolin
- Senate File 62**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 63**
Schwengels, Chairman
Orr
Kinley
- Senate File 67**
Andersen, Chairman
Gluba
Doderer
- Senate File 68**
McCartney, Chairman
Kelly
Glenn
- Senate File 69**
Junkins, Chairman
Nystrom
Schwengels
- Senate File 70**
DeKoster, Chairman
Potter
Coleman
- Senate File 72**
Coleman, Chairman
Shaw
Riley
- Senate File 73**
Plymat, Chairman
Coleman
Miiller of Des Moines
- Senate File 74**
Kelly, Chairman
Ramsey
Kinley
- Senate File 77**
Nystrom, Chairman
Bergman
Gluba
- Senate File 78**
Nystrom, Chairman
Shaw
Junkins
- Senate File 80**
Van Gilst, Chairman
Griffin
Potter
- Senate File 83**
Appropriations-
Human Resources
- Senate File 86**
Junkins, Chairman
Hansen
Murray
- Senate File 87**
Griffin, Chairman
Taylor
Rodgers
- Senate File 88**
Briles, Chairman
Curtis
Palmer
- Senate File 90**
Nystrom, Chairman
Murray
Junkins
- Senate File 92**
DeKoster, Chairman
Potter
Coleman
- Senate File 94**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 95**
McCartney, Chairman
Kelly
Glenn
- Senate File 96**
Murray, Chairman
Shaw
Junkins
Hansen
Robinson
- Senate File 97**
Kelly, Chairman
Ramsey
Kinley
- Senate File 98**
Nystrom, Chairman
Winkelman
Robinson
- Senate File 100**
Taylor, Chairman
Shaw
Orr

- Senate File 101**
Curtis, Chairman
Blouin
Schwengels
- Senate File 102**
Andersen, Chairman
Shaff
Scott
- Senate File 103**
Glenn, Chairman
Hultman
Rabedeaux
- Senate File 104**
DeKoster, Chairman
Potter
Coleman
- Senate File 105**
Robinson, Chairman
Milligan
DeKoster
- Senate File 106**
McCartney, Chairman
Kelly
Glenn
- Senate File 108**
Potter, Chairman
McCartney
Willits
- Senate File 111**
Lamborn, Chairman
Potter
Orr
- Senate File 112**
Rodgers, Chairman
Potter
Palmer
- Senate File 113**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 114**
Milligan, Chairman
Doderer
Bergman
- Senate File 115**
Coleman, Chairman
Shaw
Riley
- Senate File 116**
Potter, Chairman
McCartney
Willits
- Senate File 122**
Schwengels, Chairman
Murray
Robinson
- Senate File 123**
Riley, Chairman
Palmer
Briles
- Senate File 127**
Plymat, Chairman
Orr
Kinley
- Senate File 128**
Appropriations—
Natural Resources
- Senate File 129**
Plymat, Chairman
Curtis
Hill
- Senate File 130**
Hill, Chairman
Schwengels
Hansen
- Senate File 131**
Potter, Chairman
McCartney
Willits
- Senate File 133**
Kinley, Chairman
Taylor
Briles
- Senate File 136**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 137**
Briles, Chairman
Lamborn
Schaben
- Senate File 138**
Schwengels, Chairman
Hill
Potter
- Senate File 139**
Schwengels, Chairman
Hill
Potter
- Senate File 141**
Griffin, Chairman
Curtis
Rodgers
- Senate File 143**
Glenn, Chairman
Schwengels
Winkelman
- Senate File 150**
Nystrom, Chairman
Schwengels
Robinson
- Senate File 151**
Nystrom, Chairman
Schwengels
Robinson
- Senate File 152**
Shaw, Chairman
Schwieger
Nolin
- Senate File 153**
Junkins, Chairman
Nystrom
Schwengels
- Senate File 154**
Orr, Chairman
Schwengels
Lamborn
- Senate File 155**
Potter, Chairman
Rodgers
Plymat
- Senate File 158**
Shaw, Chairman
Andersen
Scott
- Senate File 160**
Kinley, Chairman
Curtis
Plymat
- Senate File 161**
Schwengels, Chairman
Hill
Winkelman
- Senate File 162**
Nystrom, Chairman
Murray
Junkins
- Senate File 164**
Hansen, Chairman
Glenn
Schwieger
- Senate File 165**
Griffin, Chairman
Potter
Van Gilst
- Senate File 166**
Murray, Chairman
Hansen
Hill
- Senate File 169**
DeKoster, Chairman
Bergman
Gluba
- Senate File 170**
Griffin, Chairman
Orr
Schwengels

Senate File 174 Priebe, Chairman Briles Schaben	Senate Concurrent Resolution 18 Rabedeaux, Chairman Kinley Hultman	House File 20 DeKoster, Chairman Potter Coleman
Senate File 176 Taylor, Chairman Griffin Kennedy	Senate Concurrent Resolution 19 Shaw, Chairman Hansen Robinson	House File 21 Kelly, Chairman Ramsey Kinley
Senate File 177 Nystrom, Chairman Ramsey Doderer	Senate Concurrent Resolution 20 Nolin, Chairman Schwengels Hansen	House File 27 Murray, Chairman Nystrom Nolin
Senate File 180 Griffin, Chairman Potter Palmer	Senate Concurrent Resolution 21 Nolin, Chairman Schwengels Hansen	House File 40 Murray, Chairman Nystrom Nolin
Senate File 183 Palmer, Chairman Curtis Taylor	House Joint Resolution 3 McCartney, Chairman Kelly Glenn	House File 41 Nolin, Chairman Nystrom Murray
Senate File 196 Shaw, Chairman Hansen Glenn	House File 3 Potter, Chairman McCartney Willits	House File 45 Winkelman, Chairman Glenn Nystrom
Senate Concurrent Resolution 8 Nystrom, Chairman Murray Nolin	House File 4 McCartney, Chairman Kelly Glenn	House File 46 DeKoster, Chairman Potter Coleman
Senate Concurrent Resolution 12 Appropriations— Education	House File 17 Coleman, Chairman Shaw Riley	House File 61 Kelly, Chairman Ramsey Kinley
Senate Concurrent Resolution 15 Miller of Marshall, Chairman Heying Tieden	House File 18 Kelly, Chairman Ramsey Kinley	House File 109 Nystrom, Chairman Nolin Schwengels
Senate Concurrent Resolution 16 Potter, Chairman McCartney Willits	House File 19 Glenn, Chairman Murray Winkelman	House File 117 Palmer, Chairman Lamborn Plymat
		House File 122 Curtis, Chairman Lamborn Hill

AMENDMENTS FILED

S—89

- 1 Amend Senate File 49 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. *NEW SECTION.* "Abortion" means the termina-
- 5 tion of human pregnancy with an intention other than to pro-
- 6 duce a live birth or to remove a dead fetus.
- 7 Sec. 2. *NEW SECTION.* An abortion may be performed in
- 8 this state only if it is performed by a physician licensed

9 to practice pursuant to chapters one hundred forty-eight
10 (148), one hundred fifty (150), or one hundred fifty A (150A)
11 of the Code.

12 Sec. 3. *NEW SECTION.* An abortion beyond the twelfth week
13 of pregnancy shall be performed in a hospital licensed pursuant
14 to chapter one hundred thirty-five B (135B) of the Code.

15 Sec. 4. *NEW SECTION.* An abortion shall not be performed
16 after the twenty-fourth week of pregnancy except to preserve
17 the life of the woman.

18 Sec. 5. *NEW SECTION.* Nothing in this Act shall require
19 a hospital or individual to participate in an abortion. Re-
20 fusal by a hospital or individual to participate in an abortion
21 shall not form the basis for a claim for damages or for dis-
22 ciplinary or recriminatory action. However, nothing in
23 this section shall alter, negate, or change in any way the
24 professional responsibility of any hospital or individual
25 to a patient or prospective patient.

26 Sec. 6. *NEW SECTION.* Any person who knowingly violates
27 this Act shall be imprisoned in the state penitentiary for
28 a term not exceeding five years and shall be fined a sum not

Page 2

1 exceeding one thousand dollars.

2 Sec. 7. *NEW SECTION.* Whoever shall for commercial purposes
3 advertise or write or print a circular, handbill, card, book,
4 pamphlet, advertisement, or notice of any kind for general
5 distribution, which gives information, directly or indirectly,
6 concerning when, where, how, or by what means an abortion
7 may be performed, shall be guilty of a misdemeanor and shall
8 be imprisoned for a term not exceeding one year or shall be
9 fined a sum not exceeding five hundred dollars or both.

10 Sec. 8. Section one hundred forty-four point one (144.1),
11 subsection six (6), Code 1973, is amended to read as follows:

12 6. "Vital statistics" means records of births, deaths,
13 fetal deaths, *abortions*, adoptions, marriages, divorces,
14 annulments, and data related thereto.

15 Sec. 9. Section one hundred forty-four point one (144.1),
16 subsection eight (8), Code 1973, is amended to read as follows:

17 8. "Filing" means the presentation of a certificate, report,
18 or other record, provided for in this chapter, of a birth, death,
19 fetal death, *abortion*, adoption, marriage, divorce, or annulment
20 for registration by the division.

21 Sec. 10. Section one hundred forty-four point one (144.1),
22 subsection nine (9), Code 1973, is amended to read as follows:

23 9. "Registration" means the acceptance by the division and
24 the incorporation in its official records of certificates, reports,
25 or other records, provided for in this chapter, of births, deaths,

Page 3

1 fetal deaths, *abortions*, adoptions, marriages, divorces, or
2 annulments.

3 Sec. 11. Section one hundred forty-four point two (144.2),
4 Code 1973, is amended to read as follows:

5 144.2 DIVISION OF RECORDS AND STATISTICS. There is
hereby

6 established in the department a division for records and
 7 statistics which shall install, maintain, and operate the system
 8 of vital statistics throughout the state. No system for the
 9 registration of births, deaths, fetal deaths, *abortions*, adoptions,
 10 marriages, divorces, and annulments, shall be maintained in the
 11 state or any of its political subdivisions other than the one
 12 provided for in this chapter. Suitable quarters shall be
 13 provided for the division by the executive council at the seat
 14 of government. The quarters shall be properly equipped for the
 15 permanent and safe preservation of all official records made and
 16 returned under this chapter.

17 Sec. 12. Chapter one hundred forty-four (144), Code 1973,
 18 is amended by adding the following new section:

19 *NEW SECTION. ABORTIONS.* An abortion certificate for each
 20 abortion performed in this state shall be filed by the physician
 21 performing the abortion. The certificate shall be filed with
 22 the local registrar of the district in which the abortion has been
 23 performed within three days after the abortion has been performed
 24 and shall be registered by the state registrar if it has been
 25 completed and filed in accordance with this chapter.

Page 4

1 Sec. 13. Section seven hundred twenty-five point five (725.5),
 2 Code 1973, is amended to read as follows:

3 725.5 OBSCENE LITERATURE—ARTICLES FOR IMMORAL
 USE. Who-
 4 ever sells, or offers for sale, or gives away, or has in his
 5 possession with intent to sell, loan, or give away any obscene,
 6 lewd, indecent, lascivious, or filthy book, pamphlet, paper,
 7 drawing, lithograph, engraving, picture, photograph, writing,
 8 card, postal card, model, cast, or any instrument or article
 9 of indecent or immoral use, [or any medicine, article, or thing
 10 designed or intended for procuring abortion or preventing
 11 conception,] or advertises the same for sale, or writes or
 12 prints any letter, circular, handbill, card, book, pamphlet,
 13 advertisement, or notice of any kind, giving information,
 14 directly or indirectly, when, where, how, or by what means
 15 any of the articles or things hereinbefore mentioned can be
 16 purchased, or otherwise obtained or made, shall be guilty
 17 of a misdemeanor and be fined not more than one thousand nor
 18 less than fifty dollars, or be imprisoned in the county jail
 19 not more than one year, or both.

20 Sec. 14. Section seven hundred seventy-three point thirty-
 21 eight (773.38), subsection five (5), Code 1973, is amended
 22 to read as follows:

23 5. An attempt to commit an unlawful [miscarriage of a woman]
 24 *abortion*, and the homicide of the woman resulting from such
 25 attempt.

Page 5

1 Sec. 15. Chapter seven hundred one (701), Code 1973, is
 2 repealed.

3 Sec. 16. This Act, being deemed of immediate importance,
 4 shall take effect and be in force from and after its publica-

5 tion in The Des Moines Register, a newspaper published in
6 Des Moines, Iowa, and in The Cedar Rapids Gazette, a news-
7 paper published in Cedar Rapids, Iowa.

GEORGE F. MILLIGAN
JOHN S. MURRAY

S—87

1 Amend Senate File 108 as follows:

2 1. Page 4, by inserting the following new section after
3 line 29:

4 "Sec. *NEW SECTION.* Notwithstanding the provisions
5 of section ninety-nine point one (99.1) and chapter seven
6 hundred twenty-six (726) of the Code, it shall be unlawful for
7 any person to own, operate, or play mechanical or electronic
8 recreational devices even though the machine or device awards
9 free games or one or more additional balls or shots upon
10 attaining a certain score. These machines and devices are
11 not lawful under this section if they award or are played
12 for cash or merchandise prizes."

13 2. By renumbering the bill sections to conform to this
14 amendment.

GEORGE R. KINLEY
CLIFTON C. LAMBORN

S—90

1 Amend Senate File 108, page 6, by adding after line 7
2 the following new section:

3 Sec. This Act, being deemed of immediate impor-
4 tance, shall take effect and be in force from and after
5 its publication in The Telegraph-Herald, a newspaper
6 published in Dubuque, Iowa, and in the Ankeny Press-Citizen,
7 a newspaper published in Ankeny, Iowa.

EARL M. WILLITS
MICHAEL T. BLOUIN

S—86

1 Amend the committee on judiciary amendment to Senate File
2 108, as it appears on pages 325 and 326 of the Senate Journal,
3 as follows:

4 1. Page 2, line 5, by striking the words "all other".

5 2. Page 2, line 22, by adding the following after the
6 word "and":

7 "in raffles and games of bingo or similar games of chance
8 the total aggregate value of prizes awarded shall not be less
9 than the value of fifty percent of the gross receipts for the
10 raffle or game, and".

GEORGE R. KINLEY

S—88

1 Amend Senate File 126 as follows:

2 1. Page 2, line 8, by striking the words ", regulations,
3 and rules" and inserting in lieu thereof the words "[, regula-
4 tions, and rules]".

5 2. Page 2, line 14, by striking the word "*maintained*" and
6 inserting in lieu thereof the word "*prepared*".

7 3. Page 2, by striking lines 19, 20, and 21 and inserting
8 in lieu thereof the following:
9 “[jointly. Such] *The approval standards*[, regulations, and
10 rules] *established by the state board* shall [prescribe] *delineate*
11 *and be based upon* [implement] the [minimum curriculum] *educational*
12 *program* described”.

13 4. Page 2, by striking lines 23 through 33, inclusive, and
14 inserting in lieu thereof the following:

15 “1. [Nursery school activities] *If a school offers a pre-*
16 *kindergarten program, the program* shall be designed to help
17 *children to work and play with others, to express themselves,*
18 *to learn to use and manage their bodies, and to extend their*
19 *interests and understanding of the world about them*[, work and
20 *play with others and to express themselves*]. *The prekindergarten*
21 *program shall relate the role of the family to the child’s*
22 *developing sense of self and his perception of others. Planning*
23 *and carrying out prekindergarten activities designed to*
24 *encourage cooperative efforts between home and school shall*
25 *focus on community resources. A prekindergarten teacher shall*

Page 2

1 *hold a certificate”.*

2 5. Page 3, by striking lines 1 through 6, inclusive, and
3 inserting in lieu thereof the following:

4 “2. [Kindergarten] *If a school offers a kindergarten* [programs]
5 *program, the program* shall include experiences designed to
6 *develop healthy emotional and social* [living] *habits and growth*
7 *in the language arts and communication skills, as well as a*
8 *capacity for the completion of individual tasks, and protection*
9 *and development of physical being*[, growth in expression, and
10 *language arts and communication readiness*]. *A kindergarten”.*

11 6. Page 4, line 23, by striking the word “. However,”
12 and inserting in lieu thereof the word “[. However,];”.

13 7. Page 4, by striking lines 34 and 35 and inserting in
14 lieu thereof the following:

15 “h. Five units of [practical arts] *career education* [. Subjects
16 in this area], *which may include but shall not be limited to*
17 *[business education (including commercial)]”.*

18 8. Page 5, by striking lines 1 and 2 and inserting in lieu
19 thereof the words “[typewriting), industrial arts, homemaking,
20 agriculture, distributive education] *programs, services, and*
21 *activities which prepare students for employment in office and*
22 *clerical, trade and industrial, consumer and homemaking,*
23 *agriculture, distributive, and health occupations.”*

24 9. Page 5, line 5, by striking the word “Courses” and inserting
25 in lieu thereof the words “[Courses] *Units or partial units”.*

Page 3

1 10. Page 8, by striking lines 32 through 35, inclusive,
2 and inserting in lieu thereof the words “[In addition to all
3 other requirements of the laws of Iowa, every school, college
4 or school district subject to this section shall have and
5 provide adequate administration, school staffing, personnel
6 assignment, teacher qualifications,]”.

7 11. Page 9, by striking lines 1, 2, and 3 and inserting

8 in lieu thereof the words "[certification, facilities, equipment,
9 grounds, graduation requirements, instruction, instructional
10 materials, maintenance, and policies on extracurricular
11 activities.]".

12 12. Page 16, line 24, by striking the word ", others," and
13 inserting in lieu thereof the words "in relation to others".

14 13. Page 16, by striking lines 25 and 26 and inserting in
15 lieu thereof the following:

16 "2. Exploration of employment opportunities and experience
17 in personal decision making."

18 14. Page 16, by striking line 27 and inserting in lieu
19 thereof the words "3. Experiences which will help students
20 to integrate work".

21 15. Page 20, by striking line 8 and inserting in lieu
22 thereof the following:

23 "Sec. 16. *NEW SECTION. SCHOOL REQUIREMENTS. The*
board or
24 governing authority of each school or school district subject
25 to the provisions of this chapter shall provide adequate

Page 4

1 administration, school staffing, personnel assignment, teacher
2 qualifications, certification, facilities, equipment, grounds,
3 graduation requirements, instruction, instructional materials,
4 maintenance, and policies on extracurricular activities. In
5 addition the board or".

COMMITTEE ON SCHOOLS
WILLARD HANSEN, Chairman

S—85

1 Amend Senate File 126, page 3, lines 28 and 29, by
2 striking the words "physical education;".

EARL M. WILLITS

S—83

1 Amend S—72 by Priebe filed February 13, 1973, to House File 48
2 by adding after line 12 the following new paragraph:

3 "*The tolerances shown above for any axle or vehicle*
4 *or combination of vehicles are not applicable where pro-*
5 *hibited by federal law.*"

BERL E. PRIEBE

S—82

1 Amend House File 125, as passed by the House, as
2 follows:

3 Page 2, after line 33 add the following new section:

4 "Sec. *NEW SECTION. A district court judge, district*
5 *associate judge, or judicial magistrate may direct that*
6 *deputy sheriffs who act as bailiffs dress in wearing apparel*
7 *other than their uniforms while court is in session.*"

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Monday, February 19, 1973.

JOURNAL OF THE SENATE

FORTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, FEBRUARY 19, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend John D. McGowan, pastor of the New Christian Church, Des Moines, Iowa.

The Journal of Friday, February 16, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Barry Boeke, West Union, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCartney for the day on request of Senator Briles.

PRESENTATION OF VISITORS

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

Five ninth grade students from Central Junior High School, Ames, Iowa, accompanied by John Hilgerson. Senator Murray.

Nine students, members of Girl Scout Troop 384 from Urbandale, Iowa, accompanied by Mrs. David Ripper. Senator Plymat.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from thirty-five residents of Fayette County opposing the establishment of an Iowa Natural and Scenic Rivers system.

By Senator Miller, from forty-nine residents of Des Moines County favoring liberalization of the Iowa abortion law.

By Senator Blouin, from fifty-nine residents of Dubuque County supporting improvements in the Iowa Public Employees Retirement System.

By Senator Blouin, from eighty-seven residents of Dubuque County opposing any change in Iowa's present abortion law.

By Senator Blouin, from thirty-two members of the Third Presbyterian Church, Dubuque, opposing abortion reform.

By Senator Blouin, from twenty-eight residents of Dubuque County, opposing any change in Iowa's present abortion law.

By Senator Blouin, from fifty-three residents of Dubuque County, opposing any change in Iowa's present abortion law.

By Senator Blouin, from five hundred fifty-seven students of Wahlert High School, Dubuque, opposing any change in Iowa's present abortion law.

By Senator Blouin, from fourteen members of the Dubuque Elementary Principals' Association, Dubuque, supporting improvements in the Iowa Public Employees Retirement System.

REPORTS OF INVESTIGATING COMMITTEES

Senator Winkelman submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James E. Lindsay of Ida Grove, Iowa, for City Finance Committee, under the provisions of Chapter 1088, Acts of the Second Regular Session, Sixty-fourth General Assembly, for the regular four-year term ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLIAM P. WINKELMAN, Chairman
LUCAS J. DeKOSTER
DALE L. TIEDEN
CALVIN O. HULTMAN
LOWELL L. JUNKINS

The motion prevailed and the report was adopted.

Senator Winkelman moved the appointment of James E. Lindsay as a member of the City Finance Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

- | | | | |
|-----------|---------|------------|---------|
| Andersen | Glenn | Kennedy | Murray |
| Bergman | Gluba | Kinley | Nolin |
| Blouin | Griffin | Lamborn | Nystrom |
| Briles | Hansen | Miller of | Orr |
| Coleman | Heying | Des Moines | Palmer |
| Curtis | Hill | Miller of | Plymat |
| Doderer | Hultman | Marshall | Potter |
| Gallagher | Junkins | Milligan | Priebe |

Rabedeaux	Schaben	Shaff	Van Gilst
Ramsey	Schwengels	Shaw	Willits
Robinson	Schwieger	Taylor	Winkelman
Rodgers	Scott	Tieden	

Nays, none.

Absent or not voting, 5:

DeKoster	Kyhl	McCartney	Riley
Kelly			

President Neu declared the appointment of James E. Lindsay as a member of the City Finance Committee confirmed for the regular four-year term ending June 30, 1976.

Senator Milligan submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Kenneth M. Karch of Des Moines, Polk County, Iowa, for appointment as Executive Director of the Department of Environmental Quality for the State of Iowa under the provisions of Section 455B.2, Code 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE F. MILLIGAN, Chairman
LEONARD C. ANDERSEN
DALE L. TIEDEN
WILLIAM E. GLUBA
CALVIN O. HULTMAN

The motion prevailed and the report was adopted.

Senator Milligan moved the appointment of Kenneth M. Karch as Executive Director of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointment be confirmed?" the vote was:

Ayes, 47:

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

Nays, none.

Absent or not voting, 3:

Kyhl	McCartney	Riley
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President Neu declared the appointment of Kenneth M. Karch as Executive Director of the Department of Environmental Quality confirmed.

Senator Andersen submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dr. Gary H. Koerselman of Sioux City, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa pursuant to Section 601A.3, 1973 Code of Iowa, for the remainder of the regular four-year term ending June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

LEONARD C. ANDERSEN, Chairman
 GENE W. GLENN
 E. KEVIN KELLY
 LUCAS J. DeKOSTER
 JOHN N. NYSTROM

The motion prevailed and the report was adopted.

Senator Andersen moved the appointment of Dr. Gary H. Koerselman as a member of the Civil Rights Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 48:

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

Nays, none.

Absent or not voting, 2:

Kyhl McCartney

President Neu declared the appointment of Dr. Gary H. Koerselman as a member of the Civil Rights Commission confirmed for the unexpired portion of the term ending June 30, 1975.

Senator Hill submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Clifford M. White of Pella, Marion County, Iowa, for appointment as a member of the Merit Employment Commission for the State of Iowa under the provisions of Section 19A.6, Code 1973, for the unexpired portion of a term ending June 30, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

EUGENE M. HILL, Chairman
 RALPH F. McCARTNEY
 JOHN S. MURRAY
 RALPH W. POTTER
 RAY TAYLOR

The motion prevailed and the report was adopted.

Senator Hill moved the appointment of Clifford M. White as a member of the Merit Employment Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 48:

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

Nays, none.

Absent or not voting, 2:

Kyhl McCartney

President Neu declared the appointment of Clifford M. White as a member of the Merit Employment Commission confirmed for the unexpired portion of the term ending June 30, 1973.

Senator Shaff submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles H. Pelton of Clinton, Clinton County, Iowa, for appointment as a member of the occupational Safety and Health Review Commission under the provisions of section 88.10 of the 1973 Code of Iowa

for a six-year term ending June 30, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ROGER J. SHAFF, Chairman
 RICHARD R. RAMSEY
 ELIZABETH R. MILLER
 WILLIAM N. PLYMAT
 BASS VAN GILST

The motion prevailed and the report was adopted.

Senator Shaff moved the appointment of Charles H. Pelton as a member of the Occupational Safety and Health Review Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

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

Nays, none.

Absent or not voting, 4:

Hill	Kinley	Kyhl	McCartney
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President Neu declared the appointment of Charles H. Pelton as a member of the Occupational Safety and Health Review Commission confirmed for the regular six-year term ending June 30, 1978.

HOUSE AMENDMENT CONSIDERED

Senate File 93

Senator Miller of Des Moines called up for consideration Senate File 93, a bill for an act relating to assignment of real estate mortgages by marginal entry, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the title to Senate File 93 by striking all
- 2 after the word "relating" and inserting in lieu there-
- 3 of the following: "to marginal release of corporate
- 4 liens."

The motion prevailed and the Senate concurred in the House amendment.

Senator Miller of Des Moines moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 93) the vote was:

Ayes, 47:

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

Nays, none.

Absent or not voting, 3:

Hill	Kyhl	McCartney
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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.

UNFINISHED BUSINESS

Senate Joint Resolution 4

The Senate resumed consideration of Senate Joint Resolution 4, a joint resolution to require approved soil conservation practices on land in the watershed of proposed United States army corps of engineers multipurpose dams prior to construction of such dams.

Senator Winkelman 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. 4) the vote was:

Ayes, 42:

Bergman	Coleman	Doderer	Hansen
Blouin	Curtis	Gallagher	Heying
Briles	DeKoster	Gluba	Hill

Hultman	Marshall	Rabedeaux	Scott
Junkins	Milligan	Ramsey	Shaff
Kelly	Nystrom	Riley	Shaw
Kinley	Orr	Robinson	Taylor
Lamborn	Palmer	Rodgers	Tieden
Miller of	Plymat	Schaben	Van Gilst
Des Moines	Potter	Schwengels	Willits
Miller of	Priebe	Schwieger	Winkelman

Nays, 5:

Andersen	Kennedy	Murray	Nolin
Glenn			

Absent or not voting, 3:

Griffin	Kyhl	McCartney
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The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

House File 108

On motion of Senator Miller of Marshall, House File 108, a bill for an act relating to the destruction of original court records, was taken up for further consideration.

Senator Riley asked and received unanimous consent to withdraw amendment S—31 filed by the committee on judiciary on February 5, 1973, and found on page 236 of the Senate Journal.

Senator Riley offered amendment S—93 and moved its adoption:

S—93

1 Amend House File 108, page 1, by adding a new paragraph after
 2 line 13.
 3 *Original court files cannot be destroyed until the passage*
 4 *of ten years after a decree or judgment entry is signed and*
 5 *entered of record and after the contents have been reproduced*
 6 *as authorized in section six hundred and six point twenty*
 7 *(606.20) of the Code, however, if the matter is dismissed with*
 8 *prejudice before judgment or decree the file may be destroyed*
 9 *one year from the date of the dismissal and after reproduction*
 10 *as authorized in section six hundred and six point twenty (606.20)*
 11 *of the Code.*

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 108) the vote was:

Ayes, 45:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying	Murray	Rodgers	

Nays, none.

Absent or not voting, 5:

DeKoster	Kennedy	Kyhl	McCartney
Doderer			

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

WITHDRAWN

Senator Miller of Marshall asked and received unanimous consent that **Senate File 92** be **withdrawn** from further consideration of the Senate.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 78, a bill for an act relating to deduction of debts for inheritance tax purposes.

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

House File 100, a bill for an act relating to traffic violations used as evidence in civil judicial proceedings.

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

House File 191, a bill for an act relating to the movement of registered special mobile equipment on vehicles registered for weight of the unladen vehicle.

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

House File 197, a bill for an act providing that the fraudulent alteration of registration plates, certificates, and permits issued by county treasurers are subject to penalties provided by law.

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

House File 198, a bill for an act to correct an obsolete reference in section 740.13 of the Code.

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

House File 203, a bill for an act relating to the testing of motor fuels.

Also: 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 property tax exemption for property owned by cemetery associations.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 213, by Senator Robinson, a bill for an act relating to the regulation of railroads in cities and towns and providing a penalty.

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

Senate File 214, by Senator Nystrom, a bill for an act relating to the licensing of plumbers, supervision and inspection of plumbing, adoption and enforcement of minimum, uniform standards for plumbing and providing penalties.

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

Senate File 215, by Senator Miller of Des Moines (Monroe and Woods), a bill for an act relating to penalties for the commission of or the attempt to commit certain crimes when armed with firearms or knives.

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

HOUSE MESSAGES CONSIDERED

House File 78, a bill for an act relating to deduction of debts for inheritance tax purposes.

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

House File 100, a bill for an act relating to traffic violations used as evidence in civil judicial proceedings.

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

House File 191, a bill for an act relating to the movement of registered special mobile equipment on vehicles registered for the weight of the unladen vehicle.

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

House File 197, a bill for an act providing that the fraudulent alteration of registration plates, certificates, and permits issued by county treasurers are subject to penalties provided by law.

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

House File 198, a bill for an act to correct an obsolete reference in section seven hundred forty point thirteen (740.13) of the Code.

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

House File 203, a bill for an act relating to the testing of motor fuels.

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

House File 208, a bill for an act relating to the property tax exemption for property owned by cemetery associations.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 213 Cities and towns
- S. F. 214 Commerce
- S. F. 215 Judiciary
- H. F. 78 Ways and means
- H. F. 100 Judiciary
- H. F. 191 Commerce
- H. F. 197 Judiciary
- H. F. 198 Human resources
- H. F. 203 Agriculture
- H. F. 208 Ways and means

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate when the votes were taken on Senate Joint Resolution 7, Senate Files 75, 107, 118, 148, 149, 157, and House Files 30 and 34. Had I been present I would have voted "aye" on these bills.

CHARLES P. MILLER

REPORT OF COMMITTEE

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 45**, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—97

- 1 Amend House File 45, as amended and passed by the House,
- 2 as follows:
- 3 1. Page 2, line 7, inserting after the word "government"
- 4 the words ", authorized by law to acquire, hold, or sell real
- 5 estate".
- 6 2. Page 2, line 16, by inserting after the word "agency"
- 7 the words "with approval of the executive council".
- 8 3. Page 2, line 30, by inserting after the word "state" the
- 9 words ", authorized by law to acquire, hold, or sell real estate".
- 10 4. Page 2, line 34, by inserting after the word "agency" the
- 11 words ", subject to approval of the executive council unless
- 12 otherwise provided by law".
- 13 5. Page 3, line 5, by striking the words "may require", and
- 14 inserting in lieu thereof the word "requires".

WARREN E. CURTIS, Chairman

Order passed on file.

AMENDMENTS FILED

S—95

- 1 Amend Senate File 26 as follows:
- 2 1. Page 2, line 13, by striking the word "Without"
- 3 and inserting in lieu thereof the following:
- 4 "Except for crimes which would constitute a second
- 5 offense for the defendant if judgment were entered against
- 6 him, or crimes in which a necessary element of the offense
- 7 includes placing any person in danger of serious physical
- 8 injury, without".
- 9 2. Page 2, line 19, by inserting after the word "pro-
- 10 vided," the following:
- 11 "Upon the fulfillment of the terms of probation without
- 12 violation, the defendant shall be discharged and, if no
- 13 judgment of conviction has been entered, the court's
- 14 criminal record with reference to the deferred sentence
- 15 shall be expunged. The court's record shall never be

16 expunged in any other circumstances except as provided in
 17 section six hundred two point fifteen (602.15) of the Code.
 18 Upon entry of judgment of conviction and sentence, whether
 19 or not probation is granted, and upon granting of proba-
 20 tion before sentence, and upon entering sentence after
 21 deferred sentence and violation of probation, the court
 22 shall notify the division of criminal investigation and
 23 bureau of identification of the department of public
 24 safety of the disposition of the case to that stage of
 25 the proceeding, upon such forms as the department shall

Page 2

1 provide, and no court record in any deferred sentence case
 2 may be expunged until the court has received a receipt of
 3 acknowledgment in writing from the division of criminal
 4 investigation and bureau of identification that it has
 5 filed defendant's record in the case with its confidential
 6 records and that such records will be kept and used as
 7 by law provided and so that it may be ascertained whether
 8 any person charged with a crime in this state has previ-
 9 ously been granted a deferred sentence in any county."

10 3. Page 3, by inserting after line 30, the following
 11 new section:

12 "Sec. Section six hundred two point fifteen (602.15),
 13 Code 1973, is amended to read as follows:

14 602.15 AMENDING OR EXPUNGING ENTRY. The record of any
 15 court proceeding is under the control of the court and,
 16 *except as provided in section two hundred forty-seven point*
 17 *twenty (247.20), subsection one (1) of the Code*, may be
 18 amended or any entry therein expunged before it has been
 19 signed by the judge or within sixty days thereafter."

20 4. By renumbering remaining sections and correcting
 21 internal references as necessary in accordance with this
 22 amendment.

WILLARD R. HANSEN

S—96

1 Amend S—81 to Senate File 108, by committee on judiciary, filed
 2 February 15, 1973, as follows:

3 1. Page 2, line 5, by striking the words "all other".

4 2. Page 2, by striking lines 21 and 22 and inserting in
 5 lieu thereof the following:

6 "6. A cash prize and the purchase price paid by the operator
 7 for any merchandise prize shall not exceed twenty-five dollars.
 8 In raffles and games of bingo or similar games of chance the value
 9 of cash prizes awarded or the aggregate purchase price paid by the
 10 operator for merchandise prizes awarded shall not be less than fifty
 11 percent of the gross receipts for the raffle or game, and".

GEORGE R. KINLEY

S—91

1 Amend Senate File 126, page 3, lines 28 and 29 by striking
 2 the words "physical education;" and inserting in lieu
 3 thereof the words [physical education;]".

EARL M. WILLITS

S—94

- 1 Amend Senate File 126, page 16, line 11, by adding after
- 2 the period the following: "Where special services are
- 3 not available, school boards may enter into cooperative
- 4 arrangements with county board of supervisors or state
- 5 agencies to provide such services."

JAMES F. SCHABEN

S—92

- 1 Amend schools committee amendment S—88, to Senate File 126,
- page 4, line 3
- 2 by inserting after the word "materials," the following:
- 3 "and local board approved Character Education Project
- 4 materials for all classes,".

H. L. HEYING

S—98

- 1 Amend Senate File 156, page 1, as follows:
- 2 1. By adding in line 16 after the word "person" the
- 3 following:
- 4 "*except women who have the custody of any child*
- 5 *who is fourteen years of age or younger must consent*
- 6 *thereto,*".
- 7 2. By adding in line 18 after the word "hour" the
- 8 following:
- 9 "*for an adult,*".
- 10 3. By striking in lines 22 and 23 the following:
- 11 "*The labor performed on such work relief programs shall be*
- 12 *exempt from all forms of taxation.*"

MINNETTE DODERER

On motion of Senator DeKoster, the Senate adjourned until 9:00 a.m., Tuesday, February 20, 1973.

JOURNAL OF THE SENATE

FORTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, FEBRUARY 20, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. Lawrence P. Fitzpatrick, National Chaplain of The American Legion and pastor of the United Methodist Church, Coin, Iowa.

The Journal of Monday, February 19, 1973, was approved.

LEGISLATIVE PHYSICIAN OF THE DAY

Dr. Robert Martin, Cedar Rapids, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable J. Wesley Graham from Ida County and the Honorable Wilson L. Davis from Lee County, former members of the Senate who were present in the Senate chamber.

Eighteen students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by their instructor, Charles Sheridan, attended a meeting of the Senate committee on education. Senator Lamborn.

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

Ninety-five students from the Fair Meadows School, West Des Moines, Iowa, accompanied by Mrs. Stevenson, Mrs. Schertz and Mrs. Hansen. Senator Milligan.

Thirty students from Hubbell Elementary School, Des Moines, Iowa, accompanied by Mr. Paulovits. Senator Milligan.

PETITIONS

The following petitions were presented and placed on file:

By Senator Orr, from forty-five residents of Iowa County opposing the United States Supreme Court ruling on abortion.

By Senator Miller, from eleven residents of Des Moines, Henry and Louisa Counties opposing legalized abortion.

By Senator Heying, from one thousand seven hundred sixty residents of Chickasaw County opposing legalized abortion.

By Senator Nystrom, from thirteen residents of Hamilton County urging support of legislation to reduce public school costs.

By Senator Miller of Des Moines, from thirty-two members of the Des Moines County Retired Teachers Unit favoring an increase in benefits under the Iowa Public Employees' Retirement System.

INTRODUCTION OF BILLS

Senate File 216, by Senator Rodgers (Doyle), a bill for an act relating to the use of flashing lights on emergency vehicles.

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

Senate File 217, by Senator Schaben, a bill for an act to repeal the personal property tax on cattle and making an appropriation.

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

Senate File 218, by Senators Nystrom, Curtis, Rabedeaux and Priebe, a bill for an act providing an exemption from state income tax for members of the Iowa national guard performing active state service, active duty for training, or training duty.

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

CONSIDERATION OF BILLS

Senate File 126

On motion of Senator Hansen, Senate File 126, a bill for an act relating to the educational program of schools, was taken up for consideration.

Senator Shaw offered amendment S—88 filed by the committee on schools on February 16, 1973, and found on pages 345-347, inclusive, of the Senate Journal.

Senator Heying withdrew amendment S—92 to the committee amendment.

Senator Heying offered amendment S—99 to the committee amendment:

S—99

- 1 Amend schools committee amendment S—88, to
- 2 Senate File 126, page 4, line 3 by
- 3 inserting after the word "materials,"
- 4 the following:
- 5 "and local board approved character education
- 6 program materials for all classes,".

Senator Heying moved the adoption of his amendment to the amendment and requested a roll call.

On the question "Shall the amendment to the amendment be adopted?" (S.F. 126) the vote was:

Rule 24 was invoked.

Ayes, 17:

Bergman	Kinley	Palmer	Scott
Briles	Miller of	Plymat	Taylor
Heying	Des Moines	Priebe	Van Gilst
Junkins	Miller of	Riley	Winkelman
Kennedy	Marshall	Schwengels	

Nays, 30:

Andersen	Gluba	Murray	Rodgers
Blouin	Griffin	Nolin	Schaben
Coleman	Hansen	Nystrom	Schwieger
Curtis	Hill	Orr	Shaff
DeKoster	Hultman	Potter	Shaw
Doderer	Kelly	Ramsey	Tieden
Gallagher	Lamborn	Robinson	Willits
Glenn	McCartney		

Absent or not voting, 3:

Kyhl	Milligan	Rabedeaux
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The amendment to the amendment lost.

(Senate File 126 pending.)

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

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

PRESENTATION OF VISITORS

Senator Griffin rose on a point of personal privilege and presented to the Senate the Honorable Thomas Kleppe, National Administrator, Small Business Administration, Washington, D. C.

The Chair welcomed the Honorable Pearle P. DeHart, former

member of the Senate from Story County, who was present in the Senate chamber.

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 186, a bill for an act relating to the regulation of premium rates for credit life and credit accident and health insurance.

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

House Concurrent Resolution 17, requiring each examining board to submit in writing to the General Assembly its recommendations for legal assistance for the examining board.

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

House Concurrent Resolution 18, requiring each examining board to submit in writing to the General Assembly its recommendations for continuing education requirements for licensed or registered members of its occupation or profession.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 17

By Holden and Hill

(Hansen, Briles, Doderer, Miller of Marshall and Robinson)

Whereas, the provisions regarding the use of legal counsels by professional and occupational examining boards vary considerably; and

Whereas, some examining boards are authorized to employ their own legal counsels and others are required to use the Office of the Attorney General; and

Whereas, the Professional and Occupational Licensing Study Committee believes that adequate legal assistance should be provided all examining boards, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That each examining board be required to submit in writing to the General Assembly, no later than January 14, 1974, its recommendations for legal assistance for the examining board.

HOUSE CONCURRENT RESOLUTION 18

By Holden and Hill

(Hansen, Briles, Doderer, Miller of Marshall and Robinson)

Whereas, most professions and occupations for which examining boards have been established require the applicant to pass an examination testing his knowledge and skills required for the practice of the profession or occupation; and

Whereas, new developments are constantly occurring to change and improve the practice of licensed professions and occupations; and

Whereas, requirements for renewal of a license or registration, except

for nursing home administrators and optometrists, merely require filing of the proper form and payment of a renewal fee; and

Whereas, the Professional and Occupational Licensing Study Committee, established by the Legislative Council for the 1972 interim, believes that each person licensed or registered by an examining board should be required to submit evidence of continuing education in order for his license or registration to be renewed, but the Study Committee also believes that each individual examining board can best determine what type of continuing education is most suitable for its occupation or profession, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That each examining board be required to submit in writing to the General Assembly, no later than January 14, 1974, its recommendations for continuing education requirements for licensed or registered members of its occupation or profession.

INTRODUCTION OF BILLS

Senate File 219, by committee on schools, a bill for an act relating to the use of school buses.

Read first time and placed on calendar.

Senate File 220, by Senator Taylor (Welden), a bill for an act relating to replacement of borrow pit soil.

Read first time and passed on file.

Senate File 221, by Senators Heying, Willits, Bergman, Tieden, Junkins, Gallagher, Orr, Priebe, Rodgers, McCartney, Briles, Schwengels and Coleman, a bill for an act to authorize the Iowa development commission to recognize and assist regional tourism councils, and to make an appropriation therefor.

Read first time and passed on file.

Senate File 222, by Senator Riley, a bill for an act levying surcharge on motor vehicle licenses and establishing a county abandoned vehicle fund.

Read first time and passed on file.

Senate File 223, by Senators Potter, Hansen, Kinley, Nystrom and Palmer (Edelen, Millen, McCormick, Mendenhall, Fisher of Greene, Cusack and Nielsen), a bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 186, a bill for an act relating to the regulation of

premium rates for credit life and credit accident and health insurance and providing a penalty.

Read first time and passed on file.

COMMUNICATION

The following communication was filed with the Secretary of the Senate:

February 14, 1973

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

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

These include 9 claims of a general nature.

This report is supplemental to our original listing of January 9, 1973.

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

OFFICE STATE COMPTROLLER

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
566-65-25	Cummins Nursing Home, 1709 Grandview Blvd., Sioux City, Iowa. Outdated claim/Soc. Serv.	\$355.60	Disapproved
670-65-25	Mildred Greeson, Woodward, Iowa 50276. Auto damage/Soc. Serv. (Woodward Hosp.)	35.18	Disapproved
705-65-25	Aurora Manor, 1601 N. Farnsworth Ave., Aurora, Illinois. Outdated claim/Title XIX	803.65	Disapproved
768-65-25	Matilda Bostwidk, Bouton, Iowa 50039. Auto damage at Woodward State Hosp.	127.11	Disapproved
797-65-25	Encyclopaedia Britannica, 8316 Blondo, Omaha, Nebraska. Refund on unused rental space at State Fair	115.00	Disapproved
799-65-25	Mrs. Vera Nelson, 116 N. Main St., Woodward, Iowa 50276. Auto damage at Woodward State Hosp.	81.89	Disapproved
877-65-25	Katherine Kenney, P.O. Box 361, Woodward, Iowa 50276. Auto damage/Woodward State Hosp.	25.00	Disapproved

905-65-25	Kirkwood Community College Library, 6301 Kirkwood Blvd. S. W., Cedar Rapids, Iowa 52406	61.00	Disapproved
925-65-25	Litton Education Pub. Inc., P. O. Box 1638, Cincinnati, Ohio 45201. Outdated invoices/Conservation Comm.	34.82	Disapproved

REPORT OF COMMITTEE

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate Concurrent Resolution 18**, relating to highway-railway crossings safety, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—110

- 1 Amend Senate File 26 as amended by striking all of
- 2 Section 1 and inserting in lieu thereof the following:
- 3 Section 1. Section two hundred forty-seven point
- 4 twenty (247.20), Code of Iowa, 1973, is amended by
- 5 striking the section and inserting in lieu thereof the
- 6 following:
- 7 247.20 DEFERRED SENTENCE; PROBATION.
- 8 1. After a plea or verdict of guilty, the trial court
- 9 may, for good cause and in the sound exercise of its
- 10 discretion following a pre-sentence investigation, either
- 11 defer entering final judgment of conviction and sentence
- 12 and place the defendant on probation, or enter judgment
- 13 of conviction and sentence and grant probation to commence
- 14 at once thereafter. In either instance, the probation
- 15 shall be upon such terms and conditions and of such dura-
- 16 tion as the court may fix, but not less than one year nor
- 17 more than the period of the maximum term of confinement
- 18 if the offense be a felony, nor more than two years if
- 19 the offense be a misdemeanor, unless the person is ordered
- 20 placed under the supervision of the chief parole officer,
- 21 in which case the term of probation shall be determined
- 22 by the board of parole and the probation of the convicted
- 23 party shall be supervised by the chief parole officer.
- 24 Before exercising either of the foregoing sentencing
- 25 options, the court shall first determine which of them

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- 1 will provide maximum opportunity for the rehabilitation
- 2 of the defendant and protection of the community from
- 3 further offenses by the defendant and others. In
- 4 making this determination the court shall consider the
- 5 age of the defendant, his prior record of convictions,
- 6 if any, his employment circumstances, his family circum-
- 7 stances, the nature of the offense committed, whether a

8 dangerous weapon or force was used in the commission of
9 such offense, and such other factors as shall be appro-
10 priate.

11 2. Good cause for deferred sentence and probation
12 or for probation after sentence, shall be deemed not to
13 exist under any of the following circumstances:

14 a. Where deferred sentence or probation is
15 specifically prohibited by law, or

16 b. Where the crime is treason, murder, assault
17 with intent to commit murder, rape, kidnapping for
18 ransom, arson, burglary with aggravation, robbery
19 with aggravation, sale of heroin or any other dan-
20 gerous substance as referred to in the first sentence
21 of section two hundred four point four hundred six
22 (204.406) of the Code other than as an accommodation
23 sale to a person under eighteen years of age, or
24 any felony in which the maximum statutory sentence
25 may exceed twenty years in the penitentiary, or

Page 3

1 c. Where the defendant has previously been con-
2 victed of a felony under any state or federal
3 statute, or

4 d. Where the defendant has previously received
5 a deferred sentence in a felony case in any state or
6 from any court, or

7 e. Where the defendant is able but unwilling,
8 or able and willfully refuses or neglects, to make
9 restitution in an amount fixed by the court as
10 hereinafter provided.

11 3. Before placing any defendant on probation, either
12 before or after judgment of conviction or sentence, the
13 court shall order pre-sentence investigation to include
14 whether or not there are any victims who may be entitled
15 to restitution for damages caused by the crime. If
16 there appear to be such victims, a restitution hearing
17 shall be held before imposition of any order of proba-
18 tion. Any victims who may be entitled to restitution
19 shall be given notice of such hearing and, upon their
20 motion, shall be made parties to such proceeding. A
21 determination shall be made at this hearing as to de-
22 fendant's present and future ability to make restituti-
23 on, and a schedule of regular payments shall be made
24 for satisfaction of any portion of the restitution which
25 cannot be immediately paid. The court shall order

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1 defendant to make such continuing payment as a condition
2 of continuing probation.

3 The court shall make a separate finding of facts,
4 conclusions of law, and order as to restitution, which
5 order shall be appealable by any victim claiming resti-
6 tution, or by the defendant, as a civil proceeding and
7 in accordance with the Iowa rules of civil procedure.

8 4. Separate and apart from the court's final order
9 imposing a deferred sentence or probation after sentence,

10 the court shall enter civil judgment against the defen-
 11 dant in an amount equal to the victim's actual damages.
 12 Any part of this judgment outstanding upon termination
 13 of defendant's probation shall remain enforceable
 14 against the defendant by the victim as an ordinary civil
 15 judgment.

16 5. In any subsequent civil action arising out of
 17 the same occurrence as constitutes the offense, the
 18 amount actually paid by defendant as restitution shall
 19 be a set-off against any final judgment.

20 The portion of the judgment which defendant must
 21 pay as a condition of continuing probation, and the
 22 schedule of payments thereon, shall be fixed by the
 23 court according to its determination of defendant's
 24 ability to pay during probation.

25 6. "Victim" shall include any individual who suffers

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1 direct pecuniary cost as a proximate cause of the crime.
 2 7. The court shall file in writing its reasons for
 3 deferring sentence and granting probation or for granting
 4 probation after sentence and show therein the probation
 5 officers or others who made the pre-sentence investiga-
 6 tion and when it was completed. No pre-sentence inves-
 7 tigation shall be deemed to have been made as a basis
 8 for deferred sentence or probation unless it contains
 9 a report of the criminal history of the defendant from
 10 the Iowa division of criminal investigation and bureau
 11 of identification and unless the investigation is
 12 initiated, concluded and filed within thirty days fol-
 13 lowing the plea or verdict of guilty. Except for good
 14 cause shown in the record and findings of the court,
 15 deferred sentence and probation, or probation after
 16 judgment of conviction and sentence, shall be entered
 17 within thirty days after the pre-sentence investigation
 18 report is filed.

19 8. Once a deferred sentence has been granted on a
 20 plea of guilty, the defendant may not thereafter with-
 21 draw such plea, notwithstanding the provisions of
 22 section seven hundred seventy-seven point fifteen
 23 (777.15) of the Code.

24 9. Upon violation of the terms of probation, or
 25 willful failure to make restitution as ordered, the

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1 court shall enter judgment of conviction and sentence,
 2 if such has not heretofore been entered, and the proba-
 3 tion shall end in any event, and the sentence shall be
 4 executed forthwith.

5 10. Upon fulfillment of the terms of probation
 6 without violation, the defendant shall be discharged
 7 and, if no judgment of conviction has been entered, the
 8 court's criminal record with reference to the deferred
 9 sentence shall be expunged. The court's record shall
 10 never be expunged in any other circumstance, except
 11 as provided in section six hundred two point fifteen

12 (602.15) of the Code, and any civil judgments entered
13 as a consequence of the crime shall survive.

14 11. Upon entry of judgment of conviction and sentence,
15 whether or not probation is granted; and upon granting
16 of probation before sentence; and upon entering sentence
17 after deferred sentence and violation of probation, the
18 court shall notify the Iowa division of criminal inves-
19 tigation and bureau of identification of the disposition
20 of the case to that stage of the proceeding, upon such
21 forms as the state bureau may provide, and no court
22 record in any deferred sentence case may be expunged
23 until the court has received a receipt or acknowledge-
24 ment in writing from the Iowa division of criminal inves-
25 tigation and bureau of identification that it has filed

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1 defendant's record in the case with its confidential
2 records and that such records will be kept and used as
3 by law provided and so that it may be ascertained
4 whether any person charged with a crime in this state
5 has previously been granted a deferred sentence in any
6 county.

7 12. In any case where a judgment of conviction and
8 sentence is entered, the court shall forward to the
9 governor a recommendation with reference to future
10 restoration of citizenship rights to such person.

EUGENE M. HILL

S—106

1 Amend Senate File 71 as follows:

2 1. Page 2, line 27, by striking the word "seven"
3 and inserting in lieu thereof the word "eight".

4 2. Page 2, by striking line 29 and inserting in
5 lieu thereof the following:

6 "programs and services\$560,000.00 \$490,000.00".

RALPH W. POTTER

S—112

1 Amend the judiciary committee amendment S—81 filed
2 February 15 to Senate File 108 as follows:

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

4 "3. Page 3, by inserting the following after line 15:

5 "7. The game of chance known as bingo or any similar
6 game of chance shall not be operated by any person except
7 a qualified organization and shall be subject to the
8 restrictions provided in section five (5), subsections
9 one (1), two (2), four (4), five (5), six (6) and seven
10 (7) of this Act."

11 2. Page 2, by adding the following after line 2:

12 "3. That the game of chance known as bingo or any
13 similar game of chance shall not be operated by any
14 person except a qualified organization and shall be
15 subject to the restrictions provided in section five (5),
16 subsections one (1), two (2), four (4), five (5), six
17 (6) and seven (7) of this Act."

MICHAEL T. BLOUIN

S—111

- 1 Amend Senate File 126 as follows:
- 2 1. Page 3, line 18, by inserting after the word "resources"
- 3 the words "*and environmental awareness*".
- 4 2. Page 3, line 23, by inserting after the word "resources"
- 5 the words "*and environmental awareness*".

CHARLES P. MILLER

S—104

- 1 Amend Senate File 126 as follows:
- 2 1. Page 10, by striking lines 20 through 35.
- 3 2. Page 11, by striking lines 1 through 7.

C. JOSEPH COLEMAN

S—108

- 1 Amend Senate File 126, page 13, line 28, by striking
- 2 the word and figure "sixteen (16)" and inserting in lieu
- 3 thereof the word and figure "seventeen (17)".

ELIZABETH SHAW

S—100

- 1 Amend Senate File 126, page 14, line 6, by
- 2 inserting after the period the following sentence:
- 3 "The board of directors of a public school district
- 4 and the authorities in charge of a nonpublic school shall
- 5 not allow discrimination in any educational program on
- 6 the basis of race, color, creed, sex, or place of national
- 7 origin, except that the authorities in charge of a
- 8 nonpublic school may continue to operate a school where
- 9 total enrollment is limited to persons of one sex.

MINNETTE DODERER
WILLIAM N. PLYMAT
JOHN S. MURRAY

S—101

- 1 Amend Senate File 126, page 14, as follows:
- 2 1. Line 16, by inserting after the word "for" the words
- 3 "not more than".
- 4 2. Line 18, by striking the word "each" and inserting
- 5 the word "the".
- 6 3. Line 31, by striking the words "Renewal requests"
- 7 and inserting the words "A renewal request".

EUGENE M. HILL

S—109

- 1 Amend Senate File 126 as follows:
- 2 1. Page 20, by inserting after line 17 the follow-
- 3 ing new section:
- 4 Sec. Section two hundred eighty A point
- 5 thirty-three (280A.33), Code 1973, is amended by adding
- 6 the following new unnumbered paragraphs:
- 7 *NEW UNNUMBERED PARAGRAPH.* Approval standards shall
- 8 be subject to the provisions of chapter seventeen A (17A).
- 9 In addition, approval standards shall be reported by the
- 10 state board to the general assembly within twenty days
- 11 after the commencement of a regular legislative session.

12 No area community college or area vocational school
13 shall be removed from the approved list for failure to
14 comply with the approval standards until at least one
15 hundred twenty days have elapsed following the reporting
16 of such standards to the general assembly as provided
17 in this section.

18 *NEW UNNUMBERED PARAGRAPH.* The department of public
19 instruction shall supervise and evaluate the educational
20 program in the several area community colleges and area
21 vocational schools of the state for the purpose of the
22 improvement and approval of such institutions.

23 *NEW UNNUMBERED PARAGRAPH.* The superintendent of
24 public instruction shall make recommendations and sug-
25 gestions in writing to each area community college and

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1 area vocational school if the department of public
2 instruction determines, after due investigation, that
3 deficiencies exist.

4 *NEW UNNUMBERED PARAGRAPH.* The state board shall
5 maintain a list of approved area community colleges
6 and area vocational schools, and it shall remove from
7 the approved list for cause, after due investigation and
8 notice, any area community college or area vocational
9 school which fails to comply with the approval standards.

10 An area community college or area vocational school
11 which is removed from the approved list pursuant to this
12 section shall be ineligible to receive state financial
13 aid during the period of such removal. The state board
14 shall allow a reasonable period of time, which shall be
15 at least one year, for compliance with approval standards
16 if an area community college or area vocational school
17 is making a good faith effort and substantial progress
18 toward full compliance or if failure to comply is due
19 to factors beyond the control of the board of directors
20 of the merged area operating the institution. In allow-
21 ing time for compliance, the board shall follow consis-
22 tent policies, taking into account the circumstances of
23 each case. The reasonable period of time for compliance
24 may be, but need not be, given prior to the one-year
25 notice requirement that is provided in this section.

Page 3

1 *NEW UNNUMBERED PARAGRAPH.* The department of public
2 instruction shall give any area community college or area
3 vocational school which is to be removed from the approved
4 list at least one year's notice. The notice shall be
5 given by registered or certified mail addressed to the
6 superintendent of the area community college or area
7 vocational school and shall specify the reasons for
8 removal. The notice shall also be sent by ordinary mail
9 to each member of the board of directors of the area
10 community college or area vocational school, and to the
11 news media which serve the merged area where the school
12 is located; but any good faith error or failure to comply

13 with this sentence shall not affect the validity of any
 14 action by the state board. If, during the year, the area
 15 community college or area vocational school remedies
 16 the reasons for removal and satisfies the state board
 17 that it will thereafter comply with the laws and approval
 18 standards the state board shall continue the area community
 19 college or area vocational school on the approved list
 20 and shall transmit to the area community college or area
 21 vocational school notice of the action by registered or
 22 certified mail.

23 *NEW UNNUMBERED PARAGRAPH.* At any time during the
 24 year after notice is given, the board of directors of the
 25 area community college or area vocational school may

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1 request a public hearing before the state board of
 2 public instruction, by mailing a written request to the
 3 superintendent of public instruction by registered or
 4 certified mail. The president of the state board shall
 5 promptly set a time and place for the public hearing,
 6 which shall be either in Des Moines or in the affected
 7 merged area. At least thirty days' notice of the time
 8 and place of the hearing shall be given by registered
 9 or certified mail addressed to the superintendent of the
 10 area community college or area vocational school. At
 11 least ten days before the hearing, notice of the time and
 12 place of the hearing and the reasons for removal shall
 13 also be published by the state department in a newspaper
 14 of general circulation in the merged area where the area
 15 community college or area vocational school is located.

16 *NEW UNNUMBERED PARAGRAPH.* At the hearing the area
 17 community college or area vocational school may be
 18 represented by counsel and may present evidence. The
 19 state board may provide for the hearing to be recorded
 20 or reported. If requested by the area community
 21 college or area vocational school at least ten days
 22 before the hearing, the state board shall provide for
 23 the hearing to be recorded or reported at the expense
 24 of the area community college or area vocational school,
 25 using any reasonable method specified by the area

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1 community college or area vocational school. Within ten
 2 days after the hearing, the state board shall render
 3 its written decision, signed by a majority of its members,
 4 and shall affirm, modify, or vacate the action or proposed
 5 action to remove the area community college or area
 6 vocational school from the approved list.

ELIZABETH SHAW

S—105

1 Amend S—100 to page 14 of Senate File 126, by Doderer, Plymat,
 2 and Murray, filed February 20, 1973 as follows:
 3 1. Line 6, by striking the word "creed".

GENE V. KENNEDY

S—107

- 1 Amend Doderer, Plymat and Murray amendment S—100
- 2 to Senate File 126, page 14, by adding after the word
- 3 "of" in line 9 the words "one creed or".

LUCAS J. DeKOSTER

S—102

- 1 Amend Senate File 198 by striking lines 5 through 8 and
- 2 inserting in lieu thereof the following:
- 3 *NEW SECTION. SPECIAL ASSESSMENT FEE.* The county
treasurer
- 4 shall assess a fee of three dollars for each entry listed on
- 5 the certification of any special assessment.

JOAN ORR

S—103

- 1 Amend Senate File 200, page 2, by striking lines 8 through
- 2 12 and inserting in lieu thereof the following:
- 3 Sec. 2. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publi-
- 5 cation in the Cherokee Daily Times, a newspaper published at
- 6 Cherokee, Iowa, and in The Boone News-Republican, a newspaper
- 7 published at Boone, Iowa.

WARREN E. CURTIS
JOHN N. NYSTROM

On motion of Senator DeKoster, the Senate adjourned until
9:00 a.m., Wednesday, February 21, 1973.

JOURNAL OF THE SENATE

FORTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, FEBRUARY 21, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Joseph Flatt, pastor of the First Baptist Church, Yarmouth, Iowa.

Reverend Flatt is the son of Brigadier General Joseph B. Flatt, former member of the Senate from Madison County.

The Journal of Tuesday, February 20, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert Dawson, Estherville, Iowa.

PRESENTATION OF VISITORS

Senator Rodgers rose on a point of personal privilege to present Edna Ramos, Jerry Santos, and Miro Elizonda from Mexico, and Manoel Silveira and Jose Junqueira from Brazil, foreign exchange students attending the Adel Community School, Adel, Iowa, who were present in the Senate chamber accompanied by Mrs. Donald Bury.

President Neu welcomed the Honorable Adolph Elvers, former member of the Senate from Clayton County, who was present in the Senate chamber.

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

Forty-two students from Greenwood Elementary School, Des Moines, Iowa, accompanied by Mrs. Carlson, Mrs. Eades, Miss Clausen and Miss Honigberg. Senator Milligan.

Twenty-two students, members of the Future Farmers of America, from Dows High School, Dows, Iowa, accompanied by their instructor, Curt Hansen. Senator Taylor.

Thirty students from Logan Junior High School, Waterloo, Iowa, accompanied by Mike Sheeley. Senator Hansen.

Seventy-five students from Oskaloosa Community Junior High

School, Oskaloosa, Iowa, accompanied by Mrs. Lois Scharff and Curt Frey. Senator Van Gilst.

PETITIONS

The following petitions were presented and placed on file:

By Senator Winkelman, from twenty-nine residents of Greene County opposing legislation which would require motorcyclists to wear protective headgear.

By the following Senators opposing liberalization of the Iowa abortion law:

Senator Kennedy, from fifty-one residents of Pottawattamie County.

Senator Priebe, from fifty-two residents of Winnebago County.

Senator Kennedy, from four hundred nine residents of Dubuque County.

Senator Rabedeaux, from seven residents of Johnson County.

INTRODUCTION OF BILLS

Senate File 224, by committee on judiciary (committee on judiciary and law enforcement), a bill for an act relating to the jurisdiction of peace officers.

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

Senate File 225, by Senators Blouin, Kinley and Gluba, a bill for an act relating to a municipal transportation assistance fund, and making an appropriation.

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

MOTION TO RECONSIDER LOST

Senate File 26

Senator Hansen called up the following motion to reconsider filed January 31, 1973, by Senators Hansen, McCartney and Kennedy, and moved its adoption:

MR. PRESIDENT: We move to reconsider the vote by which Senate File 26 passed the Senate.

Senator Potter took the chair at 9:18 a.m.

On the question "Shall the motion to reconsider be adopted?" (S.F. 26) the vote was:

Ayes, 14:

Blouin	Hill	Miller of	Rodgers
Coleman	Kennedy	Marshall	Scott
Hansen	McCartney	Nystrom	Shaw
Heying		Priebe	Winkelman

Nays, 32:

Andersen	Hultman	Murray	Robinson
Bergman	Junkins	Nolin	Schwengels
Curtis	Kelly	Orr	Schwieger
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Milligan	Riley	Willits
Griffin			

Voting present, 1:

Ramsey

Absent or not voting, 3:

Briles	Kyhl	Schaben
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The motion lost.

UNFINISHED BUSINESS**Senate File 126**

The Senate resumed consideration of Senate File 126, a bill for an act relating to the educational program of schools, and schools committee amendment S—88, offered and pending on February 20.

Senator Rodgers called for a division of amendment S—88 as follows:

Division S—88A: Lines 1 through 21 and line 22 through the word "others."

Division S—88B: Beginning with the word "Planning" in line 22 through the word "resources." in line 25.

Division S—88C: Remainder of the amendment.

On motion of Senator Shaw, Division S—88A of the amendment was adopted.

President Neu took the chair at 9:55 a.m.

Senator Shaw moved the adoption of Division S—88B of the amendment.

Division was called for.

Division S—88B of the amendment was adopted.

On motion of Senator Shaw, Division S—88C of the amendment was adopted.

Senator Heying asked and received unanimous consent to withdraw amendment S—76 filed by Senators Heying and Plymat.

Senator Miller of Des Moines offered amendment S—111 filed by him and moved its adoption:

S—111

- 1 Amend Senate File 126 as follows:
- 2 1. Page 3, line 18, by inserting after the word "resources"
- 3 the words "*and environmental awareness*".
- 4 2. Page 3, line 23, by inserting after the word "resources"
- 5 the words "*and environmental awareness*".

The amendment was adopted.

Senator Willits offered amendment S—75 filed by him and moved its adoption:

S—75

- 1 Amend Senate File 126 as follows:
- 2 1. Page 3, line 20, by adding after the word "body;"
- 3 the following: "*, the characteristics of communicable*
- 4 *diseases;*".
- 5 2. Page 3, line 28, by adding after the word "subjects;"
- 6 the following: "*health and physical education, including*
- 7 *the effects of alcohol, tobacco, drugs and poisons on the*
- 8 *human body, the characteristics of communicable diseases,*
- 9 *including venereal diseases and current crucial health*
- 10 *issues;*".
- 11 3. Page 5, by adding after line 9, a new paragraph
- 12 as follows:
- 13 "*j. Health education, including an awareness of phys-*
- 14 *ical and mental health needs, the effects of alcohol, to-*
- 15 *bacco, drugs and poisons on the human body, the character-*
- 16 *istics of communicable diseases, including venereal dis-*
- 17 *eases and current crucial health issues.*".

The amendment was adopted.

Senator Willits withdrew amendment S—85.

Senator Willits offered amendment S—91 filed by him and moved its adoption:

S—91

- 1 Amend Senate File 126, page 3, lines 28 and 29 by striking
- 2 the words "physical education;" and inserting in lieu
- 3 thereof the words "[physical education;]".

The amendment was adopted.

Senator Priebe asked and received unanimous consent to withdraw amendment S—70.

Senator Coleman offered amendment S—104 filed by him and moved its adoption:

S—104

- 1 Amend Senate File 126 as follows:
- 2 1. Page 10, by striking lines 20 through 35.
- 3 2. Page 11, by striking lines 1 through 7.

Roll call was requested.

On the question "Shall amendment S—104 be adopted?" (S.F. 126) the vote was:

Ayes, 17:

Bergman	Junkins	Miller of	Scott
Coleman	Kennedy	Marshall	Tieden
Gallagher	Kinley	Nolin	Van Gilst
Glenn	Miller of	Priebe	Winkelman
Heying	Des Moines	Rodgers	

Nays, 30:

Andersen	Hill	Orr	Robinson
Blouin	Hultman	Palmer	Schwengels
Briles	Kelly	Plymat	Schwieger
DeKoster	Lamborn	Potter	Shaff
Doderer	McCartney	Rabedeaux	Shaw
Gluba	Milligan	Ramsey	Taylor
Griffin	Murray	Riley	Willits
Hansen	Nystrom		

Absent or not voting, 3:

Curtis	Kyhl	Schaben
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The amendment lost.

Senator Shaw offered amendment S—108 filed by her and moved its adoption:

S—108

- 1 Amend Senate File 126, page 13, line 28, by striking
- 2 the word and figure "sixteen (16)" and inserting in lieu
- 3 thereof the word and figure "seventeen (17)".

The amendment was adopted.

Senator Doderer offered amendment S—100 filed by Senators Doderer, Plymat and Murray:

S—100

- 1 Amend Senate File 126, page 14, line 6, by
- 2 inserting after the period the following sentence:
- 3 "The board of directors of a public school district
- 4 and the authorities in charge of a nonpublic school shall
- 5 not allow discrimination in any educational program on
- 6 the basis of race, color, creed, sex, or place of national
- 7 origin, except that the authorities in charge of a
- 8 nonpublic school may continue to operate a school where
- 9 total enrollment is limited to persons of one sex.

Senator Coleman offered amendment S—118 to the amendment:

S—118

Division S—118A

- 1 Amend S—100 to page 14 of Senate File 126,
- 2 by Doderer, et al., filed February 20, 1973,
- 3 as follows:
- 4 1. By striking line 4 and inserting in lieu thereof
- 5 the word "shall".

Division S—118B

- 6 2. Line 9 by adding after the "period" the following
- 7 sentence:
- 8 "Nonpublic schools shall comply with the Federal Civil
- 9 Rights Act of 1964."

Senator Willits called for a division of the amendment, section 1 to be considered as division S—118A and section 2 to be considered as division S—118B.

(Senate File 126 pending.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 19.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: House File 19.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate Joint Resolution 8, by Senators Heying, Gallagher, Rodgers, Nolin, Miller of Marshall, and Potter, a joint resolution

directing that the Iowa state conservation commission acquire no more land until land previously acquired has been developed and all conservation commission facilities are being satisfactorily maintained.

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

Senate File 226, by Senator Priebe, a bill for an act relating to the establishment of a uniform statewide telephone number for police and fire departments.

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

Senate File 227, by Senator Priebe (Krause), a bill for an act relating to the sale, shipment, and delivery of grain.

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

Senate File 228, by Senator Miller of Des Moines, a bill for an act relating to the sale of unused right of way property acquired by the state highway commission for the improvement and construction of highways.

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

Senate File 229, by Senators Schwieger, Griffin, Miller of Des Moines, Nystrom and Gluba (Fischer of Grundy, Wells, Fullerton, Roorda, Schroeder, Drake, Cusack and Millen), a bill for an act relating to the practice of cosmetology and barbering.

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

Senate File 230, by Senators Riley and Priebe, a bill for an act relating to the premium tax on policies of health insurance.

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

Senate File 231, by committee on appropriations, a bill for an act to make a supplemental appropriation from moneys received by the board of nursing examiners.

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

Senate File 232, by committee on appropriations, a bill for an act to appropriate from moneys received by certain commissions, boards, and departments.

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

Senate File 233, by Senators Scott, Rodgers, Nolin, Priebe, Taylor, Heying, Schwieger and Willits (Miller of Cerro Gordo

and Norland), a bill for an act relating to land disrupting by highway construction.

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

Senate File 234, by committee on ways and means (committee on ways and means), a bill for an act relating to individual income tax.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 186 State government
- S. F. 216 Judiciary
- S. F. 217 Ways and means
- S. F. 218 Ways and means
- S. F. 220 Commerce
- S. F. 221 State government
- S. F. 222 Natural resources
- S. F. 223 Human resources
- H. F. 186 Commerce
- H.C.R. 17 State government
- H.C.R. 18 State government

COMMUNICATION

The following communication was received:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50319

February 14, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Local

Dear Governor Neu:

In the First Session of the Sixty-Fourth Iowa General Assembly an Act establishing a new General Services Department was passed which transferred specific duties, powers and responsibilities of the Superintendent of Buildings and Grounds, the State Vehicle Dispatcher, the State

Printing Board, the Superintendent of Printing, the State Comptroller and the Executive Council over an eighteen-month period, excepting those functions which presented a special administrative difficulty.

Pursuant to the powers granted to me in section 14 of Chapter 84 of the laws of the Sixty-Fourth General Assembly, First Session, I have authorized and directed the transfer to the General Services Department said powers, duties, functions, responsibilities and programs as follows:

1. The State Printing Board and the Superintendent of Printing under Chapter 15 and Chapter 16, 1971 Code of Iowa on January 17, 1972;
2. The Administration of State Communications and the State Communications Advisory Council under Chapter 8A, 1971 Code of Iowa on June 16, 1972;
3. The purchase, maintenance, protection, assignment and disposition of all state owned motor vehicles under Section 73 of Chapter 84 of the Laws of the Sixty-Fourth General Assembly, First Session, on September 25, 1972;
4. The Department of Buildings and Grounds and the Superintendent of Buildings and Grounds charged with the responsibility of proper maintenance and protection of the State Capitol grounds, equipment, and all other State buildings, grounds, and equipment at the seat of government on September 25, 1972;
5. The specific duties and responsibilities of the Executive Council on November 1, 1972;
6. The Administration of the State Educational Radio and Television Facility Board contained in Chapter 8A, 1971 Code of Iowa on December 28, 1972.

Pursuant to the authority granted to me in Section 14 of Chapter 84 of the Laws of the Sixty-Fourth General Assembly, First Session, I have not yet transferred the Centralized Data Processing Division from the office of the State Comptroller to the Department of General Services.

I wish to report that an earlier transfer of this division would have seriously disturbed the computerization of the budget, the modernization of the Treasurer's office procedures and the development of the Traffic Records and Criminal Justice System which occupy a substantial amount of time of the Comptroller and the Director of Data Processing. There has developed a mutual working relationship within this department which I feel should be continued in order to obtain economical and timely completion of these high priority programs.

Sincerely,
ROBERT D. RAY
Governor

REPORTS OF COMMITTEES

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 1**, a bill for an act relating to county health centers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 198**, a bill for an act to correct an obsolete reference in section seven hundred forty point thirteen (740.13) of the Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 97**, a bill for an act relating to notice of termination of farm tenancies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 115**, a bill for an act relating to disclosure of criminal history and intelligence data and providing penalties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—114

- 1 Amend Senate File 115 as follows:
- 2 1. Page 7, line 3 by inserting after the word "officer"
- 3 the words ", criminal justice agencies".
- 4 2. Page 7, line 3 by inserting after the word "or" the
- 5 word "authorized".
- 6 3. Page 9, by striking lines 9 through 16, inclusive, and
- 7 inserting in lieu thereof the following:
- 8 Sec. **NEW SECTION. EXCLUSIONS.** Criminal history
- 9 data does not include juvenile data after the person has
- 10 reached twenty-five years of age and has had no intervening
- 11 convictions for an indictable misdemeanor or felony.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 131**, a bill for an act relating to the time of payment of inheritance tax, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—123

- 1 Amend Senate File 131, by inserting a new section on page 3
- 2 after line 29.
- 3 Sec. The provisions of this Act shall apply only

4 to the estates of decedents who die after the effective
5 date of this Act.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 18**, a bill for an act relating to duties of operators of vehicles turning left, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 61**, a bill for an act repealing antitrust fees for a county attorney or the attorney general, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—113

1 Amend Senate File 26 as follows:

2 1. Page 2, line 13, by striking the word "Without"
3 and inserting in lieu thereof the following:

4 "Except for crimes which would constitute a second
5 indictable offense for the defendant if judgment were
6 entered against him, or crimes in which a necessary element
7 of the offense includes without placing any person in
8 danger of serious physical injury, without".

9 2. Page 2, line 19, by inserting after the word "pro-
10 vided." the following:

11 "Upon fulfillment of the terms of probation without
12 violation, the defendant shall be discharged and, if no
13 judgment of conviction has been entered, the court's
14 criminal record with reference to the deferred sentence
15 shall be expunged. The court's record shall never be
16 expunged in any other circumstances except as provided in
17 section six hundred two point fifteen (602.15) of the Code.
18 Upon entry of judgment of conviction and sentence, whether
19 or not probation is granted, and upon granting of proba-
20 tion before sentence, and upon entering sentence after
21 deferred sentence and violation of probation, the court
22 shall notify the division of criminal investigation and
23 bureau of identification of the department of public
24 safety of the disposition of the case to that stage of
25 the proceeding, upon such forms as the department shall

Page 2

1 provide, and no court record in any deferred sentence case
2 may be expunged until the court has received a receipt of

3 acknowledgement in writing from the division of criminal
4 investigation and bureau of identification that it has
5 filed defendant's record in the case with its confidential
6 records and that such records will be kept and used as
7 by law provided and so that it may be ascertained whether
8 any person charged with a crime in this state has previ-
9 ously been granted a deferred sentence in any county."

10 3. Page 3, by inserting after line 30, the following
11 new section:

12 "Sec. —. Section six hundred two point fifteen (602.15),
13 Code 1973, is amended to read as follows:

14 602.15 AMENDING OR EXPUNGING ENTRY. The record of any
15 court proceedings is under the control of the court and,
16 *except as provided in section two hundred forty-seven point*
17 *twenty (247.20), subsection one (1) of the Code, may be*
18 amended or any entry therein expunged before it has been
19 signed by the judge or within sixty days thereafter."

20 4. By renumbering remaining sections and correcting
21 internal references as necessary in accordance with this
22 amendment.

WILLARD R. HANSEN

S—116

1 Amend Hansen amendment S—113 to Senate File 26, page 1,
2 line 7, by striking the word "without".

WILLARD R. HANSEN

S—122

1 Amend Senate File 108 as follows:

2 1. Page 4, line 32, by inserting the word "**UNNUMBERED**"
3 after the word "**NEW**".

4 2. Page 4, by adding the following after line 34:

5 "Sec. 8. Section ninety-nine A point one (99A.1),
6 Code 1973, is amended by adding the following new unnumbered
7 paragraph:

8 **NEW UNNUMBERED PARAGRAPH.** Gambling device does not
9 include any device or machine used in accordance with
10 this Act."

11 3. Page 5, line 3, by inserting the word "**UNNUMBERED**"
12 after the word "**NEW**".

13 4. Page 5, line 8, by inserting the word "**UNNUMBERED**"
14 after the word "**NEW**".

15 5. Page 5, line 14, by inserting the word "**UNNUMBERED**"
16 after the word "**NEW**".

17 6. Page 5, line 22, by inserting the word "**UNNUMBERED**"
18 after the word "**NEW**".

19 7. Page 5, line 28, by inserting the word "**UNNUMBERED**"
20 after the word "**NEW**".

21 8. Page 5, line 34, by inserting the word "**UNNUMBERED**"
22 after the word "**NEW**".

23 9. Page 6, line 5, by inserting the word "**UNNUMBERED**"
24 after the word "**NEW**".

25 10. By renumbering the bill sections.

CLIFTON C. LAMBORN

S—124

- 1 Amend S—87 to Senate File 108, by Kinley and Lamborn, filed
- 2 February 16, 1973, line 5, by inserting before the word “and”
- 3 the words “and chapter ninety-nine A (99A)”.

CLIFTON C. LAMBORN
GEORGE KINLEY

S—127

- 1 Amend Senate File 115 as follows:
- 2 1. Page 5, line 2, by striking the word “fact” and insert-
- 3 ing in lieu thereof the word “statement”.
- 4 2. Page 5, line 3, by striking the word “incorrect” and
- 5 inserting in lieu thereof the following: “nonfactual, or
- 6 information not authorized to be kept by section one (1)
- 7 of this Act.”.

LUCAS J. DeKOSTER
EARL M. WILLITS

S—125

- 1 Amend Senate File 115 as follows:
- 2 Page 7, line 6, by adding the following new sentence:
- 3 “Whenever intelligence data relating to a defendant
- 4 prior to sentencing has been provided a court, the court
- 5 shall inform the defendant that it is in possession of such
- 6 data and shall, upon request of the defendant or his attor-
- 7 ney, permit examination of such data, hearing and examina-
- 8 tion of witnesses relating thereto on or before the time
- 9 set for sentencing.”

GENE W. GLENN
EARL M. WILLITS

S—126

- 1 Amend Senate File 115 as follows:
- 2 Page 9, lines 15 and 16, by inserting a period (.) fol-
- 3 lowing the word “dismissed” and striking the remainder of
- 4 lines 15 and 16.

GENE W. GLENN

S—115

- 1 Amend Senate File 126, page 16, as follows:
- 2 1. Line 2, by striking the words “otherwise be enrolled” and
- 3 inserting in lieu thereof the following “be entitled to enrollment”.
- 4 2. Line 3, by adding after the word “schools” the words “except
- 5 the blind, the deaf, and other physically handicapped children
- 6 attending special schools or institutions provided by the state”.

ELIZABETH SHAW

S—117

- 1 Amend Schaben amendment S—94 to page 16 of Senate File 126,
- 2 line 3, by striking the word “may” and inserting in lieu
- 3 thereof the word “shall”.

JAMES F. SCHABEN

S—121

- 1 Amend Senate File 134 as follows:
- 2 1. Page 2, by inserting after line 31 the following:

- 3 "The public members of the board of accountancy shall
4 not participate in devising, administering or grading of
5 examinations referred to in section three (3) of this Act."
6 2. Page 3, line 7, by inserting after the word "board"
7 the words ", except public members,".
8 3. Page 4, by striking all after the word "state" in
9 line 9 and all of lines 10 through 21, inclusive, and
10 inserting in lieu thereof a period.

WARREN E. CURTIS
RALPH F. McCARTNEY

S—120

- 1 Amend Senate File 152 as follows:
2 1. Page 2, after line 24, by inserting the following
3 bill section:
4 Sec. 3. Section eight A point eleven (8A.11), Code
5 1973, is amended by striking the section and inserting
6 in lieu thereof the following:
7 8A.11 COMPENSATION AND EXPENSE. Members of the
8 board or the council, except members who are employed
9 by the board, shall be paid a forty dollar per diem
10 and shall be reimbursed for their actual and necessary
11 expenses. All per diem and expense moneys paid to the
12 members shall be paid from funds appropriated to the
13 department of general services.
14 2. By renumbering the former bill sections 3 through
15 56 accordingly.

LEONARD C. ANDERSEN

S—119

- 1 Amend Senate File 199, as follows:
2 1. Page 3, line 15, by inserting after the words
3 "in office," the following: "unlawful, unethical, or
4 irresponsible".
5 2. Page 3, by inserting after line 18 the following
6 new section and renumbering the remaining sections:
7 Sec. *NEW SECTION*. Order a rehearing before
8 the commission with directions, dismiss the charge with
9 recommendations, or dismiss the charge.
10 3. Page 5, line 21, add after the word "defamation"
11 ", except that the privilege will not apply, where a person
12 gives untrue information or evidence, and knew or should
13 have known, that it was untrue, and does so maliciously".

RICHARD R. RAMSEY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, February 22, 1973.

JOURNAL OF THE SENATE

FORTY-SIXTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, FEBRUARY 22, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend James Quitno, pastor of the Bethany Lutheran Church, Joice, Iowa.

The Journal of Wednesday, February 21, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Hornberger, Manning, Iowa.

PRESENTATION OF VISITORS

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

Thirty students from Maquoketa Junior High School, Maquoketa, Iowa. Senator Lamborn.

Eighty-five students from Phillips Elementary School, Des Moines, Iowa, accompanied by Mrs. Cumpston, Mrs. Japock and Mrs. Vedova. Senator Palmer.

Senior class from Twin Cedars Community High School, Bussey, Iowa. Senator Van Gilst.

PETITIONS

The following petitions were presented and placed on file:

By Senator Milligan, from two hundred twenty-three residents of Polk County favoring liberalization of the Iowa abortion law.

By Senator Junkins, from twenty-nine residents of Lee and Des Moines Counties favoring liberalization of the Iowa abortion law.

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 75, a bill for an act relating to the interstate corrections compact.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 235, by Senator Nystrom, a bill for an act relating to leave of absence by reason of sickness or injury for state employees.

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

Senate File 236, by Senator Nystrom, a bill for an act relating to payment of salaries of state employees.

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

Senate File 237, by committee on county government, a bill for an act relating to age requirements of applicants for marriage licenses.

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

REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Potter 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: Irving D. Long, Delaware County; James B. Turner (Senator-elect), Appanoose County.

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following memorial resolution committees:

On Irving D. Long:

Senator Tieden, Chairman
Senator Rabedeaux
Senator Miller of Des Moines

On James B. Turner:

Senator Ramsey, Chairman
Senator DeKoster
Senator Willits

UNFINISHED BUSINESS

Senate File 126

The Senate resumed consideration of Senate File 126, a bill for an act relating to the educational program of schools, and amendment S—118 to amendment S—100, divided and pending on February 21.

Action on amendments S—100 and S—118 was temporarily deferred.

Senator Willits offered amendment S—129 filed by Senators Doderer and Willits and moved its adoption:

S—129

- 1 Amend Senate File 126, page 4, line 6 by adding
- 2 after the word "*course*" the words "*or equivalent*
- 3 *related components or subunits*".

The amendment was adopted.

Senator Doderer asked and received unanimous consent to withdraw amendment S—100 and amendments S—118, S—105 and S—107 to the amendment.

Senator Doderer offered amendment S—130 by Senators Doderer, DeKoster, et al.:

S—130

- 1 Amend Senate File 126, page 14, line 6, by adding after
- 2 the period the following sentence:
- 3 "The board of directors of a public school district
- 4 shall not allow discrimination in any educational program
- 5 on the basis of race, color, creed, sex or place of
- 6 national origin."

Action on amendment S—130 was temporarily deferred for the preparation of an amendment to the amendment.

Senator Hill withdrew amendment S—79 filed by him.

Senator Hill offered amendment S—101 and moved its adoption:

S—101

- 1 Amend Senate File 126, page 14, as follows:
- 2 1. Line 16, by inserting after the word "for" the words
- 3 "not more than".
- 4 2. Line 18, by striking the word "each" and inserting
- 5 the word "the".
- 6 3. Line 31, by striking the words "Renewal requests"
- 7 and inserting the words "A renewal request".

Division was called for.

The amendment lost.

The Senate resumed consideration of amendment S—130.

Senator Riley offered amendment S—132 to the amendment and moved its adoption:

S—132

- 1 Amend Doderer, et al., amendment S—130 to page 14 of Senate
- 2 File 126, line 4, by striking the words "allow discrimination"
- 3 and insert in lieu thereof "prohibit enrollment".

The amendment to the amendment was adopted.

Action on amendment S—130 as amended was temporarily deferred.

Senator Shaw offered amendment S—115 filed by her and moved its adoption:

S—115

- 1 Amend Senate File 126, page 16, as follows:
- 2 1. Line 2, by striking the words "otherwise be enrolled" and
- 3 inserting in lieu thereof the following "be entitled to enrollment".
- 4 2. Line 3, by adding after the word "schools" the words "except
- 5 the blind, the deaf, and other physically handicapped children
- 6 attending special schools or institutions provided by the state".

The amendment was adopted.

Senator Schaben offered amendment S—94 filed by him:

S—94

- 1 Amend Senate File 126, page 16, line 11, by adding after
- 2 the period the following: "Where special services are
- 3 not available, school boards may enter into cooperative
- 4 arrangements with county board of supervisors or state
- 5 agencies to provide such services."

Senator Schaben offered amendment S—117 to the amendment and moved its adoption:

S—117

- 1 Amend Schaben amendment S—94 to page 16 of Senate File 126,
- 2 line 3, by striking the word "may" and inserting in lieu
- 3 thereof the word "shall".

The Chair called for a division.

The amendment to the amendment lost.

On motion of Senator Schaben, amendment S—94 was adopted.

Senator Schaben offered amendment S—133 and moved its adoption:

S—133

- 1 Amend Senate File 126, page 18, as follows:
- 2 1. By striking lines 15, 16, 17, 18 and 19.

The amendment was adopted.

Senator Shaw offered amendment S—109 filed by her on February 20, 1973, and found on pages 372-374, inclusive, of the Senate Journal and moved its adoption.

The amendment was adopted.

The Senate resumed consideration of amendment S—130 by Senators Doderer, et al.

Senator Priebe moved to reconsider the vote by which the Riley amendment S—132 to the Doderer, et al., amendment S—130 was adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—132 to the amendment be adopted?" (S.F. 126) the vote was:

Ayes, 26:

Bergman	Glenn	Murray	Rodgers
Blouin	Gluba	Orr	Schaben
Briles	Hill	Palmer	Schwieger
Coleman	Kinley	Plymat	Scott
Curtis	Lamborn	Priebe	Van Gilst
DeKoster	Miller of	Rabedeaux	Willits
Doderer	Des Moines	Robinson	

Nays, 20:

Andersen	Kennedy	Nolin	Schwengels
Gallagher	McCartney	Nystrom	Shaw
Hansen	Miller of	Potter	Taylor
Heying	Marshall	Ramsey	Tieden
Hultman	Milligan	Riley	Winkelman
Junkins			

Absent or not voting, 4:

Griffin	Kelly	Kyhl	Shaff
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The motion prevailed.

Senator Riley asked and received unanimous consent to withdraw amendment S—132 to the amendment.

Senator Doderer moved the adoption of amendment S—130 and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 126) the vote was:

Ayes, 37:

Andersen	Gluba	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kennedy	Nystrom	Schaben
Coleman	Kinley	Orr	Schwengels
Curtis	McCartney	Palmer	Scott
DeKoster	Miller of	Plymat	Taylor
Doderer	Des Moines	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Marshall	Ramsey	

Nays, 9:

Griffin	Hultman	Potter	Tieden
Heying	Lamborn	Shaw	Winkelman
Hill			

Absent or not voting, 4:

Kelly	Kyhl	Schwieger	Shaff
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The amendment was adopted.

Senator Hultman offered amendment S—131 by Senators Hultman and Taylor:

S—131

- 1 Amend Senate File 126 as follows:
- 2 1. Page 10 by striking all after the period in line 29 and all of
- 3 lines 30 through 35.
- 4 2. Page 11 by striking lines 1 through 7.

Senator Coleman raised the point of order that all after the period in line 29, all of lines 30 through 35 on page 10, and lines 1 through 7 on page 11 of Senate File 126 were not germane to the title of the bill.

The Chair ruled the point not well taken and that portion of the bill germane to the title.

On motion of Senator Lamborn, the Senate recessed until 1:10 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

UNFINISHED BUSINESS

Senate File 126

The Senate resumed consideration of Senate File 126 and amendment S—131.

Senator Lamborn requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

Senator Hultman moved the adoption of amendment S—131 and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 126) the vote was:

Ayes, 25:

Bergman	Hultman	Miller of	Schwengels
Briles	Junkins	Marshall	Scott
Coleman	Kennedy	Orr	Taylor
Curtis	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Priebe	Winkelman
Heying	Des Moines	Rabedeaux	

Nays, 17:

Andersen	Hansen	Milligan	Riley
Blouin	Hill	Murray	Robinson
DeKoster	Kelly	Nolin	Shaw
Doderer	Kinley	Nystrom	Willits
Gluba			

Absent or not voting, 8:

Griffin	Potter	Rodgers	Schwieger
Kyhl	Ramsey	Schaben	Shaff

The amendment was adopted.

Senator Hultman asked and received unanimous consent to withdraw amendment S—134 by Senators Hultman and Taylor:
S—134

- 1 Amend Senate File 126, page 11, line 3 by inserting after the
- 2 word "shall" the words "*by petition of the local school boards*".

Senator Shaw offered amendment S—137 by Senators Shaw and Hansen:

S—137

- 1 Amend Senate File 126, page 10, by adding after the period
- 2 in line 29 the following: "*If by the first of July the following*
- 3 *school year, the district has not met the approval standards and*
- 4 *any portion of the district has not been merged with one or*
- 5 *more contiguous school districts, the portion that has not*
- 6 *been merged shall be merged with one or more contiguous school*
- 7 *districts by the merged area board of directors and the*
- 8 *provisions of sections two hundred seventy-five point twenty-*
- 9 *five (275.25) through two hundred seventy-five point thirty-*
- 10 *eight (275.38) of the Code shall apply.*"

Senator Shaw offered amendment S—138 to the amendment and moved its adoption:

S—138

- 1 Amend the Shaw, Hansen amendment S—137 to Senate File 126,
- 2 line 2 by inserting before the word "*If*" the following:

3 "When a school district has been removed from the approved
 4 list, is ineligible to receive state aid, and can no longer
 5 continue to operate, the board of directors shall seek to merge
 6 the territory of the school district with one or more contiguous
 7 school districts pursuant to the provision of chapter two
 8 hundred seventy-five (275)."

The amendment to the amendment was adopted.

Senator Shaw moved the adoption of amendment S—137 as amended.

Roll call was requested.

On the question "Shall the amendment as amended be adopted?" (S.F. 126) the vote was:

Rule 24 was invoked.

Ayes, 21:

Andersen	Hansen	Murray	Riley
Blouin	Hill	Nolin	Robinson
DeKoster	Kelly	Nystrom	Rodgers
Doderer	Kinley	Orr	Shaw
Gluba	Milligan	Palmer	Willits
Griffin			

Nays, 26:

Bergman	Hultman	Miller of	Schwengels
Briles	Junkins	Marshall	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Heying	Des Moines	Schaben	Winkelman

Absent or not voting, 3:

Kyhl	Potter	Schwieger
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The amendment as amended lost.

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

On the question "Shall the bill pass?" (S.F. 126) the vote was:

Ayes, 46:

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

Nays, 1:
Winkelman

Absent or not voting, 3:
Kyhl Potter Rabedeaux

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 238, by Senators Priebe, Rodgers and Scott, a bill for an act relating to the value of buildings insured for casualty loss.

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

Senate File 239, by committee on commerce, a bill for an act relating to the obligations of a development corporation for loan purposes.

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

Senate File 240, by Senator Miller of Des Moines, a bill for an act relating to payment of costs incurred by cities for reconstructing or relocating certain utility facilities due to construction or reconstruction of a state highway.

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

Senate File 241, by committee on county government, a bill for an act relating to a free copy of the laws of Iowa.

Read first time and referred to committee on **judiciary** (under Rule 37).

Senate File 242, by Senator Briles (Fisher of Greene), a bill for an act relating to the taxation of pension and retirement insurance premiums.

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

Senate File 243, by Senators Kelly, Gluba, Blouin and Doderer (Small, Ferguson, McCormick, Higgins and Clark of Lee), a bill for an act relating to confidentiality of the source and information obtained in the course of gathering or obtaining information for publication or broadcast.

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

Senate File 244, by Senator Priebe, a bill for an act relating to standards for diesel fuel.

Read first time and passed on file.

Senate File 245, by Senator Willits (Byerly), a bill for an act relating to the conveyance of sanitary districts to a city or town.

Read first time and passed on file.

Senate File 246, by Senator Riley (Hill), a bill for an act relating to annual reports of corporations.

Read first time and passed on file.

Senate File 247, by committee on county government, a bill for an act relating to expenditures for capital improvements by a board of supervisors.

Read first time and referred to committee on **judiciary** (under Rule 37).

Senate File 248, by Senator Doderer, a bill for an act relating to special and reserve deputy sheriffs.

Read first time and passed on file.

Senate File 249, by Senator Riley, a bill for an act relating to fixing terms of employment of teachers.

Read first time and passed on file.

Senate File 250, by Senators Rabedeaux and Doderer, a bill for an act relating to standards for local health services and authorizing a tax levy.

Read first time and passed on file.

WITHDRAWN

Senator Priebe asked and received unanimous consent that **Senate File 227** be **withdrawn** from further consideration of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 6, 7, 9, 39, 48 and 64.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 6, 7, 9, 39, 48 and 64.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of February, 1973, sent to the Governor for his approval: Senate Files 6, 7, 9, 39, 48 and 64.

DALE L. TIEDEN, Chairman

Passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S.J.R. 8 Natural resources
- S. F. 225 Cities and towns
- S. F. 226 Judiciary
- S. F. 228 State government
- S. F. 229 Judiciary
- S. F. 230 Commerce
- S. F. 233 State government

COMMUNICATION

The Initial Report of the State Advisory Committee on Educational Data Processing and the Iowa State Board of Public Instruction was received and placed on file in the office of the Lieutenant Governor, pursuant to Section 257.10(14), Code 1973.

ANNOUNCEMENT OF SUBCOMMITTEE APPOINTMENT

Senator DeKoster announced the appointment of the following subcommittee to the committee on appropriations:

Claims

Lucas J. DeKoster, Chairman
 James F. Schaben
 Roger J. Shaff

REPORTS OF COMMITTEES

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 68**, a bill for an act relating to the cost of care, examination, or treatment of a minor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 106**, a bill for an act relating to commission on hospitalization, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 122**, a bill for an act to establish the Iowa drug abuse authority and define its powers and duties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—139

- 1 Amend Senate File 122 as follows:
- 2 1. Page 6, lines 3 and 4 by striking "not more than
- 3 thirty-five members," and inserting in lieu thereof the
- 4 word "members".
- 5 2. Page 6, line 5 by striking "twenty-two" and inserting
- 6 in lieu thereof the word "seven".
- 7 3. Page 6, line 16 by striking "in each congressional
- 8 district".
- 9 4. Page 6, line 17, by striking "thirteen ex officio".
- 10 5. Page 8, line 1, by inserting after the word "house"
- 11 the word "program".
- 12 6. Page 11, lines 22 and 23 by striking "may: 1. Monitor"
- 13 and insert in lieu thereof the word "monitor".
- 14 7. Page 11, by inserting after line 25 the following:
- 15 "The authority may:".
- 16 8. Page 11, line 26, by striking the numeral "2" and inserting
- 17 in lieu thereof the numeral "1".
- 18 9. Page 11, line 30, by striking the numeral "3" and inserting
- 19 in lieu thereof the numeral "2".
- 20 10. Page 1, line 32, by striking the numeral "4" and inserting
- 21 in lieu thereof the numeral "3".

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—143

- 1 Amend Senate File 68 by striking on page 1 in lines
- 2 18 and 19 “[may] *shall*” and inserting in lieu thereof the
- 3 word “may”.

EARL M. WILLITS
LUCAS J. DeKOSTER

S—128

- 1 Amend Senate File 95 as follows:
- 2 1. Page 2, line 2, by inserting after the numeral
- 3 in parenthesis “(5)” the phrase “and subsection sixteen
- 4 (16)”.
- 5 2. Page 2, line 2, by striking the word “is” and
- 6 inserting in lieu thereof the word “are”.
- 7 3. Page 2, after line 5, by inserting the following:
- 8 “16. To the clerk of the district court, the county
- 9 attorney, the county auditor, the county recorder, county
- 10 assessor, the county treasurer, the sheriff, and the
- 11 county superintendent of each county in the state [and
- 12 also for use in each courtroom of the district court]
- 131 copy”.

TOM RILEY

S—140

- 1 Amend the judiciary committee amendment S—81 filed
- 2 February 15 to Senate File 108 as follows:
- 3 1. Page 1, by inserting the following after line 10:
- 4 “5. Page 3, line 24, by striking the word “twenty-
- 5 five” and inserting in lieu thereof the words “one
- 6 hundred”.
- 7 2. By renumbering the remaining division of the
- 8 amendment.
- 9 3. Page 2, line 22, by striking the word “twenty-
- 10 five” and inserting in lieu thereof the words “one
- 11 hundred”.

GEORGE R. KINLEY
JAMES F. SCHABEN

S—135

- 1 Amend Senate File 122 as follows:
- 2 Page 13, by striking lines 22 through 35.

GENE W. GLENN
BARTON L. SCHWIEGER

S—136

- 1 Amend Senate File 198 by striking lines 5 through 8 and
- 2 inserting in lieu thereof the following:
- 3 **NEW SECTION. SPECIAL ASSESSMENT FEE.** The county
- 4 shall assess a fee of three dollars for each entry listed on
- treasurer

5 the certification of any special assessment, said fee to be
6 added and collected at the time of the first installment is paid.

JOAN ORR

S—142

1 Amend Senate File 209 as follows:
2 Page 4, line 8, by inserting after the word "dollars"
3 the words " , however a person who was a prisoner of war
4 shall not be subject to the five hundred dollar limita-
5 tion and shall be paid the amount otherwise entitled to
6 under the provisions of this section".

NORMAN D. RODGERS

S—141

1 Amend Senate File 219 as follows:
2 Page 2, following line 25, insert the following new section:
3 Sec. This Act, being deemed of immediate importance,
4 shall take effect and be in force from and after its
5 publication in the Oskaloosa Daily Herald, a newspaper
6 published in Oskaloosa, Iowa, and in the Times-Democrat,
7 a newspaper published in Davenport, Iowa.

BASS VAN GILST
WILLIAM E. GLUBA

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, February 23, 1973.

JOURNAL OF THE SENATE

FORTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, FEBRUARY 23, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Monsignor Joseph E. Tolan, pastor of St. Mary's Church, Humboldt, Iowa.

The Journal of Thursday, February 22, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Richardson Clark, Manchester, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Riley for the day on request of Senator Kelly.

PRESENTATION OF VISITORS

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

Twenty-eight students from the St. Cecilia School, Ames, Iowa, accompanied by Sharon Brindle. Senator Murray.

Seventy-five students from the Stratford School, Stratford, Iowa, accompanied by Al Delay, principal; Mrs. Van Marel and Mrs. Klaver. Senator Nystrom.

Ten Cadet Girl Scouts from the Johnston School, Johnston, Iowa, accompanied by Mrs. Bob Rubel. Senator Plymat.

Six students from the Central Junior High School, Ames, Iowa, accompanied by John Hilgersen. Senator Murray.

Forty-seven students from the Seymour High School, Seymour, Iowa, accompanied by Miss Banning and Mr. Buttell. Senator Ramsey.

PETITIONS

The following petitions were presented and placed on file:

By Senator Kennedy, from one hundred seven residents of Black Hawk County opposing any change in the Iowa abortion law.

By Senator Kennedy, from ninety-five residents of Dubuque County opposing any change in the Iowa abortion law.

By Senator Kennedy, from one hundred seventy-six residents of Scott County opposing any change in the Iowa abortion law.

By Senator Gallagher, from ten members of the Veterans of Foreign Wars, residents of Buchanan and Fayette Counties, favoring November 11 as Veteran's Day.

RESOLUTION

The following resolution was presented and placed on file by Senator Scott:

Be It Resolved that the Board of Directors of the Clear Lake Community School District go on record as opposing passage of a Public Employees Collective Bargaining bill, and encourage the legislature to pass legislation that will give local boards of education the power to deal with their employees in a fair and equitable manner.

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 59, a bill for an act relating to changes in roads, streams, or dry runs.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 251, by Senator Nystrom, a bill for an act relating to overtime pay for employees of the state highway commission.

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

Senate File 252, by Senator Nystrom, a bill for an act relating to holiday days for state employees.

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

Senate File 253, by Senators Kinley and Willits, a bill for an act to legalize and validate the proceedings of the board of town-

ship trustees of Saylor Township of Polk County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said township.

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

Senate File 254, by Senator Rabedeaux, a bill for an act relating to public disclosure of aid to dependent children files.

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

Senate File 255, by Senator Willits, a bill for an act relating to the office of city assessor, and the conference board.

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

HOUSE MESSAGE CONSIDERED

House File 59, a bill for an act relating to changes in roads, streams, or dry runs, giving the state highway commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A(455A) of the Code applicable.

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

ADOPTION OF SENATE CONCURRENT RESOLUTION 23

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

SENATE CONCURRENT RESOLUTION 23

By Lamborn

Whereas, the Code Editor has advised that Senate File 39, a bill for an Act to provide copies of the Iowa Code to city assessors without cost, needs a title correction, and

Whereas, Senate File 39 has passed both houses of the General Assembly and has been delivered to the Governor, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring: That Senate File 39 be recalled from the Governor to correct the title.

The motion prevailed and the resolution was adopted.

Senator Lamborn asked and received unanimous consent that **Senate Concurrent Resolution 23** be **immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 135.

Senate File 135

On motion of Senator Shaw, Senate File 135, a bill for an act relating to equipment of motorcycle riders, was taken up for consideration.

Senator Willits offered amendment S—67 filed by Senators Willits, Tieden and Rodgers:

S—67

- 1 Amend Senate File 135, page 1, as follows:
- 2 1. By striking all of lines 8 and 9.
- 3 2. Line 10, by striking the letter "b" and inserting
- 4 in lieu thereof the letter "a".
- 5 3. Lines 15 and 16, by striking the words "protect-
- 6 ive headgear and".
- 7 4. Line 18, by striking the words "protective head-
- 8 gear and".
- 9 5. Line 20, by striking the words "protective head-
- 10 gear and".

Senator Potter took the chair at 9:49 a.m.

Senator Willits moved the adoption of the amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 135) the vote was:

Ayes, 19:

Briles	Kelly	Nolin	Rodgers
Coleman	Kinley	Nystrom	Taylor
Gluba	Miller of	Palmer	Tieden
Hansen	Des Moines	Rabedeaux	Willits
Hultman	Milligan	Ramsey	Winkelman

Nays, 27:

Andersen	Hill	Murray	Schwengels
Bergman	Junkins	Orr	Schwieger
Blouin	Kennedy	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	McCartney	Priebe	Shaw
Doderer	Miller of	Robinson	Van Gilst
Glenn	Marshall	Schaben	
Griffin			

Absent or not voting, 4:

Gallagher	Heying	Kyhl	Riley
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The amendment lost.

Senator Willits offered amendment S—58 filed by him:

S—58

1 Amend Senate File 135 by adding the following new sec-
2 tion:

3 Sec. Section three hundred twenty-one point three
4 hundred eighty-four (321.384), Code 1973, is amended by
5 adding the following new paragraph:

6 *NEW PARAGRAPH.* In addition, every motorcycle upon a
7 highway within the state shall at all times display lighted
8 head lamps.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

The Senate resumed consideration of Senate File 135 and amendment S—58.

Senator DeKoster offered amendment S—147 to the amendment and moved its adoption:

S—147

1 Amend the Willits amendment S—58 to Senate File 135, by
2 striking lines 6, 7 and 8 and inserting in lieu thereof
3 the following:

4 *NEW PARAGRAPH.* No motorcycle shall be operated upon
5 the highway of the state without a lighted head lamp.

The amendment to the amendment was adopted.

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

Senator Willits offered amendment S—148 and moved its adoption:

S—148

1 Amend Senate File 135, line 1, by inserting after the word
2 "of" the words "motorcycles and".

The amendment was adopted.

Senator Glenn offered amendment S—145:

S—145

1 Amend Senate File 135 as follows:

2 Page 1, line 6, by striking the word "upon" and by
3 inserting the words "upon the highways of this state"
4 following the word "motorcycle".

Senator Glenn moved the adoption of his amendment and called for a division.

The amendment was adopted.

Senator Gluba withdrew amendment S—144:

S—144

1 Amend Senate File 135 by striking everything after
2 the enacting clause and inserting in lieu thereof the
3 following:

4 Section 1. Chapter three hundred twenty-one (321),
5 Code 1973, is amended by adding the following new
6 sections:

7 **NEW SECTION. SALE OF MOTORCYCLES.** Any person
8 engaged in the sale of motorcycles at retail shall
9 not sell any motorcycle without including protective
10 headgear as a part of the sales transaction as
11 standard equipment for the motorcycle.

12 **NEW SECTION. EQUIPMENT FOR MOTORCYCLE RIDERS.**

13 A person shall not ride on any motorcycle unless he
14 is wearing protective headgear and an eye-protective
15 device which complies with the standards established
16 by the commissioner. An eye-protective device shall
17 not be required when the motorcycle is equipped with
18 a windscreen. The provisions of this section shall
19 not apply to the operator of a motorcycle.

20 **NEW SECTION. DEPARTMENTAL RULES.** The commissioner
21 shall approve or disapprove protective headgear and
22 eye-protective devices required by this Act and issue
23 and enforce regulations establishing standards and
24 specifications for the approval of protective headgear
25 and eye-protective devices. The commissioner shall

Page 2

1 publish lists of all protective headgear and eye-
2 protective devices which have been approved.

Senator Potter took the chair at 11:35 a.m.

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

On the question "Shall the bill pass?" (S.F. 135) the vote was:

Rule 24 was invoked.

Ayes, 30:

Andersen	Hill	Orr	Schwieger
Bergman	Junkins	Palmer	Scott
Blouin	Kennedy	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Robinson	Van Gilst
Glenn	Marshall	Schaben	Willits
Griffin	Murray	Schwengels	

Nays, 15:

Briles	Heying	Milligan	Ramsey
Coleman	Kinley	Nolin	Rodgers
Gluba	Miller of	Nystrom	Tieden
Hansen	Des Moines	Rabedeaux	Winkelman

Absent or not voting, 5:

Curtis	Kelly	Kyhl	Riley
Hultman			

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

INTRODUCTION OF BILL

Senate File 256, by Senator Doderer, a bill for an act relating to married students.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 235 Human and industrial relations
- S. F. 236 State government
- S. F. 238 Commerce
- S. F. 240 Cities and towns
- S. F. 242 Ways and means
- S. F. 243 Judiciary
- S. F. 244 Commerce
- S. F. 245 Cities and towns
- S. F. 246 Judiciary
- S. F. 248 Judiciary
- S. F. 249 Schools
- S. F. 250 Human resources
- S. F. 251 Human and industrial relations
- S. F. 252 Human and industrial relations
- S. F. 253 Judiciary
- S. F. 254 Human resources
- S. F. 255 Ways and means
- H. F. 59 State government

SENATE CONCURRENT RESOLUTION 24

By Van Gilst

Whereas, there is a need for public notice of proposed and adopted administrative rules and regulations; and

Whereas, various provisions in the Code of Iowa provide different and inconsistent methods for adoption of administrative rules and regulations; and there is a need for uniformity among state agencies for rule-making authority; and

Whereas, the Uniform Administrative Procedures Act provides an excellent study vehicle; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council is urged to create a study committee consisting of members of both parties and houses of the General Assembly for the purpose of considering a uniform means of adopting and publicizing administrative rules and regulations; and

Be It Further Resolved, That the study committee shall make a report of its findings to the legislative council and the 1974 Session of the General Assembly.

PROOF OF PUBLICATION

Published copy of Senate File 253 and verified proof of publication of said bill in The Des Moines Register, Des Moines Tribune, and Des Moines Sunday Register for one week, commencing February 8, 1973, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN
Secretary of the Senate

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate File 135. Had I been present I would have voted "aye" on the bill.

WARREN E. CURTIS

SUBCOMMITTEE ASSIGNMENTS

Senate File 50 Coleman, Chairman Plymat Milligan	Senate File 89 Plymat, Chairman Murray Gluba	Senate File 120 Schwieger, Chairman Murray Coleman
Senate File 65 Schwieger, Chairman Murray Coleman	Senate File 91 Milligan, Chairman Andersen Coleman	Senate File 132 Milligan, Chairman Plymat Coleman
Senate File 83 Murray, Chairman Schwieger Coleman	Senate File 99 Hultman, Chairman Priebe Taylor	Senate File 134 Hultman, Chairman Briles Kinley
Senate File 85 Schwieger, Chairman Murray Coleman	Senate File 110 Glenn, Chairman Rabedaux Riley	Senate File 140 Kelly, Chairman Ramsey Kinley

- Senate File 142**
 McCartney, Chairman
 Kelly
 Glenn
- Senate File 144**
 Potter, Chairman
 McCartney
 Willits
- Senate File 145**
 Plymat, Chairman
 Murray
 Gluba
- Senate File 146**
 Ramsey, Chairman
 DeKoster
 Kennedy
- Senate File 147**
 Murray, Chairman
 Schwieger
 Coleman
- Senate File 156**
 Milligan, Chairman
 Coleman
 Miller
- Senate File 159**
 Coleman, Chairman
 Shaw
 Riley
- Senate File 163**
 DeKoster, Chairman
 Potter
 Coleman
- Senate File 167**
 Potter, Chairman
 McCartney
 Willits
- Senate File 168**
 Ramsey, Chairman
 DeKoster
 Kennedy
- Senate File 171**
 Gallagher, Chairman
 Miller of Marshall
 Scott
- Senate File 172**
 Hultman, Chairman
 Winkelman
 Miller of Des Moines
- Senate File 173**
 Kelly, Chairman
 Ramsey
 Kinley
- Senate File 175**
 Schwengels, Chairman
 Curtis
 Heying
- Senate File 178**
 Blouin, Chairman
 Hultman
 Miller of Des Moines
- Senate File 179**
 McCartney, Chairman
 Kelly
 Glenn
- Senate File 181**
 Plymat, Chairman
 Milligan
 Coleman
- Senate File 182**
 Potter, Chairman
 McCartney
 Willits
- Senate File 184**
 Schwengels, Chairman
 Kinley
 Van Gilst
- Senate File 185**
 Ramsey, Chairman
 DeKoster
 Kennedy
- Senate File 186**
 Nystrom, Chairman
 Winkelman
 Junkins
- Senate File 187**
 Coleman, Chairman
 Shaw
 Riley
- Senate File 188**
 Kelly, Chairman
 Ramsey
 Kinley
- Senate File 189**
 DeKoster, Chairman
 Potter
 Coleman
- Senate File 190**
 Briles, Chairman
 Schaben
 Miller of Marshall
- Senate File 191**
 McCartney, Chairman
 Kelly
 Glenn
- Senate File 192**
 Taylor, Chairman
 Rodgers
 Curtis
- Senate File 193**
 Andersen, Chairman
 Griffin
 Rodgers
- Senate File 194**
 Hultman, Chairman
 Gallagher
 Miller of Marshall
- Senate File 197**
 Tieden, Chairman
 Winkelman
 Miller of Des Moines
- Senate File 201**
 Ramsey, Chairman
 DeKoster
 Kennedy
- Senate File 204**
 Schwengels, Chairman
 Murray
 Doderer
- Senate File 206**
 Kinley, Chairman
 Lamborn
 Potter
- Senate File 208**
 Shaff, Chairman
 Griffin
 Van Gilst
- Senate File 209**
 Griffin, Chairman
 Rodgers
 Plymat
- Senate File 210**
 Nystrom, Chairman
 Winkelman
 Hill
- Senate File 212**
 Schwengels, Chairman
 Hansen
 Nolin
- Senate File 215**
 Coleman, Chairman
 Shaw
 Riley
- Senate Concurrent Resolution 9**
 Milligan, Chairman
 Doderer
 Andersen
- Senate Concurrent Resolution 22**
 Van Gilst, Chairman
 Bergman
 Rabedeaux
- House File 33**
 McCartney, Chairman
 Kelly
 Glenn
- House File 78**
 Plymat, Chairman
 Curtis
 Rodgers

House File 100
 Kelly, Chairman
 Ramsey
 Kinley

House File 125
 Kelly, Chairman
 Ramsey
 Kinley

House File 135
 Coleman, Chairman
 Shaw
 Riley

House File 157
 Kelly, Chairman
 Tieden
 Scott

House File 158
 Blouin, Chairman
 Heying
 Kelly

House File 166
 Scott, Chairman
 Winkelman
 Miller of Marshall

House File 170
 Potter, Chairman
 McCartney
 Willits

House File 174
 Tieden, Chairman
 Kelly
 Scott

House File 197
 DeKoster, Chairman
 Potter
 Coleman

House File 203
 Nolin, Chairman
 Taylor
 Priebe

House File 208
 Griffin, Chairman
 Van Gilst
 Kinley

**House Concurrent
 Resolution 17**
 Nolin, Chairman
 Schwengels
 Hansen

**House Concurrent
 Resolution 18**
 Nolin, Chairman
 Schwengels
 Hansen

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate Concurrent Resolution 12**, a resolution authorizing the state board of regents to construct an addition to the general hospital of the state university 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 Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 196**, a bill for an act relating to state libraries and providing for penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 41**, a bill for an act relating to temporary restrictions on weight and load of certain motor vehicles, and to provide penalties for violation of temporary restrictions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENT FILED

S—146

- 1 Amend Senate File 198, page 1, lines 6 and 7, by striking
- 2 the words, "or town for recording special assessment
- 3 instruments".

WILLIAM D. PALMER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Monday, February 26, 1973.

JOURNAL OF THE SENATE

FIFTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, FEBRUARY 26, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Peter M. Kemper, pastor of the First Baptist Church, Harlan, Iowa.

The Journal of Friday, February 23, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Maurice Kraushaar, Fort Dodge, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Bergman for the day on request of Senator Andersen; Senator McCartney for the day on request of Senator Briles.

PETITIONS

The following petitions were presented and placed on file:

By Senator Lamborn, from twenty-six members of the Mississippi Valley Appaloosa Horse Club favoring pari-mutuel betting in Iowa.

By Senator Blouin, from two hundred twenty residents of Dubuque County opposing any change in the Iowa abortion law.

By Senator Kennedy, from twenty-three residents of Dickinson County opposing any change in the Iowa abortion law.

By Senator Junkins, from one hundred fifty residents of Polk County favoring designation of the ladybug as the state insect.

By Senator Kelly, from eight residents of Woodbury County favoring educational television for northwest Iowa.

RESOLUTION

The following resolution was presented and placed on file by Senator Scott:

Be It Resolved that the Elk Horn-Kimballton Community School District Board of Education opposes the Public Negotiations bill in its entirety.

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 23, recalling from the Governor Senate File 39 to correct the title.

Also: That the House refuses to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 30, a bill for an act relating to broker trust accounts.

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

House File 206, a bill for an act relating to the age of retirement for a public employee.

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

House File 219, a bill for an act relating to special assessment deficiencies.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 257, by Senator Kinley, a bill for an act prohibiting sale, possession, or display of obscene, lewd or indecent publications or material in places frequented by minors, and providing a penalty.

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

Senate File 258, by Senator Doderer, a bill for an act relating to petitions and elections for the establishment of sanitary districts.

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

HOUSE MESSAGES CONSIDERED

House File 206, a bill for an act relating to the age of retirement for a public employee.

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

House File 219, a bill for an act relating to special assessment deficiencies.

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

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 108** be made a **special order** of business for Wednesday, February 28, 1973, at 9:00 a.m.

CONSIDERATION OF BILLS

Senate File 231

On motion of Senator Schwieger, Senate File 231, a bill for an act to make a supplemental appropriation from moneys received by the board of nursing examiners, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 231) the vote was:

Ayes, 36:

Andersen	Hansen	Miller of	Rodgers
Blouin	Heying	Marshall	Schaben
Briles	Hill	Murray	Schwengels
Coleman	Hultman	Nolin	Schwieger
Curtis	Junkins	Orr	Scott
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba		Robinson	

Nays, none.

Absent or not voting, 14:

Bergman	Kyhl	Palmer	Shaff
Griffin	McCartney	Rabedaux	Shaw
Kelly	Milligan	Riley	Van Gilst
Kennedy	Nystrom		

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

Senator Schwieger asked and received unanimous consent that **Senate File 231** be **immediately messaged** to the House, which request was complied with.

Senate File 232

On motion of Senator DeKoster, Senate File 232, a bill for an act to appropriate from moneys received by certain commissions, boards, and departments, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 232) the vote was:

Ayes, 38:

Andersen	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Curtis	Junkins	Orr	Schwieger
DeKoster	Kinley	Palmer	Scott
Doderer	Lamborn	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 12:

Bergman	Kennedy	Milligan	Shaff
Coleman	Kyhl	Rabedeaux	Shaw
Kelly	McCartney	Riley	Van Gilst

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 22.

Senate File 22

On motion of Senator Doderer, Senate File 22, a bill for an act relating to unclaimed utility deposits and refunds, 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. 22) the vote was:

Ayes, 38:

Andersen	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Coleman	Hultman	Nystrom	Schwengels
Curtis	Junkins	Orr	Schwieger
DeKoster	Kinley	Palmer	Scott
Doderer	Lamborn	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 12:

Bergman	Kennedy	Milligan	Shaff
Briles	Kyhl	Rabedeaux	Shaw
Kelly	McCartney	Riley	Van Gilst

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

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **House File 48** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent that further action on **Senate File 198** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 3.

Senate File 3

On motion of Senator Griffin, Senate File 3, a bill for an act relating to improvement bonds and special assessments on certain property outside of cities, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Griffin offered the following amendment S—78 filed by the committee on cities and towns:

S—78

Division S—78A

1 Amend Senate File 3 as follows:

2 1. Page 2, by inserting in line 13 before the word "*within*"

3 the words "*affected by public improvements*".

Division S—78B

4 2. Page 2, by inserting in line 15 before the word "*In*" the

5 words "*The right of way of a railway company shall not be*

6 *assessed unless the company joins as a petitioner for said*

7 *improvements.*"

Division S—78C

8 3. Page 2, by striking in line 16 the word "*may*" and inserting

9 the word "*shall*".

Senator Coleman called for a division of the amendment, section 1 to be considered as division S—78A; section 2, as division S—78B; and section 3, as division S—78C.

On motion of Senator Griffin, division S—78A was adopted.

On motion of Senator Griffin, division S—78B was adopted.

Senator Griffin moved the adoption of division S—78C.

Division was called for.

Division S—78C 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. 3) the vote was:

Ayes, 34:

Andersen	Heying	Milligan	Schaben
Blouin	Hultman	Murray	Schwengels
Briles	Junkins	Nystrom	Schwieger
Curtis	Kelly	Plymat	Taylor
DeKoster	Kennedy	Potter	Tieden
Doderer	Kinley	Priebe	Van Gilst
Gluba	Lamborn	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, 10:

Coleman	Hill	Nolin	Rodgers
Gallagher	Miller of	Orr	Scott
Glenn	Des Moines	Palmer	

Absent or not voting, 6:

Bergman	McCartney	Shaff	Shaw
Kyhl	Rabedeaux		

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

APPOINTMENT OF COMMITTEE

President Neu announced the appointment of Senators McCartney, Rodgers and Scott to represent the Senate at the funeral services of Representative Delbert L. Trowbridge, to be held at 2:00 p.m., Tuesday, February 27, 1973, at the First Congregational Church, Charles City, Iowa.

SPECIAL ORDERS

Senator Lamborn asked and received unanimous consent that **Senate File 219** be made a **special order** of business for Tuesday, February 27, 1973, at 9:00 a.m.

Senator Lamborn asked and received unanimous consent that **Senate File 122** be made a **special order** of business for Thursday, March 1, 1973, at 9:00 a.m.

Senator Lamborn asked and received unanimous consent that **Senate File 196** be made a **special order** of business for Friday, March 2, 1973, at 9:00 a.m.

Senator Lamborn asked and received unanimous consent that **Senate File 115** be made a **special order** of business for Monday, March 5, 1973, at 9:00 a.m.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 199.

Senate File 199

On motion of Senator Riley, Senate File 199, a bill for an act to provide a Judicial Qualifications Act under the authority of the constitutional amendment adopted at the general election in November, 1972, was taken up for consideration.

Senator Ramsey withdrew amendment S—119 filed by him on February 21, 1973.

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

On the question "Shall the bill pass?" (S.F. 199) the vote was:

Ayes, 44:

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

Nays, none.

Absent or not voting, 6:

Bergman	McCartney	Shaff	Shaw
Kyhl	Rabedeaux		

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 200.

Senate File 200

On motion of Senator Andersen, Senate File 200, a bill for an act relating to the age of retirement for a public employee, was taken up for consideration.

Senator Andersen asked and received unanimous consent that **House File 206** be substituted for **Senate File 200**.

House File 206

On motion of Senator Andersen, House File 206, a bill for an act relating to the age of retirement for a public employee, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 206) the vote was:

Ayes, 29:			
Andersen	Hansen	Murray	Schaben
Briles	Hultman	Nolin	Schwengels
Curtis	Junkins	Nystrom	Scott
DeKoster	Kelly	Orr	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	Miller of	Potter	Tieden
Glenn	Marshall	Ramsey	Winkelman
Griffin	Milligan		
Nays, 15:			
Blouin	Kennedy	Palmer	Rodgers
Gluba	Kinley	Priebe	Schwieger
Heying	Miller of	Riley	Van Gilst
Hill	Des Moines	Robinson	Willits
Absent or not voting, 6:			
Bergman	Kyhl	Rabedeaux	Taylor
Coleman	McCartney		

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

WITHDRAWN

Senator Andersen asked and received unanimous consent that **Senate File 200** be **withdrawn** from further consideration of the Senate.

Senator Andersen asked and received unanimous consent that **Senate File 177** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 202.

Senate File 202

On motion of Senator Plymat, Senate File 202, a bill for an act relating to the road use tax fund, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 202) the vote was:

Ayes, 37:

Andersen	Hultman	Milligan	Robinson
Blouin	Junkins	Murray	Schaben
Briles	Kelly	Nolin	Schwengels
Curtis	Kennedy	Nystrom	Shaff
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Taylor
Glenn	Miller of	Plymat	Van Gilst
Gluba	Des Moines	Potter	Willits
Griffin	Miller of	Priebe	Winkelman
Heying	Marshall	Riley	

Nays, 8:

Gallagher	Hill	Rodgers	Scott
Hansen	Ramsey	Schwieger	Tieden

Absent or not voting, 5:

Bergman	Kyhl	McCartney	Rabedeaux
Coleman			

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

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 203.

Senate File 203

On motion of Senator Plymat, Senate File 203, a bill for an act relating to the deposit of public funds, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 203) the vote was:

Rule 24 was invoked.

Ayes, 29:

Andersen	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Shaff
Curtis	Kinley	Nystrom	Shaw
Doderer	Lamborn	Orr	Taylor
Gluba	Miller of	Palmer	Van Gilst
Griffin	Des Moines	Plymat	Willits
Hansen	Miller of	Potter	Winkelman
Heying	Marshall	Riley	

Nays, 8:

Gallagher	Hill	Rodgers	Scott
Glenn	Priebe	Schwieger	Tieden

Voting present, 1:

Milligan (under Rule 24)

Absent or not voting, 12:

Bergman	DeKoster	Kyhl	Ramsey
Briles	Kelly	McCartney	Robinson
Coleman	Kennedy	Rabedeaux	Schaben

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

Senate File 234

On motion of Senator Shaff, Senate File 234, a bill for an act relating to individual income, was taken up for consideration.

Senator Riley offered amendment S—150 filed by Senators Riley, Gluba and Willits:

S—150

- 1 Amend Senate File 234, page 2, by adding after line 23 the
- 2 following new section and renumbering the remaining sections:
- 3 Sec. Section four hundred twenty-two point nine
- 4 (422.9), Code 1973, is amended by adding the following new
- 5 subsections:
- 6 *NEW SUBSECTION.* The total deductions allowable under this
- 7 section are subject to one of the following limitations, at
- 8 the taxpayer's option:
- 9 a. A maximum amount for all allowable deductions,
- 10 other than the allowable deductions for medical expense and non-
- 11 reimbursable casualty losses, equal to twenty-five percent of
- 12 the taxpayer's net income, plus the total allowable deductions
- 13 for medical expense and nonreimbursable casualty losses.
- 14 b. A maximum amount for all allowable deductions equal
- 15 to fifty percent of the taxpayer's net income.
- 16 *NEW SUBSECTION.* It is further provided that any otherwise
- 17 allowable deduction in excess of the allowable maximum limits
- 18 provided in this section may be carried forward by the taxpayer
- 19 to succeeding tax years and shall be eligible for deduction,
- 20 subject to the maximum allowable limitations in this section,
- 21 until fully exhausted.

(Senate File 234 pending.)

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 39, a bill for an act to provide copies of the Iowa Code and Acts of each General Assembly to city assessors without cost.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 39

- 1 Amend the title to Senate File 39 by inserting
- 2 after the word "Code" the words "and Acts of
- 3 each General Assembly".

INTRODUCTION OF BILLS

Senate File 259, by Senator Tieden, a bill for an act imposing damage liability for the unlawful destruction, taking, or possession of wildlife owned by the state.

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

Senate File 260, by Senators Doderer and Murray, a bill for an act relating to the duties of cosmetologists.

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

Senate File 261, by Senators Winkelman, Curtis and Tieden (Bennett and Miller of Calhoun), a bill for an act to provide for the use of alternate safety devices in lieu of safety chains for towing vehicles.

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

Senate File 262, by Senator Heying, a bill for an act relating to the valuation of property for tax purposes based on the property's net worth to the owner.

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

Senate File 263, by Senators Nystrom, Curtis, Rabedeaux and Priebe, a bill for an act relating to military service tax exemptions for members of reserve components of the armed forces of the United States.

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

Senate File 264, by committee on county government, a bill for an act relating to the conduct of an election canvass by the canvassing board.

Read first time and placed on calendar.

Senate File 265, by committee on county government, a bill for an act relating to the method of filing reports on homestead tax credits and military service tax credits.

Read first time and placed on calendar.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 23, 1973, the Governor approved and transmitted to the Secretary of State the following bill:

H. F. 19—Providing exceptions to driving on the right side of a roadway.

Also:

A communication was received announcing that on February 26, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 6—Relating to commitment of alcohol and drug addicts.

S. F. 7—Relating to the return of marriage document.

S. F. 9—Relating to the interest rates on judgments and decrees.

S. F. 48—Relating to the filing requirements for cooperative associations for income tax purposes.

S. F. 64—Relating to signatures required on corporate income tax returns.

SENATE CONCURRENT RESOLUTION 25

By Kelly (Doyle)

Whereas, Chapter three hundred twenty-one (321), of the Code, is in need of recodification in a logical, organizational pattern, and

Whereas, Chapter three hundred twenty-one (321), of the Code, needs to be reviewed in depth for possible revisions to make it more in line with the Uniform Vehicle Code which has been substantially adopted in most states, and

Whereas, Professor Allen D. Vestal, Murray Professor of Law, University of Iowa, College of Law, has prepared, at the request of the attorney general, a "Workbook to Compare Iowa's Motor Vehicle Laws with the Uniform Vehicle Code", and

Whereas, the workbook is an excellent tool for a legislative study committee to use in preparing a recommended recodification of Iowa's motor vehicle laws, and

Whereas, the workbook may become outdated unless prompt action is taken, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council is authorized to create a study committee, as provided by law, which members shall include members of the appropriate standing committees of the House of Representatives and the Senate to conduct during the 1973-1974 legislative interim a comprehensive study of Iowa's motor vehicle laws and the Uniform Vehicle Code; and

Be It Further Resolved, That the study committee be authorized if necessary to retain consultants or assistants and that a report of the study be prepared and submitted to the legislative council and the members of the 1974 Session of the Sixty-fifth General Assembly, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on House File 206. Had I been present I would have voted "Aye".

RAY TAYLOR

AMENDMENTS FILED

S—149

- 1 Amend Senate File 134, page 20, by inserting after the
- 2 period in line 19, the following: "Nothing in this sub-
- 3 section shall prohibit the use of the word 'accountant'
- 4 by persons other than those registered under this Act."

WARREN E. CURTIS

S—151

- 1 Amend Senate File 219, as follows:
- 2 1. Page 1, line 1, by inserting after the word "use" the words
- 3 "and operation".
- 4 2. Page 2, following line 25, insert the following:
- 5 Sec. Section three hundred twenty-one point three
- 6 hundred seventy-two (321.372), subsection one (1), Code 1973,
- 7 is amended by adding the following new unnumbered paragraph:
- 8 *NEW UNNUMBERED PARAGRAPH.* A school bus shall, while
- 9 ing passengers, have its headlights turned on.

CLIFTON C. LAMBORN

S—152

- 1 Amend Senate File 219, page 2, by adding after line 25
- 2 the following new section:
- 3 Sec. Section three hundred twenty-one point
- 4 eighteen (321.18), subsection seven (7), Code 1973, is
- 5 amended to read as follows:
- 6 7. Any school bus in this state used exclusively for
- 7 the transportation of pupils to and from school or a school
- 8 function *or for the purposes provided in section one (1)*
- 9 *of this Act.* Upon application the department shall
- 10 without charge, issue a registration certificate and shall
- 11 also issue registration plates which shall have imprinted
- 12 thereon the words "Private School Bus" and a distinguishing
- 13 number assigned to the applicant. Such plates shall be
- 14 attached to the front and rear of each bus exempt from
- 15 registration under this subsection.

LUCAS J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, February 27, 1973.

JOURNAL OF THE SENATE

FIFTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, FEBRUARY 27, 1973

The Senate met in regular session, President Neu presiding.

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

The Journal of Monday, February 26, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Sokol, State Center, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Robinson for the day on request of Senator Lamborn; Senator Rabedaux for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

Senator Van Gilst rose on a point of personal privilege and presented to the Senate the Honorable John C. Rhodes, former member of the Senate from Lucas County.

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

Thirty-one students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Mr. Sheridan. Senators Lamborn and Kennedy.

Forty-eight students from Lynnville-Sully Community High School, Sully, Iowa, accompanied by Mrs. Gloria McKeag. Senators Orr and Hill.

Forty-five students from Belmond Community High School, Belmond, Iowa, accompanied by Bob Gray. Senator Taylor.

Twenty-five students from Perry Elementary School, Perry, Iowa, accompanied by Mrs. Hart. Senator Rodgers.

PETITION

The following petition was presented and placed on file:

By Senator Heying, from forty-three employees of the Area I —Northeast Iowa Vocational-Technical School, residents of Winneshiek and adjoining counties, favoring reform of the Iowa Public Employees Retirement System.

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 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 25

1 Amend Senate File 25 as amended and passed by the
2 Senate and reprinted as follows:

3 1. Page 2A, by striking everything after the
4 word "Code" in line 27 and all of lines 28 through
5 33 and inserting in lieu thereof a period.

6 2. Page 2B, line 45, by striking all after the
7 word "illness", and inserting in lieu thereof the
8 following: ", injury, or physical disability."

9 3. Page 3A, by striking from lines 1 and 2 the
10 second word "organization" and inserting in lieu there-
11 of the word "person".

12 4. Page 3A, by striking from lines 4 and 5 the
13 words "members enrolled with the organization" and
14 inserting in lieu thereof the word "enrollees".

15 5. Page 5A, line 35, by inserting after the first
16 word "health" the following: "and the affected
17 regional health planning council, as authorized by
18 Public Law 89-749 (42 U.S.C. 246 (b) 2b), for their
19 nonbinding consultation and advice".

20 6. Page 5A, by striking from line 35 the words "and
21 the Iowa comprehensive health planning council".

22 7. Page 9, by striking all of lines 26 through 30 and
23 inserting in lieu thereof the following:

24 "Sec. 8. NEW SECTION. GOVERNING BODY. Every health
25 maintenance organization shall have a governing body

Page 2

1 separate and apart from the governing body of any other
2 legal entity. The governing body of any health
3 maintenance organization may include providers, other
4 individuals, or both. At any time the health
5 maintenance organization has more than one thousand
6 enrollees, not less than one-third of the membership

7 of the governing body shall be composed of these
 8 enrollees provided that no enrollee member of the
 9 governing body shall be the child, parent or spouse of
 10 any professional person involved in health care
 11 delivery, or have any other direct or official
 12 relationship to any profession involved in health
 13 care delivery. The commissioner shall establish
 14 guidelines to implement this section.”

15 8. Page 11A, line 20, by inserting after the word
 16 “health” the words “or sex”.

17 9. Page 12A, by striking lines 1 through 4 and
 18 inserting in lieu thereof the following:

19 “1. Financial statements of the organization
 20 including a balance sheet as of the end of the preceding
 21 calendar year and statement of profit and loss for the
 22 year then ended, certified by a certified public
 23 accountant or an independent public accountant.”

24 10. Page 19, line 17, by striking the words “Polk
 25 county” and inserting in lieu thereof the following:

Page 3

1 “the county where the health maintenance organization’s
 2 principal place of business is located,”.

3 11. Page 19, line 19, by inserting after the
 4 period the following new sentence: “If the health
 5 maintenance organization’s principal place of business
 6 is outside this state, the review shall be by the
 7 district court of Polk County.”

8 12. Page 20A, line 22, by striking the word
 9 “commission” and inserting in lieu thereof the word
 10 “commissioner”.

11 13. Page 21A, by inserting in line 2 a period
 12 after the word “Code”.

13 14. Page 21A, by striking all of lines 3 through 8.

14 15. Page 21A, by striking in lines 22 and 23 the
 15 words “; it being further provided, however, that no”
 16 and inserting in lieu thereof the words “. Upon a
 17 prospective enrollee’s request, a list of locations of
 18 services and a list of providers who have current
 19 agreements with the health maintenance organization
 20 shall be made available. No”.

21 16. Page 21A, by striking in lines 23 and 24
 22 the words “in soliciting enrollees or”.

23 17. Page 21A, line 26, by inserting after the
 24 word “chiropractor” the following:

25 “, or professional corporation as defined by chapter

Page 4

1 four hundred ninety-six C (496C) of the Code.”.

SPECIAL ORDER OF BUSINESS

Senate File 219

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 219.

On motion of Senator Griffin, Senate File 219, a bill for an act relating to the use of school buses, was taken up for consideration.

Senator Lamborn offered amendment S—151 filed by him and moved its adoption:

S—151

- 1 Amend Senate File 219, as follows:
- 2 1. Page 1, line 1, by inserting after the word "use" the words
- 3 "and operation".
- 4 2. Page 2, following line 25, insert the following:
- 5 Sec. Section three hundred twenty-one point three
- 6 hundred seventy-two (321.372), subsection one (1), Code 1973,
- 7 is amended by adding the following new unnumbered paragraph:
- 8 *NEW UNNUMBERED PARAGRAPH.* A school bus shall, while
- 9 ing passengers, have its headlights turned on.

The Chair called for a division.

The amendment was adopted.

Senator DeKoster offered amendment S—152 filed by him and moved its adoption:

S—152

- 1 Amend Senate File 219, page 2, by adding after line 25
- 2 the following new section:
- 3 Sec. Section three hundred twenty-one point
- 4 eighteen (321.18), subsection seven (7), Code 1973, is
- 5 amended to read as follows:
- 6 7. Any school bus in this state used exclusively for
- 7 the transportation of pupils to and from school or a school
- 8 function or for the purposes provided in section one (1)
- 9 of this Act. Upon application the department shall
- 10 without charge, issue a registration certificate and shall
- 11 also issue registration plates which shall have imprinted
- 12 thereon the words "Private School Bus" and a distinguishing
- 13 number assigned to the applicant. Such plates shall be
- 14 attached to the front and rear of each bus exempt from
- 15 registration under this subsection.

The amendment was adopted.

Senator Van Gilst offered amendment S—141 filed by Senators Van Gilst and Gluba and moved its adoption:

S—141

- 1 Amend Senate File 219 as follows:
- 2 Page 2, following line 25, insert the following new section:
- 3 Sec. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its
- 5 publication in the Oskaloosa Daily Herald, a newspaper
- 6 published in Oskaloosa, Iowa, and in the Times-Democrat,
- 7 a newspaper published in Davenport, Iowa.

The amendment was adopted.

Senator Riley offered amendment S—153:

S—153

1 Amend Senate File 219, page 2, line 4, by inserting after
2 the word "Rent" the following: "for use within the state
3 of Iowa or not more than twenty-five miles outside the
4 state of Iowa".

Senator Potter took the chair at 9:40 a.m.

President Neu took the chair at 10:03 a.m.

Senator Riley moved the adoption of his amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 219) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Griffin	Nolin	Ramsey
Bergman	Hill	Nystrom	Riley
Curtis	Lamborn	Orr	Schwengels
Doderer	Miller of	Potter	Shaw
Glenn	Marshall	Priebe	Winkelman
Gluba			

Nays, 26:

Blouin	Hultman	Milligan	Scott
Briles	Junkins	Murray	Shaff
Coleman	Kelly	Palmer	Taylor
DeKoster	Kennedy	Plymat	Tieden
Gallagher	Kinley	Rodgers	Van Gilst
Hansen	Miller of	Schaben	Willits
Heying	Des Moines	Schwieger	

Absent or not voting, 4:

Kyhl	McCartney	Rabedeaux	Robinson
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The amendment lost.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SPECIAL ORDER CONTINUED

Senate File 219

The Senate resumed consideration of Senate File 219.

Senator Doderer offered amendment S—156 and called for a division of the amendment as follows:

S—156

Division S—156A

- 1 Amend Senate File 219 as follows:
- 2 1. Page 2, line 16, by striking the words "*citizens*
- 3 *and*" and inserting in lieu thereof the word "*citizens,*".
- 4 2. Page 2, line 17, by inserting after the word
- 5 "*children*" the words "*, children enrolled in a*
- 6 *federally funded head start program, and handicapped*
- 7 *persons*".
- 8 3. Page 2, line 17, by striking the words "*section*
- 9 *one (1) of*".

Division S—156B

- 10 4. Page 2, by inserting after line 25 the following
- 11 new section:
- 12 Sec. Section two hundred eighty-five point
- 13 one (285.1), Code 1973, is amended by adding the
- 14 following new subsection:
- 15 **NEW SUBSECTION.** Boards in districts operating buses
- 16 may transport senior citizens, children enrolled in a
- 17 federally funded head start program, and handicapped
- 18 persons, who are not otherwise entitled to free transpor-
- 19 tation and may collect the pro rata cost of transportation.

Senator Doderer asked and received unanimous consent to withdraw division S—156A of the amendment.

Senator Hill moved that Senate File 219 be returned to the committee on schools.

The motion lost.

On motion of Senator Doderer, division S—156B of the amendment was adopted.

Senator Doderer asked and received unanimous consent to withdraw amendment S—154:

S—154

- 1 Amend Senate File 219, page 2, by inserting after line 7
- 2 the following:
- 3 "Sec. Section two hundred eighty-five point one
- 4 (285.1), Code 1973, is amended by adding the following new
- 5 subsection:
- 6 **NEW SUBSECTION.** Boards in districts operating buses
- 7 may transport persons, giving priority to underprivileged
- 8 children and elderly persons who are not otherwise entitled
- 9 to free transportation, for any charitable or public service
- 10 nonprofit organization and may collect from these organizations
- 11 the pro rata cost of transportation."

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. 219) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Coleman	Junkins	Nolin	Shaff
Curtis	Kelly	Nystrom	Shaw
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba		Ramsey	Winkelman

Nays, 1:

Hill

Absent or not voting, 8:

Kennedy	McCartney	Rabedaux	Rodgers
Kyhl	Plymat	Robinson	Scott

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

WITHDRAWN

Senator Van Gilst asked and received unanimous consent that **Senate File 87** be **withdrawn** from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 266, by committee on county government, a bill for an act to repeal the tax credit on bovine female cattle three years old and older.

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

Senate File 267, by Senator Gallagher, a bill for an act relating to an operator of a surface mine.

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

Senate File 268, by Senators Schaben, Schwieger, Briles, Andersen, Nystrom, Van Gilst and Bergman, a bill for an act to provide office space and a leave of absence for officers of certain state employee organizations.

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

Senate File 269, by Senators Priebe and Rodgers, a bill for an act to increase the personal property tax credit.

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

Senate File 270, by Senator Potter, a bill for an act relating to the service tax on equipment rental.

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

Senate File 271, by Senator Kelly, a bill for an act relating to the establishment of a regional library system and making an appropriation.

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

Senate File 272, by Senator Kennedy (Doyle), a bill for an act relating to the use of credit cards for the payment of traffic fines.

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

Senate File 273, by Senator Griffin, a bill for an act providing for collective negotiations between public employers and public employees.

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

COMMUNICATION FROM THE
IOWA COMMISSION ON COMPENSATION, EXPENSES
AND SALARIES FOR ELECTED STATE OFFICIALS

The report and recommendation of the Iowa Commission on Compensation, Expenses and Salaries for Elected State Officials made to the Iowa General Assembly pursuant to Section 2A.4, 1973 Code of Iowa, has been received and placed on file in the office of the Lieutenant Governor.

COMMUNICATION FROM THE
IOWA STATE PRESERVES ADVISORY BOARD

The report of the State Preserves Advisory Board for the Biennium 1971-1972 made to the Iowa General Assembly pursuant to Section 111B.8(11), 1973 Code of Iowa, has been received and placed on file in the office of the Lieutenant Governor.

ASSIGNMENT OF BILLS

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

S.C.R. 24	State government
S.C.R. 25	State government
S. F. 256	Schools
S. F. 257	Judiciary
S. F. 258	County government
S. F. 259	Natural resources
S. F. 260	State government
S. F. 261	Human and industrial relations
S. F. 262	Ways and means
S. F. 263	Ways and means
S. F. 267	Natural resources
S. F. 268	Human and industrial relations
S. F. 269	Ways and means
S. F. 270	Ways and means
S. F. 271	State government
S. F. 272	Judiciary
S. F. 273	Human and industrial relations
H. F. 219	Ways and means

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 197**, a bill for an act providing that the fraudulent alteration of registration plates, certificates, and permits issued by county treasurers are subject to penalties provided by law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—161

- 1 Amend Senate File 108 as follows:
- 2 1. Page 2, by striking all of lines 9 through 14
- 3 inclusive and inserting in lieu thereof the following:
- 4 "2. 'Game of chance' means the game commonly known as
- 5 bingo or similar game."

WILLIAM N. PLYMAT
EUGENE M. HILL

S—164

- 1 Amend Senate File 108, page 2, line 26, by adding the words
 2 "labor union or political party as defined in section forty-
 3 three point two (43.2) of the Code or any" after the word
 4 "any".

WILLIAM E. GLUBA

S—159

1 Amend Senate File 108 as follows:

- 2 1. Page 2, by adding after line 35 the following new
 3 subsection:
 4 "7. 'Licensed' means licensed by the department of revenue
 5 to conduct a game of skill, game of chance or raffle."
 6 2. Page 3, by inserting before line 1 the following new
 7 section and renumbering the remaining sections:
 8 Sec. *NEW SECTION*. LICENSING. Games of skill, games of
 9 chance and raffles may be operated, provided:
 10 1. The games and raffles are conducted by licensed fair
 11 boards or qualified organizations only, and
 12 2. The department of revenue shall license fair boards
 13 and qualified organizations to conduct games and raffles
 14 authorized under this Act, and
 15 3. There shall be an annual license fee for each type of
 16 game or raffle which shall be ten dollars, and
 17 4. No fair board shall be licensed to operate games or
 18 raffles authorized under this Act more than twelve days per year.
 19 3. Page 3, line 2, by inserting after the word "authorized"
 20 the words "and licensed".
 21 4. Page 3, line 16, by inserting after the second word
 22 "fair" the words "which is licensed".
 23 5. Page 3, line 26, by adding after the word "by" the word
 24 "licensed".
 25 6. Page 4, line 14, by inserting after the word "raffles"

Page 2

- 1 the words "to be operated by licensed, qualified organizations".

WILLIAM N. PLYMAT
 MICHAEL T. BLOUIN

S—162

1 Amend Senate File 108 as follows:

- 2 1. Page 3, line 15, by striking the period and inserting
 3 in lieu thereof " , and".
 4 2. Page 3, by inserting after line 15 the following new
 5 subsections:
 6 "7. The aggregate value of all prizes awarded in a single
 7 day on a game of skill or game of chance does not exceed
 8 five hundred dollars, and
 9 8. No game of skill or game of chance is conducted on
 10 more than twelve days per year."
 11 3. Page 3, line 24, by striking the period and inserting
 12 in lieu thereof " , and".
 13 4. Page 3, by inserting after line 24 the following new
 14 subsections:
 15 "5. The aggregate value of all prizes awarded in a single
 16 day on raffles does not exceed five hundred dollars, and

17 6. No raffle is conducted on more than twelve days per
18 year."

WILLIAM N. PLYMAT
EUGENE M. HILL

S—163

1 Amend Senate File 108, page 4, by adding the following
2 after line 11:
3 "8. Subsections one (1), two (2), and three (3) do
4 not apply where the game of chance is bingo or any similar
5 game by another name."

WILLIAM E. GLUBA

S—165

1 Amend Senate File 108, page 4, by inserting the following
2 new section after line 29, and renumbering the remaining sections.
3 Sec. *NEW SECTION*. Section one hundred twenty-
4 three point forty-nine (123.49), subsection two (2),
5 Code 1973, is amended by adding the following new
6 unnumbered paragraph:
7 *NEW UNNUMBERED PARAGRAPH*. This subsection shall not
8 apply to any person or club who operates or conducts any
9 device, game or raffle pursuant to the provisions of this
10 Act.

CLIFTON C. LAMBORN

S—158

1 Amend Senate File 108, page 6, by adding after line 7
2 the following new section.
3 Sec. *NEW SECTION*. The gross receipts derived from
4 the provisions of this Act shall be subject to sales tax
5 notwithstanding the exemption granted by section four hundred
6 twenty-two point forty-five (422.45), subsection three (3), of
7 the Code. The director of revenue shall administer the sales
8 tax on these gross receipts in accordance with section
9 four hundred twenty-two point forty-two (422.42) through
10 section four hundred twenty-two point fifty-nine (422.59)
11 of the Code, and prescribe forms for the reporting of gross
12 receipts pursuant to this Act.

ROGER J. SHAFF

S—160

1 Amend the judiciary committee amendment S—81 filed
2 February 15 to Senate File 108 as follows:
3 1. Page 2, by inserting the following new subsections
4 after line 22, and renumbering the remaining subsection:
5 "7. The aggregate value of all prizes awarded in a
6 single day on a game of skill, game of chance or raffle
7 does not exceed five hundred dollars, and
8 8. No game of skill, game of chance or raffle is
9 conducted on more than fifty days per year, and".

WILLIAM N. PLYMAT
EUGENE M. HILL

S—157

- 1 Amend S—150 to page 2 of Senate File 234, by Riley, Gluba and
- 2 Willits, filed February 26, 1973, as follows:
- 3 Page 1, line 20, by inserting after the word "section," the words
- 4 "for three taxable years or".
- 5 Page 1, line 21, by inserting after the word "exhausted" the words
- 6 " , whichever occurs first."

JOAN ORR

S—155

- 1 Amend the Riley, et al., amendment S—150 to page 2 of
- 2 Senate File 234, by striking all after line 2 and inserting
- 3 in lieu thereof the following:
- 4 "Sec. Section four hundred twenty-two point nine
- 5 (422.9), subsection two (2), b, Code 1973, is amended to
- 6 read as follows:
- 7 b. Add the amount of federal income taxes paid or
- 8 accrued as the case may be, during the tax year, adjusted
- 9 by any federal income tax refunds. Provided, however, that
- 10 where married persons, who have filed a joint federal income
- 11 tax return, file separately, such total shall be divided
- 12 between them according to the portion thereof paid or accrued,
- 13 as the case may be, by each; and provided further that where
- 14 a taxpayer has used an optional standard deduction on his
- 15 federal return, he shall use the optional standard deduction
- 16 provided for above. *The federal income tax deduction shall*
- 17 *only be allowed on that amount of income which is subject*
- 18 *to Iowa tax.*

ROGER J. SHAFF
WARREN E. CURTIS

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, February 28, 1973.

JOURNAL OF THE SENATE

FIFTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, FEBRUARY 28, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Harold DeGroot, pastor of the Christian Reformed Church, Ocheyedan, Iowa.

The Journal of Tuesday, February 27, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Keith Garber, Corydon, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

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

PRESENTATION OF VISITORS

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

Thirty-five students from Belmond High School, Belmond, Iowa, accompanied by their instructor, Mr. Gray. Senator Taylor.

Eight students from Area VI Community College, Marshalltown, Iowa. Senator Miller of Marshall.

Forty-five students from Perry Elementary School, Perry, Iowa, accompanied by Mrs. Leslie and Mrs. Ingalls. Senator Rodgers.

Fifty students from Ankeny Elementary School, Ankeny, Iowa, accompanied by Diana Brill and Sandy Wagner. Senator Willits.

Twenty students, members of Y-Teen Club from Milford Community School, Milford, Iowa, accompanied by Miss Crandal. Senator Bergman.

Seven students from Cowles Elementary School, Des Moines, Iowa, accompanied by Mrs. Flapan and Mrs. Fowler. Senator Plymat.

PETITION

The following petition was presented and placed on file:

By Senator Tieden, from forty-three residents of Clayton County opposing the establishment of an Iowa Natural and Scenic Rivers system.

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 190, a bill for an act relating to unlawful truck speed limits.

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

House File 193, a bill for an act relating to the movement of vehicles and loads of excessive size and weight.

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

House File 204, a bill for an act relating to minimum percentages of plant nutrients in fertilizers.

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

House File 242, a bill for an act making an appropriation to the board of architectural examiners.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 274, by Senators Milligan, Plymat and Andersen (Kreamer, Woods, Junker, Lipsky and Connors), a bill for an act relating to registration of motor vehicles.

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

Senate File 275, by Senator Miller of Des Moines (Caffrey), a bill for an act to provide for the pari-mutuel system of wagering to be used at horse and dog racing tracks in Iowa; to provide for an Iowa racing commission to issue race track permits and to regulate generally the operations of Iowa race tracks; providing the necessary administrative procedures to carry out the intent of this Act; making certain acts illegal and providing penalties for their violation.

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

Senate File 276, by Senator Curtis, a bill for an act relating to the termination of commitment orders.

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

Senate File 277, by Senators Hansen, Doderer, Miller of Marshall, Robinson and Briles (Holden and Hill), a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards, and to abolish the board of watchmakers and the board of basic science examiners.

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

Senate File 278, by Senator Blouin, a bill for an act relating to a presidential preferential primary election.

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

Senate File 279, by Senators Riley, Gluba and Robinson, a bill for an act relating to state income tax deductions.

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

HOUSE MESSAGES CONSIDERED

House File 190, a bill for an act relating to unlawful truck speed limits.

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

House File 193, a bill for an act relating to the movement of vehicles and loads of excessive size and weight under permit during daylight hours and holidays.

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

House File 204, a bill for an act relating to minimum percentages of plant nutrients in fertilizers.

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

House File 242, a bill for an act making an appropriation to the board of architectural examiners and providing for the administration of funds designated for use of such board.

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

PRESENTATION OF IOWA PORK QUEENS

President Neu presented to the Senate Kathy Deal, the 1973 Iowa Pork Queen from Bagley, Iowa, and Sue Klingaman, candidate for National Pork Queen from Waterloo, Iowa.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

SPECIAL ORDER OF BUSINESS

Senate File 108

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 108.

On motion of Senator Lamborn, Senate File 108, a bill for an act relating to games of skill, games of chance, raffles and providing penalties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—81 filed by the committee on judiciary:

S—81

- 1 Amend Senate File 108 as follows:
- 2 1. Page 2, by inserting in line 27 before the word "recognized"
- 3 the words "incorporated under chapter five hundred four
- 4 (504) or chapter five hundred four A (504A), Code 1973, or".
- 5 2. Page 3, by striking from line 5 the words "fifty
- 6 cents" and inserting in lieu thereof the words "one dollar".
- 7 3. Page 3, by striking from line 18 the words "fifty cents"
- 8 and inserting in lieu thereof the words "one dollar".
- 9 4. Page 3, by striking lines 21 and 22, and renumbering
- 10 the remaining subsection.
- 11 5. Page 3, by striking lines 25 through 35, and page 4
- 12 by striking lines 1 through 22 and inserting in lieu thereof
- 13 the following:
- 14 "Sec. 4. *NEW SECTION. CIVIC CELEBRATIONS AND AMUSE-*
- 15 *MENTS.*
- 16 *PARKS.*
- 17 The city or town council of any city or town, or the
- 18 county board of supervisors with respect to any unincorpor-
- 19 ated area within the county, may by resolution authorize games
- 20 of skill, games of chance and raffles at any amusement park,
- 21 or at any carnival, bazaar, centennial or celebration sponsored
- 22 by any bona fide civic group, service club or merchants group
- 23 provided:
- 24 1. That games of skill and games of chance shall be
- subject to the same restrictions as provided in section two

25 (2), subsections one (1) through six (6), of this Act, and
 26 2. That raffles shall be subject to the same restrictions

Page 2

1 as provided in section three (3), subsections one (1) through
 2 four (4), of this Act.

3 Sec. 5. *NEW SECTION. QUALIFIED ORGANIZATIONS.* Games
 4 of skill, games of chance, and raffles may be conducted by
 5 all other qualified organizations, provided:

6 1. No person except a bona fide member, employee,
 7 student, or parent or guardian of a student, or a qualified
 8 organization may participate in the management or operation
 9 of a game or raffle, and

10 2. No person may receive any remuneration or profit
 11 for participation in the management or operation of a game
 12 or raffle, and

13 3. A game or raffle may not be conducted on rented
 14 premises unless the premises are rented from a qualified
 15 organization, and

16 4. The entire net proceeds are devoted exclusively to
 17 the lawful purposes of the qualified organization and do not
 18 inure to the benefit of any individual, and

19 5. The cost of play or chance of any game of skill,
 20 game of chance, or raffle shall not exceed one dollar, and

21 6. The aggregate value of any prize in any single game
 22 or raffle shall not exceed twenty-five dollars, and

23 7. The outcome or winner of a game is not controlled
 24 by the operator.

Senator Rabedeaux took the chair at 10:32 a.m.

Senator Blouin offered amendment S—112 to the committee
 amendment filed by him:

S—112

1 Amend the judiciary committee amendment S—81 filed
 2 February 15 to Senate File 108 as follows:

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

4 "3. Page 3, by inserting the following after line 15:

5 "7. The game of chance known as bingo or any similar
 6 game of chance shall not be operated by any person except
 7 a qualified organization and shall be subject to the
 8 restrictions provided in section five (5), subsections
 9 one (1), two (2), four (4), five (5), six (6) and seven
 10 (7) of this Act."

11 2. Page 2, by adding the following after line 2:

12 "3. That the game of chance known as bingo or any
 13 similar game of chance shall not be operated by any
 14 person except a qualified organization and shall be
 15 subject to the restrictions provided in section five (5),
 16 subsections one (1), two (2), four (4), five (5), six
 17 (6) and seven (7) of this Act."

Action on amendment S—112 was temporarily deferred.

Senator Kinley offered amendment S—140 to the committee

amendment filed by Senators Kinley and Schaben and moved its adoption:

S—140

- 1 Amend the judiciary committee amendment S—81 filed
- 2 February 15 to Senate File 108 as follows:
- 3 1. Page 1, by inserting the following after line 10:
- 4 5. Page 3, line 24, by striking the word "twenty-
- 5 five" and inserting in lieu thereof the words "one
- 6 hundred".
- 7 2. By renumbering the remaining division of the
- 8 amendment.
- 9 3. Page 2, line 22, by striking the word "twenty-
- 10 five" and inserting in lieu thereof the words "one
- 11 hundred".

Roll call was requested.

On the question "Shall amendment S—140 to the amendment be adopted?" (S.F. 108) the vote was:

Ayes, 25:

Blouin	Junkins	Orr	Rodgers
Coleman	Kelly	Palmer	Schaben
Gallagher	Kinley	Potter	Schwengels
Glenn	Miller of	Priebe	Scott
Gluba	Des Moines	Rabedeaux	Tieden
Griffin	Murray	Riley	Willits
Heying	Nolin		

Nays, 19:

Andersen	Hultman	Nystrom	Shaw
Bergman	Lamborn	Plymat	Taylor
Curtis	McCartney	Ramsey	Van Gilst
DeKoster	Miller of	Schwieger	Winkelman
Hansen	Marshall	Shaff	
Hill			

Absent or not voting, 6:

Briles	Kennedy	Milligan	Robinson
Doderer	Kyhl		

The amendment to the amendment was adopted.

Senator Kinley offered amendment S—169 to the committee amendment by Senators Kinley and Gluba:

S—169

- 1 Amend S—81 by the committee on judiciary filed Febru-
- 2 ary 15, 1973, as follows:
- 3 1. Page 1, by inserting the following after line 10.
- 4 5. Page 3, by inserting the following after line 24:
- 5 5. That notwithstanding subsections one (1) and four
- 6 (4) a fair may hold not more than one raffle per year
- 7 at which the prize may not be greater than five thousand
- 8 dollars or merchandise of equal value by purchase price
- 9 paid by the fair.
- 10 2. Page 2, line 2, by striking the following "four

- 11 (4)" and inserting in lieu thereof the following "five
 12 (5)".
- 13 3. Page 2, by inserting the following after line
 14 24:
- 15 8. That notwithstanding the provisions of subsections
 16 five (5) and six (6) of this section a qualified organiza-
 17 tion may hold not more than one raffle per year at which
 18 the prize may not be greater than five thousand dollars
 19 or merchandise of equal value by purchase price paid by
 20 the organization or donor.
- 21 4. By renumbering the divisions of amendment.

President Neu took the chair at 11:25 a.m.

Action on amendment S—169 was temporarily deferred.

Senator Blouin offered amendment S—171 to the committee amendment and moved its adoption:

S—171

- 1 Amend the judiciary committee amendment S—81 filed February 15
 2 to Senate File 108 as follows:
- 3 1. Page 1, by inserting the following after line 6:
 4 "3. Page 3, by inserting the following after line 15:
 5 "7. The game of chance known as bingo or any similarly
 6 played game of chance known by another name not be operated
 7 by any person other than a qualified organization unless the fair
 8 board has received no application from a qualified organization
 9 to conduct the game. If a qualified organization has applied to
 10 the fair board to operate bingo under this subsection, the game
 11 shall be subject to the restrictions provided in section five (5),
 12 subsections one (1), two (2), four (4), five (5), six (6) and
 13 seven (7) of this Act.'"
- 14 2. Page 2, by adding the following after line 2:
 15 "3. That the game of chance known as bingo or any similarly
 16 played game of chance known by another name may not be operated
 17 by any person other than a qualified organization unless the fair
 18 board has received no applications from a qualified organization
 19 to conduct the game. If a qualified organization has applied
 20 to the fair board to operate bingo under this subsection, the game
 21 shall be subject to the restrictions provided in section five (5),
 22 subsections one (1), two (2), four (4), five (5), six (6) and
 23 seven (7) of this Act."

The Chair requested a roll call.

On the question "Shall amendment S—171 to the amendment be adopted?" (S.F. 108) the vote was:

Ayes, 19:

Andersen	Heying	Nolin	Scott
Bergman	Junkins	Orr	Shaff
Blouin	Kinley	Plymat	Taylor
DeKoster	Miller of	Rodgers	Winkelman
Gallagher	Des Moines	Schwengels	
Gluba			

Nays, 23:

Curtis	McCartney	Priebe	Schwieger
Glenn	Milligan	Rabedeaux	Shaw
Hansen	Murray	Ramsey	Tieden
Hill	Nystrom	Riley	Van Gilst
Hultman	Palmer	Robinson	Willits
Lamborn	Potter	Schaben	

Absent or not voting, 8:

Briles	Griffin	Kennedy	Miller of
Coleman	Kelly	Kyhl	Marshall
Doderer			

The amendment to the amendment lost.

Senator Blouin asked and received unanimous consent to withdraw amendment S—112 to the committee amendment.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SPECIAL ORDER CONTINUED

Senate File 108

The Senate resumed consideration of Senate File 108 and committee amendment S—81.

Senator Kinley offered amendment S—172 to the amendment by Senators Kinley and Gluba and moved its adoption:

S—172

- 1 Amend S—81 by the committee on judiciary filed February 15, 1973,
- 2 as follows:
- 3 1. Page 1, by inserting the following after line 10:
- 4 5. Page 3, by inserting the following after line 24:
- 5 5. That notwithstanding subsections one (1) and four (4) a fair
- 6 may hold not more than one raffle per year at which a merchandise
- prize
- 7 may be awarded if not greater than five thousand dollars in value by
- 8 purchase price paid by the fair.
- 9 2. Page 2, line 2, by striking the following "four (4)" and
- 10 inserting in lieu thereof the following "five (5)".
- 11 3. Page 2, by inserting the following after line 24:
- 12 8. That notwithstanding the provisions of subsections five (5)
- 13 and six (6) of this section a qualified organization may hold not more
- 14 than one raffle per year at which a merchandise prize may be awarded
- 15 if not greater than five thousand dollars in value by purchase price
- 16 paid by the organization or donor.
- 17 4. By renumbering the divisions of the amendment.

The amendment to the amendment was adopted.

Senator Kinley asked and received unanimous consent to withdraw amendment S—169 to the amendment temporarily deferred.

Senator Plymat offered amendment S—167 to the committee amendment by Senators Plymat and Blouin and moved its adoption:

S—167

- 1 Amend judiciary committee amendment S—81 filed February 15
- 2 to Senate File 108 as follows:
- 3 1. Page 1, line 19, by inserting after the word “raffles”
- 4 the following: “to be operated by qualified organizations”.

The amendment to the amendment lost.

Senator Kinley withdrew amendments S—86 and S—96 to the committee amendment.

Senator Kelly offered amendment S—170 to the committee amendment and moved its adoption:

S—170

- 1 Amend S—81 to Senate File 108, by committee on judiciary, filed
- 2 February 15, 1973, as follows:
- 3 1. Page 2, by striking line 21 and the words “or raffle shall
- 4 not exceed” in line 22 and by inserting in lieu thereof the following:
- 5 “6. A cash prize or the purchase price paid by the operator for
- 6 any merchandise prize shall not exceed”.

The Chair called for a division.

The amendment to the amendment was adopted.

Senator Plymat offered amendment S—160 to the committee amendment filed by Senators Plymat and Hill and called for a division of the amendment as follows:

S—160

Division S—160A

- 1 Amend the judiciary committee amendment S—81 filed
- 2 February 15 to Senate File 108 as follows:
- 3 1. Page 2, by inserting the following new subsections
- 4 after line 22, and renumbering the remaining subsection:

Division S—160B

- 5 “7. The aggregate value of all prizes awarded in a
- 6 single day on a game of skill, game of chance or raffle
- 7 does not exceed five hundred dollars, and

Division S—160A

- 8 8. No game of skill, game of chance or raffle is
- 9 conducted on more than fifty days per year, and”.

Senator McCartney took the chair at 2:00 p.m.

Senator Plymat moved the adoption of division S—160A of the amendment to the amendment.

Division S—160A of the amendment to the amendment lost.

Senator Plymat asked and received unanimous consent to withdraw division S—160B of the amendment to the amendment.

Senator Gluba withdrew amendment S—166 to the committee amendment:

S—166

- 1 Amend judiciary committee amendment S—81 filed February 15
- 2 to Senate File 108, page 2, by adding after line 24 the
- 3 following new subsection:
- 4 "8. Subsections one (1), two (2), and three (3) do
- 5 not apply where the game of chance is bingo or any similar
- 6 game by another name."

On motion of Senator Potter, committee amendment S—81 as amended was adopted.

Senator Priebe offered amendment S—173:

S—173

- 1 Amend Senate File 108, page 2, by inserting the following
- 2 after the period in line 35: "Qualified organization shall
- 3 include a person or persons who seek to raise funds for
- 4 use benefiting a definite number of persons who are the
- 5 victims of loss of home or household possessions through
- 6 explosion, fire, flood, or storm and the loss is uncompen-
- 7 sated in insurance; and, also, uses benefiting a definite
- 8 number of persons suffering from a seriously disabling
- 9 disease or injury causing severe loss of income or
- 10 incurring extraordinary medical expense which is uncompen-
- 11 sated by insurance."

Senator Miller offered amendment S—177 to the amendment:

S—177

- 1 Amend S—173 to Senate File 108, filed February 28, 1973
- 2 as follows:
- 3 1. Line 6, by inserting following the word "is" the word
- 4 "largely".
- 5 2. Line 10, by inserting following the word "is" the word
- 6 "largely".

Action on amendment S—173 and amendment S—177 to the amendment was temporarily deferred.

Senator Gluba moved to reconsider the vote by which committee amendment S—81 as amended was adopted by the Senate.

Division was called for.

The motion lost.

The Senate resumed consideration of amendment S—173 temporarily deferred.

Senator Lamborn offered amendment S—182 to the amendment and moved its adoption:

S—182

- 1 Amend Priebe amendment S—173 filed February 28 as follows:
- 2 1. Lines 6 and 7 by striking the words "is uncompensated"
- 3 and inserting in lieu thereof the words "is not fully
- 4 compensated".
- 5 2. Lines 10 and 11 by striking the words "is uncompensated"
- 6 and inserting in lieu thereof the words "is not fully
- 7 compensated".

The amendment to the amendment was adopted.

Senator Miller asked and received unanimous consent to withdraw amendment S—177 to the amendment temporarily deferred.

Senator Priebe moved the adoption of amendment S—173 as amended and requested a roll call.

On the question "Shall the amendment as amended be adopted?" (S.F. 108) the vote was:

Ayes, 12:

Briles	Miller of	Priebe	Schwieger
Gallagher	Des Moines	Rodgers	Scott
Heying	Nolin	Schaben	Taylor
Junkins			

Nays, 33:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nystrom	Robinson
Blouin	Kelly	Orr	Schwengels
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Glenn	McCartney	Potter	Tieden
Gluba	Milligan	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Absent or not voting, 5:

Coleman	Kennedy	Kyhl	Van Gilst
Doderer			

The amendment as amended lost.

Senator Lamborn offered amendment S—87 filed by Senators Kinley and Lamborn:

S—87

- 1 Amend Senate File 108 as follows:
- 2 1. Page 4, by inserting the following new section after
- 3 line 29:
- 4 "Sec. 6. *NEW SECTION.* Notwithstanding the provisions
- 5 of section ninety-nine point one (99.1) and chapter seven
- 6 hundred twenty-six (726) of the Code, shall be lawful for

7 any person to own, operate, or play mechanical or electronic
 8 recreational devices even though the machine or device awards
 9 free games or one or more additional balls or shots upon
 10 attaining a certain score. These machines and devices are
 11 not lawful under this section if they award or are played
 12 for cash or merchandise prizes.”
 13 2. By renumbering the bill sections to conform to this
 14 amendment.

Senator Lamborn offered amendment S—124 to the amendment filed by Senators Lamborn and Kinley and moved its adoption:
 S—124

1 Amend S—87 to Senate File 108, by Kinley and Lamborn, filed
 2 February 16, 1973, line 5, by inserting before the word “and”
 3 the words “and chapter ninety-nine A (99A)”.

The amendment to the amendment was adopted.

Senator Lamborn moved the adoption of amendment S—87 as amended.

Division was called for.

The amendment as amended was adopted.

Senator Lamborn offered amendment S—165 filed by him and moved its adoption:

S—165

1 Amend Senate File 108, page 4, by inserting the following
 2 new section after line 29, and renumbering the remaining sections:
 3 Sec. *NEW SECTION.* Section one hundred twenty-
 4 three point forty-nine (123.49), subsection two (2),
 5 Code 1973, is amended by adding the following new
 6 unnumbered paragraph:
 7 *NEW UNNUMBERED PARAGRAPH.* This subsection shall not
 8 apply to any person or club who operates or conducts any
 9 device, game or raffle pursuant to the provisions of this
 10 Act.

The amendment was adopted.

Senator Lamborn offered amendment S—122 filed by him and moved its adoption:

S—122

1 Amend Senate File 108 as follows:
 2 1. Page 4, line 32, by inserting the words “*UNNUMBERED*”
 3 after the word “*NEW*”.
 4 2. Page 4, by adding the following after line 34:
 5 “Sec. 8. Section ninety-nine A point one (99A.1),
 6 Code 1973, is amended by adding the following new unnumbered
 7 paragraph:
 8 *NEW UNNUMBERED PARAGRAPH.* Gambling device does not
 9 include any device or machine used in accordance with

- 10 this Act.”
- 11 3. Page 5, line 3, by inserting the word “UNNUMBERED”
- 12 after the word “NEW”.
- 13 4. Page 5, line 8, by inserting the word “UNNUMBERED”
- 14 after the word “NEW”.
- 15 5. Page 5, line 14, by inserting the word “UNNUMBERED”
- 16 after the word “NEW”.
- 17 6. Page 5, line 22, by inserting the word “UNNUMBERED”
- 18 after the word “NEW”.
- 19 7. Page 5, line 28, by inserting the word “UNNUMBERED”
- 20 after the word “NEW”.
- 21 8. Page 5, line 34, by inserting the word “UNNUMBERED”
- 22 after the word “NEW”.
- 23 9. Page 6, line 5, by inserting the word “UNNUMBERED”
- 24 after the word “NEW”.
- 25 10. By renumbering the bill sections.

The amendment was adopted.

Senator Plymat withdrew amendments S—161 and S—162 filed by Senators Plymat and Hill on February 27, 1973.

Senator Gluba withdrew amendment S—164 filed by him on February 27, 1973.

Senator Gluba offered amendment S—175 and called for a division of the amendment as follows:

S—175

Division S—175A

- 1 Amend Senate File 108 as follows:
- 2 1. Page 2, line 25, by adding the words “labor union
- 3 or any” after the word “any”.

Division S—175B

- 4 2. Page 2, line 26, by adding the words “political
- 5 party as defined in section forty-three point two (43.2)
- 6 of the Code and any” after the word “any”.

Senator Gluba moved the adoption of division S—175B of the amendment.

Roll call was requested.

On the question “Shall division S—175B of the amendment be adopted?” (S.F. 108) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Heying	Murray	Schaben
Briles	Junkins	Orr	Schwieger
Coleman	Kinley	Palmer	Shaw
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Rodgers	
Gluba			

Nays, 26:

Andersen	Hultman	Nystrom	Schwengels
Bergman	Kelly	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	McCartney	Priebe	Taylor
Griffin	Miller of	Ramsey	Tieden
Hansen	Marshall	Riley	Winkelman
Hill	Nolin	Robinson	

Absent or not voting, 5:

Doderer	Kyhl	Milligan	Van Gilst
Kennedy			

Division S—175B of the amendment lost.

Senator Gluba moved the adoption of division S—175A of the amendment and requested a roll call.

On the question "Shall division S—175A of the amendment be adopted?" (S.F. 108) the vote was:

Rule 24 was invoked.

Ayes, 15:

Blouin	Glenn	Miller of	Priebe
Briles	Gluba	Des Moines	Rabedeaux
Coleman	Junkins	Orr	Rodgers
Gallagher	Kinley	Palmer	Schaben

Nays, 29:

Andersen	Kelly	Plymat	Scott
Bergman	Lamborn	Potter	Shaff
Curtis	McCartney	Ramsey	Shaw
DeKoster	Miller of	Riley	Taylor
Hansen	Marshall	Robinson	Tieden
Heying	Murray	Schwengels	Willits
Hill	Nolin	Schwieger	Winkelman
Hultman	Nystrom		

Absent or not voting, 6:

Doderer	Kennedy	Milligan	Van Gilst
Griffin	Kyhl		

Division S—175A of the amendment lost.

Senator Plymat offered amendment S—159 filed by Senators Plymat and Blouin:

S—159

1 Amend Senate File 108 as follows:

2 1. Page 2, by adding after line 35 the following new

3 subsection:

4 "7. 'Licensed' means licensed by the department of revenue

5 to conduct a game of skill, game of chance or raffle."

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

7 section and renumbering the remaining sections:

8 Sec. **NEW SECTION. LICENSING. Games of skill, games of**
 9 **chance and raffles may be operated, provided:**

- 10 1. The games and raffles are conducted by licensed fair
 11 boards or qualified organizations only, and
 12 2. The department of revenue shall license fair boards
 13 and qualified organizations to conduct games and raffles
 14 authorized under this Act, and
 15 3. There shall be an annual license fee for each type of
 16 game or raffle which shall be ten dollars, and
 17 4. No fair board shall be licensed to operate games or
 18 raffles authorized under this Act more than twelve days per year.
 19 3. Page 3, line 2, by inserting after the word "authorized"
 20 the words "and licensed".
 21 4. Page 3, line 16, by inserting after the second word
 22 "fair" the words "which is licensed".
 23 5. Page 3, line 26, by adding after the word "by" the word
 24 "licensed,".
 25 6. Page 4, line 14, by inserting after the word "raffles"

Page 2

- 1 the words "to be operated by licensed, qualified organizations".

Senator Blouin called for a division of the amendment, lines 10, 11, 17, 18, 23, 24 and 25 on page 1 and line 1 on page 2, to be considered as division S—159A; the remainder of the amendment to be considered as division S—159B.

Senator Blouin asked and received unanimous consent to withdraw division S—159A.

Senator Blouin moved the adoption of division S—159B of the amendment.

Roll call was requested.

On the question "Shall division S—159B of the amendment be adopted?" (S.F. 108) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Glenn	Nystrom	Schwengels
Bergman	Gluba	Orr	Scott
Blouin	Hill	Palmer	Shaff
Briles	Miller of	Plymat	Willits
DeKoster	Marshall	Robinson	Winkelman
Doderer			

Nays, 26:

Coleman	Junkins	Milligan	Riley
Curtis	Kelly	Murray	Rodgers
Gallagher	Kinley	Nolin	Schaben
Griffin	Lamborn	Potter	Shaw
Hansen	McCartney	Priebe	Taylor
Heying	Miller of	Rabedeaux	Tieden
Hultman	Des Moines	Ramsey	

Absent or not voting, 4:

Kennedy Kyhl Schwieger Van Gilst

Division S—159B of the amendment lost.

Senator Gluba withdrew amendment S—163 filed by him on February 27, 1973.

Senator Gluba withdrew amendment S—176:

S—176

- 1 Amend Senate File 108, page 4, by adding the following
- 2 after line 11:
- 3 "8. Subsections one (1), two (2), and three (3) do not
- 4 apply where the game of chance is bingo."

Senator Gluba offered amendment S—183:

S—183

- 1 Amend Senate File 108, page 4, by adding after line 29 the
- 2 following new section and renumbering the remaining
- 3 sections:
- 4 Sec. *NEW SECTION.* Bingo games. Whenever
- 5 the game of chance being operated by a qualified organi-
- 6 zation is bingo, the provisions of section five (5),
- 7 subsections one (1), two (2), and three (3) of this Act
- 8 shall not apply.

Senator Rabedeaux took the chair at 4:35 p.m.

Senator McCartney took the chair at 4:45 p.m.

Senator Gluba moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—183 be adopted?" (S.F. 108) the vote was:

Rule 24 was invoked.

Ayes, 14:

Andersen	Glenn	Kelly	Palmer
Blouin	Gluba	Kinley	Rodgers
Doderer	Griffin	Orr	Schaben
Gallagher	Heying		

Nays, 34:

Bergman	Lamborn	Nystrom	Schwieger
Briles	McCartney	Plymat	Scott
Coleman	Miller of	Potter	Shaff
Curtis	Des Moines	Priebe	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Hansen	Marshall	Ramsey	Tieden
Hill	Milligan	Riley	Van Gilst
Hultman	Murray	Robinson	Willits
Junkins	Nolin	Schwengels	Winkelman

Absent or not voting, 2:

Kennedy Kyhl

The amendment lost.

Senator Ramsey offered amendment S—181 by Senators Ramsey and Hill:

S—181

- 1 Amend Senate File 108, as follows:
- 2 1. Page 4, line 29, by adding the following new section:
- 3 Sec. *NEW SECTION.* No profit-making business
- 4 establishment engaged in the sale of food items for human
- 5 consumption shall conduct any drawing for, or otherwise give
- 6 away cash or merchandise, other than trading stamps given on
- 7 the basis of the quantity of food or merchandise purchased,
- 8 where the purpose of the drawing or give away of cash or
- 9 merchandise is to increase the number of customers or
- 10 potential customers.
- 11 2. By renumbering the bill sections.

Senator Palmer raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment not germane.

Senator Shaff offered amendment S—158 filed by him:

S—158

- 1 Amend Senate File 108, page 6, by adding after line 7
- 2 the following new section:
- 3 Sec. *NEW SECTION.* The gross receipts derived from
- 4 the provisions of this Act shall be subject to sales tax
- 5 notwithstanding the exemption granted by section four hundred
- 6 twenty-two point forty-five (422.45), subsection three (3), of
- 7 the Code. The director of revenue shall administer the sales
- 8 tax on these gross receipts in accordance with section
- 9 four hundred twenty-two point forty-two (422.42) through
- 10 section four hundred twenty-two point fifty-nine (422.59)
- 11 of the Code, and prescribe forms for the reporting of gross
- 12 receipts pursuant to this Act.

President Neu took the chair at 5:27 p.m.

Action on amendment S—158 was temporarily deferred for the preparation of an amendment to the amendment.

Senator Willits offered amendment S—90 filed by Senator Willits and Blouin and moved its adoption:

S—90

- 1 Amend Senate File 108, page 6, by adding after line 7
- 2 the following new section:
- 3 Sec. This Act, being deemed of immediate impor-
- 4 tance, shall take effect and be in force from and after
- 5 its publication in The Telegraph-Herald, a newspaper
- 6 published in Dubuque, Iowa, and in the Ankeny Press-Citizen,
- 7 a newspaper published in Ankeny, Iowa.

The amendment was adopted.

The Senate resumed consideration of amendment S—158.

Senator Riley offered amendment S—187 to the amendment and moved its adoption:

S—187

- 1 Amend Shaff amendment S—158 filed February 27 to Senate File
- 2 108 as follows:
- 3 1. By striking lines 5 and 6 and the words "the Code" in
- 4 line 7 and inserting in lieu thereof the following: "except
- 5 qualified organizations as defined in section one (1) of this
- 6 Act".

Roll call was requested.

On the question "Shall amendment S—187 to the amendment be adopted?" (S.F. 108) the vote was:

Ayes, 15:

Andersen	Heying	Miller of	Rodgers
Blouin	Junkins	Des Moines	Schaben
Coleman	Kelly	Priebe	Schwieger
Gluba	Kinley	Riley	Scott

Nays, 32:

Bergman	Hill	Nolin	Robinson
Briles	Hultman	Nystrom	Schwengels
Curtis	Lamborn	Orr	Shaff
DeKoster	McCartney	Palmer	Taylor
Doderer	Miller of	Plymat	Tieden
Gallagher	Marshall	Potter	Van Gilst
Glenn	Milligan	Rabedeaux	Willits
Griffin	Murray	Ramsey	Winkelman
Hansen			

Absent or not voting, 3:

Kennedy	Kyhl	Shaw
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The amendment to the amendment lost.

Senator Shaff moved the adoption of his amendment.

Roll call was requested.

On the question "Shall amendment S—158 be adopted?" (S.F. 108) the vote was:

Ayes, 20:

Bergman	Hill	Orr	Robinson
Briles	Miller of	Palmer	Schwengels
Curtis	Marshall	Plymat	Schwieger
DeKoster	Milligan	Potter	Shaff
Doderer	Nystrom	Rabedeaux	Van Gilst
Glenn			

Nays, 26:

Andersen	Hultman	Miller of	Rodgers
Blouin	Junkins	Des Moines	Schaben
Coleman	Kelly	Murray	Scott
Gallagher	Kinley	Nolin	Taylor
Gluba	Lamborn	Priebe	Tieden
Griffin	McCartney	Ramsey	Willits
Hansen		Riley	Winkelman

Absent or not voting, 4:

Heying	Kennedy	Kyhl	Shaw
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The amendment lost.

Senator Glenn moved that the rules be suspended to reconsider the vote by which Division S—159B of the Plymat-Blouin amendment failed to be adopted by the Senate.

The Chair ruled that two motions were made and that debate must be confined to the motion to suspend the rules.

On the question "Shall Senate Rule 25 be suspended for the purpose of reconsidering the vote by which Division S—159B failed to be adopted?" (S.F. 108) the vote was:

Rule 24 was invoked.

Ayes, 21:

Andersen	Hill	Orr	Schaben
Blouin	Junkins	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Nolin		

Nays, 26:

Bergman	Heying	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Coleman	Kelly	Nystrom	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Absent or not voting, 3:

Kennedy	Kyhl	Shaw
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The motion 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. 108) the vote was:

Rule 24 was invoked.

Ayes, 39:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Scott
Curtis	Kinley	Palmer	Shaff
Gallagher	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, 8:

DeKoster	Miller of	Plymat	Schwieger
Doderer	Marshall	Robinson	Van Gilst
Hill			

Absent or not voting, 3:

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

WITHDRAWN

Senator Blouin asked and received unanimous consent that **Senate File 53** be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate Joint Resolution 9, by Senators Milligan, Hansen and Murray, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the duties of the Lieutenant Governor.

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

Senate File 280, by Senators Briles, Murray, Schwieger, Gluba, Van Gilst, Bergman and Robinson, a bill for an act relating to the Iowa public employees' retirement system.

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

Senate File 281, by Senators Gallagher, Priebe, Palmer, Blouin and Schaben, a bill for an act relating to eminent domain procedures.

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

Senate File 282, by committee on ways and means (committee on ways and means), a bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax.

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

Senate File 283, by Senators Nystrom, Potter and Kennedy, a bill for an act to lower the age of retirement for policemen and firemen.

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

Senate File 284, by Senator Rodgers, a bill for an act appropriating state and federal revenue sharing funds for deposit in a service compensation fund, providing the fund shall be used to make payments to certain veterans of the armed forces of the United States, specifying administrative procedures, and providing a penalty.

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

Senate File 285, by Senators Rodgers, Coleman, Junkins, Willits, Scott, Gluba, Kinley, Gallagher, Kelly, Schwengels, Nystrom, Ramsey, Curtis, Rabedaux and Tieden, a bill for an act relating to antique gambling devices.

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

Senate File 286, by Senator Rodgers, 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.**

Senate File 287, by Senator Scott (Miller of Cerro Gordo and Norland), a bill for an act relating to projects which may be supported by municipalities.

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

Senate File 288, by Senators Priebe, Coleman, Gallagher, Curtis, Schaben, Scott, Schwieger, Kinley, Tieden, Heying, Briles, Willits, Hultman, Bergman, Winkelman, Rodgers, Palmer and Orr, a bill for an act relating to the development of a grain alcohol motor fuel industry and creating a grain resources research division.

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

Senate File 289, by Senators Bergman, Priebe, Scott, Rabedaux, Junkins, Curtis, Briles, Hultman, Shaff, Schwengels, Taylor, Kinley, Rodgers, Coleman, Heying, Winkelman, Tieden, Blouin, Miller of Marshall and Nolin, a bill for an act relating to amendment of the articles of incorporation of cooperatives.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 274 Judiciary
- S. F. 275 State government
- S. F. 276 Judiciary
- S. F. 277 State government
- S. F. 278 State government
- S. F. 279 Ways and means
- H. F. 190 Commerce
- H. F. 193 Commerce
- H. F. 204 Agriculture
- H. F. 242 Appropriations

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber to attend the funeral services of Representative Delbert Trowbridge when the vote was taken on Senate File 219. Had I been present, I would have voted "aye".

NORMAN RODGERS

MR. PRESIDENT: I was absent from the Senate chamber to attend the funeral of Representative Delbert Trowbridge when the vote was taken on Senate File 219. Had I been present I would have voted "Aye".

KENNETH D. SCOTT

MR. PRESIDENT: On February 27, when the Senate passed Senate File 219 I was attending the funeral of State Representative Delbert Trowbridge as an official representative of the Senate. Had I been present I would have voted "Aye".

RALPH F. McCARTNEY

MR. PRESIDENT: During the afternoon session on Senate File 108, I was called from the Senate chamber to attend a meeting regarding Senate File 115 which is to be debated as a Special Order of Business on Monday, March 5. For this reason I was not recorded as voting on several amendments.

GEORGE F. MILLIGAN

AMENDMENTS FILED

S—180

- 1 Amend Senate File 122, page 8, by striking lines 12
- 2 and 13 and inserting in lieu thereof the following:
- 3 "2. Any practitioner of medicine and surgery, osteopathic

4 medicine and surgery, dentistry, or podiatry, in his private
5 practice. However, no”.

JOHN S. MURRAY
WILLARD R. HANSEN

S—178

1 Amend Senate File 130 by striking everything after the
2 enacting clause and inserting in lieu thereof the follow-
3 ing:

4 Section 1. Section three hundred twenty-one point thirty-
5 four (321.34), Code 1973, is amended to read as follows:

6 321.34 PLATES OR VALIDATION STICKER FURNISHED. **The county**

7 treasurer upon receiving application, accompanied by
8 proper fee, for registration of a vehicle shall issue to
9 the owner one registration plate for a motorcycle, truck
10 tractor, trailer, or semitrailer and two registration
11 plates for every other motor vehicle.

12 The county treasurer shall also issue to applicants
13 for registration of a truck or a truck tractor, not
14 including in the lowest registration class, [a] *two* [decal-
15 comania] emblems [for each plate and] which emblems designate[s]
16 the gross weight for which the vehicle is registered by
17 figures which show the gross weight in tons. Number
18 plates and weight limitation emblems which are issued
19 with registrations or registration increases are hereby
20 declared to be integral parts of the registration of the
21 vehicle for which issued. *The weight limitation emblems*
22 *shall be applied to both sides of the vehicle, either to*
23 *the doors of the cab or to the lower front corner of the*
24 *box, or such other location as designated by the com-*
25 *missioner.*

Page 2

1 In lieu of issuing new registration plates each year
2 for a vehicle renewing registration, the department may
3 reassign the registration plates previously issued to
4 such vehicle and may adopt and prescribe an annual
5 validation sticker indicating payment of registration
6 fee, which annual validation sticker shall be attached
7 to said registration plates bearing the numerals indi-
8 cating the year for which the original plates are
9 validated.

10 The owner of an automobile who holds an amateur radio
11 license issued by the federal communications commission
12 may, upon written application to the county treasurer
13 accompanied by a fee of five dollars, order special
14 registration plates bearing the call letters authorized
15 the radio station covered by his amateur radio license.
16 When received by the county treasurer, such special regis-
17 tration plates shall be issued to the applicant in
18 exchange for the registration plates previously issued
19 to him. Not more than one set of special registration
20 plates may be issued to an applicant. Said fee shall be
21 in addition to and not in lieu of the fee for regular

22 registration plates.

23 Special registration plates must be surrendered upon
24 expiration of the owner's amateur radio license or upon
25 transfer of title to the automobile for which such plates

Page 3

1 have been issued; and the owner shall thereupon be en-
2 titled to his regular registration plates.

3 The county treasurer shall furnish the department
4 of public safety an alphabetically arranged list of those
5 to whom special plates have been issued.

6 Sec. 2. Section three hundred twenty-one point thirty-
7 five (321.35), Code 1973, is amended to read as follows:

8 321.35 NUMBERS ON PLATES. Every registration plate
9 shall have displayed upon it the registration number
10 assigned to the vehicle for which it is issued, *the*
11 *numerical designation of the county, as determined by*
12 *its alphabetical ranking among the counties of the*
13 *state, in which the vehicle is registered,* [also] the
14 name of this state, which may be abbreviated, and the
15 year number for which it is issued or the date of
16 expiration thereof.

17 The [numbers on the plates issued for trucks and for
18 truck tractors shall be so arranged on the plate as to
19 leave a blank space three inches wide and four inches
20 high at one end of the plate which is to be the location
21 of the decalcomania] gross weight emblem provided for in
22 section 321.34[.] shall show the gross weight for which
23 registered in as large figures as possible in the upper
24 three inches and the word "ton" in the lower one inch
25 of the emblem. The emblem shall be of such material

Page 4

1 and quality that it will remain legible during the full
2 registration period and that it cannot be removed from
3 the [plate] *vehicle* without its being destroyed.

4 All motor vehicle registration plates shall be
5 treated with a reflective material according to specifi-
6 cations prescribed by the commissioner of public safety.

7 Sec. 3. The provisions of this Act shall take effect
8 on January 1, 1975.

BERL E. PRIEBE
EUGENE M. HILL

S—168

1 Amend Senate File 170 as follows:

2 1. Page 2, by striking lines 15 and 16 and inserting
3 in lieu thereof the words and figures "January 27, 1973,".

4 2. Page 3, lines 21 through 23, by striking the
5 words "the date set by the Congress of the United States
6 as the official date of cessation of hostilities in
7 Vietnam" and inserting in lieu thereof the words and
8 figures "January 27, 1973".

9 3. Page 4, lines 17 through 20, by striking the
10 words "the date set by the Congress of the United States
11 as the official date of cessation of hostilities in

12 Vietnam, or within six years after the effective date
13 of this Act, whichever is sooner" and inserting in
14 lieu thereof the words and figures "January 27, 1973".

15 4. Page 5, line 7, by inserting after the comma
16 the words "or as a credit against tuition owed by the
17 person to any public postsecondary educational insti-
18 tution in Iowa, the tuition credit to be at a rate of
19 one hundred twenty-five percent of the veteran's
20 credit,".

21 5. Page 5, line 22, by inserting after the word
22 "credit" the words "or as a tuition credit".

23 6. Page 5, line 23, by striking the words "use in
24 subsequent years" and inserting in lieu thereof the
25 words "subsequent use".

Page 2

1 7. Page 5, by inserting after line 23 the follow-
2 ing paragraph:
3 To obtain the tuition credit the person shall
4 present his certificate to the cashier or other offi-
5 cial of any public postsecondary educational institu-
6 tion in Iowa, who shall allow the person a credit of
7 up to one hundred twenty-five percent of the amount of
8 his certificate against tuition due from the person,
9 and shall send the certificate to the board with a
10 verification of the amount of tuition credit allowed
11 and the address of the person receiving credit, as
12 the address is given on the person's enrollment records.
13 The board shall record the amount of tuition credit
14 allowed, and if the full amount of one hundred twenty-
15 five percent of the person's credit has not been used,
16 shall mail to the person at his address as shown by
17 the enrollment records another veteran's credit certifi-
18 cate which shows the amount and date of the original
19 credit certificate, the amount allowed as a tuition
20 credit or as an individual income tax credit, and the
21 amount of veteran's credit which remains available for
22 subsequent use. The board shall provide by rule for
23 refunding an unused portion of tuition credit allowed,
24 or for transferring tuition credit between public post-
25 secondary educational institutions in the state.

JOHN S. MURRAY

S—174

1 Amend Senate File 194 as follows:

2 1. Page 2, by striking lines 1 and 2 and inserting in
3 lieu thereof the following:

4 "Section 1. Chapter one hundred seventy (170), Code
5 1973, is amended".

6 2. Page 2, line 5, by inserting after the period the
7 following:

8 "Detergent means detergent as defined in section four hundred
9 fifty-five B point thirty (455B.30), subsection eight (8)
10 of the Code."

TOM RILEY

S—186

1 House File 48, as amended and passed by the House,
2 is amended as follows:

3 1. By adding after line 10 the following new
4 section:

5 Sec. Chapter three hundred twenty-one E
6 (321E), Code 1973, is amended by adding the following
7 new section:

8 **NEW SECTION.** Subject to the provisions of section
9 three hundred twenty-one E point three (321E.3) of the
10 Code, the commission may, upon application and good
11 cause being shown, issue a special permit to allow the
12 operation of a vehicle with loads up to the **maximum**
13 gross weights specified in section three hundred twenty-
14 one point four hundred sixty-three (321.463) of the Code
15 to transport grain and other seasonally harvested agri-
16 cultural products from the field in which the crops are
17 harvested to a market or storage facility when failure
18 to move the grain or other seasonally harvested agri-
19 cultural products in abundant quantities would cause
20 economic loss to the person whose products are being
21 transported or when failure to move the products in as
22 large a quantity as possible would not be in the best
23 interests of the national defense or general welfare.
24 The special permit shall be issued for a period not to
25 exceed ninety days at a fee of ten dollars. However, a

Page 2

1 tolerance of twenty-five percent above the maximum gross
2 weight permitted by law shall be allowed on all vehicles
3 operating under special permit issued pursuant to this
4 section.

5 2. Amend the title, line 1, by striking everything
6 after the word "Act" and inserting in lieu thereof the
7 words "relating to the weight of vehicles operated on
8 Iowa's roads by defining tandem axle and providing
9 for movement of harvested agricultural products."

JAMES F. SCHABEN

S—179

1 Amend House File 166, as passed by the House, on
2 page 2, by inserting after line 15 the following:

3 "Sec. Section one hundred nine point one
4 hundred six (109.106), Code 1973, is amended to read
5 as follows:

6 109.106 NETS, BASKET TRAPS OR SEINES. It shall
7 be unlawful except as otherwise provided for any
8 person to use any trotline, [wooden] basket trap,
9 net or any seine in taking fish other than in the
10 lawful taking of minnows. *Each basket trap used in*
11 *taking fish under this chapter shall be constructed*
12 *only of those materials approved by rule of the*
13 *commission.*

14 Sec. Section one hundred nine point one
 15 hundred seven (109.107), unnumbered paragraph three
 16 (3), Code 1973, is amended to read as follows:

17 All licensed nets, seines, [wooden] basket traps
 18 or trotlines shall have attached a metal tag
 19 identifying the equipment and license for its use.
 20 Tags must at all times be attached to commercial
 21 fishing gear and officers appointed by the commis-
 22 sion shall have authority to confiscate any such
 23 commercial fishing gear when found in use without
 24 such tags attached. Identification tags shall be
 25 furnished by the commission and a charge of ten

Page 2

1 cents shall be made for each tag and such tags shall
 2 be renewed annually.

3 Sec..... Section one hundred nine point one
 4 hundred eight (109.108), Code 1973, is amended to
 5 read as follows:

6 109.108 MESH SIZE AND HOOK LIMIT. It shall be
 7 unlawful for any person to fish with or to use any
 8 trammel net having a mesh of less than two inches
 9 square or bar measure, or to fish with or use a
 10 gill net having a mesh of less than three and three-
 11 quarters inches square or bar measure, or to use
 12 in the Mississippi or Missouri rivers, basket traps
 13 [made of wood], with the end opposite the throat having
 14 a hole of less than one and one-half inches in diam-
 15 eter or trotlines with more than one hundred hooks.
 16 Such measurements shall apply to meshes when in use
 17 and no allowance shall be made for shrinkage due to
 18 any cause. Any commercial fishing equipment in use
 19 shall be subject to inspection by the commission or
 20 its authorized agents at any time.

21 Sec. Section one hundred ten point one
 22 (110.1), lines eighty (80) and one hundred eight
 23 (108), Code 1973, are amended to read as follows:

24 [Wooden basket] *Basket trap*:
 25 [Wooden basket] *Basket traps*:"

ELIZABETH SHAW

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, March 1, 1973.

JOURNAL OF THE SENATE

FIFTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MARCH 1, 1973

The Senate met in regular session, President Neu presiding.

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

The Journal of Wednesday, February 28, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert Mandershied, Boone, Iowa.

PRESENTATION OF VISITORS

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

Twenty-five students from Olin Junior-Senior High School, Olin, Iowa, accompanied by Mr. Gray, Mr. Hebner and Mr. Stotte. Senator Lamborn.

Thirty students from Norway Community School, Norway, Iowa, accompanied by their instructor, Mr. Elliott. Senator Orr.

Thirty-one students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Mrs. Dorn and Mrs. Natvig. Senators Kennedy and Lamborn.

Fifty students from Ankeny Elementary School, Ankeny, Iowa, accompanied by Mrs. Warren and Mrs. Logan. Senator Willits.

Thirty-eight students from St. Paul's Lutheran School, Fort Dodge, Iowa, accompanied by Don Wischmeyer. Senator Coleman.

Thirty students from West Burlington High School, Burlington, Iowa, accompanied by Mr. Hopkins. Senator Miller.

Fifty students from Perry Elementary School, Perry, Iowa, accompanied by Miss Mains and Mrs. Roberts. Senator Rodgers.

Thirty-four students from Newell-Providence Community School, Newell, Iowa, accompanied by Mr. Campbell and Mr. Hansen. Senator Curtis.

PETITION

The following petition was presented and placed on file:

By Senator Kennedy, from thirty residents of Dubuque and Jones Counties opposing any change in the Iowa abortion law.

INTRODUCTION OF BILLS

Senate File 290, by committee on state government, a bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, increasing the covered wages, reducing the number of years required to become a vested member, providing for a prior service credit, permitting retroactive payments, allowing full-time employment after age sixty-five, increasing the membership benefit formula, providing a minimum benefit, and changing the method of computing the rate of interest credit for members.

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

Senate File 291, by committee on agriculture, a bill for an act to provide for the eradication of swine tuberculosis.

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

SPECIAL ORDER OF BUSINESS

Senate File 122

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 122.

On motion of Senator Murray, Senate File 122, a bill for an act to establish the Iowa drug abuse authority and define its powers and duties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Murray asked and received unanimous consent that Mr. Fred Brinkley, Director, Iowa Drug Abuse Authority, and Miss Kitty Ellsworth, Youth Drug Abuse Specialist, be permitted to remain in the Senate chamber as consultants during consideration of the bill.

Senator Schwengels offered amendment S—139 filed by the committee on state government:

S—139

Division S—139A

1 Amend Senate File 122 as follows:

2 1. Page 6, lines 3 and 4 by striking "not more than
3 thirty-five members," and inserting in lieu thereof the
4 word "members".

Division S—139B

5 2. Page 6, line 5 by striking "twenty-two" and inserting
6 in lieu thereof the word "seven".

Division S—139C

7 3. Page 6, line 16 by striking "in each congressional
8 district".

9 4. Page 6, line 17, by striking "thirteen ex officio".

10 5. Page 8, line 1, by inserting after the word "house"
11 the word "program".

12 6. Page 11, lines 22 and 23 by striking "may: 1. Monitor"
13 and insert in lieu thereof the word "monitor".

14 7. Page 11, by inserting after line 25 the following:
15 "The authority may:".

16 8. Page 11, line 26, by striking the numeral "2" and inserting
17 in lieu thereof the numeral "1".

18 9. Page 11, line 30, by striking the numeral "3" and inserting
19 in lieu thereof the numeral "2".

20 10. Page 1, line 32, by striking the numeral "4" and inserting
21 in lieu thereof the numeral "3".

Senator Murray called for a division of the amendment, section 2 to be considered as division S—139B and the remainder of the amendment to be considered as division S—139A.

Senator Schaben called for a further division of the amendment, section 1 to be considered as division S—139A, section 2 to be considered as division S—139B, and sections 3 through 10, as division S—139C.

On motion of Senator Schwengels, division S—139A of the amendment was adopted.

Senator Schwengels moved the adoption of division S—139B of the amendment.

Division was called for.

Division S—139B of the amendment lost.

On motion of Senator Schwengels, division S—139C was adopted.

Senator Hansen offered amendment S—68 filed by Senators Murray and Hansen and called for a division of the amendment,

section 1 to be considered as division S—68A, section 2 as division S—68B and section 3 as division S—68C:

S—68

Division S—68A

- 1 Amend Senate File 122 as follows:
- 2 1. By inserting in line 17 on page 2, before the word
- 3 “which”, the words “, including but not limited to methadone
- 4 or any other similar substance,”.

Division S—68B

- 5 2. By inserting after the period in line 1 on page 6
- 6 the following:
- 7 “The governor may designate any five members of the advisory
- 8 council as an executive committee who may meet with the
- 9 director at his request or the request of the chairman of
- 10 the advisory council without prior notice to other members
- 11 of the advisory council, and may exercise the functions of
- 12 the advisory council in the interval between meetings of the
- 13 advisory council. The chairman of the advisory council may
- 14 form committees composed of members of the advisory council,
- 15 and designate one of the members as chairman of each such
- 16 committee.”

Division S—68C

- 17 3. By inserting after line 34 on page 6 the following:
- 18 “n. The associate superintendent of the vocational
- 19 rehabilitation education and services branch of the depart-
- 20 ment of public instruction.”

On motion of Senator Hansen, division S—68A was adopted.

On motion of Senator Hansen, division S—68B was adopted.

On motion of Senator Hansen, division S—68C was adopted.

Senator Murray asked and received unanimous consent to withdraw amendment S—180 filed by Senators Murray and Hansen on February 28, 1973.

Senators Glenn offered amendment S—135 filed by Senators Glenn and Schwieger:

S—135

- 1 Amend Senate File 122 as follows:
- 2 Page 13, by striking lines 22 through 35.

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

The amendment was adopted.

Senator Doderer offered amendment S—188 and moved its adoption:

S—188

- 1 Amend Senate File 122 as follows:

- 2 1. Page 6, line 27, by striking the words
 3 "executive secretary" and inserting in lieu thereof
 4 the word "president".
 5 2. Page 6, line 28, by striking the words
 6 "executive secretary" and inserting in lieu thereof
 7 the word "president".
 8 3. Page 6, line 30, by striking the words
 9 "executive secretary" and inserting in lieu thereof
 10 the word "president".
 11 4. Page 6, line 32, by striking the words
 12 "executive secretary" and inserting in lieu thereof
 13 the word "president".

The amendment was adopted.

Senator Orr offered amendment S—189 and moved its adoption:

S—189

1 Amend Senate File 122 as follows:

- 2 Page 13, line 5, by inserting after the word "request" the
 3 words " , except for patient records prepared by a
 4 psychologist or psychiatrist".

The amendment lost.

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

On the question "Shall the bill pass?" (S.F. 122) the vote was:

Ayes, 48:

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

Nays, none.

Absent or not voting, 2:

Kyhl Lamborn

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

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 124, a bill for an act relating to sales tax on purchases made by contractors who are retailers.

Also: That the House has concurred in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 108, a bill for an act relating to the destruction of original court records.

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

House File 209, a bill for an act correcting erroneous, inconsistent and obsolete sections of the Code of Iowa.

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

House File 220, a bill for an act relating to the operation of metal tracked and metal tired vehicles on streets and roads.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 209, a bill for an act correcting erroneous, inconsistent and obsolete sections of the Code of Iowa.

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

House File 220, a bill for an act relating to the operation of metal tracked and metal tired vehicles on streets and roads.

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

INTRODUCTION OF BILLS

Senate File 292, by Senator Andersen, a bill for an act relating to basic school units and basic school boards.

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

Senate File 293, by Senators DeKoster and McCartney, a bill for an act relating to the formula for computing the number of district judgeships.

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

Senate File 294, by Senators Schwieger, Riley, Kelly, DeKoster, Plymat and McCartney, a bill for an act relating to the compensation paid to shorthand reporters of the district court.

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

Senate File 295, by Senators Schwieger and Plymat, a bill for an act relating to the department of social services and the merit system.

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

Senate File 296, by Senators Robinson and Riley, a bill for an act relating to the salary of county attorneys.

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

Senate File 297, by Senator Winkelman, a bill for an act to establish a rural physicians associate program and to provide an appropriation therefor.

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

Senate File 298, by Senators Winkelman, Tieden, Priebe, Scott and Shaff (Bennett), a bill for an act relating to the number of days in a year for determining interest charges.

Read first time and passed on file.

Senate File 299, by Senator Tieden, a bill for an act relating to the taxation of agricultural and horticultural lands within the territorial limits of a city or town.

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

Senate File 300, by Senator Doderer, a bill for an act relating to exemptions on agricultural lands.

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

Senate File 301, by committee on human resources, a bill for an act relating to the sale, distribution or advertisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics.

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

Senate File 302, by Senator Scott (Norland), a bill for an act to make an appropriation for payment of certain damages for a nonnegligent action of the state highway commission.

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

COMMUNICATION FROM
THE INDUSTRIAL COMMISSIONER

The thirtieth biennial report of the Industrial Commissioner made to the Governor for transmittal to the General Assembly pursuant to Section 86.9, 1973 Code of Iowa, has been received and placed on file in the office of the Lieutenant Governor.

SENATE CONCURRENT RESOLUTION 26

By Lamborn (Doyle, McCormick, and Lipsky)

Whereas, a Penal and Correctional Systems Study Committee was established to conduct a comprehensive study of the penal and correctional system during the 1971-72 and 1972-73 legislative interims; and

Whereas, committee meetings were held at the Iowa State Penitentiary, the Men's and Women's Reformatories, the Medical Security Facility, the Training School for Boys and Girls, the Riverview Release Center, the Des Moines Community Based Correction Project, county jails, and half-way houses; and

Whereas, the committee conferred with county officials, representatives of the Department of Social Services, Board of Parole, Crime Commission, Vermont Corrections Department, private groups and associations and private citizens; and

Whereas, during its scheduled meetings the committee met with and talked to inmates, staff and supervisory personnel and gathered information and shared views; and

Whereas, the process of gathering information and exchanging views brought about and fostered a better understanding on the part of all concerned of the nature and problems in the state penal and correctional systems; and

Whereas, the committee meetings at the institutions served as a catalyst enabling administrators to take a fresh look at some practices and to consider the addition of innovative programs; and

Whereas, the committee has proposed legislation which would serve to improve the rehabilitative nature of the system; and

Whereas, the scope of the study was such that a wealth of information remains ungathered, views remain unexpressed, practices remain unchanged, programs remain to be initiated, all of which would serve the goal of improving the public safety and welfare by altering the criminalistic and anti-social behavior of individual offenders and returning these individuals to the mainstream of society to lead healthy and productive lives; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Legislative Council is authorized to create a study committee, as provided by law, to continue the study of the penal and correctional system, which committee shall include members of the appropriate standing committees of the Senate and the House of Representatives, and shall include female and male legislators of the Senate and House of Representatives, to conduct during the 1973-1974 and 1974-1975 legislative interims a comprehensive study of the penal and correctional system in Iowa.

Be It Further Resolved, That the study committee shall include nonlegislative members having special knowledge in the fields of penal and correc-

tional facilities, rehabilitation and programs and that the committee be authorized to retain, if necessary, consultants and assistants, and that a report of the study shall be prepared and submitted to the legislative council and members of the General Assembly at the conclusion of each interim and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 26 State government
- S. J. R. 9 Judiciary
- S. F. 280 State government
- S. F. 281 Judiciary
- S. F. 283 Cities and towns
- S. F. 284 Appropriations
- S. F. 285 Judiciary
- S. F. 286 Schools
- S. F. 287 Cities and towns
- S. F. 288 State government
- S. F. 289 Judiciary
- S. F. 292 Schools
- S. F. 293 Judiciary
- S. F. 294 Judiciary
- S. F. 295 Human resources
- S. F. 296 Judiciary
- S. F. 297 Appropriations
- S. F. 298 Commerce
- S. F. 299 Ways and means
- S. F. 300 Ways and means
- S. F. 302 Appropriations
- H. F. 209 Judiciary
- H. F. 220 Commerce

EXPLANATION OF VOTE

MR. PRESIDENT: I was called from the Senate chamber when the vote was taken on Senate File 122, a bill for an act to establish the Iowa drug abuse authority. Had I been present, I would have voted "aye".

CLIFTON C. LAMBORN

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 108 passed the Senate.

GENE W. GLENN

REPORTS OF COMMITTEES

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 123**, a bill for an act relating to the taxation of marine insurance underwriting profits, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Hansen submitted the following reports:

MR. PRESIDENT: Your committee on schools to which was referred **Senate File 43**, a bill for an act relating to school bus transportation for high school pupils, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred **Senate File 59**, a bill for an act expanding the purposes for which the schoolhouse tax may be used, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 130**, a bill for an act relating to the numbering of motor vehicle registration plates, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Priebe-Hill amendment S—178, filed February 28, 1973, and found on pages 462-463 of the Senate Journal, and when so amended the bill do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 109**, a bill for an act relating to the establishment of a rest area and rest area building, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—190

- 1 Amend Senate File 170, page 2, by striking from lines
- 2 5 through 9 the words "and who at the time of entering into
- 3 service was a legal resident of the state of Iowa, who
- 4 had maintained that residence for a period of at least
- 5 six months immediately prior to entering into service."

JOHN MURRAY

S—192

- 1 Amend Senate File 196, page 2, by striking lines 11
- 2 and 12 and inserting in lieu thereof the following: "a
- 3 person upon whom a master's degree in library science has
- 4 been conferred as a result of completing a program of
- 5 study accredited by the American Library Association."

MINNETTE F. DODERER
CALVIN O. HULTMAN

S—191

- 1 Amend Senate File 196 as follows:
- 2 1. Page 4, line 15, by striking the words "and the
- 3 law library division".
- 4 2. Page 4, by striking lines 28 through 35, inclusive.
- 5 3. Page 5, by striking lines 1 through 10, inclusive.
- 6 4. Page 6, line 1, by adding after the word "DEPART-
- 7 MENT" the words "*—STATE LAW LIBRARY*".
- 8 5. Page 6, line 2, by adding after the word "archives"
- 9 the words "*and the Iowa state law library*".
- 10 6. Page 6, line 8, by striking the words "[, the Iowa
- 11 state law library]" and inserting in lieu thereof the
- 12 words "[,] *and the Iowa state law library*".
- 13 7. Page 6, line 14, by striking the word and numeral
- 14 "three (3)".
- 15 8. Page 6, line 15, by striking the words and numer-
- 16 als "eight (8), nine (9)".
- 17 9. Page 6, by striking lines 16 through 32, inclusive,
- 18 and inserting in lieu thereof the following:
- 19 "Sec. 11. Section three hundred three point three
- 20 (303.3), subsections five (5), seven (7), eight (8),
- 21 nine (9), and twelve (12), Code 1973, are amended to read
- 22 as follows:
- 23 5. Appoint, after consultation with the curator, the
- 24 librarian of the state law library[, and the state medical
- 25 librarian,] *and* such qualified assistants as the board may

Page 2

- 1 deem necessary to carry on the work of the department
 2 of history and archives[, the state traveling library*,]
 3 *and* the state law library [and the state medical library].
 4 7. Have control of the historical building and assign
 5 space therein to be occupied by the department of history
 6 and archives[,] *and* the Iowa [state traveling library*, and
 7 the Iowa state medical library] *library department*.
 8 8. Adopt rules providing for the loaning of books in
 9 the Iowa state law library [and the Iowa state medical
 10 library].
 11 9. Adopt reasonable rules providing penalties for
 12 injuring, defacing, destroying, or losing books in the
 13 Iowa state law library [and the Iowa state medical library].
 14 All fines, penalties, and forfeitures imposed by the
 15 rules of the board for any violation may be recovered in
 16 an action in the name of the state and applied to the use
 17 of the [libraries, under the direction of the board] *Iowa*
 18 *state law library*.
 19 12. Report in writing to the governor semiannually
 20 all matters pertaining to the Iowa state law library[,] *and*
 21 the Iowa state department of history and archives[, and
 22 the Iowa state medical library]."
 23 10. Page 7, line 29, by striking the words and numeral
 24 "three hundred three point five (303.5)."
 25 11. Renumber and reletter any subsections and para-

Page 3

- 1 graphs as may be required.

RALPH F. McCARTNEY

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Friday, March 2, 1973.

JOURNAL OF THE SENATE

FIFTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MARCH 2, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Don Thompson, pastor of the Otterheim Methodist Church, Toledo, Iowa.

The Journal of Thursday, March 1, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dennis Walter, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schwengels for the day on request of Senator Potter.

PRESENTATION OF VISITORS

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

Girl Scout Troop 162 from Russell, Iowa, accompanied by Dolores Carroll. Senator Ramsey.

PETITIONS

The following petitions were presented and placed on file:

By Senator Priebe, from nine members of the American Legion Auxiliary, Forest City, Iowa, favoring November 11 as Veteran's Day.

By Senator Palmer, from three hundred eighty residents of Polk County opposing any change in the abortion law.

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 160, a bill for an act relating to liability for the unlawful destruction, taking, or possession of wild life owned by the state, and imposing civil damages.

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

House File 210, a bill for an act prohibiting the sale, offer for sale, and distribution of teasel or teasel seeds and providing a penalty.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 303, by Senator Kinley (Patchett), a bill for an act relating to the packaging of meat, poultry, eggs, and milk and providing a penalty.

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

HOUSE MESSAGES CONSIDERED

House File 160, a bill for an act relating to liability for the unlawful destruction, taking, or possession of wildlife owned by the state and imposing civil damages.

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

House File 210, a bill for an act prohibiting the sale, offer for sale, and distribution of teasel or teasel seeds and providing a penalty.

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

SPECIAL ORDER OF BUSINESS

Senate File 196

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 196.

On motion of Senator Hultman, Senate File 196, a bill for an act relating to state libraries and providing for penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—192 filed by Senators Doderer and Hultman and moved its adoption:

S—192

- 1 Amend Senate File 196, page 2, by striking lines 11
- 2 and 12 and inserting in lieu thereof the following: "a
- 3 person upon whom a master's degree in library science has
- 4 been conferred as a result of completing a program of
- 5 study accredited by the American Library Association."

The amendment was adopted.

Senator Hultman offered amendment S—194 and moved its adoption:

S—194

- 1 Amend Senate File 196 as follows:
- 2 1. Page 2, lines 15 and 16, by striking the words
- 3 "at his pleasure" and inserting in lieu thereof the
- 4 words "five-year terms".
- 5 2. Page 2, by inserting the following after line 19:
- 6 "The first members of the commission shall be appointed
- 7 for terms of one, two, three, four and five years and
- 8 all subsequent appointments shall be for the full five-
- 9 year term."

The amendment was adopted.

Senator McCartney offered amendment S—191 filed by him:

S—191

- 1 Amend Senate File 196 as follows:
- 2 1. Page 4, line 15, by striking the words "and the
- 3 law library division".
- 4 2. Page 4, by striking lines 28 through 35, inclusive.
- 5 3. Page 5, by striking lines 1 through 10, inclusive.
- 6 4. Page 6, line 1, by adding after the word "DEPART-
- 7 MENT" the words "*—STATE LAW LIBRARY*".
- 8 5. Page 6, line 2, by adding after the word "archives"
- 9 the words "*and the Iowa state law library*".
- 10 6. Page 6, line 8, by striking the words "[, the Iowa
- 11 state law library]" and inserting in lieu thereof the
- 12 words "[,] *and the Iowa state law library*".
- 13 7. Page 6, line 14, by striking the word and numeral
- 14 "three (3)".
- 15 8. Page 6, line 15, by striking the words and numerals
- 16 "eight (8), nine (9)".
- 17 9. Page 6, by striking lines 16 through 32, inclusive,
- 18 and inserting in lieu thereof the following:
- 19 "Sec. 11. Section three hundred three point three
- 20 (303.3), subsections five (5), seven (7), eight (8),
- 21 nine (9), and twelve (12), Code 1973, are amended to read
- 22 as follows:
- 23 5. Appoint, after consultation with the curator, the
- 24 librarian of the state law library[, and the state medical
- 25 librarian,] *and* such qualified assistants as the board may

Page 2

- 1 deem necessary to carry on the work of the department
- 2 of history and archives[, the state traveling library*,]
- 3 *and* the state law library [and the state medical library].
- 4 7. Have control of the historical building and assign
- 5 space therein to be occupied by the department of history
- 6 and archives[,] *and* the Iowa [state traveling library*, and
- 7 the Iowa state medical library] *library department*.
- 8 8. Adopt rules providing for the loaning of books in
- 9 the Iowa state law library [and the Iowa state medical
- 10 library].

- 11 9. Adopt reasonable rules providing penalties for
 12 injuring, defacing, destroying, or losing books in the
 13 Iowa state law library [and the Iowa state medical library].
 14 All fines, penalties, and forfeitures imposed by the
 15 rules of the board for any violation may be recovered in
 16 an action in the name of the state and applied to the use
 17 of the [libraries, under the direction of the board] *Iowa*
 18 *state law library*.
 19 12. Report in writing to the governor semiannually
 20 all matters pertaining to the Iowa state law library[,] and
 21 the Iowa state department of history and archives[, and
 22 the Iowa state medical library]."
 23 10. Page 7, line 29, by striking the words and numeral
 24 "three hundred three point five (303.5)".
 25 11. Renumber and reletter any subsections and para-

Page 3

- 1 graphs as may be required.

Senator McCartney moved the adoption of his amendment and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 196) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Kelly	Milligan	Rodgers
Coleman	Kinley	Nolin	Scott
Gallagher	McCartney	Palmer	Van Gilst
Gluba	Miller of	Priebe	Willits
Heying	Des Moines	Ramsey	Winkelman
Junkins			

Nays, 24:

Andersen	Griffin	Miller of	Rabedeaux
Bergman	Hansen	Marshall	Schwieger
Briles	Hill	Murray	Shaff
Curtis	Hultman	Nystrom	Shaw
DeKoster	Kennedy	Orr	Taylor
Doderer	Lamborn	Potter	Tieden
Glenn			

Absent or not voting, 6:

Kyhl	Riley	Schaben	Schwengels
Plymat	Robinson		

The amendment lost.

Senator Doderer offered amendment S—195:

S—195

- 1 Amend Senate File 196, page 4, line 30, by inserting after
 2 the word "Code" the following: " , except that the law
 3 librarian in office on July 1, 1973, shall be exempt from
 4 the provisions of chapter nineteen A (19A)".

Senator Doderer offered amendment S—196 to the amendment and moved its adoption:

S—196

- 1 Amend Doderer amendment S—195 filed March 2, 1973 to
- 2 Senate File 196, line 3, by striking "July 1" and inserting
- 3 in lieu thereof "June 30".

The amendment to the amendment was adopted.

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

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

On the question "Shall the bill pass?" (S.F. 196) the vote was:

Ayes, 39:

Andersen	Hill	Milligan	Ramsey
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Coleman	Kinley	Orr	Shaff
Curtis	Lamborn	Palmer	Shaw
DeKoster	Miller of	Plymat	Taylor
Doderer	Des Moines	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Marshall	Rabedeaux	Willits
Hansen			

Nays, 4:

Heying	Kelly	McCartney	Winkelman
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Absent or not voting, 7:

Gluba	Kyhl	Robinson	Schwengels
Griffin	Riley	Schaben	

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

SPECIAL GUESTS

President Neu presented the following members of the Des Moines Roadrunners Wheelchair Basketball Team, who will represent Iowa in a four-state regional wheelchair basketball tournament March 3-4, 1973, at Ankeny, Iowa: Dean Agnew, Rowley; Don Baum and Bob Reed, West Des Moines; Jack Briner, Grand River; Harold Corley, Allerton; Bill Farmer, Jefferson; Mike Foster, Newton; Don Bulman, Randy Jimenez, Joe Maples, Mike Marasco and Dave West, Des Moines. The team, coached by Ron Carter, Superintendent of State Mail, had been present for the signing of Governor Ray's proclamation designating the month of March as "Wheelchair Basketball Month".

SENATE RECEDED FROM AMENDMENT

House File 30

Senator Potter called up for consideration House File 30, a bill for an act relating to real estate broker trust accounts, amended by the Senate on February 16, 1973, and moved that the Senate recede from its amendment S—73.

The motion prevailed and the Senate receded from its amendment.

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. 30) the vote was:

Ayes, 44:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Robinson
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schwieger
Coleman	Kelly	Nolin	Scott
Curtis	Kennedy	Nystrom	Shaw
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Griffin	Des Moines	Priebe	Winkelman
Hansen		Rabedeaux	

Nays, none.

Absent or not voting, 6:

Gluba	Riley	Schwengels	Shaff
Kyhl	Schaben		

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

CHANGE IN SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that the special order on **Senate File 115**, previously made for Monday, March 5, 1973, at 9:00 a.m., be cancelled, and that a new special order be made for **Wednesday, March 7, 1973, at 9:00 a.m.**

HOUSE AMENDMENTS CONSIDERED

Senate File 39

Senator Plymat called up for consideration Senate File 39, a bill for an act to provide copies of the Iowa Code to city assessors

without cost, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the title to Senate File 39 by inserting
- 2 after the word "Code" the words "and Acts of
- 3 each General Assembly".

The motion prevailed and the Senate concurred in the House amendment.

Senator Plymat moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 39) the vote was:

Ayes, 41:

Andersen	Hultman	Milligan	Robinson
Bergman	Junkins	Murray	Rodgers
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Griffin	Des Moines	Priebe	Willits
Hansen	Miller of	Rabedeaux	Winkelman
Heying	Marshall	Ramsey	

Nays, none.

Absent or not voting, 9:

Coleman	Hill	Riley	Schwengels
Doderer	Kyhl	Schaben	Shaff
Gluba			

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 198.

Senate File 198

On motion of Senator Orr, Senate File 198, a bill for an act relating to county treasurer fees, was taken up for consideration.

Senator Potter took the chair at 10:25 a.m.

Senator Orr withdrew amendment S—102 filed by her on February 20, 1973.

Senator Palmer offered amendment S—146 filed by him and moved its adoption:

S—146

- 1 Amend Senate File 198, page 1, lines 6 and 7, by striking
- 2 the words, "or town for recording special assessment
- 3 instruments".

The Chair called for a division.

The amendment lost.

Senator Orr offered amendment S—136 filed by her:

S—136

- 1 Amend Senate File 198, by striking lines 5 through 8 and
- 2 inserting in lieu thereof the following:
- 3 *NEW SECTION.* SPECIAL ASSESSMENT FEE. The county
treasurer
- 4 shall assess a fee of three dollars for each entry listed on
- 5 the certification of any special assessment, said fee to be
- 6 added and collected at the time of the first installment is paid.

Senator Palmer moved that Senate File 198 be referred to the committee on ways and means.

Senator Kelly moved as a substitute motion that Senate File 198 be referred to the committee on cities and towns.

Roll call was requested.

On the question "Shall the substitute motion to refer the bill to the committee on cities and towns be adopted?" (S.F. 198) the vote was:

Ayes, 15:

Andersen	Gluba	Kelly	Robinson
Blouin	Griffin	Lamborn	Schwieger
Coleman	Hansen	Murray	Willits
Doderer	Junkins	Palmer	

Nays, 28:

Bergman	Kennedy	Nystrom	Rodgers
Briles	McCartney	Orr	Scott
Curtis	Miller of	Plymat	Shaff
Gallagher	Des Moines	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Heying	Marshall	Rabedeaux	Van Gilst
Hill	Milligan	Ramsey	Winkelman
Hultman	Nolin		

Voting present, 1:

DeKoster

Absent or not voting, 6:

Kinley	Riley	Schwengels	Shaw
Kyhl	Schaben		

The substitute motion lost.

Senator Palmer withdrew his motion to refer Senate File 198 to the committee on ways and means.

Senator Orr moved the adoption of amendment S—136 and requested a roll call.

On the question "Shall the amendment be adopted?" (S.F. 198) the vote was:

Rule 24 was invoked.

Ayes, 21:

Andersen	Hultman	Nystrom	Shaff
Briles	McCartney	Orr	Taylor
Gallagher	Miller of	Priebe	Tieden
Hansen	Des Moines	Ramsey	Van Gilst
Heying	Miller of	Rodgers	Winkelman
Hill	Marshall	Scott	

Nays, 23:

Bergman	Gluba	Lamborn	Potter
Blouin	Griffin	Milligan	Robinson
Coleman	Junkins	Murray	Schwieger
Curtis	Kelly	Nolin	Shaw
Doderer	Kennedy	Palmer	Willits
Glenn	Kinley	Plymat	

Voting present, 1:

DeKoster (under Rule 24)

Absent or not voting, 5:

Kyhl	Riley	Schaben	Schwengels
Rabedeaux			

The amendment lost.

Senator McCartney took the chair at 11:35 a.m.

Senator Orr asked unanimous consent that Senate File 198 be withdrawn from further consideration of the Senate.

Senator Orr withdrew the request.

TABLED

Senator Blouin moved that Senate File 198 be laid on the table.

Division was called for.

The motion prevailed and Senate File 198 was laid on the table.

INTRODUCTION OF BILLS

Senate File 304, by Senator DeKoster (Hill, Stanley, Newhard and Doyle), a bill for an act relating to the dissolution of marriage docket, and providing penalties.

Read first time and passed on file.

Senate File 305, by Senator DeKoster, a bill for an act relating to deceptive trade practices and providing for civil remedies.

Read first time and passed on file.

Senate File 306, by Senators Robinson and Schwieger, a bill for an act relating to contracts for certificated school personnel.

Read first time and passed on file.

Senate File 307, by Senators Blouin, Coleman, Scott, Kennedy, Kinley, Nolin, Willits, Miller of Des Moines, Rodgers and Gluba, a bill for an act relating to computation of old-age assistance grants.

Read first time and passed on file.

Senate File 308, by Senators Blouin, Coleman, Scott, Nolin, Willits, Doderer, Miller of Des Moines, Rodgers and Gluba, a bill for an act relating to relatives responsible for care and support under old-age assistance.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 303 Agriculture

H. F. 160 Natural resources

H. F. 210 Agriculture

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate File 39. Had I been present, I would have voted "aye."

C. JOSEPH COLEMAN

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 8
Milligan, Chairman
Gallagher
Tieden
Senate File 211
Taylor, Chairman
Glenn
Hultman

Senate File 213
Hansen, Chairman
Palmer
Griffin
Senate File 217
Van Gilst, Chairman
Schwengels
Griffin
Lamborn
Palmer

Senate File 218
Plymat, Chairman
Curtis
Hill
Senate File 220
Priebe, Chairman
Taylor
Hultman

- Senate File 221**
Glenn, Chairman
Murray
Winkelman
- Senate File 222**
Kelly, Chairman
Gallagher
Heying
- Senate File 225**
Hansen, Chairman
Palmer
Griffin
- Senate File 228**
Schwieger, Chairman
Schwengels
Nolin
- Senate File 229**
McCartney, Chairman
Kelly
Glenn
- Senate File 233**
Schwieger, Chairman
Schwengels
Nolin
- Senate File 236**
Schwengels, Chairman
Winkelman
Robinson
- Senate File 240**
Schwengels, Chairman
Miller of Marshall
Plymat
- Senate File 241**
Potter, Chairman
McCartney
Willits
- Senate File 242**
Plymat, Chairman
Curtis
Hill
- Senate File 243**
Coleman, Chairman
Shaw
Riley
- Senate File 245**
Schwengels, Chairman
Miller of Marshall
Plymat
- Senate File 246**
Glenn, Chairman
Kennedy
Shaw
- Senate File 247**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 248**
Kennedy, Chairman
Willits
Kelly
- Senate File 249**
Taylor, Chairman
Shaff
Scott
- Senate File 253**
Willits, Chairman
Kennedy
Ramsey
- Senate File 255**
Rodgers, Chairman
Potter
Orr
- Senate File 256**
Griffin, Chairman
Taylor
Orr
- Senate File 257**
Kelly, Chairman
Ramsey
Kinley
- Senate File 259**
Winkelman, Chairman
Heying
Miller of Marshall
- Senate File 260**
Nolin, Chairman
Nystrom
Schwengels
- Senate File 267**
Blouin, Chairman
Heying
Hultman
- Senate File 271**
Curtis, Chairman
Nystrom
Nolin
- Senate File 272**
DeKoster, Chairman
Potter
Coleman
- Senate File 274**
McCartney, Chairman
Kelly
Glenn
- Senate File 275**
Nystrom, Chairman
Winkelman
Robinson
- Senate File 276**
Potter, Chairman
McCartney
Willits
- Senate File 277**
Hansen, Chairman
Schwengels
Robinson
- Senate File 278**
Nystrom, Chairman
Winkelman
Nolin
- Senate File 284**
Appropriations—
Transportation
- Senate File 297**
Appropriations—
Human Resources
- Senate File 302**
Appropriations—
Claims
- House File 59**
Schwieger, Chairman
Murray
Junkins
- House File 189**
Palmer, Chairman
Curtis
Briles
- House File 191**
Rabedeaux, Chairman
Riley
Rodgers
- House File 204**
Taylor, Chairman
Priebe
Van Gilst
- House File 242**
Appropriations—
State Department

REPORT OF COMMITTEE

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 86**, a bill for an act relating to licenses for professional

boxing and wrestling matches, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—197

- 1 Amend the House amendment to Senate File 25, page 2,
- 2 line 14, by striking the quotation mark and inserting
- 3 in lieu thereof the following new paragraph:
- 4 "The executive committee of the governing body of
- 5 a health maintenance organization shall have reasonable
- 6 enrollee representation on it from the enrollee members
- 7 of the governing body."

BARTON L. SCHWIEGER
JOHN S. MURRAY

S—193

- 1 Amend Senate File 282 as follows:
- 2 1. Page 2, by inserting after line 7 the following:
- 3 "Sec. Section four hundred twenty-two point
- 4 forty-five (422.45), subsection three (3), Code 1973, is
- 5 amended to read as follows:
- 6 3. The gross receipts from sales of educational,
- 7 religious or charitable activities, where the entire pro-
- 8 ceeds therefrom are expended for educational, religious, or
- 9 charitable purposes, *except the gross receipts from games*
- 10 *of skill, games of chance, and raffles.*
- 11 2. Page 1, line 2, by inserting after the word "tax"
- 12 the following:
- 13 " , except the gross receipts from games of skill,
- 14 games of chance, and raffles".

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Monday, March 5, 1973.

JOURNAL OF THE SENATE

FIFTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, MARCH 5, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Elmer H. Den Herder, member of the Iowa House of Representatives from Sioux Center, Iowa.

The Journal of Friday, March 2, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Ralph Wicks, Boone, Iowa.

PRESENTATION OF VISITORS

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

Fifty students from Midland Community School, Wyoming, Iowa, accompanied by their instructor, Brian Carter. Senator Lamborn.

Fifty students from East Union High School, Afton, Iowa. Senator Ramsey.

Sixty students from Holstein Community High School, Holstein, Iowa, accompanied by Ken Meutzer. Senator Winkelman.

Fifty students from Saylor Center Elementary School, Des Moines, Iowa, accompanied by Mrs. Pittman and Mr. Terling. Senator Willits.

Eleven students from Immaculate Conception, St. Mathews, and Tyler Schools, Cedar Rapids, Iowa, accompanied by Mrs. Steve Kullander, Mrs. Ben Kremenak and Mrs. Ray Hendred. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator DeKoster, from twenty-one residents of Sioux County favoring designation of the ladybug as the state insect.

By Senator Kennedy, from eighty-four residents of Howard County opposing any change in the Iowa abortion law.

By Senator Kennedy, from seventy-six residents of Linn County opposing any change in the Iowa abortion law.

By Senator Kennedy, from fifty-one residents of Winneshiek County opposing any change in the Iowa abortion law.

By Senator Junkins, from eighty-nine residents of Lee County favoring legalization of bingo and the Sunday sale of liquor and beer.

INTRODUCTION OF BILLS

Senate File 309, by Senator Tieden, a bill for an act relating to noxious weeds.

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

Senate File 310, by Senators Rodgers, Doderer, Shaw, Scott, Orr, Van Gilst and Gallagher, a bill for an act relating to the salary of the superintendent of a merged area.

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

Senate File 311, by Senator Rodgers, a bill for an act relating to the athletic team of a school.

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

RETURNED TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **Senate File 210**, a bill for an act relating to abortion and to provide a penalty, be **returned** to the committee on **human resources**.

WITHDRAWN

Senator Priebe asked unanimous consent that Senate File 130 be withdrawn from further consideration of the Senate.

Objection was raised.

Senator Priebe moved that Senate File 130 be withdrawn from further consideration of the Senate.

The Chair called for a division.

The motion prevailed and **Senate File 130** was **withdrawn** from further consideration of the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 75, 82 and 93.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 75, 82 and 93.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 5th day of March, 1973, sent to the Governor for his approval: Senate Files 75, 82 and 93.

DALE L. TIEDEN, Chairman

Passed on file.

REPORTS OF INVESTIGATING COMMITTEES

Senator Palmer submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles O'Connor of Des Moines, Iowa for the City Finance Committee under the provisions of Chapter 1088, Acts of the Second Regular Session, Sixty-fourth General Assembly, for the regular two-year term ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLIAM D. PALMER, Chairman
ROGER J. SHAFF
E. KEVIN KELLY
JOHN N. NYSTROM
FORREST V. SCHWENGELS

The motion prevailed and the report was adopted.

Senator Palmer moved the appointment of Charles O'Connor as a member of the City Finance Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 4:

Kinley	Kyhl	Milligan	Shaw
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President Neu declared the appointment of Charles O'Connor as a member of the City Finance Committee confirmed for the regular two-year term ending June 30, 1974.

Senator Robinson submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Allen J. Meier of Cedar Rapids, Iowa for the Occupational Safety and Health Review Commission under the provisions of Section 88.10, Code 1973, for the regular two-year term beginning July 1, 1972, and ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

CLOYD E. ROBINSON, Chairman
TOM RILEY
LUCAS J. DeKOSTER
ELIZABETH SHAW
WILLIAM P. WINKELMAN

The motion prevailed and the report was adopted.

Senator Robinson moved the appointment of Allen J. Meier as a member of the Occupational Safety and Health Review Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

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

Nays, none.

Voting present, 1:

Griffin

Absent or not voting, 3:

Kyhl	Milligan	Shaw
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President Neu declared the appointment of Allen J. Meier as a member of the Occupational Safety and Health Review Commission confirmed for the regular two-year term ending June 30, 1974.

UNFINISHED BUSINESS

Senate File 234

The Senate resumed consideration of Senate File 234, a bill for an act relating to individual income tax, and amendment S—150 by Riley, et al.

Senator Rabedeaux raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and that amendment S—150 and amendments S—155 and S—157 to the amendment were out of order.

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. 234) the vote was:

Ayes, 47:

Andersen	Doderer	Hultman	Miller of
Bergman	Gallagher	Junkins	Des Moines
Blouin	Glenn	Kelly	Miller of
Briles	Gluba	Kennedy	Marshall
Coleman	Griffin	Kinley	Milligan
Curtis	Hansen	Lamborn	Murray
DeKoster	Heying	McCartney	Nolin

Nystrom	Rabedeaux	Schwengels	Taylor
Orr	Ramsey	Schwieger	Tieden
Palmer	Riley	Scott	Van Gilst
Plymat	Robinson	Shaff	Willits
Potter	Schaben	Shaw	Winkelman
Priebe			

Nays, 2:

Hill Rodgers

Absent or not voting, 1:

Kyhl

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

WITHDRAWN

Senator Shaff asked and received unanimous consent that **Senate File 207** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 48.

House File 48

On motion of Senator Kinley, House File 48, a bill for an act defining the term tandem axle, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley offered amendment S—74 filed by the committee on commerce and moved its adoption:

S—74

- 1 Amend House File 48, as amended and passed by the
- 2 House as follows:
- 3 1. Page 1, line 7, by striking the words "a group
- 4 of two or".
- 5 2. Page 1, by striking lines 8 through 10 and in-
- 6 serting in lieu thereof the words "any two or more con-
- 7 secutive axles whose centers are more than forty inches
- 8 but not more than eighty-four inches apart, and are in-
- 9 dividually attached to or articulated from a common at-
- 10 tachment to the vehicle including a connecting mechanism
- 11 designed to equalize the load between axles."
- 12 3. Page 1, by adding after line 10 the following:
- 13 Sec. 2. Section three hundred twenty-one point four
- 14 hundred sixty-three (321.463), unnumbered paragraph seven
- 15 (7), Code 1973, is amended to read as follows:
- 16 The weight on any one axle, *including a tandem axle,*
- 17 of a vehicle which is transporting livestock may exceed

18 the legal maximum weight given in this chapter providing
 19 that the gross weight on any particular group of axles
 20 on such vehicle does not exceed the gross weight allow-
 21 able under this chapter for such group of axles.

The amendment was adopted.

Senator Hultman withdrew amendment S—42 filed by him on February 7, 1973.

Senator Priebe offered amendment S—72 filed by him:

S—72

1 Amend House File 48, as amended and passed by the House
 2 by adding thereto the following new section:
 3 "Sec. Section three hundred twenty-one point four
 4 hundred sixty-three (321.463), unnumbered paragraph six (6),
 5 Code 1973, is amended to read as follows:
 6 A tolerance above the maximum legal weight of any axle
 7 or vehicle or combination of vehicles may be allowed as follows:
 8 [Three] *Ten* percent of any axle, including tandem axles.
 9 [Eight] *Ten* percent of the gross weight on any particular
 10 group of axles.
 11 [Eight] *Ten* percent on the total gross weight of a vehicle
 12 or combination of vehicles."

Senator Griffin raised the point of order that amendment S—72 was not germane to the bill.

(House File 48 pending.)

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate Joint Resolution 10, by Senator Nystrom (Dunton and Lippold), a joint resolution authorizing a banner for the governor of Iowa.

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

Senate File 312, by Senators Riley and Robinson, a bill for an act relating to the salary of the superintendent of area schools.

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

Senate File 313, by committee on judiciary (committee on judiciary and law enforcement), a bill for an act relating to bond elections for joint city-county buildings.

Read first time and placed on calendar.

Senate File 314, by committee on judiciary, a bill for an act relating to the administration of the judicial retirement system.

Read first time and placed on calendar.

Senate File 315, by Senator Griffin, a bill for an act relating to a superintendent of a merged area school.

Read first time and passed on file.

ANNOUNCEMENT BY THE PRESIDENT

President Neu announced the appointment of Senators Curtis, DeKoster and Coleman as the official delegation to represent the Senate at the funeral services of the Honorable Guy M. Gillette, former United States Senator from Iowa and member of the Iowa Senate from 1912 to 1916.

COMMUNICATION FROM THE COMMISSION ON UNIFORM STATE LAWS

The report of the Commission on Uniform State Laws made to the Sixty-fifth General Assembly pursuant to Section 5.4, Code 1973, has been received and placed on file in the office of the Lieutenant Governor.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which amendment S—74 to House File 48 was adopted by the Senate.

C. JOSEPH COLEMAN

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate:

Guy M. Gillette, Cherokee County

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 304 Judiciary
- S. F. 305 Commerce
- S. F. 306 Schools
- S. F. 307 Human resources
- S. F. 308 Human resources

REPORTS OF COMMITTEES

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **Senate File 205**, a bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on all railway bridges and trestles and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 24**, a bill for an act providing that delinquent sewer charges shall constitute a lien against the property, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Shaff amendment S—41, filed February 7, 1973, and found on page 255 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 122**, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, 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 208**, a bill for an act relating to the property tax exemption for property owned by cemetery associations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—204

- 1 Amend Senate File 73 as follows:
- 2 1. Page 1, line 7, by inserting after the word
- 3 "relating" the word "only".

C. JOSEPH COLEMAN

S—200

- 1 Amend Senate File 115, page 3, line 20, by inserting a
- 2 period following the word "crime" and by striking the
- 3 remainder of line 20 and all of line 21.

WILLIAM D. PALMER

S—206

- 1 Amend Senate File 115 as follows:
- 2 1. Page 3, by striking lines 22 through 24, inclusive.
- 3 2. Page 3, line 27, by striking the word "only".
- 4 3. Page 5, by striking lines 21 through 32, inclusive,
- 5 and by renumbering the remaining sections.
- 6 4. Page 5, line 35, by inserting after the word "history"
- 7 the words "or intelligence".
- 8 5. Page 6, line 5, by inserting after the word "shall"
- 9 the words ", upon conviction,".
- 10 6. Page 6, line 7, by inserting a period after the word
- 11 "dollars" and by striking the remainder of line 7 and
- 12 all of lines 8 through 35, inclusive, and by inserting
- 13 in lieu thereof the following:
- 14 "2. If a person convicted under this section is a
- 15 public official or a public employee such person shall
- 16 be removed from office or discharged."
- 17 7. Page 7, by striking lines 7 and 8 and inserting in
- 18 lieu thereof the following: "Intelligence data shall
- 19 not be computerized."
- 20 8. Page 7, line 14, by striking the words "make available"
- 21 and inserting in lieu thereof the word "provide".
- 22 9. Page 9, line 5, by striking all after the period
- 23 and by striking lines 6 through 8, inclusive.

EUGENE M. HILL

S—202

- 1 Amend Senate File 115, page 4, line 21, by inserting
- 2 a period after the word "identified" and by striking the
- 3 remainder of line 21 and all of lines 22 through 25.

WILLIAM D. PALMER

S—201

- 1 Amend Senate File 115 as follows:
- 2 1. Page 3, line 28, by inserting a period after the first
- 3 word "agencies" and by striking the words "or such other
- 4 public agencies as are authorized by the commissioner of
- 5 public safety." in lines 28 and 29.
- 6 2. Page 3, line 30, by striking the words "individual
- 7 or".

WILLIAM D. PALMER

S—203

- 1 Amend Senate File 115, page 4, line 31, by inserting a
- 2 period following the word "examination" and by striking
- 3 the remainder of line 31 and all of lines 32 through 35.

WILLIAM D. PALMER

S—198

- 1 Amend Senate File 123, page 2, by striking from line 12
- 2 all after the word "transportation," and striking all of
- 3 lines 13 and 14.

WILLARD R. HANSEN
JAMES W. GRIFFIN, SR.

S—199

- 1 Amend Senate File 197 on page 5, by striking lines
- 2 31 through 35, inclusive, and by renumbering the remaining
- 3 sections.

WILLIAM E. GLUBA

S—205

- 1 Amend commerce committee amendment S-74 to House
- 2 File 48, filed February 13, 1973, by striking lines
- 3 12 through 21.

C. JOSEPH COLEMAN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, March 6, 1973.

JOURNAL OF THE SENATE

FIFTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MARCH 6, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Richard Venema, pastor of the First Christian Reformed Church, Pella, Iowa.

The Journal of Monday, March 5, 1973, was approved.

LEGISLATIVE PHYSICIANS FOR THE DAY

Dr. Rodney Carlson, Ankeny, Iowa.

Dr. Eugene Lister, Dallas Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Schwengels.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Howard C. Reppert, Jr., former member of the Senate and House of Representatives, from Polk County.

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

Twenty-five students from Peoria Christian School, Pella, Iowa, accompanied by their principal, Robert DeJager. Senator Hill.

Twenty seniors from the Iowa School for the Deaf, Council Bluffs, Iowa, accompanied by Gene Hines, Warren Kruse, and Ms. Sommers. Senators Hultman and Griffin.

PETITION

The following petition was presented and placed on file:

By Senators Tieden and Heying, from nine hundred fifty-two residents of Allamakee, Clayton and adjoining counties opposing the establishment of an Iowa Natural and Scenic Rivers system.

INTRODUCTION OF BILLS

Senate File 316, by Senators Plymat, Doderer and Palmer (Higgins and Cusack), a bill for an act to remove the jail sentence for possession of marijuana, other than possession with intent to deliver.

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

Senate File 317, by Senators Plymat, Van Gilst, Taylor, Palmer, Andersen and Hill, a bill for an act to provide that the costs of advertising alcoholic beverages or beer are not deductible business expenses.

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

Senate File 318, by Senators Plymat, Shaff, Andersen, Hill, Rodgers, Van Gilst, Miller of Marshall, Heying, Bergman, Taylor and Nystrom, a bill for an act relating to the offense of operating a motor vehicle while under the influence of alcohol and the penalties provided therefor; making certain acts illegal and providing a penalty for their commission; and relating to procedures required in the application of the implied consent law.

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

Senate File 319, by committee on ways and means, a bill for an act to increase the tax on little cigars.

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

Senate File 320, by Senators Winkelman, Robinson, Griffin, Tieden, Kelly and Coleman (Millen, Stromer, Clark of Lee and Crabb), a bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.

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

Senate File 321, by Senators Winkelman, Robinson, Griffin, Tieden, DeKoster, Kelly and Coleman (Millen, Stromer, Clark of Lee and Crabb), a bill for an act to exempt facilities used to control air and water pollution from property taxation.

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

Senate File 322, by Senator Nolin (Ferguson), a bill for an act relating to the municipal recreation fund.

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

COMMUNICATIONS

The following communications from the Governor were presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50319

January 18, 1973

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

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the following names for appointment as members of the Iowa Department of Environmental Quality, under the provisions of Chapter 1119, Section Four, of the Acts of the Sixty-fourth General Assembly, Second Session.

AIR QUALITY COMMISSION:	TERM EXPIRES
Graydon Anderson, Greene	June 30, 1976
Dr. Arthur W. Shafer, Davenport	June 30, 1976
Don McLeod, Centerville	June 30, 1976
Herb Campbell, Washington	June 30, 1974
Jane B. Smith, Sioux City	June 30, 1974

WATER QUALITY COMMISSION:	TERM EXPIRES
Robert Buckmaster, Waterloo	June 30, 1976
C. B. Curtis, Newton	June 30, 1976
Dale Hendricks, Bloomfield	June 30, 1976
James Bellamy, Knoxville	June 30, 1974
Bob Russell, Iowa City	June 30, 1974

SOLID WASTE DISPOSAL COMMISSION:	TERM EXPIRES
Charles Laverty, Indianola	June 30, 1976
Fred Gosch, Humboldt	June 30, 1976
Otto Tennant, Des Moines	June 30, 1976
Dr. Samuel J. Tuthill, Iowa City	June 30, 1974
Rosemary Shearer, Des Moines	June 30, 1974

CHEMICAL TECHNOLOGY COMMISSION: The members appointed to the Chemical Technology Commission are Gordon E. Mau, New Hampton and Robert C. Yapp, Des Moines, as is provided for in the legislation for the Department of Environment Quality which states "that the members appointed by the Governor shall be the appointed members of the Chemical Technology Review Board abolished by this act". Those terms expire on June 30, 1974.

Sincerely,
ROBERT D. RAY
Governor

Also:

February 21, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names of Mr. Michael Vincent Dunn of Keokuk, Lee County, Mrs.

Sharon Nail of Webster City, Hamilton County and Mr. Gregory Own Haggood of Marion, Linn County as members of the City Development Board for the State of Iowa under the provisions of Section 33, Chapter 1088 of the Laws of the Sixty-fourth General Assembly, Second Session.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Elwyn Hemken of Blairsburg, Iowa for appointment as a member of the Commission for the Blind, for the State of Iowa under the provisions of Section 93.1 of the 1971 Code of Iowa for a regular three year term beginning July 1, 1973 and ending June 30, 1976.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Dale K. DeKoster of Waterloo, Iowa for appointment as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System for the State of Iowa under the provisions of Section 97B.8, of the 1971 Code of Iowa, for a regular six year term beginning July 1, 1973 and ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 12

Senator Lamborn asked and received unanimous consent to take up Senate Concurrent Resolution 12.

On motion of Senator McCartney, Senate Concurrent Resolution 12, with report of the committee on appropriations recommending passage, was taken up, considered, and the report of the committee adopted:

SENATE CONCURRENT RESOLUTION 12

By Committee on Higher Education

Whereas, chapter two hundred sixty-three A (263A), Code 1973, provides that the state board of regents after authorization by a constitutional majority of the General Assembly may carry out any project as defined in that chapter of the Code at the state university of Iowa; and

Whereas, chapter two hundred sixty-three A (263A), Code 1973 authorizes the state board of regents to borrow money and to issue and sell negotiable bonds or notes to pay all or any part of the cost of carrying out

such projects at the institution payable solely and only from and secured by an irrevocable pledge of a sufficient portion of the University Hospital Income; and

Whereas, many of the facilities of the hospitals at the state university of Iowa were built between forty and fifty years ago and are inadequate to meet present and future demands for statewide medical and teaching services; and

Whereas, said inadequacy exists in operating room facilities which are located in several different areas at the university hospitals and are not designed for today's advanced surgical techniques and workload of more than fifteen thousand operations annually; and

Whereas, present space available for radiological services, one of the most important fields in modern medicine, is less than that recommended by the U.S. Public Health Services for a prototype hospital of five hundred beds although the university hospitals have eleven hundred ninety-two beds; and

Whereas, the out-patient clinical facilities are located in widely separated areas of the hospitals and seriously encumber the ability of the clinical specialists to handle almost one-quarter million patient visits annually and concentration of these services in a single area will greatly facilitate services to patients and training for family practice, and improve efficiency; and

Whereas, twenty percent or two hundred forty of the beds serving annually more than thirty-three thousand in-patients are located in large sixteen- to twenty-bed wards and do not meet the standards established for Medicare patients or the demands by private patients and, further detailed studies have shown that remodeling these existing large wards into smaller units would be prohibitively costly and create insurmountable problems in teaching; and

Whereas, to alleviate these conditions, the state board of regents requests authorization to construct an eight-story addition of one hundred sixty-eight thousand gross square feet north of the general hospital, to house an operating room suite and facilities, a diagnostic radiology section, out-patient clinic, and in-patient facilities for eighty beds, at an estimated total cost of thirteen million nine hundred thousand dollars (\$13,900,000) of which not more than ten million dollars (\$10,000,000) would be financed by borrowing under the provisions of chapter two hundred sixty-three A (263A), Code 1973, and the remainder to be financed by other funds; *Now Therefore*

Be It Resolved by the Senate the House Concurring, that the state board of regents be and is hereby authorized to construct an addition of one hundred sixty-eight thousand gross square feet of floor space, more or less, to the general hospital of the state university of Iowa to house an operating room suite and facilities, a diagnostic radiology section, out-patient clinic, and in-patient facilities at an estimated cost of thirteen million nine hundred thousand dollars (\$13,900,000) of which not more than ten million (\$10,000,000) would be financed by borrowing authorized by the provisions of chapter two hundred sixty-three A (263A), Code 1973.

Senator McCartney moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (S.C.R. 12) the vote was:

Ayes, 42:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hultman	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Robinson	Willits
Griffin	Milligan	Rodgers	Winkelman

Nays, 4:

Coleman	Hill	Kelly	Riley
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Absent or not voting, 4:

Junkins	Kinley	Kyhl	Nystrom
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The motion prevailed and the resolution was adopted.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File 287, a bill for an act relating to the Iowa public employees' retirement system.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 323, by Senator Shaw, a bill for an act relating to fish traps.

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

Senate File 324, by Senators Griffin and Hultman (Knoke, Butler and Schroeder), a bill for an act to legalize and validate the proceedings of the Board of Township Trustees of Lewis Township of Pottawattamie County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said Township.

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

Senate File 325, by Senators Priebe and Scott, a bill for an act relating to emergency light sources for public buildings.

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

Senate File 326, by Senator Doderer (Small), a bill for an act relating to contesting elections of county officers.

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

Senate File 327, by Senators Briles and Lamborn, a bill for an act to permit the state superintendent of banking to establish a retirement system for employees of the department of banking.

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

Senate File 328, by Senator McCartney, a bill for an act relating to variable contracts of annuities and life insurance.

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

Senate File 329, by Senators McCartney, Kinley, Gluba, Blouin, Bergman, Curtis, Rabedeaux, Briles, Lamborn, Kennedy, Robinson, Rodgers, Gallagher, Priebe, Orr, Taylor, Kelly, Murray, Miller of Des Moines, Miller of Marshall, Potter, Hansen, Tieden, Van Gilst, Winkelman, Coleman, Nolin, Scott, Willits, Palmer, Heying, Andersen, Ramsey, Griffin, Junkins and Schwieger (Fitzgerald), a bill for an act relating to home solicitation sales and providing penalties.

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

Senate File 330, by Senator Blouin (Knoke), a bill for an act concerning the establishment and operation of a state lottery, creating the division of the state lottery in the department of revenue, prescribing its functions, powers and duties; and providing a penalty.

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

HOUSE MESSAGE CONSIDERED

House File 287, a bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, changing the maximum age for contributions, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, prohibiting retirement credit after age sixty-five,

permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, and changing the method of computing the rate of interest credit for members.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 27

By Murray, Schwieger, Briles, Gluba, Andersen, Schaben,
Van Gilst, Bergman and Robinson

Whereas, the provisions of the federal Hatch Act regarding political activity of federal employees also extend to state and local public employees who are paid wholly or in part out of federal funds, either directly or through grants-in-aid; and

Whereas, the increase in members and extent of federally-funded programs in which the states and local units of government participate results in a larger number of public employees becoming subject to the provisions of the Hatch Act; and

Whereas, restrictions in state laws similar to those in the Hatch Act have been held by state and federal courts to be unconstitutional infringements upon the political rights of public employee citizens, and it is desirable to preserve for these citizens the maximum practicable right to participate in the political life of the nation and the states; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Congress of the United States be memorialized to amend the federal Hatch Act by removing from it those provisions which prohibit state and local government employees from exercising the full rights and responsibilities of citizenship and taking an active part in the political life of their nation and state; and

Be It Further Resolved, That the Secretary of the Senate shall cause copies of this memorial to be sent to the presiding officer of the Senate, and of the House of Representatives of the United States and to each member of the Iowa Congressional delegation.

PROOF OF PUBLICATION

Published copy of Senate File 324 and verified proof of publication in the Council Bluffs Nonpareil, a daily newspaper published at Council Bluffs, Iowa, on Tuesday, February 20, 1973, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN
Secretary of the Senate

BILLS ASSIGNED TO COMMITTEE

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

S.J.R. 10 State government

- S. F. 309 Agriculture
- S. F. 310 Higher education
- S. F. 311 Schools
- S. F. 312 Higher education
- S. F. 315 Higher education
- S. F. 316 Judiciary
- S. F. 317 Ways and means
- S. F. 318 Judiciary
- S. F. 320 Ways and means
- S. F. 321 Ways and means
- S. F. 322 Cities and towns

EXPLANATION OF VOTE

As chairman of the Appropriations Subcommittee on Education, I studied the proposed building project at University Hospitals that Senate Concurrent Resolution 12 authorizes.

I have serious reservations about the project from three standpoints. First, the project closes off from full view the Gothic Tower that has come to symbolize one of the great medical institutions of the world. Secondly, I suspect that the physical plant of the University Hospitals and medical college needs a complete rebuilding, or at least a major addition along the lines of the proposal advanced several years ago (but not undertaken for lack of federal funds) when the General Assembly authorized approximately 34 million dollars or two and one-half times the authorization proposed by Senate Concurrent Resolution 12. The present proposal may be a make shift effort due to lack of adequate funding. Thirdly, I question whether the cost of the addition should be borne by hospital patients or, instead, by the general public. This is a state hospital and college, of which we are justifiably proud. A good case could be made for total state financial support of capital improvements. Those comprise the reason for my "no" vote on Senate Concurrent Resolution 12.

TOM RILEY

REPORTS OF COMMITTEE

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate Concurrent Resolution 15**, a resolution proposing that if the optimum alternative for minimizing adverse environmental consequences to Ledges State Park lies outside the authority of the Corps of Engineers, remedial authority be legislated by the Congress of the United States prior to any further action on the Saylorville Lake Project,

begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate File 171**, a bill for an act relating to administrative and maintenance facilities for county conservation boards, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate File 178**, a bill for an act relating to the issuance of trapping licenses to nonresidents and making the provisions of the act retroactive, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 166**, a bill for an act relating to the taking of fish with seines and traps, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—210

1 Amend Senate File 115 as follows:

2 1. Page 2, line 19, by striking the word "whether"

3 and adding after the word "information", the following:

4 "when filed by a peace officer or law enforcement officer".

5 2. Page 2, line 23, by adding after the words

6 "convicted of", the following: "or entered a plea of guilty

7 to".

8 3. Page 2, line 26, by adding after the word "subsequent",

9 the following: "and incidental".

10 Page 2, line 27, by adding after the word "includes",

11 the following: "dismissal of the charge,".

12 4. Page 3, line 32, by adding after the word "agencies",

13 the following: "and criminal justice agencies".

14 Page 3, line 32, by adding after the word "request",

15 the following: "and receive".

16 5. Page 5, line 18, after the word "their" by striking

17 the remaining language in Section 5 and inserting in lieu

18 thereof the following: "files. Upon application to the
19 district court, service of notice on the commissioner of
20 public safety, and upon showing good cause, any individual
21 may request and obtain a copy of the list of persons and
22 agencies who received copies of his criminal history files."

RICHARD R. RAMSEY
E. KEVIN KELLY

S—209

1 Amend Senate File 115, page 3, lines 3 and 4
2 by striking the words "a juvenile delinquency adjudi-
3 cation" and inserting in lieu thereof the words
4 "indictable misdemeanors and felonies committed by a
5 juvenile".

MINNETTE DODERER

S—211

1 Amend Senate File 115 as follows:

2 1. Page 3, by striking lines 19, 20 and 21 and inserting
3 in lieu thereof the following:

4 "11. 'Intelligence data' means information concerning
5 any person's or organization's alleged involvement and
6 participation in criminal activities."

7 2. Page 7, by striking lines 1 through 8, inclusive, and
8 inserting in lieu thereof the following:

9 "Sec. 8. *NEW SECTION. INTELLIGENCE DATA.* Intelligence
10 data contained in the files of the department of public
11 safety shall not be placed within an automated system.
12 Intelligence data may only be distributed to a peace
13 officer, criminal justice agency, or public agency after
14 the commissioner of public safety or his delegate has been
15 advised of the need to know and the intended use of the
16 intelligence."

17 3. Page 8, line 18, by striking the words "within seven
18 days of" and inserting in lieu thereof the words "not
19 more than thirty-five days from".

20 4. Page 9, by striking lines 2 through 8, inclusive,
21 and inserting in lieu thereof the following:

22 "Sec. 15. *NEW SECTION. REVIEW AND REMOVAL.* At least
23 every year the bureau shall review and determine current
24 status of all Iowa arrests reported after the effective
25 date of this Act which are at least one year old with no

Page 2

1 disposition data. Any Iowa arrest recorded within a
2 computer data storage system which has no disposition data
3 after five years shall be removed unless there is an out-
4 standing arrest warrant or detainer on such charge."

5 5. Page 9, line 9, by inserting after the word "data"
6 the words "in a computer data storage system".

COMMITTEE ON JUDICIARY
TOM RILEY, Chairman

S—207

- 1 Amend Senate File 115 as follows:
- 2 1. Page 4, line 28, by striking the comma.
- 3 2. Page 4, line 30, by striking the word
- 4 "him" and inserting in lieu thereof the words
- 5 "the person".
- 6 3. Page 5, line 20, by striking the word
- 7 "file" and inserting in lieu thereof the word
- 8 "data".
- 9 4. Page 5, line 22, by striking the word
- 10 "chapter" and inserting in lieu thereof the
- 11 word "chapters".
- 12 5. Page 5, line 25, by striking the comma
- 13 and the word "any" and inserting in lieu
- 14 thereof a period and the word "Any".
- 15 6. Page 6, line 6, by striking the word
- 16 "fined" and inserting in lieu thereof the words
- 17 "punished by a fine of".
- 18 7. Page 6, line 7, by inserting the word
- 19 "for" before the word "not".
- 20 8. Page 6, line 8, by striking the word
- 21 "both" and inserting in lieu thereof the words
- 22 "by both fine and imprisonment".
- 23 9. Page 6, line 14, by inserting the word
- 24 "data" after the word "intelligence".
- 25 10. Page 6, line 15, by inserting the word

Page 2

- 1 "data" after the word "intelligence".
- 2 11. Page 6, line 16, by striking the words
- 3 "or any".
- 4 12. Page 6, by striking lines 17 and 18.
- 5 13. Page 6, line 19, by striking the
- 6 words "relating thereto,".
- 7 14. Page 6, line 19, by striking the word
- 8 "fined" and inserting in lieu thereof the
- 9 words "punished by a fine of".
- 10 15. Page 6, line 21, by inserting the
- 11 word "for" before the word "not".
- 12 16. Page 6, line 21, by striking the
- 13 word "both" and inserting in lieu thereof
- 14 the words "by both fine and imprisonment".
- 15 17. Page 6, line 23, by inserting the word
- 16 "data" after the word "intelligence".
- 17 18. Page 7, line 3, by inserting the words
- 18 "and only" before the word "after".
- 19 19. Page 7, line 6, by inserting the word
- 20 "data" after the word "intelligence".
- 21 20. Page 7, line 23, by striking the word
- 22 "they" and inserting in lieu thereof the
- 23 words "the files".
- 24 21. Page 7, by striking lines 29 through
- 25 33 and inserting in lieu thereof the following:

Page 3

1 Sec. 12. *NEW SECTION.* The legislative council
 2 shall annually appoint an interim study committee,
 3 as provided by law, which shall include members
 4 of the appropriate standing committees of the
 5 senate and the house of representatives or
 6 designate a joint subcommittee of the
 7 appropriate standing committees of the senate
 8 and house of representatives, to review the
 9 procedures established by this Act and to study
 10 questions of individual privacy and security in
 11 connection with the collection, storage, dis-
 12 semination, redissemination and use of criminal
 13 history and intelligence data. The committee
 14 shall prepare a report which shall be submitted
 15 to the legislative council and the members of
 16 the general assembly upon completion of the
 17 study and shall be accompanied by legislative
 18 bill drafts designed to carry out the recom-
 19 mendations of the committee.

20 22. Page 8, line 3, by striking the words
 21 "to assure" and inserting in lieu thereof the
 22 words "for assuring".

23 23. Page 8, line 7, by inserting a comma
 24 after the word "shall".

25 24. Page 9, by striking lines 2 through 8

Page 4

1 and inserting in lieu thereof the following:

2 Sec. 15. *NEW SECTION.* The bureau shall
 3 semiannually review and determine the current
 4 status of all arrest data. Any arrest data
 5 for which no disposition data has been received
 6 after five years shall be removed unless there
 7 is an outstanding arrest warrant or detainer on
 8 the charge.

9 The bureau shall over a period of two years
 10 integrate the review of all arrest data, in
 11 existence prior to the effective date of this
 12 Act, into the semiannual review procedure
 13 provided in this section.

GEORGE F. MILLIGAN

S—208

1 Amend Senate File 115, page 9, line 13 by striking
 2 the period and inserting in lieu thereof the words
 3 "unless the person is still incarcerated on the original
 4 conviction."

MINNETTE DODERER

S—212

1 Amend judiciary committee amendment S—211, page 1, by

- 2 striking line 13 and inserting in lieu thereof the
- 3 following: "officer or criminal justice agency after".

GENE W. GLENN
MINNETTE DODERER

S—213

- 1 Amend the judiciary committee amendment S—211, line 11,
- 2 by inserting after the word "safety" the words "or a
- 3 criminal justice agency".

GENE W. GLENN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, March 7, 1973.

JOURNAL OF THE SENATE

FIFTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MARCH 7, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Joseph Hembd, pastor of the Zions United Church of Christ, Calumet, Iowa.

The Journal of Tuesday, March 6, 1973, was approved.

LEGISLATIVE PHYSICIANS FOR THE DAY

Dr. Rodney Carlson, Ankeny, Iowa.

Dr. L. G. Handke, Ankeny, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Plymat for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable Wayne D. Keith, former member of the Senate from Kossuth County.

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

Seventy-nine students from Central High School, Argyle, Iowa, accompanied by Howard Carter. Senator Junkins.

Fifteen students from Denison Community School, Denison, Iowa, accompanied by their instructor, M. L. Peterson. Senator Schaben.

Fifty students from Jensen Elementary School, Urbandale, Iowa, accompanied by their instructors, Mrs. Nicholson, Mrs. Sisam and Miss Erickson. Senator Plymat.

Fifty students from Samuelson Elementary School, Des Moines, Iowa, accompanied by Mrs. Burkhardt and Miss Kulla. Senator Rodgers.

Forty-eight students from Pella Christian School, Pella, Iowa, accompanied by Merl E. Alons. Senator Hill.

Forty-five students from Urbandale Junior High School, Urbandale, Iowa, accompanied by their instructors, Mrs. Tharnish, Mr. Strand and Mr. Coffman. Senator Plymat.

PETITION

The following petition was presented and placed on file:

By Senator Rodgers, from fifty-four residents of Dallas County favoring designation of the ladybug as the state insect.

SPECIAL ORDER OF BUSINESS

Senate File 115

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 115.

On motion of Senator Milligan, Senate File 115, a bill for an act relating to disclosure of criminal history and intelligence data and providing penalties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Riley asked and received unanimous consent to withdraw amendment S—114 by the committee on judiciary.

Senator Kelly offered amendment S—211 by the committee on judiciary:

S—211

Division S—211A

- 1 Amend Senate File 115 as follows:
- 2 1. Page 3, by striking lines 19, 20 and 21 and inserting
- 3 in lieu thereof the following:
- 4 "11. 'Intelligence data' means information concerning
- 5 any person's or organization's alleged involvement and
- 6 participation in criminal activities."
- 7 2. Page 7, by striking lines 1 through 8, inclusive, and
- 8 inserting in lieu thereof the following:
- 9 "Sec. 8. *NEW SECTION*. INTELLIGENCE DATA. Intelligence
- 10 data contained in the files of the department of public
- 11 safety shall not be placed within an automated system.
- 12 Intelligence data may only be distributed to a peace
- 13 officer, criminal justice agency, or public agency after
- 14 the commissioner of public safety or his delegate has been
- 15 advised of the need to know and the intended use of the
- 16 intelligence."

Division S—211B

17 3. Page 8, line 18, by striking the words "within seven
18 days of" and inserting in lieu thereof the words "not
19 more than thirty-five days from".

Division S—211C

20 4. Page 9, by striking lines 2 through 8, inclusive,
21 and inserting in lieu thereof the following:
22 "Sec. 15. *NEW SECTION. REVIEW AND REMOVAL.* At least
23 every year the bureau shall review and determine current
24 status of all Iowa arrests reported after the effective
25 date of this Act which are at least one year old with no

Page 2

1 disposition data. Any Iowa arrest recorded within a
2 computer data storage system which has no disposition data
3 after five years shall be removed unless there is an out-
4 standing arrest warrant or detainer on such charge."

Division S—211D

5 5. Page 9, line 9, by inserting after the word "data"
6 the words "in a computer data storage system".

Senator Milligan called for a division of the amendment, sections 1 and 2 to be considered as division S—211A; section 3 to be considered as division S—211B; sections 4 and 5, as division S—211C.

Senator Kelly called for a further division of the amendment, section 5 to be considered as division S—211D.

Senator Potter took the chair at 9:45 a.m.

President Neu took the chair at 9:55 a.m.

Senator Glenn offered amendment S—213 to division S—211A:
S—213

1 Amend the judiciary committee amendment S—211, line 11,
2 by inserting after the word "safety" the words "or a
3 criminal justice agency".

Senator Riley raised the point of order that amendment S—213 was not germane.

The Chair ruled the point not well taken and amendment S—213 to division S—211A was in order.

Senator Potter took the chair at 10:20 a.m.

Senator Glenn moved the adoption of amendment S—213 to division S—211A.

Roll call was requested.

On the question "Shall amendment S—213 to division S—211A be adopted?" (S.F. 115) the vote was:

Ayes, 29:

Blouin	Heying	Murray	Ramsey
Coleman	Hultman	Nolin	Robinson
DeKoster	Kinley	Nystrom	Schwieger
Doderer	Lamborn	Orr	Scott
Gallagher	McCartney	Palmer	Shaw
Glenn	Miller of	Potter	Taylor
Gluba	Des Moines	Priebe	Willits
Hansen	Milligan		

Nays, 16:

Andersen	Junkins	Rabedeaux	Shaff
Bergman	Kelly	Riley	Tieden
Briles	Kennedy	Rodgers	Winkelman
Curtis	Miller of	Schwengels	
Hill	Marshall		

Absent or not voting, 5:

Griffin	Plymat	Schaben	Van Gilst
Kyhl			

The amendment to division S—211A was adopted.

Senator Glenn offered amendment S—212 to division S—211A filed by Senators Glenn and Doderer:

S—212

- 1 Amend judiciary committee amendment S—211, page 1, by
- 2 striking line 13 and inserting in lieu thereof the
- 3 following: "officer or criminal justice agency after".

President Neu took the chair at 11:07 a.m.

Senator Glenn moved the adoption of amendment S—212 to division S—211A and requested a roll call.

On the question "Shall amendment S—212 to division S—211A be adopted?" (S.F. 115) the vote was:

Ayes, 26:

Blouin	Heying	Murray	Rodgers
Coleman	Junkins	Nolin	Schaben
Doderer	Kennedy	Orr	Schwieger
Gallagher	Kinley	Palmer	Scott
Glenn	Miller of	Priebe	Shaw
Gluba	Des Moines	Riley	Willits
Hansen	Milligan	Robinson	

Nays, 20:

Andersen	Hultman	Nystrom	Shaff
Bergman	Kelly	Potter	Taylor
Briles	Lamborn	Rabedeaux	Tieden
Curtis	McCartney	Ramsey	Winkelman
DeKoster	Miller of	Schwengels	
Hill	Marshall		

Absent or not voting, 4:

Griffin	Kyhl	Plymat	Van Gilst
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The amendment to division S—211A was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 34, 108 and 206.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 34, 108 and 206.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Lamborn requested a record roll call to determine that a quorum was present.

Present, 34:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwieger
Blouin	Hultman	Nolin	Scott
Curtis	Junkins	Potter	Shaw
DeKoster	Kennedy	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall		
Hansen			

Absent, 16:

Briles	Kyhl	Orr	Schaben
Coleman	Miller of	Palmer	Schwengels
Griffin	Des Moines	Plymat	Shaff
Kelly	Nystrom	Robinson	Willits
Kinley			

Roll call revealed a quorum present.

SPECIAL ORDER CONTINUED

Senate File 115

The Senate resumed consideration of Senate File 115 and division S—211A of the committee amendment.

Senator Glenn offered amendment S—215 to division S—211A by Senators Glenn and Willits:

S—215

- 1 Amend the judiciary committee amendment S—211, to
- 2 Senate File 115, line 16, by adding the following new sentence
- 3 after the word "intelligence.":
- 4 "Whenever intelligence data relating to a defendant prior
- 5 to sentencing has been provided a court, the court shall inform
- 6 the defendant or his attorney that it is in possession of such
- 7 data and shall, upon request of the defendant or his attorney,
- 8 permit examination of such data, hearing and examination of
- 9 witnesses relating thereto on or before the time set for sentencing."

Senator Glenn moved the adoption of amendment S—215 to division S—211A and requested a roll call.

On the question "Shall amendment S—215 to division S—211A be adopted?" (S.F. 115) the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Heying	Nolin	Schaben
Coleman	Junkins	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Milligan	Rodgers	

Nays, 24:

Andersen	Hill	Murray	Shaff
Bergman	Hultman	Nystrom	Shaw
Briles	Kelly	Potter	Taylor
Curtis	Lamborn	Rabedeaux	Tieden
DeKoster	McCartney	Riley	Winkelman
Griffin	Miller of	Schwengels	
Hansen	Marshall		

Absent or not voting, 4:

Kinley	Kyhl	Plymat	Robinson
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The amendment to division S—211A lost.

Senator Glenn withdrew amendment S—125 filed by Senators Glenn and Willits on February 21, 1973.

Senator Kelly offered amendment S—220 to division S—211A and moved its adoption:

S—220

- 1 Amend the judiciary committee amendment, S—211 to Senate File
- 2 115, filed March 6, 1973 as follows:
- 3 1. Line 11, by striking the word “automated” and inserting in lieu
- 4 thereof the words “computer data storage”.

The amendment to division S—211A was adopted.

Senator Riley offered amendment S—224 to division S—211A:

S—224

- 1 Amend amendment S—211, by the committee on judiciary,
- 2 filed March 6, 1973, to Senate File 115, as follows:
- 3 1. Line 12 by inserting the words “by the department
- 4 of public safety” after the word “distributed”.

Action on amendment S—224 was temporarily deferred.

Senator DeKoster offered amendment S—226 to division S—211A and moved its adoption:

S—226

- 1 Amend the judiciary committee amendment S—211, to
- 2 Senate File 115, line 16, by adding the following new sentence
- 3 after the word “intelligence.”:
- 4 “Whenever intelligence data relating to a defendant prior
- 5 to sentencing has been provided a court, the court shall inform
- 6 the defendant or his attorney that it is in possession of such
- 7 data and shall, upon request of the defendant or his attorney,
- 8 permit examination of such data. If the court finds reasonable
- 9 doubt as to the accuracy of such information, it may require
- 10 a hearing and the examination of witnesses relating thereto on
- 11 or before the time set for sentencing.”

The amendment to division S—211A was adopted.

Action on division S—211A was temporarily deferred.

On motion of Senator Kelly, division S—211B was adopted.

On motion of Senator Kelly, division S—211C was adopted.

On motion of Senator Kelly, division S—211D was adopted.

The Senate resumed consideration of division S—211A.

Senator Riley asked and received unanimous consent to withdraw amendment S—224 to division S—211A.

Senator Riley offered amendment S—227 to division S—211A and moved its adoption:

S—227

- 1 Amend the committee on judiciary amendment S—211 to
- 2 Senate File 115 as follows:
- 3 1. Line 12, by inserting after the word “data” the
- 4 words “contained in the files of the department of public
- 5 safety”.

The amendment to division S—211A was adopted.

Senator Riley moved to reconsider the vote by which the Glenn-Doderer amendment S—212 to division S—211A of the judiciary committee amendment was adopted by the Senate.

Senator McCartney took the chair at 3:00 p.m.

President Neu took the chair at 4:00 p.m.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—212 be adopted?" (S.F. 115) the vote was:

Rule 24 was invoked.

Ayes, 25:

Andersen	Kelly	Murray	Schwengels
Bergman	Kennedy	Nystrom	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Griffin	McCartney	Ramsey	Tieden
Hill	Miller of	Riley	Winkelman
Hultman	Marshall		

Nays, 22:

Blouin	Hansen	Nolin	Schaben
Coleman	Heying	Orr	Schwieger
Doderer	Junkins	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Milligan	Rodgers	

Absent or not voting, 3:

Briles	Kyhl	Plymat
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The motion prevailed.

Action on division S—211A of the committee amendment and amendment S—212 to division S—211A was temporarily deferred.

Senator Willits asked and received unanimous consent that amendment S—218 filed by Senators Willits and Gluba on March 7, 1973, be withdrawn and that it not be printed.

(Senate File 115 pending.)

SENATE FILE 130 RETURNED TO CALENDAR

Senator Lamborn asked and received unanimous consent that the rules be suspended and that Senate File 130 be returned to the calendar.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 23, providing for a joint memorial session of the Sixty-fifth General Assembly on April 11, 1973.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 23

By Logue

Whereas, It has been the custom for over fifty-four years to hold a biennial memorial session in recognition of the public services of departed members of the legislature, and

Whereas, Both houses desire to participate in such an observance, *Now Therefore*,

Be It Resolved by the House, the Senate Concurring; That an evening session of the Sixty-fifth General Assembly be held in the House chamber, Wednesday, April 11, 1973, at 7:30 p.m.

Be It Further Resolved, That a joint committee of six members be appointed, three from the Senate, to be appointed by the President, and three from the House to be appointed by the Speaker, to make suitable arrangements for a joint memorial session.

INTRODUCTION OF BILLS

Senate Joint Resolution 11, by Senators Griffin and Hultman (Knoke, Butler and Schroeder), a joint resolution urging that a silver tea service be returned for display at the Dodge House in Council Bluffs, Iowa.

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

Senate File 331, by Senators Riley, Murray, Schwieger, Palmer, Robinson, and Hultman (Den Herder, Bortell, Knoke, Caffrey and Lipsky), a bill for an act establishing the Iowa health services commission, requiring a certificate of need for new health care facilities or services, and providing penalties for certain violations.

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

Senate File 332, by committee on state government, a bill for an act prohibiting the use of ice grips or tire studs on certain motor vehicles.

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

Senate File 333, by Senators Hansen, Palmer, Griffin, Kennedy, Potter, Scott, Miller of Marshall, Van Gilst, Tieden, Nolin, Lam-

born, Blouin, Nystrom, Rodgers, Schwengels, Kinley, Priebe, Bergman and Robinson (Dunton, Den Herder, Avenson, Bortell, Caffrey, Brockett, Carr, Butler, Clark of Dubuque, Crabb, Griffee, Daggett, Hennessey, Danker, Horn, De Jong, Husak, Edelen, Hutchins, Egenes, Jesse, Ewing, Jordan, Fischer of Grundy, Krause, Fisher of Greene, Mennenga, Fullerton, Middleswart, Grassley, Miller of Cerro Gordo, Harvey, Newhard, Lippold, Nielsen, Logue, Norland, McElroy, Norpel, Mendenhall, O'Halloran, Peterson, Rapp, Stephens, Rinas, Stromer, Wells, Strothman, Woods, Tofte, Wyckoff and Wulff), a bill for an act relating to the definition of the practice of chiropractic.

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

Senate File 334, by Senator Scott, a bill for an act relating to the definition of casual sales.

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

SENATE CONCURRENT RESOLUTION 28

By Lamborn and Schaben

Whereas, we believe in assisting families, children, the aged, blind and disabled toward maximum self-support; and

Whereas, day care services, employment and training services, delinquency prevention services, foster care services, services to the mentally retarded, services to the alcoholic and drug abuser, and family planning services are supportive of this belief; and

Whereas, proposed rules for the Social Security Act (Titles I, IV-A, IV-B, X, XIV, and XVI) would reduce federal support of these services in Iowa by at least \$5.6 million, effective April 1, 1973, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Iowa General Assembly urges the Department of Health, Education and Welfare to rescind or to modify its proposed rules.

Be It Further Resolved, That copies of this resolution be sent to the President, the Secretary of Health, Education and Welfare and the Iowa congressional delegation.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 7, 1973, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 75—Relating to the interstate corrections compact.
- S. F. 82—To lower the age of majority.
- S. F. 93—Relating to marginal release of corporate liens.

BILLS ASSIGNED TO COMMITTEE

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

- S.C.R. 27 Human and industrial relations
- S. F. 323 Natural resources
- S. F. 324 Judiciary
- S. F. 325 State government
- S. F. 326 Judiciary
- S. F. 327 Commerce
- S. F. 328 Commerce
- S. F. 329 Commerce
- S. F. 330 State government**

SENATE RESOLUTION 3

By Heying

Be It Resolved by the Senate, That the membership of the Iowa Senate meeting during the First Regular Session of the Sixty-fifth General Assembly extends its heartiest congratulations to the city of Oelwein in commemoration of the one-hundredth anniversary of the founding of that city; and

Be It Further Resolved, That a copy of this resolution be forwarded to the citizens of Oelwein who are in charge of making preparations for Oelwein's centennial celebration.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate Concurrent Resolution 12. Had I been present, I would have voted "aye".

LOWELL JUNKINS

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 144**, a bill for an act relating to the hours during which alcoholic beverages and beer may be sold, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—217

- 1 Amend the House amendment to Senate File 25 as follows:
- 2 1. Page 1 by striking lines 22 through 25.
- 3 2. Page 2 by striking lines 1 through 14.

W. R. RABEDEAUX

S—232

- 1 Amend Senate File 115, page 3, by adding after line
- 2 24 the following new subsection:
- 3 "12. 'Public agency' means agencies, departments, and

4 commissions of the state and federal government.”

TOM RILEY

S—225

1 Amend Senate File 115 as follows:

2 1. Page 3, line 29, by striking the words

3 “commissioner of public safety” and inserting in lieu thereof
4 the words “confidential records council”.

5 2. Page 7, by striking all of lines 13 through 16

6 and inserting in lieu thereof the following:

7 Sec. 10. *NEW SECTION*. EDUCATION PROGRAM. The con-
8 fidential records council shall carry out a continuing ed-
9 ucational program in the proper use and control of criminal
10 history and intelligence data for the employees of all agen-
11 cies that maintain or receive criminal history or intelli-
12 gence data.

EARL M. WILLITS

S—231

1 Amend Senate File 115, page 3, line 30, by inserting
2 before the word “list” the words “complete computer
3 automated”.

JAMES F. SCHABEN

S—223

1 Amend Senate File 115 as follows:

2 1. Page 3, line 31, by inserting a comma “,” after

3 the word “disseminated” and striking the words “and the date
4 of dissemination.” and inserting in lieu thereof the words
5 “the date of dissemination and the purpose for which the
6 information is requested.”

7 2. Page 4, line 32, by striking the words “including
8 fingerprinting.”.

9 3. Page 4, line 35, by adding the following new sen-
10 **tence:**

11 “A person shall be furnished a certified copy of his
12 record upon payment of the costs of certification.”

13 4. Page 5, line 12, by inserting a period after “data”
14 and striking the words “and in no other situation shall the
15 bureau furnish an individual or his attorney with a certif-
16 ied copy, except as provided by this Act.”

17 5. Page 8, line 1, by striking the word “automated”.

18 6. Page 8, line 5, by striking the word “automated”.

EARL M. WILLITS

S—229

1 Amend Senate File 115, page 9, by adding after line 25 the
2 following new section:

3 Sec. *NEW SECTION*. NOTICE TO INDIVIDUALS. Whenever
4 a peace officer detains, deters, or arrests an individual
5 and utilizes the files of any criminal justice agency to
6 obtain the record of that individual, he must immediately so
7 inform the individual the request has been made for his
8 criminal history data.

JAMES F. SCHABEN
GENE V. KENNEDY

S—222

- 1 Amend the Milligan amendment S—207 to Senate File 115,
 2 page 1 by striking lines 12 through 14 and inserting in lieu
 3 thereof the following:
 4 5. Page 5, line 25, by inserting the word “and” before
 5 the word “any” and by inserting the word “person,” before
 6 the word “agency”.

EARL M. WILLITS

S—230

- 1 Amend the Milligan amendment S—207 to Senate File 115,
 2 page 3, by striking all of lines 1 through 19 and inserting
 3 in lieu thereof the following:
 4 “Sec. 12. *NEW SECTION*. There is hereby created a
 5 confidential records council consisting of seven regular
 6 members. The members shall include two legislative members.
 7 One legislative member shall be appointed from the house of
 8 representatives by the speaker of the house. Another leg-
 9 islative member shall be appointed from the senate by the
 10 lieutenant governor. The other members of the council shall
 11 be: the chief justice of the Iowa supreme court, or his
 12 designee, and another judge of the supreme or district court
 13 appointed by the chief justice; one local law enforcement
 14 official, appointed by the governor; and two private citi-
 15 zens not connected with law enforcement or with government,
 16 appointed by the governor. The council shall select its
 17 own chairman. The members shall serve at the pleasure of
 18 those by whom their appointments are made.
 19 The council shall have the following responsibilities
 20 and duties:

Page 2

- 1 1. Shall periodically monitor the operation of
 2 governmental information systems.
 3 2. Shall review the implementation and effective-
 4 ness of legislative and administrative rules and
 5 regulations concerning such systems.
 6 3. May recommend changes in said rules and regu-
 7 lations to the legislature and the appropriate admin-
 8 istrative officials.
 9 4. May require such reports from state agencies
 10 as may be necessary to perform its duties.
 11 5. Shall review complaints from the public con-
 12 cerning the operation of such systems.
 13 6. May conduct such inquiries and investigations
 14 as it finds appropriate to achieve the purposes of
 15 this act. The committee, each criminal justice agency
 16 in this state, and each state and local agency other-
 17 wise authorized access to criminal offender record
 18 information is authorized and directed to furnish to
 19 the council, upon request made by its chairman, such
 20 statistical data, reports, and other information as
 21 the council deems necessary to carry out its functions
 22 under this act.

Page 3

- 1 7. Shall adopt regulations creating a continuing
2 program of data auditing and verification to assure
3 the accuracy and completeness of confidential record
4 information.
- 5 8. Shall adopt regulations to assure the prompt
6 and complete purging of criminal record information,
7 insofar as such purging is required
- 8 a. by any statute or valid administrative regula-
9 tion of this state;
- 10 b. by the order of any court of competent juris-
11 diction in this state;
- 12 c. by the law of any other jurisdiction, where
13 the data or records in question have originated in
14 that jurisdiction;
- 15 d. to correct any errors shown to exist in such
16 information;
- 17 e. to achieve any of the purposes of this act,
18 to improve the efficiency of criminal offender record-
19 keeping, or otherwise to promote the fair and efficient
20 administration of criminal justice.
- 21 9. Shall determine whether each agency requesting
22 access to criminal offender record information is
23 authorized such access under the terms of this act.

Page 4

- 1 The committee shall, as to each such agency, make a
2 finding in writing of its eligibility or noneligi-
3 bility for such access. Except as provided in sub-
4 section (a) of this section, no such information shall
5 be disseminated to any agency prior to the committee's
6 determination of its eligibility.
- 7 (a) For a period of six months following the
8 adoption of this act, or until such time as the
9 committee completes its determination of the eligi-
10 bility or noneligibility for access of a requesting
11 agency, whichever first occurs, any such requesting
12 agency that is receiving criminal offender record
13 information at the time of this act's passage shall
14 be deemed to be eligible for such access.
- 15 The approval of the council would be required for
16 all agreements, arrangements and systems for the
17 interstate transmission and exchange of criminal
18 offender record information. The council may nominate
19 one or more of its members to serve on the council or
20 committee of any interstate system established for
21 the exchange of criminal offender record information.
- 22 The council shall meet at least annually and at
23 any other time upon the call of the governor, the

Page 5

- 1 chairman of the council, or any three of its members.
2 Each council member shall be entitled to re-
3 imbursement for actual and necessary expenses incurred
4 in the performance of official duties from funds

5 appropriated to the department of public safety.

EARL M. WILLITS
WILLIAM E. GLUBA

S—228

1 Amend the committee on judiciary amendment S—211 to
2 Senate File 115 as follows:
3 1. Line 13, by inserting a period after the second word
4 “agency” and by inserting before the word “after” the words
5 “Such distribution shall only be made”.

TOM RILEY

S—216

1 Amend the Hill amendment S—206, to Senate File 115, filed
2 March 5, 1973, by striking line 2 and inserting in lieu thereof
3 the following:
4 “2. Page 3, by striking lines 22 through 24, and inserting
5 in lieu thereof the following:
6 “Intelligence data shall not include surveillance
7 information on individuals pertaining to participation in
8 organizations, groups, meetings or assemblies unless a criminal
9 act has been committed or is imminently threatened by such
10 organization, group, meeting or assembly.”

GENE W. GLENN

S—214

1 Amend the Hill amendment S—206, line 21, by striking the word
2 “provide” and inserting in lieu thereof the word “require”.

RAY TAYLOR
CALVIN O. HULTMAN

S—219

1 Amend Senate File 120, by striking all of line 8 and
2 inserting in lieu thereof the following:
3 “*a resident or patient of a licensed health care facility*
4 *as defined in section one hundred thirty-five C point one*
5 *(135C.1), subsection four (4), of the Code or as a”.*

MICHAEL T. BLOUIN
GENE V. KENNEDY
DALE L. TIEDEN

S—221

1 Amend House File 122, as passed by the House, page 2,
2 by inserting after line 2, the following new section:
3 Sec. Section four hundred twenty-three point
4 four (423.4), Code 1973, is amended by adding the fol-
5 lowing new subsection:
6 *NEW SUBSECTION.* Commercial vehicles as defined in
7 subsection three (3) of section three hundred twenty-
8 six point two (326.2) of the Code shall be exempt from
9 the tax imposed by this chapter to the extent provided
10 in this subsection.
11 a. Any commercial vehicle with a gross weight ex-
12 ceeding eight thousand pounds shall be subject to the
13 tax imposed under this chapter in the proportion that
14 the total miles traveled in this state by the total
15 fleet of an owner of commercial vehicles bears to the
16 total miles traveled by the total fleet.

17 b. The tax shall be based upon the operation of com-
18 mercial vehicles for the preceding years as defined in
19 subsection ten (10) of section three hundred twenty-six
20 point two (326.2) of the Code.

21 c. The director of revenue and the executive secre-
22 tary of the Iowa reciprocity board shall cooperate in
23 determining the rates to be applied. The director of reve-
24 nue shall have access to all information held by the Iowa
25 reciprocity board in order to compute the amount of tax due.

EUGENE M. HILL
CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, March 8, 1973.

JOURNAL OF THE SENATE

SIXTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MARCH 8, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Keith Scott, pastor of the United Methodist Church, Hartley, Iowa.

The Journal of Wednesday, March 7, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. C. P. Hawkins, Clarion, Iowa.

DISTINGUISHED GUEST

President Neu extended a welcome to the Honorable Geoffrey E. MacPherson, Judge of the City Court and the Crown Court, Nottingham, England, who was present in the Senate chamber.

PRESENTATION OF VISITORS

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

Seventy-five students from Phenix Elementary School, West Des Moines, Iowa, accompanied by their instructors, Mrs. Svaboda and Mrs. Jones. Senator Milligan.

Thirty-five students from Perry High School, Perry, Iowa, accompanied by Mr. Turner. Senator Rodgers.

Thirty-one students from Dunlap Elementary School, Des Moines, Iowa, accompanied by their instructor, Mrs. Deutsche. Senator Kinley.

PETITIONS

The following petitions were presented and placed on file:

By Senator DeKoster, from twenty-one residents of Sioux County favoring designation of the ladybug as the state insect.

By Senator Tieden, from eighty-two residents of Clayton County opposing legalized abortion.

COMMUNICATION

The following communication from the Governor was presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa

March 6, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names of the following: Mrs. Meredith U. Deevers, of Bettendorf, Scott County; Miss Lois Emanuel of Marion, Linn County, for appointment as members of the Council on Social Services for the State of Iowa under the provisions of Section 217.2 of the 1973 Code of Iowa.

Sincerely,
ROBERT D. RAY
Governor

ADOPTION OF CONCURRENT RESOLUTION

Senator Lamborn asked and received unanimous consent to take up **Senate Concurrent Resolution 28** found on page 525 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that **Senate Concurrent Resolution 28** be **immediately messaged** to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

UNFINISHED BUSINESS

SPECIAL ORDER OF BUSINESS

Senate File 115

The Senate resumed consideration of Senate File 115, a bill for an act relating to disclosure of criminal history and intelli-

gence data and providing penalties, and division S—211A of the judiciary committee amendment.

Senator Glenn offered amendment S—235 to division S—211A and moved its adoption:

S—235

- 1 Amend the judiciary committee amendment S—211, Senate
- 2 File 115, page 1, by striking line 13 and inserting in lieu
- 3 thereof the following:
- 4 "officer, criminal justice agency, or state or federal
- 5 regulatory agency after".

The amendment to division S—211A was adopted.

Senator Riley withdrew amendment S—232 filed by him on March 7, 1973.

Senator Glenn asked and received unanimous consent to withdraw amendment S—212 to division S—211A.

Senator Riley offered amendment S—228 to division S—211A and moved its adoption:

S—228

- 1 Amend the committee on judiciary amendment S—211 to
- 2 Senate File 115 as follows:
- 3 1. Line 13, by inserting a period after the second word
- 4 "agency" and by inserting before the word "after" the words
- 5 "Such distribution shall only be made".

The amendment to division S—211A was adopted.

On motion of Senator Kelly, division S—211A as amended was adopted.

Senator Milligan offered amendment S—207 filed by him and called for a division of the amendment as follows:

S—207

Division S—207A

- 1 Amend Senate File 115 as follows:
- 2 1. Page 4, line 28, by striking the comma.
- 3 2. Page 4, line 30, by striking the word
- 4 "him" and inserting in lieu thereof the words
- 5 "the person".
- 6 3. Page 5, line 20, by striking the word
- 7 "file" and inserting in lieu thereof the word
- 8 "data".
- 9 4. Page 5, line 22, by striking the word
- 10 "chapter" and inserting in lieu thereof the
- 11 word "chapters".
- 12 5. Page 5, line 25, by striking the comma

13 and the word "any" and inserting in lieu
14 thereof a period and the word "Any".

15 6. Page 6, line 6, by striking the word
16 "fined" and inserting in lieu thereof the words
17 "punished by a fine of".

18 7. Page 6, line 7, by inserting the word
19 "for" before the word "not".

20 8. Page 6, line 8, by striking the word
21 "both" and inserting in lieu thereof the words
22 "by both fine and imprisonment".

23 9. Page 6, line 14, by inserting the word
24 "data" after the word "intelligence".

25 10. Page 6, line 15, by inserting the word

Page 2

1 "data" after the word "intelligence".

2 11. Page 6, line 16, by striking the words
3 "or any".

4 12. Page 6, by striking lines 17 and 18.

5 13. Page 6, line 19, by striking the
6 words "relating thereto,".

7 14. Page 6, line 19, by striking the word
8 "fined" and inserting in lieu thereof the
9 words "punished by a fine of".

10 15. Page 6, line 21, by inserting the
11 word "for" before the word "not".

12 16. Page 6, line 21, by striking the
13 word "both" and inserting in lieu thereof
14 the words "by both fine and imprisonment".

15 17. Page 6, line 23, by inserting the word
16 "data" after the word "intelligence".

Division S—207B

17 18. Page 7, line 3, by inserting the words
18 "and only" before the word "after".

19 19. Page 7, line 6, by inserting the word
20 "data" after the word "intelligence".

Division S—207C

21 20. Page 7, line 23, by striking the word
22 "they" and inserting in lieu thereof the
23 words "the files".

Division S—207D

24 21. Page 7, by striking lines 29 through
25 33 and inserting in lieu thereof the following:

Page 3

1 Sec. 12. *NEW SECTION.* The legislative council
2 shall annually appoint an interim study committee,
3 as provided by law, which shall include members
4 of the appropriate standing committees of the
5 senate and the house of representatives or
6 designate a joint subcommittee of the
7 appropriate standing committees of the senate
8 and house of representatives, to review the
9 procedures established by this Act and to study

10 questions of individual privacy and security in
 11 connection with the collection, storage, dis-
 12 semination, redissemination and use of criminal
 13 history and intelligence data. The committee
 14 shall prepare a report which shall be submitted
 15 to the legislative council and the members of
 16 the general assembly upon completion of the
 17 study and shall be accompanied by legislative
 18 bill drafts designed to carry out the recom-
 19 mendations of the committee.

Division S—207E

20 22. Page 8, line 3, by striking the words
 21 “to assure” and inserting in lieu thereof the
 22 words “for assuring”.

23 23. Page 8, line 7, by inserting a comma
 24 after the word “shall”.

Division S—207F

25 24. Page 9, by striking lines 2 through 8

Page 4

1 and inserting in lieu thereof the following:
 2 Sec. 15. *NEW SECTION.* The bureau shall
 3 semiannually review and determine the current
 4 status of all arrest data. Any arrest data
 5 for which no disposition data has been received
 6 after five years shall be removed unless there
 7 is an outstanding arrest warrant or detainer on
 8 the charge.
 9 The bureau shall over a period of two years
 10 integrate the review of all arrest data, in
 11 existence prior to the effective date of this
 12 Act, into the semiannual review procedure
 13 provided in this section.

Senator Milligan withdrew divisions S—207B and S—207F of the amendment.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Lamborn requested a record roll call to determine that a quorum was present.

Present, 41:

Andersen	Curtis	Glenn	Hultman
Bergman	DeKoster	Gluba	Kelly
Blouin	Doderer	Hansen	Kennedy
Coleman	Gallagher	Hill	Kinley

Lamborn	Orr	Robinson	Shaw
McCartney	Palmer	Rodgers	Taylor
Miller of	Plymat	Schwengels	Tieden
Marshall	Potter	Schwieger	Van Gilst
Milligan	Rabedaux	Scott	Willits
Murray	Ramsey	Shaff	Winkelman
Nolin	Riley		

Absent, 9:

Briles	Junkins	Miller of	Priebe
Griffin	Kyhl	Des Moines	Schaben
Heying		Nystrom	

Roll call revealed a quorum present.

SPECIAL ORDER CONTINUED**Senate File 115**

The Senate resumed consideration of Senate File 115 and amendment S—207.

Senator Willits offered amendment S—222 to division S—207A and moved its adoption:

S—122

- 1 Amend the Milligan amendment S—207 to Senate File 115,
- 2 page 1 by striking lines 12 through 14 and inserting in lieu
- 3 thereof the following:
- 4 5. Page 5, line 25, by inserting the word "and" before
- 5 the word "any" and by inserting the word "person," before
- 6 the word "agency".

The amendment to division S—207A was adopted.

On motion of Senator Milligan, division S—207A as amended was adopted.

On motion of Senator Milligan, division S—207C was adopted.

Senator Willits offered amendment S—230 filed by Senators Willits and Gluba to division S—207D.

S—230

Division S—230A

- 1 Amend the Milligan amendment S—207 to Senate File 115,
- 2 page 3, by striking all of lines 1 through 19 and inserting
- 3 in lieu thereof the following:
- 4 "Sec. 12. *NEW SECTION.* There is hereby created a
- 5 confidential records council consisting of seven regular
- 6 members. The members shall include two legislative members.
- 7 One legislative member shall be appointed from the house of
- 8 representatives by the speaker of the house. Another leg-
- 9 islative member shall be appointed from the senate by the
- 10 lieutenant governor. The other members of the council shall
- 11 be: the chief justice of the Iowa supreme court, or his
- 12 designee, and another judge of the supreme or district court

13 appointed by the chief justice; one local law enforcement
 14 official, appointed by the governor; and two private citi-
 15 zens not connected with law enforcement or with government,
 16 appointed by the governor. The council shall select its
 17 own chairman. The members shall serve at the pleasure of
 18 those by whom their appointments are made.

Division S—230B

19 The council shall have the following responsibilities
 20 and duties:

Page 2

- 1 1. Shall periodically monitor the operation of
 2 governmental information systems.
- 3 2. Shall review the implementation and effective-
 4 ness of legislative and administrative rules and
 5 regulations concerning such systems.
- 6 3. May recommend changes in said rules and regu-
 7 lations to the legislature and the appropriate admin-
 8 istrative officials.
- 9 4. May require such reports from state agencies
 10 as may be necessary to perform its duties.
- 11 5. Shall review complaints from the public con-
 12 cerning the operation of such systems.
- 13 6. May conduct such inquiries and investigations
 14 as it finds appropriate to achieve the purposes of
 15 this act. The committee, each criminal justice agency
 16 in this state, and each state and local agency other-
 17 wise authorized access to criminal offender record
 18 information is authorized and directed to furnish to
 19 the council, upon request made by its chairman, such
 20 statistical data, reports, and other information as
 21 the council deems necessary to carry out its functions
 22 under this act.

Page 3

- 1 7. Shall adopt regulations creating a continuing
 2 program of data auditing and verification to assure
 3 the accuracy and completeness of confidential record
 4 information.
- 5 8. Shall adopt regulations to assure the prompt
 6 and complete purging of criminal record information,
 7 insofar as such purging is required
 - 8 a. by any statute or valid administrative regula-
 9 tion of this state;
 - 10 b. by the order of any court of competent juris-
 11 diction in this state;
 - 12 c. by the law of any other jurisdiction, where
 13 the data or records in question have originated in
 14 that jurisdiction;
 - 15 d. to correct any errors shown to exist in such
 16 information;
 - 17 e. to achieve any of the purposes of this act,
 18 to improve the efficiency of criminal offender record-
 19 keeping, or otherwise to promote the fair and efficient
 20 administration of criminal justice.

21 9. Shall determine whether each agency requesting
22 access to criminal offender record information is
23 authorized such access under the terms of this act.

Page 4

1 The committee shall, as to each such agency, make a
2 finding in writing of its eligibility or noneli-
3 gibility for such access. Except as provided in sub-
4 section (a) of this section, no such information shall
5 be disseminated to any agency prior to the committee's
6 determination of its eligibility.

7 (a) For a period of six months following the
8 adoption of this act, or until such time as the
9 committee completes its determination of the eligi-
10 bility or noneligibility for access of a requesting
11 agency, whichever first occurs, any such requesting
12 agency that is receiving criminal offender record
13 information at the time of this act's passage shall
14 be deemed to be eligible for such access.

15 The approval of the council would be required for
16 all agreements, arrangements and systems for the
17 interstate transmission and exchange of criminal
18 offender record information. The council may nominate
19 one or more of its members to serve on the council or
20 committee of any interstate system established for
21 the exchange of criminal offender record information.

22 The council shall meet at least annually and at
23 any other time upon the call of the governor, the

Page 5

1 chairman of the council, or any three of its members.

2 Each council member shall be entitled to re-
3 imbursement for actual and necessary expenses incurred
4 in the performance of official duties from funds
5 appropriated to the department of public safety.

Senator McCartney took the chair at 1:45 p.m.

Senator Potter took the chair at 2:08 p.m.

President Neu took the chair at 2:25 p.m.

Action on amendment S—230 to division S—207D was tem-
porarily deferred.

Senator Willits offered amendment S—239 to division S—207D:
S—239

1 Amend the Milligan amendment S—207 to Senate File
2 115, page 3, by striking all of lines 1 through 19 and
3 inserting in lieu thereof the following:

4 "Sec. 12. *NEW SECTION.* There is hereby created a
5 confidential records council consisting of nine regular
6 members. The members shall include four legislative members.
7 Two legislative members shall be appointed from the house
8 of representatives by the speaker of the house, one from the
9 majority party and one from the minority party. Two legislative

10 members shall be appointed from the senate by the lieutenant
11 governor, one from the majority party and one from the minority
12 party. The other members of the council shall be: the chief
13 justice of the Iowa supreme court, or his designee, and another
14 judge of the supreme or district court appointed by the chief
15 justice; one local law enforcement official, appointed by the
16 governor; and two private citizens not connected with law
17 enforcement or with government, appointed by the governor. The
18 council shall select its own chairman. The members shall
19 serve at the pleasure of those by whom their appointments are
20 made.

Senator Potter took the chair at 2:41 p.m.

Action on amendment S—239 to division S—207D was temporarily deferred.

The Senate resumed consideration of S—230 to division S—207D.

Senator Willits called for a division of amendment S—230, lines 1 through 18 to be considered as division S—230A, and the remainder of the amendment as division S—230B.

Senator Willits asked unanimous consent to substitute amendment S—239 for division S—230A.

Senator Griffin took the chair at 3:20 p.m.

Senator Willits withdrew his request for a substitution.

Action on amendment S—239 was temporarily deferred.

Action on division S—207D of the Milligan amendment was temporarily deferred.

On motion of Senator Milligan, division S—207E was adopted.

Senator Schaben offered amendment S—231 filed by him and moved its adoption:

S—231

- 1 Amend Senate File 115, page 3, line 30, by inserting
- 2 before the word "list" the words "complete computer
- 3 automated".

The amendment lost.

Senator Schaben requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

Senator Blouin moved to reconsider the vote by which amendment S—231 failed to be adopted by the Senate.

Senator Riley asked and received unanimous consent that Carroll L. Bidler, Deputy Commissioner of Public Safety, be permitted to remain in the Senate chamber as consultant during consideration of Senate File 115.

Senator Hill moved that Senate File 115 be rereferred to the committee on judiciary for further study.

President Neu took the chair at 4:30 p.m.

Division was called for.

The motion to rerefer lost.

COMMITTEE OF THE WHOLE

Senator Lamborn moved that the Senate resolve itself into a committee of the whole for twenty minutes and that Carroll L. Bidler, Deputy Commissioner of Public Safety, and Emmet Rathbun, Assistant Director of Information, Department of Public Safety, be invited to appear before the committee.

The motion prevailed and the Senate resolved itself into a committee of the whole.

The Chair presented Mr. Bidler and Mr. Rathbun, who appeared in the well of the Senate and answered questions put to them by members of the Senate.

On motion of Senator Lamborn, the Senate arose from the committee of the whole.

SPECIAL ORDER CONTINUED

The Senate resumed consideration of the motion to reconsider amendment S—231.

The Chair put the question "Shall the vote by which amendment S—231 failed to be adopted by the Senate be reconsidered?"

The motion lost.

Senator Ramsey offered amendment S—210 filed by Senators Ramsey and Kelly:

S—210

Division S—210A

1 Amend Senate File 115 as follows:

2 1. Page 2, line 19, by striking the word "whether"
3 and adding after the word "information", the following:
4 "when filed by a peace officer or law enforcement officer".

5 2. Page 2, line 23, by adding after the words
6 "convicted of", the following: "or entered a plea of guilty
7 to".

8 3. Page 2, line 26, by adding after the word "subsequent",

- 9 the following: "and incidental".
 10 Page 2, line 27, by adding after the word "includes",
 11 the following: "dismissal of the charge,".
 12 4. Page 3, line 32, by adding after the word "agencies",
 13 the following: "and criminal justice agencies".
 14 Page 3, line 32, by adding after the word "request",
 15 the following: "and receive".

Division S—210B

- 16 5. Page 5, line 18, after the word "their" by striking
 17 the remaining language in Section 5 and inserting in lieu
 18 thereof the following: "files. Upon application to the
 19 district court, service of notice on the commissioner of
 20 public safety, and upon showing good cause, any individual
 21 may request and obtain a copy of the list of persons and
 22 agencies who received copies of his criminal history files."

Senator Blouin called for a division of the amendment, sections 1 through 4 to be considered as division S—210A; section 5, as division S—210B.

On motion of Senator Ramsey, division S—210A was adopted.

Senator Ramsey asked and received unanimous consent to withdraw division S—210B.

Senator Doderer withdrew amendments S—208 and S—209 filed by her on March 6, 1973.

Senator Doderer offered amendment S—233 and moved its adoption:

S—233

- 1 Amend Senate File 115 by striking lines 2 through 5,
 2 page 3, and inserting in lieu thereof the following:
 3 "8. 'Juvenile data' means information pertaining to
 4 completed court action regarding a juvenile delinquency
 5 adjudication when such adjudication is based on violation
 6 of federal, state or local law or ordinances which, if
 7 committed by an adult, would be an indictable misdemeanor
 8 or felony. Information shall include the date, court, and
 9 basis for the adjudication."

The amendment was adopted.

Amendment S—200 by Senator Palmer was ruled out of order with the adoption of division S—211A of the judiciary committee amendment.

Senator Palmer offered amendment S—201 filed by him:

S—201

- 1 Amend Senate File 115 as follows:
 2 1. Page 3, line 28, by inserting a period after the first
 3 word "agencies" and by striking the words "or such other
 4 public agencies as are authorized by the commissioner of

5 public safety." in lines 28 and 29.

6 2. Page 3, line 30, by striking the words "individual
7 or".

Senator Milligan raised a point of order on the amendment for the reason that the same subject matter had already been considered by the Senate.

Senator Palmer asked and received unanimous consent to withdraw amendment S—201.

Senator Doderer offered amendment S—238:

S—238

1 Amend Senate File 115, page 4, by striking lines 3
2 and 4 and inserting in lieu thereof the following:
3 "Sec. 3. *NEW SECTION. REDISSEMINATION.* A peace
4 officer, criminal justice agency, or state or federal
5 regulatory agency shall not disseminate criminal
6 history data or intelligence data, within".

Senator Doderer offered amendment S—241 to the amendment and moved its adoption:

S—241

1 Amend amendment S—238, Senate File 115, page 4, by
2 striking the words "or intelligence data" in line 6.

The amendment to the amendment was adopted.

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

Senator Doderer offered amendment S—240 and moved its adoption:

S—240

1 Amend Senate File 115, page 4, by adding the following
2 new paragraph after line 12:
3 "A peace officer, criminal justice agency, or state or
4 federal regulatory agency shall not disseminate intelligence
5 data, within or without the agency, received from the depart-
6 ment or bureau, except as provided in subsections one (1) and
7 two (2) of this section."

The amendment was adopted.

Senator Palmer offered amendment S—202 and moved its adoption:

S—202

1 Amend Senate File 115, page 4, line 21, by inserting
2 a period after the word "identified" and by striking the
3 remainder of line 21 and all of lines 22 through 25.

The amendment was adopted.

(Senate File 115 pending.)

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 222, a bill for an act relating to the powers of the commissioner of insurance.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 335, by Senator Briles (Daggett), a bill for an act relating to the general fund of school districts.

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

Senate File 336, by Senators Briles and Doderer, a bill for an act relating to compensation for county commissioners of elections.

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

Senate File 337, by Senators Shaff and Lamborn (Holden), a bill for an act relating to reversions and use restrictions on land.

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

Senate File 338, by Senator Heying, a bill for an act to create a state land use policy division of the department of agriculture and to specify its powers and duties.

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

Senate File 339, by committee on state government (committee on state government), a bill for an act establishing an examination fee for real estate salesman or broker examinations.

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

Senate File 340, by Senator Shaff, a bill for an act relating to the taxation of forest and fruit-tree reservations.

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

Senate File 341, by committee on county government (committee on county government), a bill for an act relating to general fees.

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

Senate File 342, by Senators Plymat, Willits, Miller of Des Moines, Briles and Priebe (West, Fisher of Greene, Husak, Con-

nors, Harvey, Dunton, Egenes, Logue, Doyle, Stanley, De Jong, Grassley and Wells), a bill for an act relating to holidays for state employees.

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

Senate File 343, by Senators Bergman, Plymat, Doderer, Miller of Des Moines, Hill, Nystrom, Winkelman, McCartney and Potter, a bill for an act relating to the sale and use of beer and liquor which pertains to the ability of local authorities to limit the number of liquor control licensees and beer permittees within their jurisdictions; providing for local licensing of persons employed on premises of liquor control licensees and beer permittees; redefining the term "grocery store" for purposes of the issuance of class "C" beer permits; providing for the retention of funds submitted to local authorities accompanying applications for retail beer permits; and providing a penalty.

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

Senate File 344, by Senator DeKoster (Hill, Stanley, Doyle, Newhard, Brunow, Griffee and Jesse), a bill for an act relating to the place of filing in order to perfect a security interest.

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

Senate File 345, by committee on appropriations, a bill for an act appropriating funds to the higher education facilities commission to finance tuition grants.

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

Senate File 346, by committee on appropriations, a bill for an act relating to the reversion of funds appropriated for carrying out amusement inspections.

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

Senate File 347, by Senator Griffin, a bill for an act relating to standards for water well construction and providing penalties for violations.

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

Senate File 348, by Senator Lamborn (Holden), a bill for an act relating to free registration plates for certain disabled veterans.

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

Senate File 349, by Senator Doderer (Small and Byerly), a bill for an act relating to rental deposits, imposing liabilities and relieving certain persons from liability and providing penalties for conversion of a deposit.

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

Senate File 350, by Senators Hansen, Briles, Doderer, Miller of Marshall and Robinson (Holden and Hill), a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.

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

Senate File 351, by Senators Willits and Blouin, a bill for an act relating to the purchase by the state of paper and paper products made from recycled paper.

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

Senate File 352, by Senator Shaw, a bill for an act directing the committee on mental hygiene to conduct a comprehensive study of the mental health delivery systems in the state and making an appropriation therefor.

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

Senate File 353, by Senators Riley and Robinson, a bill for an act to provide for the registration of sanitarians, sanitarians-in-training and sanitarian assistants and to provide for the establishment of a board of registration of sanitarians and to provide a penalty for certain violations.

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

Senate File 354, by Senator Riley, a bill for an act relating to property unlawfully placed on public or private property.

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

HOUSE MESSAGE CONSIDERED

House File 222, a bill for an act relating to the powers of the commissioner of insurance.

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

SENATE CONCURRENT RESOLUTION 29

By Priebe and Schaben

Whereas, the state of Iowa does not have any specifications or standards for fertilizer, diesel fuel, and other products used in the production of agricultural products; and

Whereas, one of the most serious problems facing the midwest agricultural industry is the transportation of grain; and

Whereas, an associated problem is the grading and moisture testing of grain, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the President of the Senate and the Speaker of the House be requested to appoint a study committee to consider the problems noted in this resolution and to offer recommendations concerning methods to resolve such problems; and

Be It Further Resolved, That representatives from the agricultural departments of the states of Missouri, Illinois, Wisconsin, Nebraska, and Minnesota be invited to attend meetings of the study committee, as well as representatives of the United States department of agriculture; and

Be It Further Resolved, That the study committee consider the feasibility of keeping the rivers bordering Iowa open all year in order to promote the transportation of grain and to this end the United States Army Corps of Engineers also be invited to attend meetings of the study committee.

COMMUNICATION

The following communication was received:

Members of the Senate:

The "William Kendrick Memorial" committee wishes to give all those who wish, the opportunity to contribute to the "William Kendrick Memorial" fund. We suggest that all contributions be sent to Billie Jean Walling, Finance Clerk, in the Chief Clerk's Office.

A suitable memorial will be dedicated on the evening of April 11, 1973, during the Memorial service.

Sincerely yours,
FRANK CRABB, Chairman
JAMES T. CAFFREY
RICHARD W. WELDEN
DELORES ABELS
MAURICE BARINGER

COMMUNICATION FROM THE BOARD OF PAROLE

The report of the Board of Parole for the biennial period ending June 30, 1972, pursuant to Section 247.32, 1973 Code of Iowa, has been received and placed on file in the office of the Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

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

S.J.R. 11 State government

S. F. 331 Human resources

S. F. 334 Commerce

REPORT OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 242**, a bill for an act making an appropriation to the board of architectural examiners and providing for the administration of funds designated for use of such board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—242

- 1 Amend Senate File 5 as follows:
- 2 1. By striking all after the enacting clause and
- 3 inserting in lieu thereof the following:
- 4 Section 1. *NEW SECTION. DEFINITIONS.* As used in
- 5 this Act, unless the context otherwise requires:
- 6 1. "District" means a district established by law
- 7 for the election of members to the Iowa house of repre-
- 8 sentatives.
- 9 2. "County auditor" means the auditor designated
- 10 as the county commissioner of elections in section
- 11 forty-seven point two (47.2) of the Code.
- 12 Sec. 2. Section fifty-five point four (55.4), Code
- 13 1973, is amended to read as follows:
- 14 55.4 DELEGATES AT LARGE. Subject to the provisions
- 15 of this chapter, each [county] *district* in the state shall
- 16 be entitled to nominate two persons from among the
- 17 qualified voters in each [county] *district*, respectively,
- 18 to be candidates for the office of delegate at large
- 19 to the state convention, provided, however, that one
- 20 of [such] *the* candidates shall be nominated by those
- 21 favoring the ratification of such amendment, and one
- 22 nominated by those opposed to the ratification of such
- 23 amendment. Said delegates shall be nominated as
- 24 [hereinafter] provided *in this chapter*.
- 25 Sec. 3. Section fifty-five point five (55.5), Code

Page 2

- 1 1973, is amended to read as follows:
- 2 55.5 NOMINATION BY MASS CONVENTION. The nominations
- 3 for delegates to [such] *the* convention from each [county]
- 4 *district* shall be made at mass conventions of the
- 5 qualified electors of [such county] *the district* in the
- 6 manner provided for in this chapter.

7 Sec. 4. Section fifty-five point six (55.6), Code
8 1973, is amended to read as follows:

9 55.6 ELECTORS—ORGANIZATION. Upon the issuance
10 of a proclamation by the governor calling [such] *the*
11 convention, the qualified voters in each [county] *district*
12 in the state shall organize themselves into two groups,
13 one of which groups shall consist of those persons
14 favoring the ratification of the amendment proposed
15 by the Congress of the United States, and the other
16 to consist of persons opposed thereto.

17 Sec. 5. Section fifty-five point seven (55.7), Code
18 1973, is amended to read as follows:

19 55.7 [COUNTY] *DISTRICT* CONVENTION. At eleven o'clock
20 a.m., on the fourth Monday following the date of issuance
21 of [such] *the* proclamation by the governor, the group
22 of qualified voters in each [county] *district* favoring
23 the ratification of such proposed amendment, and the
24 group opposed [thereto] *to it*, shall convene in separate
25 [county] conventions [at the seat of government of such

Page 3

1 county,] at such places as the county auditor [of such
2 county] shall designate, and [such] *the* auditor shall
3 publish such designation of places by one publication
4 in two newspapers if there be [such] two newspapers of
5 general circulation in [said county] *the district*, at
6 least three days [prior to said] *before the* convention,
7 and *each group* shall nominate one delegate as a candidate
8 to the convention [hereinafter provided for].

9 Sec. 6. Section fifty-five point eight (55.8), Code
10 1973, is amended to read as follows:

11 55.8 CANDIDATES—STATEMENT REQUIRED. No person
12 shall be nominated at any [county] *district* convention
13 held under the provisions of this chapter until he has
14 executed and delivered to the chairman of [such county]
15 *the district* convention a statement signed by him or
16 her and attested by the chairman and secretary of the
17 convention in the following form:

DELEGATE'S STATEMENT

19 I,, hereby certify that I am
20 a qualified elector of the state of Iowa; that for more
21 than (years) (months) last past I have resided in the
22; that I am favorable to (or opposed
23 to) the ratification of the amendment to the Constitution
24 of the United States of America, proposed by the Congress
25 of the United States on the day of,

Page 4

1 19.....

2 Dated this day of, 19.....

3

4

5 Chairman, [county] *district* convention

- 6 For ratification
 7 Against ratification
 8 -----
 9 Secretary, [county] *district* convention
 10 For ratification
 11 Against ratification
 12 Sec. 7. Section fifty-five point nine (55.9), Code
 13 1973, is amended to read as follows:
 14 55.9 NOMINATIONS CERTIFIED. It shall be the duty
 15 of the chairman and secretary of each of [such county]
 16 *the district* conventions before adjournment [thereof]
 17 to certify the name of the person nominated as delegate
 18 to the convention by their respective [county] *district*
 19 conventions to the secretary of state, which
 20 certification and the written statement of the person
 21 so nominated shall be delivered to the secretary of
 22 state not later than nine o'clock in the forenoon of
 23 the third day following the day during which the [county]
 24 *district* convention was held.
 25 Sec. 8. Section fifty-five point ten (55.10), Code

Page 5

- 1 1973, is amended to read as follows:
 2 55.10 JUDGES AND CLERKS. The chairman and secretary
 3 of each [county] *district* convention shall select from
 4 among the membership of its group in [such county] *the*
 5 *district* one person to act as judge of election, and
 6 two persons to act as clerks of election, in each of
 7 the several voting precincts in [such county] *the district*;
 8 the persons so selected to perform such services without
 9 compensation, and the said chairman and secretary of
 10 each of [such county] *the district* conventions shall
 11 certify to the county auditor the names and addresses
 12 of the persons so selected, which certification shall
 13 be made not later than nine o'clock in the forenoon
 14 of the second day following the date on which [such
 15 county] *the district* convention was held. In the event
 16 that the judge and clerk or clerks of election, as above
 17 provided, shall fail or refuse to act, the chairman
 18 and secretary of the respective [county] *district* conven-
 19 tions are authorized to fill the vacancy thus caused,
 20 and if practicable shall certify the names appointed
 21 to fill such vacancy to the county auditor. If vacancies
 22 occur in the office of the judge or clerk of election,
 23 and they are not filled as herein provided, then and
 24 in that event, the acting judges and clerks shall fill
 25 such vacancies, and the failure of any judge or clerk

Page 6

- 1 of election named, as in this chapter provided, to act
 2 at the election, shall in no wise invalidate the
 3 election.
 4 Sec. 9. Section fifty-five point eleven (55.11),
 5 Code 1973, is amended to read as follows:
 6 55.11 SECRETARY TO FURNISH BALLOTS. All the ballots

7 for such special election shall be furnished by the
8 secretary of state and delivered by him to the several
9 county auditors in the state for distribution to each
10 election precinct in their respective [counties] *districts*
11 at least three days prior to the date of such special
12 election.

13 Sec. 10. Section fifty-five point thirteen (55.13),
14 Code 1973, is amended to read as follows:

15 55.13 PUBLICATION REQUIRED. The secretary of state
16 shall cause said ballots, together with the governor's
17 proclamation of [such] *the* special election, to be
18 published in two newspapers of general circulation in
19 each [county] *district* at least ten days prior to the
20 date of [such] *the* special election.

21 Sec. 11. Section fifty-five point fourteen (55.14),
22 Code 1973, is amended to read as follows:

23 55.14 BALLOTS—ARRANGEMENT OF NAMES. It shall be
24 the duty of the secretary of state, as the certificates
25 of nomination of candidates for election to the office

Page 7

1 of delegate at large to the state convention are filed
2 in his office, as in this chapter provided, to list
3 the same [alphabetically by counties] *by districts* in
4 two groups, one group to consist of the names of the
5 nominees favoring the ratification of the proposed con-
6 stitutional amendment, and the other to consist of the
7 names of the nominees opposed [thereto] *to it*.

8 Sec. 12. Section fifty-five point sixteen (55.16),
9 Code 1973, is amended to read as follows:

10 55.16 MARKING BALLOT. At the special election to
11 be held for the purpose of electing delegates to the
12 state convention, as in this chapter provided, each
13 of the groups of candidates officially nominated shall
14 be voted upon as a unit by placing a cross in the circle
15 at the head of such group; provided, however, if any
16 qualified voter shall so choose to do, he may disregard
17 each of the groups of candidates officially nominated
18 as in this chapter provided, and cast his ballot for
19 any other qualified elector of the state. If any such
20 voter shall so determine to disregard the groups of
21 candidates officially nominated and desire to vote for
22 some other elector or electors as candidates, he shall
23 write such elector's name or names, in number not to
24 exceed [ninety-nine] *one hundred*, on the blank lines
25 provided therefor appearing on the ballot in the first

Page 8

1 hand column designated "Group of unofficial candidates—
2 names to be written in by voter if he so desires";
3 and shall vote for such candidates whose names are so
4 written in by him as a unit by placing a cross in the
5 circle appearing at the head of such group. The
6 candidates in the group receiving the largest number
7 of votes shall be the delegates to said convention.

8 Sec. 13. Section fifty-five point eighteen (55.18),
 9 Code 1973, is amended to read as follows:
 10 55.18 EXPENSES. The expense of holding such election
 11 shall be paid by the state treasurer, out of funds in
 12 his hands not otherwise appropriated. All bills of
 13 necessary and proper expense incurred according to law
 14 shall be submitted to the county auditors in the several
 15 [counties] *districts* by claimants with itemized, verified
 16 statements of account, which shall be filed with [said]
 17 *the* county auditors within ten days after the holding
 18 of [such] *the* election, and the several county auditors
 19 shall thereupon duly itemize and certify such claims
 20 for expense to the state comptroller, who shall draw
 21 warrants therefor to the persons entitled thereto in
 22 the amount found to be due.
 23 2. Page 1, line 1, by striking the words "to repeal"
 24 and inserting in lieu thereof the words "relating to".

MINNETTE F. DODERER

S—237

1 Amend Senate File 33 as follows:
 2 1. Page 2, lines 1 and 2, by striking the words
 3 "A city, town, or county" and inserting in lieu
 4 thereof the words "An eligible city, other cities
 5 and towns acting jointly with an eligible city,
 6 or the county which contains an eligible city,"
 7 2. Page 2, line 4, by inserting after the
 8 period the words "As used in this Act, 'eligible
 9 city' means a city bordering on the Missouri river
 10 and having a population of eighty thousand or more."
 11 3. Page 2, line 6, by striking the words "a
 12 city or town" and inserting in lieu thereof the
 13 words "an eligible city".
 14 4. Page 2, line 9, by striking the words "or
 15 town".
 16 5. Page 2, line 10, by striking the words "or
 17 town".
 18 6. Page 2, line 14, by striking the words "or
 19 town".
 20 7. Page 2, line 17, by striking the words "or
 21 town".
 22 8. Page 2, line 33, by striking the words "two
 23 or more" and inserting in lieu thereof the words
 24 "an eligible city and one or more other".
 25 9. Page 2, line 34, by inserting before the

Page 2

1 word "local" the word "authorized".
 2 10. Page 2, lines 34 and 35, by striking the
 3 words "authorized for cities and towns".
 4 11. Page 3, line 18, by inserting after the
 5 word "but" the words "the council of the eligible
 6 city".
 7 12. Page 3, line 22, by striking the words "one

- 8 or more cities or towns" and inserting in lieu
9 thereof the words "an eligible city".
- 10 13. Page 3, line 23, by striking the word "any"
11 and inserting in lieu thereof the word "the".
- 12 14. Page 3, line 25, by inserting before the
13 word "local" the word "authorized".
- 14 15. Page 3, lines 25 and 26, by striking the
15 words "authorized for cities and towns".
- 16 16. Page 4, lines 5 and 6, by striking the words
17 "city or town which agreed to impose the tax" and
18 inserting in lieu thereof the words "eligible city".
- 19 17. Page 4, lines 14 and 15, by striking the words
20 "cities and towns" and inserting in lieu thereof the
21 words "an eligible city".
- 22 18. Page 4, line 19, by striking the words "by a
23 city, town, or county,".
- 24 19. Page 6, line 5, by inserting after the figure
25 "(82)" the words and figures ", chapter one thousand

Page 3

- 1 eighty-eight (1088),".
- 2 20. Page 6, lines 5 and 6, by striking the
3 words "Second Session of the Sixty-fourth
4 General Assembly" and inserting in lieu thereof
5 the figure and word "1972 Session".
- 6 21. Page 7, line 14, by striking the words
7 "or town".
- 8 22. Page 7, line 28, by striking the words
9 "or town".
- 10 23. Page 7, line 31, by striking the words
11 "by a city, town, or county".
- 12 24. Page 1, line 1, amend the title by
13 inserting after the word "authorizing" the
14 word "certain".

LEONARD C. ANDERSEN

S—236

- 1 Amend Senate File 33 as follows:
- 2 1. Page 2, line 1, by striking the words
3 "A city, town, or county" and inserting in lieu
4 thereof the words "An eligible city, and other
5 cities and towns acting jointly with an eligible
6 city".
- 7 2. Page 2, line 4, by striking the words and
8 figures "sections two (2) or three (3)" and
9 inserting in lieu thereof the words and figure
10 "sections two (2)".
- 11 3. Page 2, line 4, by inserting after the
12 period the words "As used in this Act, 'eligible
13 city' means a city bordering on the Missouri
14 river and having a population of eighty thousand
15 or more."
- 16 4. Page 2, line 6, by striking the words
17 "a city or town" and inserting in lieu thereof
18 the words "an eligible city".
- 19 5. Page 2, line 9, by striking the words "or

20 town”.

21 6. Page 2, line 10, by striking the words “or
22 town”.

23 7. Page 2, line 14, by striking the words “or
24 town”.

25 8. Page 2, line 17, by striking the words “or

Page 2

1 town”.

2 9. Page 2, lines 29 and 30, by striking the words
3 and figures “, section two (2), or section three (3)”
4 and inserting in lieu thereof the words and figure
5 “or section two (2)”.

6 10. Page 2, line 33, by striking the words “two
7 or more” and inserting in lieu thereof the words
8 “an eligible city and one or more other”.

9 11. Page 3, line 18, by inserting after the word
10 “but” the words “the council of the eligible city”.

11 12. Page 3, lines 19 and 20, by striking the words
12 and figures “sections one (1) or three (3)” and
13 inserting in lieu thereof the words and figure
14 “section one (1)”.

15 13. Page 3, by striking lines 21 through 35, and
16 page 4, by striking lines 1 through 16.

17 14. Page 4, line 19, by striking the words “by a
18 city, town, or county,”.

19 15. Page 4, line 25, by striking the comma, and
20 line 26, by striking the words “town, or county” and
21 inserting in lieu thereof the words “or town”.

22 16. Page 5, lines 6 and 7, by striking the words
23 “or levy of a county board of supervisors”.

24 17. Page 5, line 16, by striking the words “or
25 levy”.

Page 3

1 18. Page 5, line 28, by striking the words “, towns,
2 and counties” and inserting in lieu thereof the words
3 “and towns”.

4 19. Page 6, line 5, by inserting after the figure
5 “(82)” the words and figure “, chapter one thousand
6 eighty-eight (1088),”.

7 20. Page 6, lines 5 and 6, by striking the words
8 “Second Session of the Sixty-fourth General Assembly”
9 and inserting in lieu thereof the figure and word
10 “1972 Session”.

11 21. Page 6, striking lines 22 through 35, and
12 page 7, by striking lines 1 through 5.

13 22. Page 7, by striking lines 15 through 28.

14 23. Page 7, line 31, by striking the words “by a
15 city, town, or county”.

16 24. Page 7, line 34, by striking the words “, town,
17 or county” and inserting in lieu thereof the words
18 “or town”.

19 25. Page 8, line 18, by striking the words “or levy”.

20 26. Page 8, line 26, by striking the comma, and
21 line 27, by striking the words “towns, and counties”

22 and inserting in lieu thereof the words "and towns".
 23 27. Page 8, lines 30 and 31, by striking the words
 24 " , town, or county" and inserting in lieu thereof the
 25 words "or town".

Page 4

1 28. Page 10, line 31, by striking the words
 2 "*and county*".
 3 29. Renumber sections to conform with this
 4 amendment.
 5 30. Page 1, line 1, amend the title by insert-
 6 ing before the word "cities" the word "certain",
 7 and by striking the words " , towns, and counties".

LEONARD C. ANDERSEN

S—243

1 Amend Senate File 238 as follows:
 2 1. Page 1, by adding after line 11 the following
 3 new sections:
 4 Sec. Chapter five hundred eighteen (518),
 5 Code 1973, is amended by adding the following new
 6 section:
 7 *NEW SECTION. LOSS VALUATION. In any action*
 8 *brought in any court in this state on any policy*
 9 *of insurance for the loss of any building so insured,*
 10 *the amount stated in the policy shall be received as*
 11 *prima facie evidence of the insurable value of the*
 12 *building at the date of the policy. The association*
 13 *issuing such policy may show the actual value of the*
 14 *property at date of policy, and any depreciation in*
 15 *the value thereof before the loss occurred; but the*
 16 *said association shall be liable for the actual*
 17 *value of the property insured at the date of the loss,*
 18 *unless such value exceeds the amount of insurance*
 19 *stated in the policy, and the fact that the building*
 20 *is unoccupied at the time of the loss shall not cause*
 21 *a depreciation in the value thereof unless an appro-*
 22 *prate reduction in premium has been negotiated with*
 23 *the insured prior to the loss.*
 24 Sec. Section five hundred eighteen A
 25 point twenty-four (518A.24), Code 1973, is amended

Page 2

1 to read as follows:
 2 518A.24 *VALUE OF BUILDING—LIABILITY. The*
 3 *association issuing such policy may show the*
 4 *actual value of said property at date of policy,*
 5 *and any depreciation in the value thereof before*
 6 *the loss occurred; but the said association shall*
 7 *be liable for the actual value of the property*
 8 *insured at the date of the loss, unless such*
 9 *value exceeds the amount of insurance stated in*
 10 *the policy and the fact that the building is*
 11 *unoccupied at the time of the loss shall not cause*
 12 *a depreciation in the value thereof unless an*

13 *appropriate reduction in premium has been nego-*
14 *tiated with the insured prior to the loss.*

BERL E. PRIEBE

S—244

1 Amend House File 208, page 1, by striking lines 8 through

2 12 and inserting in lieu thereof the following:

3 "7. PROPERTY OF CEMETERY ASSOCIATIONS. Burial
4 grounds, mausoleums, buildings and equipment owned
5 and operated by nonprofit cemetery associations and
6 used exclusively for the maintenance and care of the
7 cemeteries devoted to interment of human bodies and human
8 remains."

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, March 9, 1973.

JOURNAL OF THE SENATE

SIXTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MARCH 9, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend James L. Murphy, pastor of the Lutheran Church, Spencer, Iowa.

The Journal of Thursday, March 8, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Loren Parker, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Riley for the day and Senator Shaw for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

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

Seventy students from St. Theresa's School, Des Moines, Iowa, accompanied by their instructors, Mrs. Boecker and Mr. Mendys. Senator Plymat.

PETITION

The following petition was presented and placed on file:

By Senator Murray, from one hundred seventeen residents of Story County favoring designation of the ladybug as the state insect.

INTRODUCTION OF BILL

Senate File 355, by Senators Schaben, Briles, Gluba, Andersen, Nystrom, Van Gilst, Bergman and Robinson, a bill for an act relating to state participation in a group disability insurance program for state employees.

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

ADOPTION OF SUPPLEMENTAL REPORT OF
COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Potter called up the following report and moved its adoption:

SUPPLEMENTAL REPORT OF COMMITTEE
ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate:

Guy M. Gillette, Cherokee County

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

APPOINTMENT OF COMMITTEE

President Neu announced the appointment of the following memorial resolution committee on Guy M. Gillette:

Senator Curtis, Chairman
Senator DeKoster
Senator Coleman

ADOPTION OF CONCURRENT RESOLUTION

Senator Lamborn called up for consideration **House Concurrent Resolution 23**, found on page 524 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

APPOINTMENT OF COMMITTEE

President Neu announced the appointment of Senators Potter, chairman; Bergman and Orr, on the part of the Senate, to make suitable arrangements for a joint memorial session.

UNFINISHED BUSINESS

SPECIAL ORDER CONTINUED

Senate File 115

The Senate resumed consideration of Senate File 115, a bill for an act relating to disclosure of criminal history and intelligence data and providing penalties, and division S—207D of the Milligan amendment.

Senator Milligan asked and received unanimous consent to withdraw division S—207D.

Senator Hill offered amendment S—206 filed by him:

S—206

- 1 Amend Senate File 115 as follows:
- 2 1. Page 3, by striking lines 22 through 24, inclusive.
- 3 2. Page 3, line 27, by striking the word "only".
- 4 3. Page 5, by striking lines 21 through 32, inclusive,
- 5 and by renumbering the remaining sections.
- 6 4. Page 5, line 35, by inserting after the word "history"
- 7 the words "or intelligence".
- 8 5. Page 6, line 5, by inserting after the word "shall"
- 9 the words ", upon conviction,".
- 10 6. Page 6, line 7, by inserting a period after the word
- 11 "dollars" and by striking the remainder of line 7 and
- 12 all of lines 8 through 35, inclusive, and by inserting
- 13 in lieu thereof the following:
- 14 "2. If a person convicted under this section is a
- 15 public official or a public employee such person shall
- 16 be removed from office or discharged."
- 17 7. Page 7, by striking lines 7 and 8 and inserting in
- 18 lieu thereof the following: "Intelligence data shall
- 19 not be computerized."
- 20 8. Page 7, line 14, by striking the words "make available"
- 21 and inserting in lieu thereof the word "provide".
- 22 9. Page 9, line 5, by striking all after the period
- 23 and by striking lines 6 through 8, inclusive.

Senator Milligan called for a division of the amendment, as follows:

Division S—206A—Section 1

Division S—206B—Section 2

Division S—206C—Section 3

Division S—206D—Sections 4 and 6

Division S—206E—Section 5

Division S—206F—Section 7

Division S—206G—Section 8

Division S—206H—Section 9.

Senator Glenn offered amendment S—216 to division S—206A:

S—216

- 1 Amend the Hill amendment S—206, to Senate File 115, filed
- 2 March 5, 1973, by striking line 2 and inserting in lieu thereof
- 3 the following:
- 4 "2. Page 3, by striking lines 22 through 24, and inserting

5 in lieu thereof the following:

6 "Intelligence data shall not include surveillance
7 information on individuals pertaining to participation in
8 organizations, groups, meetings or assemblies unless a criminal
9 act has been committed or is imminently threatened by such
10 organization, group, meeting or assembly."

Senator Glenn moved the adoption of his amendment to division S—206A and called for a division.

The amendment to division S—206A was adopted.

On motion of Senator Hill, division S—206A as amended was adopted.

Senator Hill moved the adoption of division S—206B.

Division S—206B lost.

Senator Hill moved the adoption of division S—206C.

Division S—206C lost.

Senator Hill moved the adoption of division S—206D.

Division S—206D lost.

On motion of Senator Hill, division S—206E was adopted.

Division S—206F ruled out of order with the adoption of division S—211A of the judiciary committee amendment.

Division S—206H ruled out of order with the adoption of division S—211C of the judiciary committee amendment.

Senator Taylor offered amendment S—214 to division S—206G filed by Senators Taylor and Hultman and moved its adoption:
S—214

1 Amend the Hill amendment S—206, line 21, by striking the word
2 "provide" and inserting in lieu thereof the word "require".

The amendment to division S—206G was adopted.

On motion of Senator Hill, division S—206G as amended was adopted.

Senator McCartney took the chair at 10:45 a.m.

Senator Palmer offered amendment S—203 filed by him and moved its adoption:

S—203

1 Amend Senate File 115, page 4, line 31, by inserting a
2 period following the word "examination" and by striking
3 the remainder of line 31 and all of lines 32 through 35.

The amendment was adopted.

Senator Willits offered amendment S—223 filed by him and called for a division of the amendment, sections 1 through 4 to be considered as division S—223A; sections 5 and 6, as division S—223B:

S—223

Division S—223A

- 1 Amend Senate File 115 as follows:
- 2 1. Page 3, line 31, by inserting a comma “,” after
- 3 the word “disseminated” and striking the words “and the date
- 4 of dissemination.” and inserting in lieu thereof the words
- 5 “the date of dissemination and the purpose for which the
- 6 information is requested.”
- 7 2. Page 4, line 32, by striking the words “including
- 8 fingerprinting,”.

Division S—223B

- 9 3. Page 4, line 35, by adding the following new sen-
- 10 tence:
- 11 “A person shall be furnished a certified copy of his
- 12 record upon payment of the costs of certification.”

Division S—223C

- 13 4. Page 5, line 12, by inserting a period after “data”
- 14 and striking the words “and in no other situation shall the
- 15 bureau furnish an individual or his attorney with a certif-
- 16 ied copy, except as provided by this Act.”

Division S—223D

- 17 5. Page 8, line 1, by striking the word “automated”.
- 18 6. Page 8, line 5, by striking the word “automated”.

Senator Milligan called for a further division of the amendment, sections 1 and 2 to be considered as division S—223A; section 3 as division S—223B; section 4 as division S—223C; sections 5 and 6 as division S—223D.

Senator Willits asked and received unanimous consent to withdrawn divisions S—223A, S—223B and S—223C.

On motion of Senator Willits, division S—223D was adopted.

Senator DeKoster offered amendment S—127 filed by Senators DeKoster and Willits and moved its adoption:

S—127

- 1 Amend Senate File 115 as follows:
- 2 1. Page 5, line 2, by striking the word “fact” and insert-
- 3 ing in lieu thereof the word “statement”.
- 4 2. Page 5, line 3, by striking the word “incorrect” and
- 5 inserting in lieu thereof the following: “nonfactual, or
- 6 information not authorized to be kept by section one (1)
- 7 of this Act,”.

The amendment was adopted.

Senator Glenn offered amendment S—126 filed by him:

S—126

- 1 Amend Senate File 115 as follows:
- 2 Page 9, lines 15 and 16, by inserting a period (.) fol-
- 3 lowing the word "dismissed" and striking the remainder of
- 4 lines 15 and 16.

Senator Glenn moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—126 be adopted?" (S.F. 115) the vote was:

Ayes, 26:

Blouin	Hansen	Nolin	Rodgers
Coleman	Heying	Orr	Schaben
DeKoster	Junkins	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba	Milligan	Robinson	

Nays, 19:

Andersen	Hill	McCartney	Schwengels
Bergman	Hultman	Miller of	Shaff
Briles	Kelly	Marshall	Taylor
Curtis	Kennedy	Nystrom	Tieden
Griffin	Lamborn	Ramsey	Winkelman

Absent or not voting, 5:

Kyhl	Rabedeaux	Riley	Shaw
Murray			

The amendment was adopted.

Senator Schaben offered amendment S—229 filed by Senators Schaben and Kennedy and moved its adoption:

S—229

- 1 Amend Senate File 115, page 9, by adding after line 25 the
- 2 following new section:
- 3 Sec. *NEW SECTION. NOTICE TO INDIVIDUALS. Whenever*
- 4 *a peace officer detains, deters, or arrests an individual*
- 5 *and utilizes the files of any criminal justice agency to*
- 6 *obtain the record of that individual, he must immediately so*
- 7 *inform the individual the request has been made for his*
- 8 *criminal history data.*

The amendment was adopted.

Senator Ramsey offered amendment S—246 by Senators Ramsey and Kelly and moved its adoption:

S—246

- 1 Amend Senate File 115, as follows:
- 2 Page 5, line 18, after the word "their" by striking

3 the remaining language in Section 5 and inserting in
4 lieu thereof the following: "files. Upon application
5 to the district court, service of notice on the
6 commissioner of public safety, any individual may
7 request and obtain a list of all persons and agencies
8 who received criminal history data referring to him,
9 unless good cause be shown why the individual should
10 not receive said list."

The amendment was adopted.

Senator Willits offered amendment S—245 by Senators Willits, Milligan, et al., and moved its adoption:

S—245

1 Amend Senate File 115 by adding the following new sec-
2 tion after line 25 on page 9:
3 "Sec. *NEW SECTION*. There is hereby created a
4 confidential records council consisting of nine regular
5 members. Two members shall be appointed from the house of
6 representatives by the speaker of the house, no more than
7 one of whom shall be from the same party. Two members shall
8 be appointed from the senate by the lieutenant governor,
9 no more than one of whom shall be from the same party.
10 The other members of the council shall be: a judge of the
11 district court appointed by the chief justice of the supreme
12 court, one local law enforcement official, appointed by the governor;
13 the commissioner of public safety or his designee; and two
14 private citizens not connected with law enforcement or with
15 government, appointed by the governor. The council shall
16 select its own chairman. The members shall serve at the
17 pleasure of those by whom their appointments are made.
18 The council shall meet at least annually and at any
19 other time upon the call of the governor, the chairman of
20 the council, or any three of its members. Each council mem-
21 ber shall be entitled to reimbursement for actual and nec-
22 essary expenses incurred in the performance of official
23 duties from funds appropriated to the department of public
24 safety.

Page 2

1 The council shall have the following responsibilities
2 and duties:
3 1. Shall periodically monitor the operation of
4 governmental information systems which deal with the collec-
5 tion, storage, use and dissemination of criminal history
6 or intelligence data.
7 2. Shall review the implementation and effectiveness
8 of legislation and administrative rules and regulations
9 concerning such systems.
10 3. May recommend changes in said rules and regulations
11 and legislation to the legislature and the appropriate ad-
12 ministrative officials.
13 4. May require such reports from state agencies as
14 may be necessary to perform its duties.

15 5. May receive and review complaints from the public
16 concerning the operation of such systems.

17 6. May conduct such inquiries and investigations as
18 it finds appropriate to achieve the purposes of this Act.
19 Each criminal justice agency in this state and each state
20 and local agency otherwise authorized access to criminal
21 history data is authorized and directed to furnish to the
22 council, upon its request, such statistical data, reports,
23 and other information in its possession as the council deems
24 necessary to carry out its functions under this Act.

Page 3

1 7. Shall annually approve rules and reg-
2 ulations adopted in accordance with section nine (9) of this
3 Act and rules and regulations to assure the accuracy, com-
4 pleteness and proper purging of criminal history data.
5 8. Shall approve all agreements, arrangements and sys-
6 tems for the interstate transmission and exchange of crim-
7 inal history data."

The amendment was adopted.

RULE SUSPENDED

Senator Lamborn moved to suspend Senate Rule 37 under which Senate File 115 as amended by amendment S—245 would be referred to the committee on state government.

Roll call was requested.

On the question "Shall the motion to suspend Senate Rule 37 under which the bill would be referred to the committee on state government be adopted?" (S.F. 115) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hultman	Nolin	Schwieger
Coleman	Junkins	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Van Gilst
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Des Moines	Robinson	

Nays, 2:

Hill	Tieden
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Absent or not voting, 7:

Kelly	Murray	Ramsey	Shaw
Kyhl	Rabedeaux	Riley	

The motion prevailed and consideration of Senate File 115 continued.

President Neu took the chair at 11:58 a.m.

Senator Willits offered amendment S—225 filed by him and called for a division of the amendment, as follows:

S—225

Division S—225A

- 1 Amend Senate File 115 as follows:
- 2 1. Page 3, line 29, by striking the words
- 3 "commissioner of public safety" and inserting in lieu thereof
- 4 the words "Confidential records council".

Division S—225B

- 5 2. Page 7, by striking all of lines 13 through 16
- 6 and inserting in lieu thereof the following:
- 7 Sec. 10. *NEW SECTION. EDUCATION PROGRAM.* The con-
- 8 fidential records council shall carry out a continuing ed-
- 9 ucational program in the proper use and control of criminal
- 10 history and intelligence data for the employees of all agen-
- 11 cies that maintain or receive criminal history or intelli-
- 12 gence data.

On motion of Senator Willits, division S—225A was adopted.

Senator Willits moved the adoption of division S—225B.

Division S—225B lost.

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

On the question "Shall the bill pass?" (S.F. 115) the vote was:

Ayes, 40:

Andersen	Gluba	Milligan	Robinson
Bergman	Griffin	Murray	Rodgers
Blouin	Hansen	Nolin	Schaben
Briles	Heying	Nystrom	Schwengels
Coleman	Hultman	Orr	Schwieger
Curtis	Junkins	Palmer	Scott
DeKoster	Kelly	Plymat	Shaff
Doderer	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Ramsey	Willits

Nays, 7:

Hill	Miller of	Miller of	Tieden
Kennedy	Des Moines	Marshall	Winkelman
		Rabedeaux	

Absent or not voting, 3:

Kyhl	Riley	Shaw
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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 356, by committee on county government, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties.

Read first time and placed on calendar.

Senate File 357, by committee on agriculture, a bill for an act relating to standards for foods containing chemical residues.

Read first time and placed on calendar.

Senate File 358, by Senators Murray, Hultman, Blouin, Priebe and Curtis, a bill for an act relating to the operation of bank holding companies and prohibiting the formation of new bank holding companies without certificates of authority from the state banking board.

Read first time and passed on file.

Senate File 359, by Senators DeKoster and Shaff, a bill for an act relating to the inheritance tax.

Read first time and passed on file.

Senate File 360, by Senators Nystrom, Schwieger, Briles, Gluba, Van Gilst, Bergman and Robinson, a bill for an act relating to salary increases for certain state employees and providing for an appropriation.

Read first time and passed on file.

Senate File 361, by Senator Gluba (Cusack), a bill for an act relating to the merit system classification and pay plans.

Read first time and passed on file.

Senate File 362, by committee on schools, a bill for an act revising the state school foundation program by providing that special methods of computing state school foundation aid will be continued for only two years, redefining enrollment and other terms and adding new terms, redefining miscellaneous income and removing miscellaneous income from the computations, establishing the state percent of growth for certain years and the allowable growth for certain districts, revising the state cost per pupil, revising the method for computing district cost, further defining the responsibilities and authority of the school budget review committee, repealing the requirement for a tentative budget, and making related technical and procedural changes.

Read first time and placed on calendar.

Senate File 363, by Senators Heying and Taylor, a bill for an act relating to the military service property tax exemption.

Read first time and passed on file.

Senate File 364, by Senator Gallagher, a bill for an act relating to provision of separate drainage systems for surface water in connection with newly constructed dwellings, buildings and facilities in certain cities and towns.

Read first time and passed on file.

Senate File 365, by Senators Miller of Des Moines, Kennedy, Potter, Coleman, Griffin, Blouin, DeKoster, Willits, McCartney, Junkins, Heying and Gallagher (Monroe, Wyckoff, Middleswart, Schroeder and Caffrey), a bill for an act relating to administration of small estates.

Read first time and passed on file.

Senate File 366, by Senator Gluba, a bill for an act relating to the testing for sickle cell anemia and providing a penalty.

Read first time and passed on file.

Senate File 367, by Senator Winkelman, a bill for an act to establish a land preserve loan authority and to prescribe its purposes, duties and powers.

Read first time and passed on file.

Senate File 368, by Senator Kelly, a bill for an act relating to the issuance of special motor vehicle registration plates to persons whose drivers license has been mandatorily revoked.

Read first time and passed on file.

COMMUNICATIONS

The following communications from the Governor were presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50319

March 8, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the

name of the following:

Mr. Lawrence Carstensen of Clinton, Clinton County, Iowa,
for appointment as a member of the Board of Parole for the State of
Iowa under the provisions of Section 247.1 and 247.2 of the 1973 Code of
Iowa.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the
names of the following:

Perry L. Christensen of Kent, Union County,

Dr. M. A. Dalchow of Maquoketa, Jackson County,

Leigh R. Curran of Mason City, Cerro Gordo County,

for appointment as members of the Natural Resources Council for the
State of Iowa under the provisions of Section 455A.4 of the 1973 Code
of Iowa.

Sincerely,
ROBERT D. RAY
Governor

STEERING COMMITTEE AUTHORIZED

Senator Lamborn moved that the Senate authorize the appoint-
ment of a steering committee to create a steering committee
calendar from the bills on the regular calendar.

The motion prevailed.

STEERING COMMITTEE

The President of the Senate announced the appointment of
the following Senators to the steering committee:

Senator Lamborn, Chairman

Senator McCartney

Senator Murray

Senator Rabedeaux

Senator Shaff

Senator Schaben

Senator Kinley

Senator Miller of Des Moines

PROCEDURE FOR THE NONCONTROVERSIAL CALENDAR

Senator Lamborn announced the following procedure for the
noncontroversial calendar:

1. Any Senator desiring to place a bill or resolution on the noncontro-
versial calendar shall submit a written request, with a copy of the bill or
resolution attached, to the Majority Leader, Senator Lamborn, or the Minor-
ity Leader, Senator Schaben, not later than convening time on Wednesday

in order to be considered that week for the noncontroversial calendar.

2. The Majority Leader and the Minority Leader shall prepare a proposed noncontroversial calendar by 12:00 o'clock noon on Wednesday each week. Only bills and resolutions on the Senate calendar shall be eligible.

3. Any Senator may strike a bill or resolution from the proposed noncontroversial calendar by written request to the Secretary of the Senate's office not later than 12:00 o'clock noon on Thursday.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 9, 1973, the Governor had approved and transmitted to the Secretary of State the following bills:

H. F. 34—Relating to supreme court fees.

H. F. 108—Relating to the destruction of original court records.

H. F. 206—Relating to the age of retirement for a public employee.

ANNOUNCEMENT

The Chair announced that on Wednesday, March 14, the Regional Director of the Department of Health, Education and Welfare, Max Milo Mills, will be in Des Moines to discuss President Nixon's proposed budget. Mr. Mills will be in the House chamber at 9:00 a.m. During the afternoon there will be discussion groups to explore the proposed budget in greater detail. Mr. Mills will be accompanied by several federal officials with expertise in specific program areas.

COMMUNICATION FROM THE CITIZENS' AIDE

The report of the Citizens' Aide concerning the Office of Commission of Veteran Affairs, pursuant to Section 601G.17, 1973 Code of Iowa, has been received and placed on file in the office of the Lieutenant Governor.

BILLS ASSIGNED TO COMMITTEE

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

S.C.R. 29 State government

S. F. 335 Schools

S. F. 336 State government

S. F. 337 Judiciary

S. F. 338 State government

- S. F. 340 Ways and means
 S. F. 342 Human and industrial relations
 S. F. 343 Commerce
 S. F. 344 Judiciary
 S. F. 347 State government
 S. F. 348 State government
 S. F. 349 Commerce
 S. F. 350 Human resources
 S. F. 351 State government
 S. F. 352 Human resources
 S. F. 353 State government
 S. F. 354 Judiciary
 H. F. 222 Commerce

SUBCOMMITTEE ASSIGNMENTS

- | | | |
|---|---|---|
| Senate Joint Resolution 9
Glenn, Chairman
Kennedy
Shaw | Senate File 268
Ramsey, Chairman
Bergman
Gluba | Senate File 283
Griffin, Chairman
Hansen
Willits |
| Senate Joint Resolution 10
Schwengels, Chairman
Junkins
Murray | Senate File 269
Van Gilst, Chairman
Griffin
Lamborn
Schwengels
Palmer | Senate File 285
Willits, Chairman
Kennedy
Ramsey |
| Senate File 261
Gallagher, Chairman
Milligan
Doderer | Senate File 270
Lamborn, Chairman
Curtis
Rodgers | Senate File 287
Hansen, Chairman
Plymat
Palmer |
| Senate File 262
Schwengels, Chairman
Griffin
Kinley | Senate File 273
Robinson, Chairman
Ramsey
Gallagher | Senate File 288
Hill, Chairman
Murray
Winkelman |
| Senate File 263
Plymat, Chairman
Curtis
Hill | Senate File 279
Griffin, Chairman
Schwengels
Palmer | Senate File 289
Kinley, Chairman
Glenn
McCartney |
| Senate File 266
Van Gilst, Chairman
Griffin
Lamborn
Schwengels
Palmer | Senate File 280
Nystrom, Chairman
Hansen
Junkins | Senate File 293
Kelly, Chairman
Ramsey
Kinley |
| | Senate File 281
Kennedy, Chairman
Willits
Kelly | Senate File 294
DeKoster, Chairman
Potter
Coleman |

Senate File 296 McCartney, Chairman Kelly Glenn	Senate File 309 Miller of Marshall, Chairman Briles Van Gilst	Senate File 330 Winkelman, Chairman Junkins Schwengels
Senate File 299 Potter, Chairman Rodgers Curtis	Senate File 311 Taylor, Chairman Andersen Scott	Senate Concurrent Resolution 26 Nolin, Chairman Schwieger Schwengels
Senate File 300 Lamborn, Chairman Orr Van Gilst	Senate File 317 Curtis, Chairman Schwengels Orr	House File 160 Winkelman, Chairman Heying Miller of Marshall
Senate File 303 Rabedeaux, Chairman Bergman Schaben	Senate File 320 Potter, Chairman Kinley Plymat	House File 209 Coleman, Chairman Shaw Riley
Senate File 304 Potter, Chairman McCartney Willits	Senate File 321 Potter, Chairman Kinley Plymat	House File 210 Priebe, Chairman Nolin Miller of Marshall
Senate File 306 Andersen, Chairman Shaw Orr	Senate File 322 Hansen, Chairman Plymat Palmer	House File 219 Griffin, Chairman Palmer Potter
	Senate File 325 Schwengels, Chairman Glenn Murray	

REPORT OF COMMITTEE

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 40**, a bill for an act to change the name of the bureau of labor to the department of labor and industry, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—247

- 1 Amend House File 40 as follows:
- 2 1. Page 2, line 10, by striking the word "industry"
- 3 and inserting in lieu thereof the words "industrial
- 4 relations".
- 5 2. Page 3, line 3, by striking the word "industry"
- 6 and inserting in lieu thereof the words "industrial
- 7 relations".
- 8 3. Page 3, line 31, by striking the word "industry"
- 9 and inserting in lieu thereof the words "industrial
- 10 relations".

WARREN E. CURTIS, Chairman

Ordered passed on file.

On motion of Senator Lamborn and pursuant to Senate Concurrent Resolution 4 duly adopted, the Senate adjourned until 10:00 a.m., Monday, March 19, 1973.

JOURNAL OF THE SENATE

SEVENTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, MARCH 19, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend James Grubb, pastor of the St. Anthony Catholic Church, Davenport, Iowa.

The Journal of Friday, March 9, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Dagle, Fort Dodge, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Schwengels.

PRESENTATION OF VISITORS

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

Forty students from Durant High School, Durant, Iowa, accompanied by Tim Allyn, Jack Stence and Dennis Powles. Senator Rabedeaux.

Eleven students from Springville Junior-Senior High School, Springville, Iowa, accompanied by Mrs. Harold Reese, Mrs. Burl Cummins, Mrs. Edward Koutny and Mrs. Wesley Hanker. Senator Riley.

Sixty students from Woodbine Community School, Woodbine, Iowa, accompanied by Phil Hummel. Senator Schaben.

Forty-four students from Clarion High School, Clarion, Iowa, accompanied by their instructor, Arnold Schagov. Senator Taylor.

Twelve students from Murray High School, accompanied by the Reverend and Mrs. Ballard and other parents. Senator Ramsey.

PETITIONS

The following petitions were presented and placed on file:

By Senator Priebe, from fourteen residents of Humboldt County favoring November 11 as Veteran's Day.

By Senator Priebe, from forty-two members of the Forest City Education Association favoring collective bargaining for public employees.

By the following Senators opposing the sale of liquor and beer on Sunday:

Senator Briles, from sixty-five residents of Union County.

Senator Miller of Marshall, from seventy-seven residents of Marshall County.

Senator Nolin, from sixty-nine residents of Greene County.

Senator Van Gilst, from one hundred three residents of Mahaska, Marion and Keokuk Counties.

Senator Bergman, from twenty-four residents of Osceola County.

Senator Priebe, from ten residents of Humboldt 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 Senate is asked:

House File 240, a bill for an act relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 369, by Senator Kinley (Fitzgerald and Rapp), a bill for an act relating to required motor vehicle bodily injury and property protection security; providing for the payment of certain benefits to victims of automobile accidents without regard to fault; restricting the right to bring actions for damages in certain cases of injury or damage caused by motor vehicle accidents; providing the necessary administrative procedures for the implementation of the Act; making certain acts illegal and providing penalties for their commission.

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

Senate File 370, by Senator Curtis, a bill for an act relating to individual income tax deductions.

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

Senate File 371, by Senator Schwieger, a bill for an act relating to the impanelling of grand juries with statewide jurisdiction and making an appropriation.

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

Senate File 372, by Senator Schwieger, a bill for an act relating to joint trials of defendants who are jointly indicted.

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

Senate File 373, by Senators Murray and Nystrom (Crawford), a bill for an act relating to an Iowa workstudy program, and making an appropriation.

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

Senate File 374, by Senators Andersen, Riley, Tieden, Willits, Miller of Des Moines, Briles, Plymat, Nystrom, Priebe and Miller of Marshall (Knoke, Jesse, McCormick, Doyle and Wells), a bill for an act relating to the payment of overtime of state employees.

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

HOUSE MESSAGE CONSIDERED

House File 240, a bill for an act relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions.

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

COMMUNICATIONS

The following communications were presented:

OFFICE OF THE GOVERNOR

State Capitol

Des Moines, Iowa 50319

February 9, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of the following:

Robert C. Landess of West Des Moines, Polk County, Iowa,
for appointment as Industrial Commissioner of the State of Iowa under the
provisions of Section 86.1 of the 1973 Code of Iowa.

Sincerely,
ROBERT D. RAY
Governor

Also:

March 9, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names
of the following:

Mr. John C. Thompson of Forest City, Winnebago County,

Mr. Herb Reed of Winterset, Madison County,

Iowa for appointment as members of the State Conservation Commission
of the State of Iowa under the provisions of Sections 107.1 and 107.2 of the
1973 Code of Iowa.

Sincerely,
ROBERT D. RAY
Governor

Also:

March 9, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name
of the following:

Mr. Fred Moore of Spencer, Clay County, Iowa,

for appointment as a member of the Commerce Commission of the State of
Iowa under the provisions of Section 474.2 of the 1973 Code of Iowa.

Sincerely,
ROBERT D. RAY
Governor

Also:

March 9, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names
of the following:

Mr. Roger Jensen of Eldora, Hardin County,

Mr. Verne Lawyer of Des Moines, Polk County,

Iowa, for appointment as members of the Aeronautics Commission of the
State of Iowa under the provisions of Section 328.2 of the 1973 Code of
Iowa.

Sincerely,
ROBERT D. RAY
Governor

Also:

March 12, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names
of the following:

Steve Zumbach of Ames, Story County,

Stanley Barber of Wellman, Washington County,

Harry Slife of Waterloo, Black Hawk County,
 S. J. Brownlee of Emmetsburg, Palo Alto County,
 Iowa for appointment as members of the State Board of Regents under the
 provisions of Section 262.3 of the 1973 Code of Iowa.

Sincerely,
 ROBERT D. RAY
 Governor

HOUSE AMENDMENTS CONSIDERED

Senate File 25

Senator Rabedeaux called up for consideration Senate File 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties, amended by the House, as follows:

- 1 Amend Senate File 25 as amended and passed by the
- 2 Senate and reprinted as follows:
- 3 1. Page 2A, by striking everything after the
- 4 word "Code" in line 27 and all of lines 28 through
- 5 33 and inserting in lieu thereof a period.
- 6 2. Page 2B, line 45, by striking all after the
- 7 word "illness", and inserting in lieu thereof the
- 8 following: " , injury, or physical disability."
- 9 3. Page 3A, by striking from lines 1 and 2 the
- 10 second word "organization" and inserting in lieu there-
- 11 of the word "person".
- 12 4. Page 3A, by striking from lines 4 and 5 the
- 13 words "members enrolled with the organization" and
- 14 inserting in lieu thereof the word "enrollees".
- 15 5. Page 5A, line 35, by inserting after the first
- 16 word "health" the following: "and the affected
- 17 regional health planning council, as authorized by
- 18 Public Law 89-749 (42 U.S.C. 246 (b) 2b), for their
- 19 nonbinding consultation and advice".
- 20 6. Page 5A, by striking from line 35 the words "and
- 21 the Iowa comprehensive health planning council".
- 22 7. Page 9, by striking all of lines 26 through 30 and
- 23 inserting in lieu thereof the following:
- 24 "Sec. 8. NEW SECTION. GOVERNING BODY. Ever, health
- 25 maintenance organization shall have a governing body

Page 2

- 1 separate and apart from the governing body of any other
- 2 legal entity. The governing body of any health
- 3 maintenance organization may include providers, other
- 4 individuals, or both. At any time the health
- 5 maintenance organization has more than one thousand
- 6 enrollees, not less than one-third of the membership
- 7 of the governing body shall be composed of these
- 8 enrollees provided that no enrollee member of the
- 9 governing body shall be the child, parent or spouse of
- 10 any professional person involved in health care
- 11 delivery, or have any other direct or official

12 relationship to any profession involved in health
13 care delivery. The commissioner shall establish
14 guidelines to implement this section.”

15 8. Page 11A, line 20, by inserting after the word
16 “health” the words “or sex”.

17 9. Page 12A, by striking lines 1 through 4 and
18 inserting in lieu thereof the following:

19 “1. Financial statements of the organization
20 including a balance sheet as of the end of the preceding
21 calendar year and statement of profit and loss for the
22 year then ended, certified by a certified public
23 accountant or an independent public accountant.”

24 10. Page 19, line 17, by striking the words “Polk
25 county” and inserting in lieu thereof the following:

Page 3

1 “the county where the health maintenance organization’s
2 principal place of business is located,”.

3 11. Page 19, line 19, by inserting after the
4 period the following new sentence: “If the health
5 maintenance organization’s principal place of business
6 is outside this state, the review shall be by the
7 district court of Polk County.”

8 12. Page 20A, line 22, by striking the word
9 “commission” and inserting in lieu thereof the word
10 “commissioner”.

11 13. Page 21A, by inserting in line 2 a period
12 after the word “Code”.

13 14. Page 21A, by striking all of lines 3 through 8.

14 15. Page 21A, by striking in lines 22 and 23 the
15 words “; it being further provided, however, that no”
16 and inserting in lieu thereof the words “. Upon a
17 prospective enrollee’s request, a list of locations of
18 services and a list of providers who have current
19 agreements with the health maintenance organization
20 shall be made available. No”.

21 16. Page 21A, by striking in lines 23 and 24
22 the words “in soliciting enrollees or”.

23 17. Page 21A, line 26, by inserting after the
24 word “chiropractor” the following:

25 “, or professional corporation as defined by chapter

Page 4

1 four hundred ninety-six C (496C) of the Code.”.

Senator Rabedeaux offered amendment S—217 to the House
amendment filed by him:

S—217

1 Amend the House amendment to Senate File 25 as follows:

2 1. Page 1 by striking lines 22 through 25.

3 2. Page 2 by striking lines 1 through 14.

Senator Doderer offered amendment S—251 to amendment
S—217 and moved its adoption:

S—251

- 1 Amend Rabedaux amendment S—217 to House amendment to
- 2 Senate File 25 by striking lines 2 and 3 and inserting
- 3 in lieu thereof the following:
- 4 "1. Page 2, by striking lines 4 through 14 inclu-
- 5 sive and inserting in lieu thereof the following:
- 6 'individuals, or both.'"

The amendment to the amendment lost.

Senator Rabedaux moved the adoption of his amendment to the House amendment and requested a roll call.

On the question "Shall amendment S—217 be adopted?" (S.F. 25) the vote was:

Rule 24 was invoked.

Ayes, 25:

Andersen	Hultman	Milligan	Riley
Bergman	Kelly	Nystrom	Schwengels
Briles	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedaux	Tieden
Griffin	Miller of	Ramsey	Winkelman
Hill	Marshall		

Nays, 22:

Blouin	Hansen	Nolin	Schaben
Coleman	Heying	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Murray	Rodgers	

Absent or not voting, 3:

Junkins	Kyhl	Shaw
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The amendment to the House amendment was adopted.

Senator DeKoster offered amendment S—248 to the House amendment and moved its adoption:

S—248

- 1 Amend the House amendment to Senate File 25, page 3,
- 2 by striking all of line 13.

Roll call was requested.

On the question "Shall amendment S—248 be adopted?" (S.F. 25) the vote was:

Ayes, 35:

Andersen	DeKoster	Heying	Lamborn
Bergman	Gallagher	Hill	Milligan
Blouin	Gluba	Kelly	Murray
Coleman	Griffin	Kennedy	Nolin
Curtis	Hansen	Kinley	Nystrom

Orr	Priebe	Schwieger	Van Gilst
Palmer	Ramsey	Scott	Willits
Plymat	Rodgers	Taylor	Winkelman
Potter	Schwengels	Tieden	

Nays, 7:

Briles	Hultman	Miller of	Miller of
Glenn	McCartney	Des Moines	Marshall
			Rabedeaux

Absent or not voting, 8:

Doderer	Kyhl	Robinson	Shaff
Junkins	Riley	Schaben	Shaw

The amendment to the House amendment was adopted.

The Chair ruled amendment S—197 filed by Senators Schwieger and Murray out of order with the adoption of amendment S—217.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

Senate File 25

The Senate resumed consideration of the House amendment to Senate File 25.

Senator Schwieger offered amendment S—255 to the House amendment and called for a division of the amendment as follows:

S—255

Division S—255A

1 Amend the House amendment to Senate File 25, page 1, by
2 adding after line 21 the following new divisions:

3 (1) Page 9, line 26, by adding after the period the follow-
4 ing new sentence: "Every health maintenance organization
5 shall have a governing body separate and apart from the
6 governing body of any other legal entity."

Division S—255B

7 (2) Page 9, by adding after line 30 the following new
8 paragraph:

9 "The executive committee of the governing body of
10 a health maintenance organization shall have reasonable
11 enrollee representation on it from the enrollee members
12 of the governing body."

Senator Rabedeaux raised the point of order that division S—255A contained the same subject matter already considered by the Senate.

The Chair ruled the point well taken and division S—255A of the amendment out of order with the adoption of amendment S—217.

Senator Schwieger moved the adoption of division S—255B.

Division was called for.

Division S—255B of the amendment lost.

Senator Doderer offered amendment S—256 to the House amendment:

S—256

- 1 Amend the House amendment to Senate File 25, page 1,
- 2 by adding after line 21 the following new division:
- 3 (1) Page 9, line 26, by adding after the period the
- 4 following new sentence: "The majority of the members
- 5 of the governing board of a health maintenance organi-
- 6 zation shall not be board members of any other single
- 7 corporation."

Senator Rabedeaux raised the point of order that the amendment was not germane.

The Chair ruled the point not well taken and the amendment in order.

Senator Schaben offered amendment S—257 to amendment S—256:

S—257

- 1 Amend the Doderer amendment S—256 filed March 19
- 2 line 6, by inserting the word "insurance" after the
- 3 word "single".

Senator Doderer asked and received unanimous consent to withdraw amendment S—256.

Amendment S—257 ruled out of order.

Senator Doderer offered amendment S—258 and moved its adoption:

S—258

- 1 Amend the House amendment to Senate File 25, page 1,
- 2 by adding after line 21 the following new division:
- 3 (1) Page 9, line 26, by adding after the period the
- 4 following new sentence: "Board members of a single
- 5 board of any other corporation shall not constitute
- 6 a majority of the members of the health maintenance
- 7 organization board."

Roll call was requested.

On the question "Shall amendment S—258 be adopted?" (S.F. 25) the vote was:

Ayes, 21:

Blouin	Heying	Nolin	Schaben
Coleman	Hill	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Rodgers	Willits
Gluba	Des Moines		

Nays, 26:

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

Absent or not voting, 3:

Junkins	Kyhl	Tieden
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The amendment to the House amendment lost.

Senator Rabedeaux moved that the Senate concur in the House amendment as amended.

On the question "Shall the motion to concur in the House amendment as amended be adopted?" (S.F. 25) the vote was:

Ayes, 46:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman

Nays, 2:

Glenn	Heying
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Absent or not voting, 2:

Junkins	Kyhl
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The motion prevailed and the Senate concurred in the House amendment as amended.

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

On the question "Shall the bill pass?" (S.F. 25) the vote was:

Ayes, 44:

Andersen	Hill	Murray	Schaben
Bergman	Hultman	Nystrom	Schwengels
Blouin	Kelly	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, 4:

Coleman	Heying	Nolin	Rodgers
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Absent or not voting, 2:

Junkins	Kyhl
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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 375, by committee on county government, a bill for an act relating to recalculation of amounts payable to counties from the moneys and credits tax replacement fund.

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

Senate File 376, by committee on ways and means, a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor.

Read first time and referred to committee on **appropriations** (under Rule 37).

Senate File 377, by Senator Hansen, a bill for an act relating to municipal tort claims.

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

Senate File 378, by Senators Hansen, Palmer, Andersen, Shaff and Priebe (Crabb, Holden, Drake and Caffrey), a bill for an act to authorize the issuance of industrial aid bonds for hospital, clinic, and health care facilities.

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

Senate File 379, by Senators Riley, Willits and Priebe (Clark of Lee, Husak, Egenes, Jesse, Drake, McCormick, Stanley,

De Jong, Grassley and Wells, a bill for an act relating to vacations for state employees.

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

Senate File 380, by Senators Briles and Priebe (Freeman and Krause), a bill for an act relating to pension benefits for policemen and firemen.

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

Senate File 381, by Senators Tieden and Shaff (Schroeder and Hansen), a bill for an act relating to a state fuel tax credit.

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

Senate File 382, by Senator Robinson, a bill for an act relating to the repair of railway crossings.

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

Senate File 383, by Senator Robinson, a bill for an act relating to the Uniform Support of Dependents Law.

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

Senate File 384, by Senator Willits, a bill for an act relating to mechanic's liens.

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

Senate File 385, by Senators Schwengels, Willits, Miller of Des Moines, Briles, Plymat, Andersen, Rodgers and Priebe (Harvey, Crawford, Husak, Dunton, Woods, Jesse, Doyle, Drake, McCormick and Wells), a bill for an act relating to a pay adjustment for state employees within the merit employment system.

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

Senate File 386, by Senator Van Gilst, a bill for an act relating to mechanic's liens.

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

Senate File 387, by Senators Schwengels and Nystrom, a bill for an act relating to motor vehicle inspection and safety.

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

COMMUNICATION

The following communication was received and placed on file:

OFFICE OF THE GOVERNOR

State Capitol

Des Moines, Iowa 50319

March 6, 1973

The Honorable Arthur A. Neu
Lieutenant Governor
State Capitol
Local

Dear Governor Neu:

I want to inform you that this office will not be submitting the names for Commissioner of Public Health and Superintendent of Banking at the present time.

Oliver Hansen, the present Superintendent of Banking, has indicated to us that he will return to private business at the end of his term. Governor Ray has not had ample time to name a successor to Mr. Hansen's position, but we are presently in the process of considering candidates and the Governor will forward you his new appointment as soon as it is made.

It is our understanding that legislation has been introduced which might change the requirements of the Commissioner of Public Health. For this reason the Governor wishes to delay the submission of his nomination for this Commission pending the outcome of this proposed legislation.

Very truly yours,
WYTHE WILLEY
Executive Assistant

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 333 State government
- S. F. 355 Human and industrial relations
- S. F. 358 Commerce
- S. F. 359 Judiciary
- S. F. 360 Human and industrial relations
- S. F. 361 State government
- S. F. 363 Ways and means
- S. F. 364 Cities and towns
- S. F. 365 Judiciary
- S. F. 366 Human resources

S. F. 367 Human resources

S. F. 368 Judiciary

COMMUNICATIONS

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

THE STATE OF CONNECTICUT

A copy of House Resolution 17, adopted by the House of Representatives of the State of Connecticut, declaring to be in favor of the Liberty Amendment now pending in Congress as House Joint Resolution 23.

THE STATE OF SOUTH DAKOTA

A copy of Senate Concurrent Resolution 2, adopted by the South Dakota Legislature, memorializing the Congress to undertake an independent investigation and to direct the Interstate Commerce Commission to investigate the freight rates applicable to small grains and to prescribe such rates, charges, rules and regulations as shall be found reasonable and equitable.

THE STATE OF MISSISSIPPI

A copy of House Concurrent Resolution 14, adopted by the Mississippi Legislature, making application to the Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States which would not abridge the right of persons lawfully assembled in any public building supported in whole or in part through the expenditure of public funds, to participate in voluntary prayer.

THE DEPARTMENT OF SOCIAL SERVICES

The report on Subsidized Adoption prepared by the Iowa Department of Social Services in compliance with Chapter 259 of the Acts of the First Regular Session of the Sixty-fourth General Assembly.

THE TREASURER OF STATE

The report on the condition of the State of Iowa Treasury for the biennium ending June 30, 1972, made to the Sixty-fifth General Assembly in accordance with Chapter 12.17 of the 1973 Code of Iowa.

ANNOUNCEMENT OF INVESTIGATING COMMITTEES
ON GOVERNOR'S APPOINTMENTS

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

As members of the Air Quality Commission of the Iowa Department of Environmental Quality:

Graydon Anderson, Greene, Iowa, for a term ending June 30, 1976.

Senator Taylor, Chairman
Senator Curtis
Senator Orr

Don McLeod, Centerville, Iowa, for a term ending June 30, 1976.

Senator Ramsey, Chairman
Senator Andersen
Senator Heying

Herb Campbell, Washington, Iowa, for a term ending June 30, 1974.

Senator Schwengels, Chairman
Senator Riley
Senator Coleman

Mrs. Jane B. Smith, Sioux City, Iowa, for a term ending June 30, 1974.

Senator Kelly, Chairman
Senator Rabedeaux
Senator Gallagher

As members of the Water Quality Commission of the Iowa Department of Environmental Quality:

Robert Buckmaster, Waterloo, Iowa, for a term ending June 30, 1976.

Senator Hansen, Chairman
Senator DeKoster
Senator Miller of Des Moines

Dale Hendricks, Bloomfield, Iowa, for a term ending June 30, 1976.

Senator Glenn, Chairman
Senator Bergman
Senator Shaff

James Bellamy, Knoxville, Iowa, for a term ending June 30, 1974.

Senator Van Gilst, Chairman
Senator Schwieger
Senator Murray

Bob Russell, Iowa City, Iowa, for a term ending June 30, 1974.

Senator Doderer, Chairman
Senator Griffin
Senator Tieden

As members of the Solid Waste Disposal Commission of the Iowa Department of Environmental Quality:

Charles Laverty, Indianola, Iowa, for a term ending June 30, 1976.

Senator Van Gilst, Chairman
Senator Ramsey
Senator Potter

Dr. Samuel Tuthill, Iowa City, Iowa, for a term ending June 30, 1974.

Senator Doderer, Chairman
Senator Ramsey
Senator Plymat

Rosemary Shearer, Des Moines, Iowa, for a term ending June 30, 1974.

Senator Willits, Chairman
Senator Griffin
Senator Shaw

Fred Gosch, Humboldt, Iowa, for a term ending June 30, 1976.

Senator Coleman, Chairman
Senator Miller of Marshall
Senator Tieden

As members of the Chemical Technology Commission of the Iowa Department of Environmental Quality:

Gordon E. Mau, New Hampton, Iowa, for a term ending June 30, 1974.

Senator McCartney, Chairman
Senator Bergman
Senator Nolin

Robert C. Yapp, Des Moines, Iowa, for a term ending June 30, 1974.

Senator Kinley, Chairman
Senator Briles
Senator Winkelman

As a member of the Iowa Commission for the Blind.

Elwyn Hemken, Blairsburg, Iowa, for a regular three-year term ending June 30, 1976.

Senator Nystrom, Chairman
Senator Riley
Senator Schaben

As a member of the Iowa Public Employees Retirement System Advisory Investment Board.

Dale K. DeKoster, Waterloo, Iowa, for a regular six-year term ending June 30, 1979.

Senator Schwieger, Chairman
Senator Griffin
Senator Robinson

As members of the Iowa Council on Social Services:

Lois Emanuel, Marion, Iowa, for a regular six-year term ending June 30, 1979.

Senator Potter, Chairman
Senator Andersen
Senator Palmer

Mrs. Meredith U. Deevers, Bettendorf, Iowa, for a regular six-year term ending June 30, 1979.

Senator Shaw, Chairman
Senator Murray
Senator Coleman

As a member of the Iowa Board of Parole:

Lawrence Carstensen, Clinton, Iowa, for a regular six-year term ending June 30, 1979.

Senator Shaff, Chairman
Senator DeKoster
Senator Nolin

As members of the Iowa Natural Resources Council:

Perry L. Christensen, Kent, Iowa, for a regular six-year term ending June 30, 1979.

Senator Briles, Chairman
Senator Miller of Marshall
Senator Glenn

Dr. M. A. Dalchow, Maquoketa, Iowa, for a regular six-year term ending June 30, 1979.

Senator Lamborn, Chairman
Senator Andersen
Senator Rodgers

Leigh R. Curran, Mason City, Iowa, for a regular six-year term ending June 30, 1979.

Senator McCartney, Chairman
Senator Plymat
Senator Scott

As members of the Iowa State Conservation Commission:

Herb Reed, Winterset, Iowa, for a regular six-year term ending June 30, 1979.

Senator Rodgers, Chairman
Senator DeKoster
Senator Miller of Marshall

John C. Thompson, Forest City, Iowa, for a regular six-year term ending June 30, 1979.

Senator Priebe, Chairman
Senator Hansen
Senator McCartney

As a member of the Iowa Commerce Commission:

Fred Moore, Spencer, Iowa, for a regular six-year term ending June 30, 1979.

Senator Bergman, Chairman
Senator Orr
Senator Rabedeaux

As members of the Iowa Aeronautics Commission:

Verne Lawyer, Des Moines, Iowa, for a regular six-year term ending June 30, 1979.

Senator Milligan, Chairman
Senator Heying
Senator Hultman

Roger Jensen, Eldora, Iowa, for a regular six-year term ending June 30, 1979.

Senator Miller of Marshall, Chairman
Senator Robinson
Senator Taylor

As Industrial Commissioner for the State of Iowa:

Robert C. Landess, West Des Moines, Iowa, for a regular six-year term ending June 30, 1979.

Senator Riley, Chairman
Senator Hill
Senator Milligan

As members of the City Development Board for the State of Iowa:

Michael V. Dunn, Keokuk, Iowa, for a two-year term ending June 30, 1974.

Senator Junkins, Chairman
Senator Curtis
Senator Kelly

Mrs. Sharon Nail, Webster City, Iowa, for a four-year term ending June 30, 1976.

Senator Nystrom, Chairman
Senator Blouin
Senator Schwieger

Gregory O. Hapgood, Marion, Iowa, for a six-year term ending June 30, 1978.

Senator Potter, Chairman
Senator Gluba
Senator Hultman

As members of the Iowa State Board of Regents:

Steve Zumbach, Ames, Iowa, for an unexpired portion of a term ending June 30, 1977.

Senator Murray, Chairman
Senator Gallagher
Senator Tieden

Stanley Barber, Wellman, Iowa, for a regular six-year term ending June 30, 1979.

Senator Schwengels, Chairman
Senator Curtis
Senator Scott

Harry Slife, Cedar Falls, Iowa, for a regular six-year term ending June 30, 1979.

Senator Hansen, Chairman
Senator Junkins
Senator Winkelman

S. J. Brownlee, Emmetsburg, Iowa, for a regular six-year term ending June 30, 1979.

Senator Priebe, Chairman
Senator Milligan
Senator Nystrom

REPORTS OF COMMITTEE

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 253**, a bill for an act to legalize and validate the proceedings of the board of township trustees of Saylor Township of Polk County, Iowa in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable to obligations of said township, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 276**, a bill for an act relating to the termination of commitment orders, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 135**, 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**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

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

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—259

- 1 Amend Senate File 108 as follows:
- 2 1. Page 2, by adding after line 35 the following new
- 3 section:
- 4 Sec. *NEW SECTION. LICENSING.* The department of
- 5 revenue shall license persons to operate or conduct games of
- 6 skill, games of chance, raffles and bingo games. A license
- 7 fee of ten dollars shall be charged and the license shall be
- 8 valid for one year. A person shall not operate or conduct a
- 9 game of skill, a game of chance, raffle or bingo game unless
- 10 he is licensed by the department of revenue and prominently

11 displays the license at the place of operation.
12 2. By renumbering the bill sections to conform with this
13 amendment.

CLIFTON C. LAMBORN
GENE W. GLENN

S-260

1 Amend Senate File 108, as follows:
2 1. Page 4, by adding after line 34, the following
3 sections:
4 Sec. Section four hundred twenty-two point forty-
5 three (422.43), unnumbered paragraphs two (2) and three (3),
6 Code 1973, are amended to read as follows:
7 There is hereby imposed a tax of three percent upon the
8 gross receipts derived from the operation of all forms of
9 amusement devices and *games of skill, games of chance,*
10 *raffles and bingo games as defined in this Act, and commer-*
11 *cial amusement enterprises operated or conducted within the*
12 *state of Iowa, such tax to be collected from the operator in*
13 *the same manner as is provided for the collection of taxes*
14 *upon the gross receipts of tickets or admission as provided*
15 *in this section.*

16 The tax thus imposed shall cover all receipts from the
17 operation of *games of skill, games of chance, raffles and*
18 *bingo games as defined in this Act, and musical devices,*
19 *weighing machines, shooting galleries, billiard and pool*
20 *tables, bowling alleys, pinball machines, slot-operated*
21 *devices selling merchandise not subject to the general sales*
22 *taxes and on all receipts from devices or systems where*
23 *prizes are in any manner awarded to patrons and upon the*
24 *receipts from fees charged for participation in any game or*
25 *other form of amusement, and generally upon the gross receipts*

Page 2

1 from any source of amusement operated for profit not speci-
2 fied herein, and upon the gross receipts from which no tax is
3 collected for tickets or admission, but no tax shall be im-
4 posed upon any activity exempt from sales tax under the pro-
5 vision of subsection 4 of section 422.45. Every person re-
6 ceiving gross receipts from the sources as defined in this
7 section shall be subject to all provisions of this division
8 relating to retail sales tax and such other provisions of
9 this chapter as may be applicable.

10 Sec. Sections four hundred twenty-two point forty-
11 five (422.45), subsection three (3), Code 1973, is amended
12 to read as follows:

13 3. The gross receipts from sales of educational, reli-
14 gious, or charitable activities, where the entire proceeds
15 therefrom are expended for educational, religious, or char-
16 itable purposes, *except the gross receipts from games of*
17 *skill, games of chance, raffles and bingo games as defined in*
18 *this Act.*

19 2. By renumbering the bill sections to conform with this
20 amendment.

CLIFTON C. LAMBORN
ROGER J. SHAFF
GENE W. GLENN

S—253

- 1 Amend Senate File 332 as follows:
- 2 Page 1, by striking lines 8 through 13 and insert-
- 3 ing in lieu thereof the following:
- 4 3. Pneumatic tires with inserted ice grips or
- 5 tire studs projecting not more than one-sixteenth inch
- 6 beyond the tread of the traction surface of the tire
- 7 during the period from November first of each year to
- 8 April first of the following year on emergency fire,
- 9 police and ambulance vehicles, school buses, rural
- 10 mail carrier vehicles, and vehicles operated by a
- 11 handicapped or paraplegic person who holds a valid
- 12 permit to display a distress flag as provided in
- 13 chapter six hundred one E (601E) of the Code.

BASS VAN GILST

S—252

- 1 Amend Senate File 346, page 1, by striking all of line 1 after
- 2 the word "Act", and all of line 2 and inserting in lieu
- 3 thereof the following: "appropriating funds to the bureau
- 4 of labor for deposit in the amusement inspection fund to
- 5 finance amusement ride inspections."

LUCAS J. DeKOSTER

S—254

- 1 Amend Senate File 362, page 7, line 18, by insert-
- 2 ing after the word "*the*" the words "*district's modified*".

WILLARD R. HANSEN

S—249

- 1 Amend House File 209, page 10, by adding a new section as
- 2 follows:
- 3 Sec. 26. Section twenty-three point one (23.1), Code 1973,
- 4 unnumbered paragraph two (2), is amended to read as follows:
- 5 The word "municipality" as used in this chapter shall mean
- 6 county, except in the exercise of its power to make contracts
- 7 for secondary road improvements, city, town, township, school
- 8 corporation, state fair board, state board of regents, and
- 9 state [board of control] *department of social services*.

TOM RILEY

S—250

- 1 Amend House File 287 as amended, passed, and
- 2 reprinted by the House as follows:
- 3 1. Page 2A, line 12, by striking the words
- 4 "[five] *seven*" and inserting in lieu thereof the
- 5 word "*five*".
- 6 2. Page 2A, line 12, by striking the words
- 7 "[Three] *Five*" and inserting in lieu thereof the
- 8 word "*Three*".
- 9 3. Page 2A, line 16, by striking the word
- 10 "[and]" and inserting in lieu thereof the word
- 11 "*and*".
- 12 4. Page 2A, line 17, by striking the words
- 13 "*, and two*".

- 14 5. Page 2A, by striking lines 18 through
15 22, inclusive, and inserting in lieu thereof
16 the word ". The".
- 17 6. Page 2A, by striking lines 28 and 29.
- 18 7. Page 2A, line 30, by striking the words
19 "[Members appointed]" and inserting in lieu thereof
20 the words "Members appointed".
- 21 8. Page 2A, by striking lines 31, 32, and 33
22 and inserting in lieu thereof the words "by the
23 governor".
- 24 9. Page 2B, line 39, by striking the words
25 "*The members who are active*".

Page 2

- 1 10. Page 2B, by striking lines 40 through 44,
2 inclusive.
- 3 11. Page 2B, by striking lines 52 through 55,
4 inclusive.
- 5 12. Page 11A, by striking lines 27 through
6 35, inclusive.
- 7 13. Page 11B, by striking lines 36 through
8 44, inclusive.
- 9 14. By renumbering the sections as necessary.

JAMES W. GRIFFIN, SR.

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, March 20, 1973.

JOURNAL OF THE SENATE

SEVENTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MARCH 20, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Eugene Weimer, pastor of the Holy Name Catholic Church, West Union, Iowa.

The Journal of Monday, March 19, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. G. L. Schmitt, Cedar Rapids, Iowa.

PRESENTATION OF VISITORS

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

Thirteen students, members of Cadette Troop 77, from Hoover Elementary School, Mason City, Iowa, accompanied by Mrs. Ernest Kopal. Senator Scott.

Sixty students from Belle Plaine Community High School, Belle Plaine, Iowa, accompanied by their principal, Roland Hanson. Senator Orr.

Twenty-five students from Woodlawn Elementary School, Des Moines, Iowa, accompanied by their instructor, Mrs. Crawford. Senator Plymat.

Thirty students from Bennett Community School, Bennett, Iowa, accompanied by Mr. Kelly and Mr. Hucksted. Senator Lamborn.

Twenty-five students from Callanan Junior High School, Des Moines, Iowa, accompanied by Gerald LaBlanc. Senator Milligan.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from sixty residents of Allamakee and

Winneshiek Counties opposing the establishment of an Iowa Natural and Scenic Rivers System.

By Senator Orr, from one hundred seventeen residents of Poweshiek County favoring Senate File 260, which would allow cosmetologists to cut the hair of any person.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Taylor, from forty-eight residents of Wright County.

Senator McCartney, from thirteen residents of Mitchell County.

Senator Nolin, from forty-five residents of Audubon County.

Senator Nolin, from forty-nine residents of Greene County.

Senator Bergman, from one hundred sixty-eight residents of O'Brien County.

Senator Miller, from twenty-one residents of Hardin County.

Senator Plymat, from forty-nine residents of Polk County.

Senator Rodgers, from fifty-four residents of Dallas County.

Senator Schwengels, from one hundred fourteen residents of Van Buren County.

Senator Schwengels, from twenty-three residents of Henry County.

Senator Andersen, from forty-three residents of Monona County.

Senator Schaben, from twenty-two residents of Harrison County.

Senator Schaben, from fifty-seven residents of Cass, Shelby and Harrison Counties.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate Concurrent Resolution 28, urging the Department of Health, Education and Welfare to rescind or modify its proposed rules for the Social Security Act.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 388, by Senator McCartney, a bill for an act to allow discretion in school bus transportation.

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

Senate File 389, by Senator McCartney, a bill for an act relating to the appointment of jury commissioners.

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

Senate File 390, by Senator Miller of Des Moines, a bill for an act relating to construction and maintenance of roads, bridges and other internal improvements.

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

Senate File 391, by Senator Lamborn, a bill for an act relating to when proof of financial responsibility is required after suspension or revocation of license.

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

Senate File 392, by Senators Rodgers, Coleman, Scott, Orr, Van Gilst and Shaff, a bill for an act authorizing merged areas to acquire and operate student centers and parking facilities, and to finance the cost with revenue bonds.

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

Senate File 393, by Senator Doderer, a bill for an act relating to the military service tax exemption.

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

Senate File 394, by Senator Rabedaux (Holden), a bill for an act relating to the annexation of territory by cities and towns.

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

Senate File 395, by Senators Doderer and Plymat (Higgins, Bittle and Cusack), a bill for an act to grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation.

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 39 and 124; House File 30.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, the following bills: Senate Files 39 and 124; House File 30.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports it has on this 20th day of March, 1973, sent to the Governor for his approval: Senate Files 39 and 124.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 122.

House File 122

On motion of Senator Curtis, House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hill offered amendment S—221 filed by Senators Hill and Lamborn:

S—221

- 1 Amend House File 122, as passed by the House, page 2,
- 2 by inserting after line 2, the following new section:
- 3 Sec. Section four hundred twenty-three point
- 4 four (423.4), Code 1973, is amended by adding the fol-
- 5 lowing new subsection:

6 **NEW SUBSECTION.** Commercial vehicles as defined in
 7 subsection three (3) of section three hundred twenty-
 8 six point two (326.2) of the Code shall be exempt from
 9 the tax imposed by this chapter to the extent provided
 10 in this subsection.

11 a. Any commercial vehicle with a gross weight ex-
 12 ceeding eight thousand pounds shall be subject to the
 13 tax imposed under this chapter in the proportion that
 14 the total miles traveled in this state by the total
 15 fleet of an owner of commercial vehicles bears to the
 16 total miles traveled by the total fleet.

17 b. The tax shall be based upon the operation of com-
 18 mercial vehicles for the preceding years as defined in
 19 subsection ten (10) of section three hundred twenty-six
 20 point two (326.2) of the Code.

21 c. The director of revenue and the executive secre-
 22 tary of the Iowa reciprocity board shall cooperate in
 23 determining the rates to be applied. The director of reve-
 24 nue shall have access to all information held by the Iowa
 25 reciprocity board in order to compute the amount of tax due.

DEFERRED

Senator Glenn raised the point of order that a fiscal note was required on House File 122, under Senate Rule 31.

The Chair ruled the point well taken and further action on House File 122 was deferred pending receipt of fiscal notes on the bill and on amendment S—221.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 208.

House File 208

On motion of Senator Shaff, House File 208, a bill for an act relating to the property tax exemption for property owned by cemetery associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered amendment S—244 filed by him and moved its adoption:

S—244

1 Amend House File 208, page 1, by striking lines 8 through
 2 12 and inserting in lieu thereof the following:

3 "7. PROPERTY OF CEMETERY ASSOCIATIONS. Burial
 4 grounds, mausoleums, buildings and equipment owned
 5 and operated by nonprofit cemetery associations and
 6 used exclusively for the maintenance and care of the

7 cemeteries devoted to interment of human bodies and human
8 remains.”

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?” (H.F. 208) the vote was:

Ayes, 43:

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

Nays, none.

Absent or not voting, 7:

Briles	Griffin	Kyhl	Schwengels
Coleman	Hansen	Priebe	

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

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order House File 48.

House File 48

The Senate resumed consideration of House File 48, a bill for an act defining the term tandem axle, and the point of order raised by Senator Griffin that the Priebe amendment S—72 was not germane to the bill.

The Chair ruled the point well taken and that amendment S—72 and amendment S—83 to the amendment were out of order.

Senator Coleman withdrew amendment S—205 filed by him on March 5, 1973.

Senator Coleman asked and received unanimous consent to withdraw the following motion to reconsider filed by him on March 5:

MR. PRESIDENT: I move to reconsider the vote by which amendment S—74 to House File 48 was adopted by the Senate.

Senator Schaben offered amendment S—186 filed by him:

S—186

1 House File 48, as amended and passed by the House,
 2 is amended as follows:
 3 1. By adding after line 10 the following new
 4 section:
 5 Sec. Chapter three hundred twenty-one E
 6 (321E), Code 1973, is amended by adding the following
 7 new section:
 8 *NEW SECTION.* Subject to the provisions of section
 9 three hundred twenty-one E point three (321E.3) of the
 10 Code, the commission may, upon application and good
 11 cause being shown, issue a special permit to allow the
 12 operation of a vehicle with loads up to the maximum
 13 gross weights specified in section three hundred twenty-
 14 one point four hundred sixty-three (321.463) of the Code
 15 to transport grain and other seasonally harvested agri-
 16 cultural products from the field in which the crops are
 17 harvested to a market or storage facility when failure
 18 to move the grain or other seasonally harvested agri-
 19 cultural products in abundant quantities would cause
 20 economic loss to the person whose products are being
 21 transported or when failure to move the products in as
 22 large a quantity as possible would not be in the best
 23 interests of the national defense or general welfare.
 24 The special permit shall be issued for a period not to
 25 exceed ninety days at a fee of ten dollars. However, a

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1 tolerance of twenty-five percent above the maximum gross
 2 weight permitted by law shall be allowed on all vehicles
 3 operating under special permit issued pursuant to this
 4 section.
 5 2. Amend the title, line 1, by striking everything
 6 after the word "Act" and inserting in lieu thereof the
 7 words "relating to the weight of vehicles operated on
 8 Iowa's roads by defining tandem axle and providing
 9 for movement of harvested agricultural products."

Senator McCartney raised the point of order that the amend-
 ment was not germane to the subject matter of the bill.

The Chair ruled the point well taken and amendment S—186
 out of order.

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

On the question "Shall the bill pass?" (H.F. 48) the vote was:

Ayes, 45:

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

Nays, none.

Absent or not voting, 5:

Griffin	Kyhl	Priebe	Riley
Hansen			

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

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 203, a bill for an act relating to the deposit of public funds.

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

Senate File 231, a bill for an act to make a supplemental appropriation from moneys received by the board of nursing examiners.

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

House File 38, a bill for an act relating to salaries for deputy sheriffs in counties where district court is held in two places.

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

House File 95, a bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.

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

House File 253, a bill for an act relating to the importing and releasing of game.

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

House File 272, a bill for an act relating to the use of trotlines.

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

House File 291, a bill for an act making an appropriation to the commission on aging.

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

House File 314, a bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax.

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

House File 328, a bill for an act to increase the tax on little cigars.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 396, by committee on county government, a bill for an act relating to departmental regulations affecting local governmental bodies.

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

Senate File 397, by Senator Kelly (Doyle), a bill for an act relating to the method of paying court reporters.

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

Senate File 398, by Senator Blouin, a bill for an act to prohibit governmental appointees from being required to give an oath of political allegiance or make certain contributions as a condition of employment and to provide a penalty for violations.

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

Senate File 399, by Senator Shaw (Holden), a bill for an act relating to rules of the fire marshal.

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

Senate File 400, by Senator Lamborn, a bill for an act providing for the review and approval of secondary road projects by the state highway commission.

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

Senate File 401, by committee on higher education, a bill for an act relating to transfer of patients to the university hospital.

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

Senate File 402, by Senator Griffin, a bill for an act relating to notice of a proposed special assessment.

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

HOUSE MESSAGES CONSIDERED

House File 38, a bill for an act relating to salaries for deputy sheriffs in counties where district court is held in two places.

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

House File 95, a bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.

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

House File 253, a bill for an act relating to the importing and releasing of game.

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

House File 272, a bill for an act relating to the use of trotlines.

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

House File 291, a bill for an act making an appropriation to the commission on aging.

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

House File 314, a bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax.

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

House File 328, a bill for an act to increase the tax on little cigars.

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 48 passed the Senate on March 20, 1973.

MINNETTE DODERER

BILLS ASSIGNED TO COMMITTEE

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

S. F. 369 Commerce

S. F. 370 Ways and means

- S. F. 371 Judiciary
- S. F. 372 Judiciary
- S. F. 373 Higher education
- S. F. 374 State government
- S. F. 377 Judiciary
- S. F. 378 Human resources
- S. F. 379 Human and industrial relations
- S. F. 380 Human and industrial relations
- S. F. 381 Ways and means
- S. F. 382 Commerce
- S. F. 383 Judiciary
- S. F. 384 Judiciary
- S. F. 385 State government
- S. F. 386 Judiciary
- S. F. 387 Judiciary
- H. F. 240 Human resources

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering committee calendar:

S. F. 68	H. F. 41	S. F. 290
H. F. 45		

CLIFTON C. LAMBORN, Chairman

REPORT OF COMMITTEE

Senator Nystrom submitted the following report:

MR. PRESIDENT: Your committee on higher education to which was referred **Senate File 175**, a bill for an act relating to workmen's compensation for employees engaged in agricultural work at institutions under control of the board of regents, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—262

- 1 Amend Senate File 175, page 1, line 12, by striking
- 2 the words "*of an experimental nature*".

JOHN N. NYSTROM, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—265

- 1 Amend Senate File 108, page 3, by striking lines 1 through
2 15 and inserting in lieu thereof the following:
3 Sec. 2. *NEW SECTION. CARNIVAL GAMES. Games may be operated*
4 and played at fairs, community celebrations, business promotions,
5 amusement parks, carnivals, church picnics, school carnivals, and
6 fund-raising events, provided:
7 1. The outcome of the game can be determined by the dexterity,
8 stamina, strength, reflexes, coordination, wit, or skill of the
9 player.
10 2. There is placed at the front of the game near the playing
11 area and well illuminated a sign measuring at least thirty inches
12 by thirty inches, constructed of permanent-type material and
13 lettering, stating at the top in letters at least one and one-
14 half inches high: "Rules of the Game". Thereunder there shall
15 be set forth in letters at least one inch high of easily readable
16 print, stating:
17 a. The name of the game.
18 b. The price to play the game.
19 c. The complete rules of the game.
20 d. The name and permanent address of the owner of the game.
21 3. No numbers that are used in the course of any game are
22 concealed from any player at any time before, during or after
23 play.
24 4. No numbers that are used in the course of any game are
25 converted into, added into, divided into, multiplied into, or

Page 2

- 1 subtracted from any other number, score or objective before,
2 during or after play.
3 5. The game or stand or building that houses the game
4 does not contain any control devices, levers, rods, wires,
5 hydraulic, pneumatic, or electrical connections which permit
6 manipulation of the game by the operator or other persons to
7 prevent a player from winning or to determine who the winner
8 will be.
9 6. The games does not utilize in any fashion deceptive
10 operator manipulations, sleight of hand tricks or fraud to
11 deceive the player.
12 7. The objective of the game, goal, scoring method, or
13 task is attainable and possible to perform as the "Rules of
14 the Game" state from the playing position of the player.
15 8. No merchandise is displayed as a prize that cannot
16 be won.
17 9. Cash prizes are not offered or awarded and merchandise
18 prizes are not repurchased at the game where they were won or
19 at any location organized for the purpose of repurchasing
20 prizes.
21 10. The cost to play the game does not exceed one dollar.
22 11. No prize exceeds a merchandise invoice valuation of
23 twenty-five dollars.
24 12. The game is operated only as the "Rules of the Game"
25 state.

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1 13. The game does not utilize increasing fee or increasing
2 stakes rules.

3 14. The game and stand that houses the game are constructed
4 in such fashion that a peace officer or inspector can easily
5 dismantle every part of the stand and game to verify compliance
6 with this section.

NORMAN RODGERS

S—263

1 Amend Senate File 108 by adding the following after
2 line 7 on page 6:

3 Sec. Chapter seven hundred twenty-six (726),
4 Code 1973, is amended by adding the following new section:
5 *NEW SECTION.* Natural persons shall be exempt from
6 prosecution and punishment under this chapter, chapter
7 seven hundred thirteen (713) and sections ninety-nine
8 point one (99.1) and three hundred sixty-eight point
9 seven (368.7), of the Code, for any game, wager or
10 transaction which is incidental to a bonafide social
11 relationship, is participated in by natural persons
12 only, and in which no person is participating, directly
13 or indirectly, in professional gambling by accepting
14 or offering to accept, for profit, any money, credits,
15 deposits or other thing of value risked in gambling
16 or any claim to or interest therein.

GENE W. GLENN

S—266

1 Amend Senate File 108 as follows:

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

4 Section 1. *NEW SECTION.* DEFINITIONS. As used in
5 this Act unless the context otherwise requires:

6 1. "Game" means a game whereby the result is deter-
7 mined by the player directing or throwing objects to
8 designated areas or targets, or by maneuvering water
9 or an object into a designated area, or by maneuvering
10 a dragline device to pick up particular items, or by
11 shooting a gun or rifle and means a game whereby the
12 result is determined by chance and the player in order
13 to win aligns objects or balls in a prescribed pattern
14 or order or makes certain color patterns appear and
15 specifically includes but is not limited to the game
16 commonly known as bingo and includes but is not limited
17 to mechanical or electronic recreational devices which
18 award free games or one or more additional balls or
19 shots upon attaining a certain score. Game does not
20 include a slot machine.

21 2. "Raffle" means a lottery in which each partici-
22 pant buys a ticket for a chance at a price with the
23 winner determined by a random method.

24 Sec. 2. *NEW SECTION.* EXEMPTIONS. Games and raffles
25 which are licensed may be played and operated and shall

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1 not be subject to the provisions of sections ninety-
2 nine point one (99.1), one hundred twenty-three point
3 forty-nine (123.49), subsection two (2), and five hundred
4 thirty-seven point four (537.4); and chapters ninety-
5 nine A (99A), seven hundred thirteen (713), and seven
6 hundred twenty-six (726) of the Code.

7 Sec. 3. *NEW SECTION. LICENSING.* No person shall
8 operate or conduct a game or raffle unless licensed
9 by the department of revenue. The department of revenue
10 shall license persons to conduct games and raffles.
11 A license fee of ten dollars shall be charged and the
12 license shall be valid for one year.

13 Sec. 4. *NEW SECTION. TAXATION.* There is imposed
14 upon the gross receipts of a game or raffle a tax at
15 the rate of ten percent of the gross receipts. This
16 tax is in lieu of and not in addition to the sales tax
17 imposed by chapter four hundred twenty-two (422) of
18 the Code.

19 Sec. 5. *NEW SECTION. REVENUE.* All license fee
20 receipts and all tax receipts collected under this Act
21 shall be remitted by the department of revenue to the
22 treasurer of state who shall credit the receipts to
23 the general fund of the state.

24 Sec. 6. *NEW SECTION. PENALTY.* Any person who
25 operates or conducts a game or raffle without a license

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1 shall be guilty of a misdemeanor.

2 Sec. 7. *NEW SECTION. RULES AND REGULATIONS.* The
3 department of revenue shall adopt rules and regula-
4 tions governing the procedure for licensing and the
5 collection of the tax imposed by this Act.

6 2. By amending the title, page 1, line 1, by striking
7 the words "of skill, games of chance" and inserting
8 the words "imposing a tax" after the word "raffles".

MICHAEL T. BLOUIN

S—261

1 Amend Senate File 205 by striking all after the
2 enacting clause and substituting the following in lieu
3 thereof:

4 Section 1. *NEW SECTION.* Any aggrieved party may
5 petition the Iowa state commerce commission for an order
6 requiring a railroad to construct, and maintain in good
7 repair, a catwalk and handrail along the side of any rail-
8 road bridge or trestle in this state if petitioner, after
9 hearing on the application, shows good and sufficient
10 necessity for such installation. Any order entered by the
11 commission shall restrict the use of such installation to
12 authorized railroad personnel and the railroad shall not
13 be liable in damages occasioned by other persons' use of
14 such installation, whether they be minors or otherwise.

BARTON L. SCHWIEGER

S—264

1 Amend House File 209, page 9, by striking lines 8
2 through 24 and inserting in lieu thereof the following:
3 Sec. 20. Section three hundred thirty-six point three
4 (336.3), Code 1973, is amended by striking the section and
5 inserting in lieu thereof the following:

6 336.3 ABSENCE OF COUNTY ATTORNEY—SUBSTITUTE—
7 COMPENSATION.

7 In case of absence, sickness, or disability of the county attorney
8 and his deputies, the court before whom it is his duty to appear,
9 and in which there may be business requiring his attention, may
10 appoint an attorney to act as county attorney, by order to be
11 entered upon the records of the court, and he shall receive out
12 of the compensation allowed to the county attorney, in proceedings
13 before a judicial magistrate, such sum as the board of supervisors
14 shall determine to be reasonable for the services rendered, and,
15 if in proceedings before a district associate judge or a district
16 judge, such sum as the judge shall determine to be a reasonable
17 compensation, and, while acting under said appointment, he shall
18 have all the authority and be subject to all the responsibilities
19 herein conferred upon county attorneys.

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, March 21, 1973.

JOURNAL OF THE SENATE

SEVENTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MARCH 21, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Wilbur Washington, counselor at Central College, Pella, Iowa.

The Journal of Tuesday, March 20, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert Martin, Cedar Rapids, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Schwengels for the day on request of Senator Bergman; Senator Plymat for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

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

Ten students, members of Boy Scout Troop 9, from Cedar Rapids, Iowa, accompanied by Herman Ginsberg and Dr. Meyer Schaffer. Senator Riley.

Nine students from Solon Community School, Solon, Iowa, accompanied by Mrs. Larry Kenyon and Mrs. Charles Snitker. Senator Doderer.

Fourteen students from Nashua Community School, Nashua, Iowa, accompanied by Ed Parks. Senator McCartney.

Forty students from Danville Community High School, Danville, Iowa, accompanied by their instructors, Mrs. Junker and Robert Heffelfinger. Senator Junkins.

Thirty students from Dows Community Junior-Senior High School, Dows, Iowa. Senator Schaben.

Forty-eight students from Webster City High School, Webster City, Iowa, accompanied by Bill Evans. Senator Nystrom.

PETITIONS

The following petitions were presented and placed on file:

By Senator Tieden, from one hundred sixty-five residents of Clayton County, opposing legislation to prohibit the allocation of sales tax receipts to the road use tax fund.

By Senator Tieden, from two hundred twenty residents of Clayton County, opposing the establishment of an Iowa Natural and Scenic Rivers System.

By Senator Priebe, from twenty-five residents of Kossuth County favoring November 11 as Veteran's Day.

By Senator Heying, from sixty-two residents of Fayette County, favoring legalized bingo for all citizens or for church organizations only.

By the following Senators, opposing the sale of liquor and beer on Sunday:

Senator Coleman, from forty residents of Calhoun County.

Senator Coleman, from twenty-nine residents of Humboldt County.

Senator Hill, from twenty-five residents of Jasper and Marion Counties.

Senator Hill, from one hundred ten residents of Polk County.

Senator Junkins, from twenty-four residents of Lee County.

Senator Kyhl, from thirty-four residents of Black Hawk County.

Senator Kyhl, from sixty-nine residents of Tama County.

Senator Miller, from eighty-six residents of Marshall County.

Senator Nystrom, from eighteen members of the Church of Christ, Webster City, Hamilton County.

Senator Nystrom, from forty-three residents of Hamilton County.

Senator Nystrom, from thirty-two residents of Boone and Story Counties.

Senator Rodgers, from thirty-nine residents of Adair County.

Senator Rodgers, from twenty-five residents of Adair County.

Senator Rodgers, from twenty-nine residents of Dallas County.

Senator Rodgers, from twenty-one residents of Madison County.

Senator Rodgers, from twenty-seven residents of Warren County.

Senator Schwengels, from twenty-two residents of Washington County.

Senator Scott, from eighteen residents of Cerro Gordo County.

Senator Shaw, from thirty-one residents of Scott County.

Senator Winkelman, from twenty-six residents of Calhoun County.

Senator Schaben, from twenty residents of Crawford and Pottawattamie Counties.

Senator Priebe, from twenty-two residents of Kossuth County.

Senator Priebe, from thirty-six members of the Open Bible Church, Swea City, Kossuth County.

Senator Priebe, from sixty-eight members of the First Presbyterian Church, Algona, Kossuth County.

Senator Van Gilst, from forty-six residents of Keokuk County.

Senator Lamborn, from eighty residents of Jackson and adjoining counties.

Senator Orr, from thirty-four residents of Poweshiek County.

Senator Heying, from twenty-four residents of Howard County.

Senator Miller, from twenty-four residents of Des Moines, Henry and Louisa Counties.

Senator Curtis, from eighty-five residents of Cherokee, Buena Vista, Sac and Ida Counties.

INTRODUCTION OF BILLS

Senate File 403, by Senator Kelly, a bill for an act relating to attorneys.

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

Senate File 404, by Senator Kelly (Hill and Stanley), a bill for an act relating to business corporations.

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

Senate File 405, by Senators McCartney, Robinson and DeKoster, a bill for an act relating to rights of a holder of certain instruments.

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

Senate File 406, by Senator Griffin, a bill for an act to exempt the sales of tangible personal property to an urban transit company from the sales and use tax.

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

MOTION TO RECONSIDER ADOPTED

Senate File 108

Senator Glenn called up the following motion to reconsider by him on March 1, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 108 passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (S.F. 108) the vote was:

Ayes, 38:

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

Nays, 8:

Briles	Heying	McCartney	Schaben
Coleman	Kelly	Rabedaux	Tieden

Absent or not voting, 4:

Kyhl	Plymat	Priebe	Schwengels
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The motion prevailed.

Senator Glenn moved to reconsider the vote by which Senate File 108 went to its last reading, which motion prevailed.

On motion of Senator Glenn, Senate File 108, a bill for an act relating to games of skill, games of chance, raffles and providing penalties, was taken up for reconsideration.

Senator Lamborn offered amendment S—259 filed by Senators Lamborn and Glenn:

S—259

- 1 Amend Senate File 108 as follows:
- 2 1. Page 2, by adding after line 35 the following new
- 3 section:
- 4 Sec. *NEW SECTION. LICENSING.* The department of
- 5 revenue shall license persons to operate or conduct games of
- 6 skill, games of chance, raffles and bingo games. A license
- 7 fee of ten dollars shall be charged and the license shall be
- 8 valid for one year. A person shall not operate or conduct a
- 9 game of skill, a game of chance, raffle or bingo game unless
- 10 he is licensed by the department of revenue and prominently
- 11 displays the license at the place of operation.
- 12 2. By renumbering the bill sections to conform with this
- 13 amendment.

Senator Blouin raised a point of order on the amendment for the reason that the same subject matter had already been considered and rejected by the Senate.

The Chair ruled the point not well taken and the amendment in order.

Senator Potter took the chair at 9:50 a.m.

Senator Kelly offered amendment S—269 to the amendment and moved its adoption:

S—269

- 1 Amend the Lamborn and Glenn amendment, S—259, filed March 19,
- 2 Senate File 108 by striking the second word "a" in line 8 and all of 1973, to
- 3 and inserting in lieu thereof the following: line 9
- 4 "games of skill, games of chance, raffle or bingo games unless".

The amendment to the amendment was adopted.

Senator Schaben raised a point of order that amendment S—259 was not germane to the title of the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator DeKoster offered amendment S—270 to the amendment and moved its adoption:

S—270

- 1 Amend the Lamborn and Glenn amendment S—259 to Senate
- 2 File 108 by striking the following lines 6, 7 and 8:
- 3 "A license fee of ten dollars shall be charged and the
- 4 license shall be valid for one year." and inserting in
- 5 lieu thereof the following: "An annual license fee of
- 6 ten dollars or a daily license fee of one dollar shall be
- 7 charged."

Division was called for.

The amendment to the amendment lost.

Senator Lamborn moved the adoption of amendment S—259 as amended.

Roll call was requested.

On the question "Shall the amendment as amended be adopted?" (S.F. 108) the vote was:

Ayes, 34:

Andersen	Hill	Nystrom	Schwieger
Bergman	Hultman	Orr	Scott
Blouin	Kennedy	Palmer	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	Miller of	Ramsey	Tieden
Gallagher	Des Moines	Riley	Van Gilst
Glenn	Milligan	Robinson	Winkelman
Hansen	Nolin	Rogers	

Nays, 9:

Briles	Junkins	Miller of	Rabedeaux
Coleman	McCartney	Marshall	Schaben
Heying		Murray	

Absent or not voting, 7:

Gluba	Kelly	Plymat	Willits
Griffin	Kyhl	Schwengels	

The amendment as amended was adopted.

Senator Lamborn offered amendment S—260 filed by Senators Lamborn, Shaff and Glenn:

S—260

Division S—260A

- 1 Amend Senate File 108, as follows:
- 2 1. Page 4, by adding after line 34, the following
- 3 sections:
- 4 Sec. Section four hundred twenty-two point forty-
- 5 three (422.43), unnumbered paragraphs two (2) and three (3),
- 6 Code 1973, are amended to read as follows:
- 7 There is hereby imposed a tax of three percent upon the
- 8 gross receipts derived from the operation of all forms of
- 9 amusement devices and *games of skill, games of chance,*

10 *raffles and bingo games as defined in this Act, and commercial*
 11 *amusement enterprises operated or conducted within the*
 12 *state of Iowa, such tax to be collected from the operator in*
 13 *the same manner as is provided for the collection of taxes*
 14 *upon the gross receipts of tickets or admission as provided*
 15 *in this section.*

16 The tax thus imposed shall cover all receipts from the
 17 operation of *games of skill, games of chance, raffles and*
 18 *bingo games as defined in this Act, and musical devices*
 19 *weighing machines, shooting galleries, billiard and pool*
 20 *tables, bowling alleys, pinball machines, slot-operated*
 21 *devices selling merchandise not subject to the general sales*
 22 *taxes and on all receipts from devices or systems where*
 23 *prizes are in any manner awarded to patrons and upon the*
 24 *receipts from fees charged for participation in any game or*
 25 *other form of amusement, and generally upon the gross receipts*

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1 from any source of amusement operated for profit not speci-
 2 fied herein, and upon the gross receipts from which no tax is
 3 collected for tickets or admission, but no tax shall be im-
 4 posed upon any activity exempt from sales tax under the pro-
 5 vision of subsection 4 of section 422.45. Every person re-
 6 ceiving gross receipts from the sources as defined in this
 7 section shall be subject to all provisions of this division
 8 relating to retail sales tax and such other provisions of
 9 this chapter as may be applicable.

Division S—260B

10 Sec. Sections four hundred twenty-two point forty-
 11 five (422.45), subsection three (3), Code 1973, is amended
 12 to read as follows:

13 3. The gross receipts from sales of educational, reli-
 14 gious, or charitable activities, where the entire proceeds
 15 therefrom are expended for educational, religious, or char-
 16 itable purposes, *except the gross receipts from games of*
 17 *skill, games of chance, raffles and bingo games as defined in*
 18 *this Act.*

19 2. By renumbering the bill sections to conform with this
 20 amendment.

Senator Schaben raised a point of order that the amendment was not germane to the title of the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Schaben offered amendment S—268 to the amendment:

S—268

1 Amend the Lamborn, et al., amendment S—260 to Senate File 108
 2 as follows:

3 Line 9, page 1 by inserting after the word "chance" the words,
 4 "*commodity trading*"

5 Line 17, page 1 by inserting after the word "*chance*" the words,

6 "commodity trading"

7 Line 17, page 2 by inserting after the word "chance" the words,

8 "commodity trading"

Senator Andersen raised the point of order that the amendment to the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment to the amendment out of order.

Senator Kelly called for a division of amendment S—260, all of page 1, and lines 1 through 9 on page 2, to be considered as division S—260A ; lines 10 through 20 on page 2, to be considered as division S—260B.

On motion of Senator Lamborn, division S—260A was adopted.

Senator Lamborn moved the adoption of division S—260B.

Roll call was requested.

On the question "Shall division S—260B of the amendment be adopted?" (S.F. 108) the vote was :

Ayes, 33:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schwieger
Blouin	Junkins	Milligan	Scott
Curtis	Kennedy	Murray	Shaff
Doderer	Kinley	Orr	Shaw
Gallagher	Lamborn	Palmer	Van Gilst
Glenn	McCartney	Potter	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Des Moines	Robinson	

Nays, 10:

Briles	Hultman	Rabedeaux	Schaben
Coleman	Kelly	Riley	Tieden
Gluba	Nolin		

Absent or not voting, 7:

DeKoster	Nystrom	Priebe	Taylor
Kyhl	Plymat	Schwengels	

Division S—260B of the amendment was adopted.

Senator Blouin offered amendment S—266 filed by him :

S—266

- 1 Amend Senate File 108 as follows:
- 2 1. By striking everything after the enacting clause
- 3 and inserting in lieu thereof the following:
- 4 Section 1. *NEW SECTION. DEFINITIONS.* As used in
- 5 this Act unless the context otherwise requires:
- 6 1. "Game" means a game whereby the result is deter-
- 7 mined by the player directing or throwing objects to
- 8 designated areas or targets, or by maneuvering water

9 or an object into a designated area, or by maneuvering
10 a dragline device to pick up particular items, or by
11 shooting a gun or rifle and means a game whereby the
12 result is determined by chance and the player in order
13 to win aligns objects or balls in a prescribed pattern
14 or order or makes certain color patterns appear and
15 specifically includes but is not limited to the game
16 commonly known as bingo and includes but is not limited
17 to mechanical or electronic recreational devices which
18 award free games or one or more additional balls or
19 shots upon attaining a certain score. Game does not
20 include a slot machine.

21 2. "Raffle" means a lottery in which each partici-
22 pant buys a ticket for a chance at a price with the
23 winner determined by a random method.

24 Sec. 2. *NEW SECTION*. EXEMPTIONS. Games and raffles
25 which are licensed may be played and operated and shall

Page 2

1 not be subject to the provisions of sections ninety-
2 nine point one (99.1), one hundred twenty-three point
3 forty-nine (123.49), subsection two (2), and five hundred
4 thirty-seven point four (537.4); and chapters ninety-
5 nine A (99A), seven hundred thirteen (713), and seven
6 hundred twenty-six (726) of the Code.

7 Sec. 3. *NEW SECTION*. LICENSING. No person shall
8 operate or conduct a game or raffle unless licensed
9 by the department of revenue. The department of revenue
10 shall license persons to conduct games and raffles.
11 A license fee of ten dollars shall be charged and the
12 license shall be valid for one year.

13 Sec. 4. *NEW SECTION*. TAXATION. There is imposed
14 upon the gross receipts of a game or raffle a tax at
15 the rate of ten percent of the gross receipts. This
16 tax is in lieu of and not in addition to the sales tax
17 imposed by chapter four hundred twenty-two (422) of
18 the Code.

19 Sec. 5. *NEW SECTION*. REVENUE. All license fee
20 receipts and all tax receipts collected under this Act
21 shall be remitted by the department of revenue to the
22 treasurer of state who shall credit the receipts to
23 the general fund of the state.

24 Sec. 6. *NEW SECTION*. PENALTY. Any person who
25 operates or conducts a game or raffle without a license

Page 3

1 shall be guilty of a misdemeanor.

2 Sec. 7. *NEW SECTION*. RULES AND REGULATIONS. The
3 department of revenue shall adopt rules and regula-
4 tions governing the procedure for licensing and the
5 collection of the tax imposed by this Act.

6 2. By amending the title, page 1, line 1, by striking
7 the words "of skill, games of chance" and inserting
8 the words "imposing a tax" after the word raffles".

Senator Blouin moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—266 be adopted?" (S.F. 108) the vote was:

Ayes, 8:

Blouin	Gallagher	Heying	Orr
Doderer	Gluba	Kinley	Palmer

Nays, 35:

Andersen	Kelly	Murray	Schaben
Bergman	Kennedy	Nolin	Schwieger
Coleman	Lamborn	Nystrom	Scott
Curtis	McCartney	Potter	Shaff
DeKoster	Miller of	Rabedeaux	Shaw
Glenn	Des Moines	Ramsey	Taylor
Griffin	Miller of	Riley	Van Gilst
Hansen	Marshall	Robinson	Willits
Hill	Milligan	Rodgers	Winkelman
Junkins			

Absent or not voting, 7:

Briles	Kyhl	Priebe	Tieden
Hultman	Plymat	Schwengels	

The amendment lost.

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

Senate File 108

The Senate resumed consideration of Senate File 108.

Senator Kinley offered amendment S—267:

S—267

- 1 Amend Senate File 108, page 2, by adding the following new
- 2 subsection after line 21 and renumbering the remaining subsections:
- 3 "Rented from a qualified organization" includes rented
- 4 premises upon which a qualified organization usually carries out its
- 5 lawful business, even though the owner of the premises is not a
- 6 qualified organization.

Senator Potter took the chair at 3:25 p.m.

On motion of Senator Kinley, the amendment was adopted.

Senator Glenn offered amendment S—263 filed by him:

S—263

- 1 Amend Senate File 108 by adding the following after
- 2 line 7 on page 6:
- 3 Sec. Chapter seven hundred twenty-six (726),
- 4 Code 1973, is amended by adding the following new section:
- 5 *NEW SECTION.* Natural persons shall be exempt from

6 prosecution and punishment under this chapter, chapter
 7 seven hundred thirteen (713) and sections ninety-nine
 8 point one (99.1) and three hundred sixty-eight point
 9 seven (368.7), of the Code, for any game, wager or
 10 transaction which is incidental to a bonafide social
 11 relationship, is participated in by natural persons
 12 only, and in which no person is participating, directly
 13 or indirectly, in professional gambling by accepting
 14 or offering to accept, for profit, any money, credits,
 15 deposits or other thing of value risked in gambling
 16 or any claim to or interest therein.

Senator Glenn offered amendment S—272 to the amendment and moved its adoption:

S—272

- 1 Amend the Glenn amendment S—263 to Senate File
- 2 108 as follows:
- 3 Lines 7 and 8 by striking the words “and sections
- 4 ninety-nine point one (99.1) and”, and inserting in
- 5 lieu thereof the words “and section”.

The amendment to the amendment was adopted.

Senator Glenn moved the adoption of his amendment as amended and requested a roll call.

On the question “Shall amendment S—263 as amended be adopted?” (S.F. 108) the vote was:

Ayes, 25:

Blouin	Gluba	Lamborn	Potter
Briles	Griffin	Miller of	Priebe
Coleman	Heying	Des Moines	Rabedeaux
Curtis	Junkins	Nolin	Rodgers
Doderer	Kelly	Orr	Schaben
Gallagher	Kennedy	Palmer	Shaw
Glenn	Kinley		

Nays, 22:

Andersen	Miller of	Ramsey	Taylor
Bergman	Marshall	Riley	Tieden
DeKoster	Milligan	Robinson	Van Gilst
Hansen	Murray	Schwieger	Willits
Hill	Nystrom	Scott	Winkelman
Hultman	Plymat	Shaff	

Absent or not voting, 3:

Kyhl	McCartney	Schwengels
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The amendment as amended was adopted.

Senator Rodgers asked and received unanimous consent to withdraw amendment S—265 filed by him on March 20, 1973, and found on pages 605 and 606 of the Senate Journal.

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. 108) the vote was:

Ayes, 33:

Andersen	Gluba	Lamborn	Potter
Bergman	Griffin	Miller of	Priebe
Blouin	Hansen	Des Moines	Rabedeaux
Briles	Heying	Milligan	Schaben
Coleman	Hultman	Nolin	Shaff
Curtis	Junkins	Nystrom	Shaw
Doderer	Kelly	Orr	Tieden
Gallagher	Kennedy	Palmer	Willits
Glenn	Kinley		

Nays, 13:

DeKoster	Plymat	Rodgers	Taylor
Hill	Ramsey	Schwieger	Van Gilst
Miller of	Riley	Scott	Winkelman
Marshall	Robinson		

Absent or not voting, 4:

Kyhl	McCartney	Murray	Schwengels
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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 407, by Senator Briles, a bill for an act relating to the condemnation of easements for the development of recreational facilities.

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

Senate File 408, by Senators McCartney, Robinson and Bergman, a bill for an act relating to mechanic's liens.

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

Senate File 409, by Senator Blouin, a bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public.

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

Senate File 410, by Senators McCartney and Robinson, a bill for an act relating to subdivided land, making an appropriation and providing penalties.

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

Senate File 411, by committee on state government, a bill for an act relating to the Iowa public employees' retirement system

by increasing per diem for advisory investment board members, changing the maximum age for contributions, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, prohibiting retirement credit after age sixty-five, permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, changing the method of computing the rate of interest credit for members, and increasing the percent of common stocks held in the retirement fund.

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

Senate File 412, by Senators Scott, Nolin, Priebe, Miller of Marshall, Taylor, Tieden and Schaben (Miller of Cerro Gordo and Norland), a bill for an act relating to the registration fees for special trucks.

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

Senate File 413, by Senator Kelly (Hill and Stanley), a bill for an act relating to business corporations.

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

Senate File 414, by Senators Taylor, Bergman, Hultman, Miller of Marshall, Plymat, Priebe, Rabedeaux, Robinson and Schwengels, a bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science.

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

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 388 Schools
- S. F. 389 Judiciary
- S. F. 390 State government
- S. F. 391 Judiciary
- S. F. 392 Higher education
- S. F. 393 Ways and means
- S. F. 394 Cities and towns
- S. F. 395 Judiciary

- S. F. 397 Judiciary
- S. F. 398 Judiciary
- S. F. 399 Human resources
- S. F. 400 Commerce
- S. F. 402 Judiciary
- H. F. 38 County government
- H. F. 95 Judiciary
- H. F. 253 Natural resources
- H. F. 272 Natural resources
- H. F. 291 Appropriations

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 210**, a bill for an act prohibiting the sale, offer for sale, and distribution of teasel or teasel seeds and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 27**, a bill for an act changing the observance date of Veteran's Day, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—271

- 1 Amend Senate File 138 as follows:
- 2 1. Page 33, by striking all of lines 18 through 35.
- 3 2. Page 34, by striking all of lines 1 through 12.

JAMES W. GRIFFIN, SR.
 JAMES F. SCHABEN
 WILLIAM D. PALMER
 GENE V. KENNEDY
 HILARIUS L. HEYING
 W. R. RABEDAUX
 JOAN ORR
 JOHN N. NYSTROM

CHARLES P. MILLER
 DALE L. TIEDEN
 MINNETTE F. DODERER
 BARTON L. SCHWIEGER
 BERL E. PRIEBE
 JAMES V. GALLAGHER
 JAMES E. BRILES
 C. JOSEPH COLEMAN
 RALPH W. POTTER
 CLOYD E. ROBINSON
 GEORGE R. KINLEY
 MICHAEL T. BLOUIN
 EARL M. WILLITS
 KARL NOLIN
 JOHN S. MURRAY
 WARREN E. CURTIS
 WILLARD R. HANSEN
 WILLIAM E. GLUBA

S—274

- 1 Amend Senate File 171, page 1, as follows:
- 2 1. Line 17, by striking the first word "to" and inserting in
- 3 lieu thereof the word "[to]".
- 4 2. Line 17, by striking the second word "to" and inserting in
- 5 lieu thereof the word "[to]".

WILLIAM E. GLUBA
 EARL M. WILLITS
 DALE L. TIEDEN

S—273

- 1 Amend the Riley amendment S—264, to House File 209, filed
- 2 March 20, 1973 as follows:
- 3 1. Line 10 by striking the word "at" and inserting in lieu
- 4 thereof the word "to".

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, March 22, 1973.

JOURNAL OF THE SENATE

SEVENTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MARCH 22, 1973

The Senate met in regular session, President Neu presiding. Prayer was offered by Father Stanley C. Kemmerer, Vicar of St. Paul's Episcopal Church, Durant, Iowa.

The Journal of Wednesday, March 21, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. J. F. Kelly, Fort Dodge, Iowa

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Schwengels for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

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

Fifty-five students from Parkersburg Community High School, Parkersburg, Iowa, accompanied by Mr. Erbank, Mr. Hock and Mr. Engelbert. Senator Kyhl.

Ninety-nine students from Prairie Community School, Gowrie, Iowa, accompanied by their principal, Richard Phillips, and instructor, Michael Schoneboon. Senator Coleman.

Fifty students from Clarksville Community School, Clarksville, Iowa, accompanied by their instructors, Barbara Bell and Steve Mohning. Senator McCartney.

Thirty-two students from Nesco High School, Zearing, Iowa, accompanied by their instructors, Jack Roberts and Dave Morgan. Senator Nystrom.

Forty students from Don Bosco High School, Gilbertville, Iowa, accompanied by their instructors, Dan Mashek and Steve Smith. Senator Gallagher.

One hundred thirty students from Pella Middle School, Pella, Iowa, accompanied by Mrs. C. B. Caldwell. Senator Hill.

Twenty-five students from St. Patrick's School, Cedar Falls, Iowa, accompanied by Sister Mary Matthia and John Roederer. Senator Hansen.

One hundred fifty students from Newton Senior High School, Newton, Iowa, accompanied by Fred Meeker. Senator Hill.

PETITIONS

The following petitions were presented and placed on file:

By Senator Priebe, from eighteen residents of Humboldt County favoring November 11 as Veteran's Day.

By the following Senators opposing the sale of beer or liquor on Sunday:

Senator Miller, from twenty-six residents of Marshall County.

Senator Curtis, from forty-one residents of Clay County.

Senator Potter, from twenty-six residents of Linn County.

Senator Winkelman, from nineteen residents of Calhoun County.

Senator Winkelman, from sixty-three residents of Sac County.

Senator Priebe, from fifty residents of Pocahontas County.

Senator Priebe, from eighty-two residents of Humboldt County.

Senator Murray, from forty-two residents of Story County.

Senator Hill, from thirty residents of Marion County.

Senator Schwengels, from twenty-eight residents of Washington County.

Senator Schwengels, from six residents of Van Buren County.

Senator Kyhl, from twenty residents of Bremer County.

Senator Taylor, from fifty-six residents of Franklin and Wright Counties.

Senator Taylor, from thirty-nine residents of Hardin County.

Senator Shaw, from fifty-nine residents of Scott County.

Senator Hultman, from fifty-eight residents of Montgomery County.

Senator Rodgers, from twenty-three residents of Guthrie County.

INTRODUCTION OF BILL

Senate File 415, by Senator Tieden (Wyckoff), a bill for an act relating to the reimbursement of expenses incurred by school board directors.

Read first time and passed on file.

RETURNED TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **Senate File 290** be removed from the steering calendar and returned to the committee on state government.

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 411** be made a special order of business for Wednesday, March 28, 1973, at 10:00 a.m.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order House File 122.

House File 122

On motion of Senator Curtis, House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, was taken up for further consideration.

The Senate resumed consideration of amendment S—221 by Senator Hill and Lamborn, offered and pending on March 20, 1973:

S—221

- 1 Amend House File 122, as passed by the House, page 2,
- 2 by inserting after line 2, the following new section:
- 3 Sec. Section four hundred twenty-three point
- 4 four (423.4), Code 1973, is amended by adding the fol-
- 5 lowing new subsection:
- 6 **NEW SUBSECTION.** Commercial vehicles as defined in
- 7 subsection three (3) of section three hundred twenty-
- 8 six point two (326.2) of the Code shall be exempt from
- 9 the tax imposed by this chapter to the extent provided
- 10 in this subsection.
- 11 a. Any commercial vehicle with a gross weight ex-
- 12 ceeding eight thousand pounds shall be subject to the

13 tax imposed under this chapter in the proportion that
 14 the total miles traveled in this state by the total
 15 fleet of an owner of commercial vehicles bears to the
 16 total miles traveled by the total fleet.

17 b. The tax shall be based upon the operation of com-
 18 mercial vehicles for the preceding years as defined in
 19 subsection ten (10) of section three hundred twenty-six
 20 point two (326.2) of the Code.

21 c. The director of revenue and the executive secre-
 22 tary of the Iowa reciprocity board shall cooperate in
 23 determining the rates to be applied. The director of reve-
 24 nue shall have access to all information held by the Iowa
 25 reciprocity board in order to compute the amount of tax due.

Senator Potter took the chair at 10:13 a.m.

President Neu took the chair at 10:26 a.m.

Senator Hill moved the adoption of amendment S—221 and requested a roll call.

On the question "Shall amendment S—221 be adopted?" (H.F. 122) the vote was:

Rule 24 was invoked.

Ayes, 31:

Andersen	Junkins	Milligan	Robinson
Briles	Kelly	Nolin	Schaben
Coleman	Kennedy	Nystrom	Schwieger
Curtis	Kinley	Plymat	Scott
DeKoster	Lamborn	Potter	Taylor
Griffin	Miller of	Priebe	Tieden
Heying	Des Moines	Rabedeaux	Winkelman
Hill	Miller of	Riley	
Hultman	Marshall		

Nays, 16:

Bergman	Glenn	Orr	Shaff
Blouin	Gluba	Palmer	Shaw
Doderer	Hansen	Ramsey	Van Gilst
Gallagher	Murray	Rodgers	Willits

Absent or not voting, 3:

Kyhl	McCartney	Schwengels
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The amendment was adopted.

Senator Potter took the chair at 11:37 a.m.

Senator Lamborn offered amendment S—278 and moved its adoption:

S—278

1 Amend House File 122, page 1, line 2, by inserting after
 2 the word "commerce" the following: "and exempting
 3 certain commercial vehicles from the use tax."

The amendment was adopted.

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

On the question "Shall the bill pass?" (H.F. 122) the vote was:

Rule 24 was invoked.

Ayes, 33:

Andersen	Hill	Milligan	Ramsey
Bergman	Hultman	Murray	Schwieger
Briles	Junkins	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Willits
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Marshall		
Hansen			

Nays, 14:

Blouin	Kelly	Riley	Schaben
Coleman	Kennedy	Robinson	Shaff
Doderer	Nolin	Rodgers	Van Gilst
Heying	Palmer		

Absent or not voting, 3:

Kyhl	McCartney	Schwengels
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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.

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

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMUNICATION

The following communication from the Governor was presented:

OFFICE OF THE GOVERNOR
State Capitol
Des Moines, Iowa 50319

March 21, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names of the following:

Mr. David O. Shaff of Clinton, Clinton County,
Mr. Stephen Garst of Coon Rapids, Carroll County,
Iowa for appointment as members of the Highway Commission for the State
of Iowa under the provisions of Section 307.2 of the 1973 Code of Iowa.

Sincerely,
ROBERT D. RAY
Governor

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Joint Resolution 4, to require approved soil conservation practices on land in the watershed of proposed United States army corps of engineers multipurpose dams prior to construction of such dams.

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

House File 156, a bill for an act relating to the definition of employees eligible for group insurance.

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

House File 269, a bill for an act to change the filing system on motor vehicle registration.

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

House File 271, a bill for an act relating to errors and omissions insurance for certain county officers and employees.

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

House File 289, a bill for an act relating to the publications of insurance statistical information.

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 relating to water navigation regulations.

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

House File 290, a bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversize and overweight vehicles.

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

House Concurrent Resolution 25, creating a study committee to study requests of all departments asking for microfilming equipment as well as need of any department for storage of documents.

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

House Concurrent Resolution 26, authorizing a study committee to continue the study of the penal and correctional system in Iowa.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 4

- 1 Amend Senate Joint Resolution 4 as follows:
 2 1. Page 2, by striking lines 1 through 13, inclu-
 3 sive, and inserting in lieu thereof the following:
 4 "Section 1. It is the policy of this state regarding
 5 construction of multipurpose dams in Iowa by the United
 6 States army corps of engineers that the United States
 7 army corps of engineers be advised that this state de-
 8 sires and urges that before any proposed plans for and
 9 construction of multipurpose dams are approved that
 10 seventy-five percent of the land in the affected water-
 11 sheds be protected by soil conservation practices
 12 approved by the department of soil conservation and plans
 13 for such proposed dams should be in compliance with other
 14 criteria established by those public agencies of this state
 15 responsible for proper use of our natural resources."
 16 2. Page 1, by striking line 1, and inserting in lieu
 17 thereof the following:
 18 "A Joint Resolution to urge requirement with approved
 19 soil conservation prac-".

HOUSE CONCURRENT RESOLUTION 25

By Crabb

Whereas, the problem of storage of documents has been increasing substantially and state departments faced with a lack of space have been engaged in determining methods by which they might store documents and still allow for easy retrieval; and

Whereas, because of the problem of storing documents many state departments have asked for funds within their appropriation requests which would be used for the establishment of a microfilming program within their department; and

Whereas, if such requests are granted a duplication of equipment and programs might result between individual departments and there would be an unnecessary expenditure of state funds; and

Whereas, if state departments could establish on a joint basis programs for microfilming or the use of other methods for the retention of documents on a joint basis, a great amount of state funds might be saved as well as physical space and manpower; and

Whereas, there has been very little, if any, coordination between state departments in making requests for microfilming equipment, *Now Therefore, Be It Resolved by the House of Representatives, the Senate Concurring*, That the Legislative Council is urged to create a study committee composed of legislative members selected from appropriate standing committees and representing both houses of the General Assembly and both political parties represented in the General Assembly; and

Be It Further Resolved, That the study committee is directed to study the requests of all departments asking for microfilming equipment as well as the need of any state department for storage of documents, and the study

committee shall specifically consider the use of joint microfilming equipment but may consider any other methods for the storage of documents which may be feasible; and

Be It Further Resolved, That the study committee shall make a report to the Legislative Council and the General Assembly meeting in the year 1974, which report shall be accompanied by any bill drafts designed to carry out the recommendations of the study committee.

HOUSE CONCURRENT RESOLUTION 26

By Doyle, McCormick and Lipsky (Lamborn)

Whereas, a Penal and Correctional Systems Study Committee was established to conduct a comprehensive study of the penal and correctional system during the 1971-72 and 1972-73 legislative interims; and

Whereas, Committee meetings were held at the Iowa State Penitentiary, the Men's and Women's Reformatories, the Medical Security Facility, the Training School for Boys and Girls, the Riverview Release Center, the Des Moines Community based Correction Project, county jails, and half-way houses; and

Whereas, the Committee conferred with county officials, representatives of the Department of Social Services, Board of Parole, Crime Commission, Vermont Corrections Department, private groups and associations, and private citizens; and

Whereas, during its scheduled meetings the Committee met with and talked to inmates, staff and supervisory personnel and gathered information and shared views; and

Whereas, the process of gathering information and exchanging views brought about and fostered a better understanding on the part of all concerned of the nature and problems in the state penal and correctional systems; and

Whereas, the Committee meetings at the institutions served as a catalyst enabling administrators to take a fresh look at some practices and to consider the addition of innovative programs; and

Whereas, the Committee has proposed legislation which would serve to improve the rehabilitative nature of the system; and

Whereas, the scope of the study was such that a wealth of information remains ungathered, views remain unexpressed, practices remain unchanged, programs remain to be initiated, all of which would serve the goal of improving the public safety and welfare by altering the criminalistic and antisocial behavior of individual offenders and returning these individuals to the mainstream of society to lead healthy and productive lives; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council is authorized to create a study committee, as provided by law, to continue the study of the penal and correctional system, which committee shall include members of the appropriate standing committees of the House of Representatives and the Senate, and shall include female and male legislators of the House of Representatives and Senate, to conduct during the 1973-1974 and 1974-1975 legislative interims a comprehensive study of the penal and correctional system in Iowa.

Be It Further Resolved, That the study committee shall include nonlegislative members having special knowledge in the fields of penal and correctional facilities, rehabilitation and programs and that the committee be authorized to retain, if necessary, consultants and assistants, and that a report of the study shall be prepared and submitted to the legislative coun-

oil and members of the General Assembly at the conclusion of each interim and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

INTRODUCTION OF BILLS

Senate File 416, by Senator Griffin, a bill for an act relating to credit sales.

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

Senate File 417, by Senator Shaw, a bill for an act relating to posting of signs near intersections where passing of motor vehicles is prohibited.

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

Senate File 418, by Senator Robinson, a bill for an act relating to mufflers on motor buses.

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

Senate File 419, by Senators Coleman, Miller of Des Moines, Blouin, Nolin, Gallagher and Scott, a bill for an act relating to the disposition of certain deer carcasses.

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

Senate File 420, by Senators Milligan, Willits, Palmer, Kinley and Plymat, a bill for an act relating to the acquisition of real estate and the construction of technical schools thereon, to teach vocational education and aviation mechanics.

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

Senate File 421, by Senator Rodgers, a bill for an act to abolish the county school system, to provide educational services through the merged areas, and to provide a method of finance.

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

Senate File 422, by Senators Winkelman and Schwieger, a bill for an act relating to grain warehousing and handling facilities as projects which may be supported by municipalities.

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

Senate File 423, by committee on agriculture, a bill for an act relating to the placing of permit numbers on containers of agricultural seeds.

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

HOUSE MESSAGES CONSIDERED

House File 156, a bill for an act relating to the definition of employees eligible for group insurance.

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

House File 269, a bill for an act to change the filing system on motor vehicle registration required in the department of public safety and the county treasurers' offices.

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

House File 271, a bill for an act relating to errors and omissions insurance for certain county officers and employees.

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

House File 282, a bill for an act relating to water navigation regulations.

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

House File 289, a bill for an act relating to the publications of insurance statistical information.

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

House File 290, a bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered.

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

BILLS ASSIGNED TO COMMITTEE

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

S. F. 403 Judiciary

S. F. 404 Judiciary

S. F. 405 Judiciary

S. F. 406 Ways and means

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 255**, a bill for an act relating to the office of city

assessor, and the conference board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—275

1 Amend Senate File 88 by striking lines 6 through 15
2 inclusive and inserting in lieu thereof the following:
3 "**NEW SECTION.** Whenever a policy of health insurance
4 subject to regulation under this chapter provides for
5 payment of a health service, the performance for the insured
6 of such health service by a licensed practitioner of osteopathy,
7 optometry, chiropractic, or podiatry acting within the scope
8 of his license is compensable, notwithstanding any
9 provision of the policy."

CHARLES P. MILLER

S—276

1 Amend committee on commerce amendment S—74 to House File
2 48 by striking the following in lines 8, 9, 10 and 11:
3 " , and are individually attached to or articulated
4 from a common attachment to the vehicle including a
5 connecting mechanism designed to equalize the load
6 between axles".

MINNETTE DODERER
GEORGE KINLEY

S—279

1 Amend House File 287, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 2A, line 18, by striking the words
4 " *, one of whom shall be*".
5 2. Page 2A, by striking lines 19, 20, 21, and
6 22 and inserting in lieu thereof the word "*. The*".
7 3. Page 2A, by striking lines 28 and 29.
8 4. Page 2A, line 30, by inserting after the period
9 the words "*The two active members of the system shall*
10 *be nonvoting members of the board.*"
11 5. Page 9, by striking lines 13 through 17,
12 inclusive, and inserting in lieu thereof the following:
13 **NEW SUBSECTION.** For each active member retiring on
14 or after June 30, 1973, and who has completed ten or
15 more years of membership service, the total amount of
16 monthly benefit payable at the normal retirement date
17 for prior service and membership service shall not be
18 less than fifty dollars per month. If benefits com-
19 mence on an early retirement date, the amount of
20 benefit shall be reduced in accordance with section
21 ninety-seven B point fifty (97B.50) of the Code. If an
22 optional allowance is selected under section ninety-
23 seven B point fifty-one (97B.51) of the Code, the amount
24 payable shall be the actuarial equivalent of the
25 minimum benefit. An employee who is in employment on a

Page 2

- 1 school year or academic year basis, will be considered
- 2 to be an active member as of June 30, 1973, if he com-
- 3 pletes the 1972-73 school year or academic year.

JAMES W. GRIFFIN, SR.

S—277

- 1 Amend House File 328, page 3, after line 20, by adding
- 2 the following new section:
- 3 Sec. 5. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publica-
- 5 tion in the Dallas County News, a newspaper published in Adel,
- 6 Iowa, and in the Clinton Herald, a newspaper published in
- 7 Clinton, Iowa.

NORMAN RODGERS
ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, March 23, 1973.

JOURNAL OF THE SENATE

SEVENTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MARCH 23, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Duane Lindberg, pastor of the Zion Lutheran Church, West Union, Iowa.

The Journal of Thursday, March 22, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donna Drees, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Nystrom for the day and Senator Schwengels for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

Senator Tieden rose on a point of personal privilege and presented the Honorable Perry L. Christensen, former member of the House of Representatives from Union County.

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

Twenty-eight students from Jefferson High School, Independence, Iowa, accompanied by their instructor, Bob Richter. Senator Gallagher.

Thirty-four students from Casady Elementary School, Des Moines, Iowa, accompanied by Mrs. Huntsman and Mr. Reeves. Senator Willits.

Seven students, members of Cadette Troop 119, from Dubuque, Iowa, accompanied by Mrs. McNurney. Senators Blouin and Kennedy.

PETITIONS

Petitions were presented and placed on file by the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Hansen, from seventy-two residents of Black Hawk County.

Senator Hill, from twenty-five residents of Marion County.

Senator Kinley, from thirty-one residents of Polk County.

Senator Potter, from thirty-six residents of Linn County.

Senator Bergman, from twenty residents of Dickinson County.

Senator Winkelman, from fifteen residents of Sac and Buena Vista Counties.

Senator McCartney, from sixty-five residents of Floyd County.

Senator Shaff, from forty-eight residents of Clinton County.

Senator Schaben, from thirty-eight residents of Harrison County.

Senator Schaben, from twenty-five residents of Pottawattamie County.

Senator Schaben, from twenty-one residents of Shelby County.

MOTION TO RECONSIDER ADOPTED

House File 48

Senator Doderer called up the following motion to reconsider filed by her on March 20, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 48 passed the Senate on March 20, 1973.

On the question "Shall the motion to reconsider be adopted?" (H.F. 48) the vote was:

Ayes, 37:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwieger
Blouin	Hultman	Orr	Scott
Briles	Junkins	Plymat	Shaff
Coleman	Kennedy	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
Doderer	Lamborn	Ramsey	Tieden
Gallagher	McCartney	Robinson	Van Gilst
Glenn	Miller of	Rodgers	Winkelman
Gluba	Des Moines		

Nays, 2:

Kelly Willits

Voting present, 2:

Miller of
Marshall Milligan

Absent or not voting, 9:

DeKoster
Griffin
Hansen

Kyhl
Nystrom

Palmer
Rabedeaux

Riley
Schwengels

The motion prevailed.

Senator Doderer moved to reconsider the vote by which House File 48 went to its last reading, which motion prevailed.

On motion of Senator Doderer, House File 48, a bill for an act defining the term tandem axle, was taken up for reconsideration.

Senator Doderer moved to reconsider the vote by which amendment S—74 by the committee on commerce was adopted by the Senate on March 5, 1973.

The motion prevailed and amendment S—74 was taken up for reconsideration.

Senator Doderer offered amendment S—276 filed by Senators Doderer and Kinley to the committee amendment and moved its adoption:

S—276

- 1 Amend committee on commerce amendment S—74 to House File
- 2 48 by striking the following in lines 8, 9, 10 and 11:
- 3 “, and are individually attached to or articulated
- 4 from a common attachment to the vehicle including a
- 5 connecting mechanism designed to equalize the load
- 6 between axles”.

The amendment to the amendment was adopted.

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

Senator Hultman offered amendment S—281 and moved its adoption:

S—281

- 1 Amend House File 48, page 1, after line 10, by adding the
- 2 following new section:
- 3 Sec. This act, being deemed of immediate importance,
- 4 shall take effect and be in full force from and after its publication
- 5 in the Hampton Chronicle, a newspaper published in Hampton,
- 6 Iowa, and The Red Oak Express, a newspaper published in Red Oak,
- 7 Iowa.

The amendment was adopted.

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

On the question “Shall the bill pass?” (H.F. 48) the vote was:

Ayes, 43:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwieger
Coleman	Kelly	Nolin	Scott
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Griffin	Nystrom	Riley	Shaff
Kyhl	Rabedeaux	Schwengels	

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

HOUSE AMENDMENTS CONSIDERED

Senate Joint Resolution 4

Senator Winkelman called up for consideration Senate Joint Resolution 4, a joint resolution to require approved soil conservation practices on land in the watershed of proposed United States army corps of engineers multipurpose dams prior to construction of such dams, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate Joint Resolution 4 as follows:
- 2 1. Page 2, by striking lines 1 through 13, inclu-
- 3 sive, and inserting in lieu thereof the following:
- 4 "Section 1. It is the policy of this state regarding
- 5 construction of multipurpose dams in Iowa by the United
- 6 States army corps of engineers that the United States
- 7 army corps of engineers be advised that this state de-
- 8 sires and urges that before any proposed plans for and
- 9 construction of multipurpose dams are approved that
- 10 seventy-five percent of the land in the affected water-
- 11 sheds be protected by soil conservation practices
- 12 approved by the department of soil conservation and plans
- 13 for such proposed dams should be in compliance with other
- 14 criteria established by those public agencies of this state
- 15 responsible for proper use of our natural resources."
- 16 2. Page 1, by striking line 1, and inserting in lieu
- 17 thereof the following:
- 18 "A Joint Resolution to urge requirement with approved
- 19 soil conservation prac-".

The motion prevailed and the Senate concurred in the House amendments.

Senator Winkelman moved that the resolution as amended by the House and concurred in by the Senate 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. 4) the vote was:

Ayes, 43:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Robinson	Winkelman
Hansen	Miller of	Rodgers	
Heying	Marshall		

Nays, none.

Absent or not voting, 7:

Gallagher	Kyhl	Rabedeaux	Schwengels
Griffin	Nystrom	Riley	

The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title as amended was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 24.

Senate File 24

On motion of Senator Shaff, Senate File 24, a bill for an act providing that delinquent sewer charges shall constitute a lien against the property, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered amendment S—41 as recommended by the committee on ways and means:

S—41

- 1 Amend Senate File 24 by striking all after the enact-
- 2 ing clause and inserting in lieu thereof the following:
- 3 Section 1. Section three hundred ninety-three point
- 4 three (393.3), Code 1973, is amended by striking the section
- 5 and inserting in lieu thereof the following:
- 6 393.3 LIEN. Sewer rentals provided by this chapter

7 shall constitute a lien upon the property subject to
 8 rental charges or served by the sewer utility and if de-
 9 linquent more than thirty days as of the first of March,
 10 June, September and December a list of the properties for
 11 which rentals are delinquent shall be filed with the county
 12 auditor within ten days of said dates, and shall be collected
 13 in the same manner as other taxes.

14 Sec. 2. Section three hundred ninety-four point nine
 15 (394.9), Code 1973, is amended by adding a new paragraph
 16 at the end thereof, as follows:

17 *NEW PARAGRAPH.* A list of properties on which such charges
 18 are delinquent over thirty days as of the first of March,
 19 June, September and December shall be filed with the county
 20 auditor within ten days of said dates.

Senator Hansen took the chair at 9:50 a.m.

Senator Briles offered amendment S—282 to the amendment
 and moved its adoption:

S—282

1 Amend the Shaff amendment S—41, filed February 7, to
 2 Senate File 24 as follows:

3 Page 1, line 13, after the period add the words "Certi-
 4 fication of such delinquencies shall include a legal descrip-
 5 tion of the delinquent properties."

6 Page 1, line 20, after the period add the words "Certi-
 7 fication of such delinquencies shall include a legal descrip-
 8 tion of the delinquent properties."

The amendment to the amendment was adopted.

DEFERRED

Senator Shaff asked and received unanimous consent that
 further action on Senate File 24 be deferred and that the bill
 be placed on the calendar under **unfinished business**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to
 take up out of order Senate File 130.

Senate File 130

On motion of Senator Priebe, Senate File 130, a bill for an act
 relating to the numbering of motor vehicle registration plates,
 with report of committee recommending amendment and passage,
 was taken up, considered, and the report of the committee
 adopted.

Senator Priebe offered amendment S—178 by Senators Priebe
 and Hill as recommended by the committee on state government:

S—178

1 Amend Senate File 130 by striking everything after the
2 enacting clause and inserting in lieu thereof the follow-
3 ing:

4 Section 1. Section three hundred twenty-one point thirty-
5 four (321.34), Code 1973, is amended to read as follows:

6 321.34 PLATES OR VALIDATION STICKER FURNISHED. The
county

7 treasurer upon receiving application, accompanied by
8 proper fee, for registration of a vehicle shall issue to
9 the owner one registration plate for a motorcycle, truck
10 tractor, trailer, or semitrailer and two registration
11 plates for every other motor vehicle.

12 The county treasurer shall also issue to applicants
13 for registration of a truck or a truck tractor, not
14 including in the lowest registration class, [a] *two* [decal-
15 comania] emblems [for each plate and] which emblems designate[s]
16 the gross weight for which the vehicle is registered by
17 figures which show the gross weight in tons. Number
18 plates and weight limitation emblems which are issued
19 with registrations or registration increases are hereby
20 declared to be integral parts of the registration of the
21 vehicle for which issued. *The weight limitation emblems*
22 *shall be applied to both sides of the vehicle, either to*
23 *the doors of the cab or to the lower front corner of the*
24 *box, or such other location as designated by the com-*
25 *missioner.*

Page 2

1 In lieu of issuing new registration plates each year
2 for a vehicle renewing registration, the department may
3 reassign the registration plates previously issued to
4 such vehicle and may adopt and prescribe an annual
5 validation sticker indicating payment of registration
6 fee, which annual validation sticker shall be attached
7 to said registration plates bearing the numerals indi-
8 cating the year for which the original plates are
9 validated.

10 The owner of an automobile who holds an amateur radio
11 license issued by the federal communications commission
12 may, upon written application to the county treasurer
13 accompanied by a fee of five dollars, order special
14 registration plates bearing the call letters authorized
15 the radio station covered by his amateur radio license.
16 When received by the county treasurer, such special regis-
17 tration plates shall be issued to the applicant in
18 exchange for the registration plates previously issued
19 to him. Not more than one set of special registration
20 plates may be issued to an applicant. Said fee shall be
21 in addition to and not in lieu of the fee for regular
22 registration plates.

23 Special registration plates must be surrendered upon
24 expiration of the owner's amateur radio license or upon
25 transfer of title to the automobile for which such plates

Page 3

1 have been issued; and the owner shall thereupon be entitled to his regular registration plates.

3 The county treasurer shall furnish the department of public safety an alphabetically arranged list of those to whom special plates have been issued.

6 Sec. 2. Section three hundred twenty-one point thirty-five (321.35), Code 1973, is amended to read as follows:

8 321.35 NUMBERS ON PLATES. Every registration plate shall have displayed upon it the registration number assigned to the vehicle for which it is issued, *the numerical designation of the county, as determined by its alphabetical ranking among the counties of the state, in which the vehicle is registered*, [also] the name of this state, which may be abbreviated, and the year number for which it is issued or the date of expiration thereof.

17 The [numbers on the plates issued for trucks and for truck tractors shall be so arranged on the plate as to leave a blank space three inches wide and four inches high at one end of the plate which is to be the location of the decalcomania] gross weight emblem provided for in section 321.34[.] shall show the gross weight for which registered in as large figures as possible in the upper three inches and the word "ton" in the lower one inch of the emblem. The emblem shall be of such material

Page 4

1 and quality that it will remain legible during the full registration period and that it cannot be removed from the [plate] *vehicle* without its being destroyed.

4 All motor vehicle registration plates shall be treated with a reflective material according to specifications prescribed by the commissioner of public safety.

7 Sec. 3. The provisions of this Act shall take effect on January 1, 1975.

Senator Priebe offered amendment S—280 to the amendment by Senators Priebe and Hill and moved its adoption:

S—280

1 Amend Priebe-Hill amendment S—178 filed February 28 to
2 Senate File 130, page 3, line 22, by inserting before
3 the word "shall" the words "[This emblem]".

The amendment to the amendment was adopted.

On motion of Senator Priebe, amendment S—178 as amended was adopted.

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

On the question "Shall the bill pass?" (S.F. 130) the vote was:

Ayes, 42:

Andersen

Bergman

Blouin

Briles

Coleman	Hultman	Murray	Schaben
Curtis	Junkins	Nolin	Schwieger
DeKoster	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaff
Gallagher	McCartney	Plymat	Shaw
Glenn	Miller of	Potter	Taylor
Gluba	Des Moines	Priebe	Tieden
Hansen	Miller of	Ramsey	Van Gilst
Heying	Marshall	Robinson	Willits
Hill	Milligan	Rodgers	Winkelman

Nays, none.

Voting present, 1:

Kelly

Absent or not voting, 7:

Griffin	Lamborn	Rabedeaux	Schwengels
Kyhl	Nystrom	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 131.

Senate File 131

On motion of Senator Murray, Senate File 131, a bill for an act relating to the time of payment of inheritance tax, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—123 by the committee on judiciary and moved its adoption:

S—123

- 1 Amend Senate File 131, by inserting a new section on page 3
- 2 after line 29.
- 3 Sec. The provisions of this Act shall apply only
- 4 to the estates of decedents who die after the effective
- 5 date of this Act.

The amendment was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 131) the vote was:

Ayes, 42:

Andersen	Gallagher	Junkins	Des Moines
Bergman	Glenn	Kelly	Miller of
Blouin	Gluba	Kennedy	Marshall
Briles	Hansen	Kinley	Milligan
Curtis	Heying	McCartney	Murray
DeKoster	Hill	Miller of	Nolin
Doderer	Hultman		

Orr	Ramsey	Scott	Tieden
Palmer	Robinson	Shaff	Van Gilst
Plymat	Rodgers	Shaw	Willits
Potter	Schaben	Taylor	Winkelman
Priebe	Schwieger		

Nays, none.

Absent or not voting, 8:

Coleman	Kyhl	Nystrom	Riley
Griffin	Lamborn	Rabedeaux	Schwengels

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 178.

Senate File 178

On motion of Senator Tieden, Senate File 178, a bill for an act relating to the issuance of trapping licenses to nonresidents and making the provisions of the act retroactive, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 178) the vote was:

Ayes, 40:

Andersen	Heying	Milligan	Schaben
Bergman	Hultman	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Taylor
Curtis	Kinley	Plymat	Tieden
Doderer	McCartney	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Robinson	
Hansen	Marshall	Rodgers	

Nays, 1:

Shaw

Absent or not voting, 9:

DeKoster	Kyhl	Nystrom	Riley
Griffin	Lamborn	Rabedeaux	Schwengels
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 253.

Senate File 253

On motion of Senator Kinley, Senate File 253, a bill for an act to legalize and validate the proceedings of the board of township trustees of Saylor Township of Polk County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said township, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 253) the vote was:

Ayes, 39:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Murray	Schaben
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaw
Curtis	McCartney	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Marshall	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 11:

DeKoster	Hill	Nystrom	Schwengels
Doderer	Kyhl	Rabedeaux	Shaff
Griffin	Lamborn	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 264.

Senate File 264

On motion of Senator Briles, Senate File 264, a bill for an act relating to the conduct of an election canvass by the canvassing board, was taken up for consideration.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 264) the vote was:

Ayes, 41:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwieger
Coleman	Kelly	Nolin	Scott
Curtis	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Hansen		Ramsey	Winkelman

Nays, none.

Absent or not voting, 9:

DeKoster	Lamborn	Rabedeaux	Schwengels
Griffin	Nystrom	Riley	Shaff
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Tieden asked and received unanimous consent that action on **Senate File 291** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 313**.

Senate File 313

On motion of Senator Glenn, **Senate File 313**, a bill for an act relating to bond elections for joint city-county buildings, was taken up for consideration.

Senator Glenn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 313) the vote was:

Ayes, 41:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwieger
Blouin	Hultman	Nolin	Scott
Briles	Junkins	Orr	Shaff
Coleman	Kelly	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Robinson	Winkelman
Hansen	Marshall	Rodgers	

Nays, none.

Absent or not voting, 9:

DeKoster	Kyhl	Nystrom	Riley
Griffin	Lamborn	Rabedeaux	Schwengels
Kennedy			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 339.

Senate File 339

On motion of Senator Murray, Senate File 339, a bill for an act establishing an examination fee for real estate salesman or broker examinations, was taken up for consideration.

Senator Schaben offered amendment S—285:

S—285

- 1 Amend Senate File 339, page 1, line 13, by inserting after
- 2 "funded" the following: ", however, this fee shall not
- 3 exceed ten dollars".

DEFERRED

Senator Murray asked and received unanimous consent that further action on **Senate File 339** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 341.

Senate File 341

On motion of Senator Orr, Senate File 341, a bill for an act relating to general fees, was taken up for consideration.

Senator Orr moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 341) the vote was:

Ayes, 43:

Andersen	Gallagher	Kelly	Milligan
Bergman	Glenn	Kinley	Murray
Blouin	Gluba	Lamborn	Nolin
Briles	Hansen	McCartney	Orr
Coleman	Heying	Miller of	Palmer
Curtis	Hill	Des Moines	Plymat
DeKoster	Hultman	Miller of	Potter
Doderer	Junkins	Marshall	Priebe

Ramsey	Schwieger	Shaw	Van Gilst
Robinson	Scott	Taylor	Willits
Rodgers	Shaff	Tieden	Winkelman
Schaben			

Nays, none.

Absent or not voting, 7:

Griffin	Kyhl	Rabedeaux	Schwengels
Kennedy	Nystrom	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 357.

Senate File 357

On motion of Senator Miller of Marshall, Senate File 357, a bill for an act relating to standards for foods containing chemical residues, was taken up for consideration.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 357) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwieger
Blouin	Hultman	Nolin	Scott
Briles	Junkins	Orr	Shaff
Coleman	Kelly	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Robinson	Winkelman
Gluba	Miller of	Rodgers	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

Griffin	Kyhl	Rabedeaux	Schwengels
Kennedy	Nystrom	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 18.

House File 18

On motion of Senator Kelly, House File 18, a bill for an act relating to duties of operators of vehicles turning left, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 18) the vote was:

Ayes, 43:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Robinson	Winkelman
Hansen	Miller of	Rodgers	
Heying	Marshall		

Nays, none.

Absent or not voting, 7:

Briles	Kyhl	Rabedeaux	Schwengels
Griffin	Nystrom	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 61.

House File 61

On motion of Senator Kelly, House File 61, a bill for an act repealing antitrust fees for a county attorney or the attorney general, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 61) the vote was:

Ayes, 41:

Andersen	Gallagher	Junkins	Miller of
Bergman	Glenn	Kelly	Marshall
Blouin	Gluba	Kennedy	Milligan
Coleman	Hansen	Kinley	Murray
Curtis	Heying	Lamborn	Nolin
DeKoster	Hill	McCartney	Orr
Doderer	Hultman		

Palmer	Ramsey	Schwieger	Tieden
Plymat	Robinson	Scott	Van Gilst
Potter	Rodgers	Shaff	Willits
Priebe	Schaben	Shaw	Winkelman

Nays, none.

Absent or not voting, 9:

Briles	Miller of	Riley	Schwengels
Griffin	Des Moines	Rabedeaux	Taylor
Kyhl	Nystrom		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Hill asked and received unanimous consent that **Senate File 2** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 197.

House File 197

On motion of Senator DeKoster, House File 197, a bill for an act providing that the fraudulent alteration of registration plates, certificates, and permits issued by county treasurers are subject to penalties provided by law, 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. 197) the vote was:

Ayes, 39:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Ramsey	Willits
Gallagher	Miller of	Robinson	Winkelman
Glenn	Marshall	Rodgers	
Hansen			

Nays, none.

Absent or not voting, 11:

Gluba	Hultman	Miller of	
Griffin	Kyhl	Des Moines	Priebe

Rabedeaux Riley Schwengels Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 198.

House File 198

On motion of Senator Doderer, House File 198, a bill for an act to correct an obsolete reference in section seven hundred forty point thirteen (740.13) of the Code, 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?" (H.F. 198) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Robinson	Winkelman
Gluba	Miller of	Rodgers	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

Griffin	Kyhl	Rabedeaux	Schwengels
Hultman	Nystrom	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Coleman asked and received unanimous consent to take up out of order House File 135.

House File 135

On motion of Senator Coleman, House File 135, 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 Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 135) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwieger
Blouin	Hultman	Nolin	Scott
Briles	Junkins	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Robinson	Winkelman
Gluba	Miller of	Rodgers	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

Griffin	Kyhl	Rabedeaux	Schwengels
Kelly	Nystrom	Riley	

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 424, by Senators Gluba, Rabedeaux, Scott, Kinley, Palmer, Willits, Blouin, Robinson, Curtis, Shaw, Murray, Schwengels and Nolin (Cusack, Higgins, Byerly, Mennenga, Connors, Norland, Miller of Cerro Gordo and Small), a bill for an act relating to the creation of a Spanish-speaking peoples study commission and providing an appropriation.

Read first time and **passed on file**.

Senate File 425, by Senator Murray, a bill for an act creating a state information and liaison office in Washington, D. C., and making an appropriation.

Read first time and **passed on file**.

Senate File 426, by Senator Kennedy, a bill for an act relating to the Iowa law enforcement academy and the merit employment system.

Read first time and **passed on file**.

Senate File 427, by Senator Kennedy, a bill for an act relating to assaults on peace officers, and providing penalties.

Read first time and **passed on file**.

Senate File 428, by Senator Winkelman (Stromer), a bill for an act relating to partition fences.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 30

By Shaw, Hill, Glenn, Gluba and Tieden (Roorda)

Whereas, the Regulation of Consumer Credit Study Committee was established pursuant to Senate Concurrent Resolution 132 and House Concurrent Resolution 141 of the Sixty-fourth General Assembly, which asked that a committee be appointed for the purpose of studying legislative regulation of consumer credit charges in Iowa;

Whereas, the study committee consisted of five Senators, five Representatives, and five nonlegislative members representing the lending industry and the consuming public; and

Whereas, the study committee, under the chairmanship of Senator Elizabeth Shaw, who was at that time a member of the House of Representatives, held meetings during the months of June through December of 1972, which included study of present Iowa laws relating to consumer credit regulation, study to familiarize themselves with the general concepts of the Uniform Consumer Credit Code, and meetings with persons expert in these areas; and

Whereas, the study committee in October of 1972 agreed to begin a point-by-point study of the revised version of the Uniform Consumer Credit Code, with the thought of recommending adoption of a consumer credit code for the state of Iowa, including whatever reorganization of government is necessary to implement that recommendation; and

Whereas, the study committee reported that it was not able to complete its detailed study of the Uniform Consumer Credit Code or to make further recommendations because of time limitations, and requested the legislative council serving in 1972 to reestablish the study committee in the interim between the 1973 and 1974 sessions of the Sixty-fifth General Assembly; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council reestablish the Regulation of Consumer Credit Study Committee during the 1973 interim, with the same membership as nearly as possible, including the citizen members, and with additional members to replace those who are no longer in the General Assembly, or who are unable to serve; and

Be It Further Resolved, That the study committee make periodic reports to the legislative council and submit a final report including necessary bill drafts to implement its recommendations to the legislative council. Copies of the report approved by the legislative council shall be submitted to the Second Session of the Sixty-fifth General Assembly meeting in 1974.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 30 State government
- S. F. 407 Natural resources
- S. F. 408 Judiciary
- S. F. 409 State government
- S. F. 410 Commerce

S. F. 412 Commerce
 S. F. 413 Judiciary
 S. F. 414 Appropriations
 S. F. 415 Schools
 S. F. 416 Commerce
 S. F. 417 Judiciary
 S. F. 418 Natural resources
 S. F. 419 Natural resources
 S. F. 420 Schools
 S. F. 421 Schools
 S. F. 422 Cities and towns
 S. F. 424 Appropriations
 S. F. 426 State Government
 S. F. 427 Judiciary
 S. F. 428 Agriculture
 H. F. 156 Commerce
 H. F. 269 State government
 H. F. 271 County government
 H. F. 282 Natural resources
 H. F. 289 Commerce
 H. F. 290 Commerce
 H.C.R. 25 State government
 H.C.R. 26 State government

SUBCOMMITTEE ASSIGNMENTS

Senate Joint	Senate File 223	Senate File 238
Resolution 11	Andersen, Chairman	Hultman, Chairman
Nolin, Chairman	Coleman	Kinley
Schwieger	Milligan	Rabedeaux
Schwengels	Senate File 230	Senate File 244
Senate File 71	Briles, Chairman	Curtis, Chairman
Murray, Chairman	Rodgers	Rodgers
Schwieger	Taylor	Rabedeaux
Doderer		

- Senate File 250**
Milligan, Chairman
Plymat
Gluba
- Senate File 254**
Milligan, Chairman
Plymat
Gluba
- Senate File 295**
Murray, Chairman
Doderer
Gluba
- Senate File 298**
Hultman, Chairman
Rodgers
Rabedeaux
- Senate File 305**
Riley, Chairman
Kinley
Curtis
- Senate File 310**
Junkins, Chairman
McCartney
Curtis
- Senate File 312**
Robinson, Chairman
Murray
Schwengels
- Senate File 315**
Junkins, Chairman
McCartney
Curtis
- Senate File 316**
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 318**
Coleman, Chairman
Shaw
Riley
- Senate File 323**
Blouin, Chairman
Miller of Des Moines
Milligan
- Senate File 324**
Glenn, Chairman
Kennedy
Shaw
- Senate File 326**
Kennedy, Chairman
Willits
Kelly
- Senate File 328**
Hultman, Chairman
Glenn
Taylor
- Senate File 329**
Rodgers, Chairman
Rabedeaux
Priebe
- Senate File 331**
Schwieger, Chairman
Murray
Doderer
- Senate File 336**
Murray, Chairman
Winkelman
Nolin
- Senate File 337**
Willits, Chairman
Kennedy
Ramsey
- Senate File 338**
Winkelman, Chairman
Schwieger
Hill
- Senate File 340**
Griffin, Chairman
Kinley
Van Gilst
- Senate File 344**
Kinley, Chairman
Glenn
McCartney
- Senate File 347**
Nolin, Chairman
Nystrom
Schwengels
- Senate File 348**
Nystrom, Chairman
Schwieger
Junkins
- Senate File 350**
Plymat, Chairman
Miller
Coleman
- Senate File 351**
Murray, Chairman
Schwengels
Hill
- Senate File 352**
Miller, Chairman
Coleman
Plymat
- Senate File 353**
Nystrom, Chairman
Schwengels
Glenn
- Senate File 354**
DeKoster, Chairman
Potter
Coleman
- Senate File 359**
McCartney, Chairman
Kelly
Glenn
- Senate File 361**
Winkelman, Chairman
Nystrom
Robinson
- Senate File 363**
Griffin, Chairman
Kinley
Van Gilst
- Senate File 364**
Plymat, Chairman
Scott
Miller of Marshall
- Senate File 365**
Kelly, Chairman
Ramsey
Kinley
- Senate File 366**
Murray, Chairman
Andersen
Miller
- Senate File 367**
Milligan, Chairman
Gluba
Andersen
- Senate File 368**
Potter, Chairman
McCartney
Willits
- Senate File 370**
Potter, Chairman
Plymat
Palmer
- Senate File 374**
Nystrom, Chairman
Junkins
Schwengels
- Senate File 376**
Shaw, Chairman
Andersen
McCartney
Scott
Willits
- Senate File 378**
Murray, Chairman
Plymat
Coleman
- Senate File 381**
Van Gilst, Chairman
Orr
Potter
- Senate File 385**
Nystrom, Chairman
Junkins
Schwengels

Senate File 390	House File 190	House File 240
Winkelman, Chairman	Taylor, Chairman	Doderer, Chairman
Nolin	Kinley	Murray
Murray	Riley	Milligan
Senate File 393	House File 193	House File 253
Orr, Chairman	Kinley, Chairman	Scott, Chairman
Curtis	Curtis	Miller of Des Moines
Hill	Riley	Gallagher
Senate Concurrent	House File 220	House File 272
Resolution 29	Glenn, Chairman	Blouin, Chairman
Winkelman, Chairman	Taylor	Scott
Hansen	Briles	Milligan
Hill		House File 291
House File 186	House File 222	Appropriations—
Rabedeaux, Chairman	Palmer, Chairman	Human Resources
Hultman	Briles	
Priebe	Taylor	

REPORT OF COMMITTEE

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 59**, a bill for an act relating to changes in roads, streams, or dry runs, giving the state highway commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A (455A) of the Code applicable, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—284

- 1 Amend the Shaff amendment, S-41, filed February 7, 1973, to Senate
- 2 File 24 as follows:
- 3 1. By striking the word "shall" in line 11 and by inserting in
- 4 lieu thereof the word "may".
- 5 2. By striking the word "shall" in line 19 and by inserting in
- 6 lieu thereof the word "may".

E. KEVIN KELLY

S—283

- 1 Amend Senate File 175, page 1, by adding a period (.)
- 2 after the word "work" in line 12 and striking the
- 3 remainder of lines 12 and 13.

MINNETTE DODERER
RALPH McCARTNEY

On motion of Senator DeKoster, the Senate adjourned until 9:00 a.m., Monday, March 26, 1973.

JOURNAL OF THE SENATE

SEVENTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, MARCH 26, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Andrew Bozman, pastor of the First Presbyterian Church, Glidden, Iowa.

The Journal of Friday, March 23, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Marvin Dieckmann, Waterloo, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCartney for the day on request of Senator Briles.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Fifty students from Starmont Community School, Strawberry Point, Iowa, accompanied by their instructors, Verle Jones and Jerry Harvey. Senator Tieden.

Forty-four students from Bettendorf Community School, Bettendorf, Iowa, accompanied by Mr. Gill and Mr. Trimble. Senator Shaw.

Forty students from Woodlawn Elementary School, Des Moines, Iowa, accompanied by their instructor, Mrs. Butler. Senator Plymat.

Thirty-five students, members of Boy Scout Troop 560 and Girl Scout Cadet Troop 353 from Cedar Rapids, Iowa. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Orr, from forty-nine residents of Tama County favoring establishment of a regional library system.

By Senator Priebe, from seventeen residents of Humboldt County favoring November 11 as Armistice Day.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Ramsey, from seventy-four residents of Union, Ringgold and Appanoose Counties.

Senator Miller, from nineteen residents of Marshall County.

Senator Taylor, from twenty-nine residents of Wright County.

Senator Murray, from seventeen residents of Story County.

Senator DeKoster, from fifty-three residents of Plymouth County.

Senator DeKoster, from forty residents of northwest Iowa.

Senator Van Gilst, from fifty-three residents of Mahaska, Keokuk and Warren Counties.

Senator Schwengels, from ninety-six residents of Jefferson County.

Senator Bergman, from nine residents of Osceola County.

Senator Potter, from seventy-four residents of Linn County.

Senator Hill, from twenty-nine residents of Mahaska County.

Senator Kyhl, from seventy-three residents of Butler and adjoining counties.

Senator DeKoster, from seven residents of Sioux County.

Senator Briles, from one hundred thirty-six residents of Page and Adair Counties.

Senator Plymat, from fifty-nine residents of Polk County.

Senator Orr, from thirty-seven residents of Iowa County.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 282.

Senate File 282

On motion of Senator Rodgers, Senate File 282, a bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax, was taken up for consideration.

Senator Rodgers asked and received unanimous consent that **House File 314** be substituted for Senate File 282.

House File 314

On motion of Senator Rodgers, House File 314, a bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax, was taken up for consideration.

Senator Rodgers moved that the bill be read the last time now, which motion prevailed and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 314) the vote was:

Ayes, 35:

Bergman	Hansen	Milligan	Robinson
Blouin	Heying	Murray	Rodgers
Briles	Hultman	Nystrom	Schwengel
Coleman	Junkins	Orr	Schwieger
DeKoster	Kennedy	Palmer	Scott
Doderer	Kinley	Plymat	Tieden
Glenn	Lamborn	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman

Nays, 4:

Andersen	Kelly	Nolin	Schaben
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Absent or not voting, 11:

Curtis	McCartney	Potter	Shaw
Gallagher	Miller of	Riley	Taylor
Hill	Des Moines	Shaff	
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Rodgers asked and received unanimous consent that **Senate File 282** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 319.

Senate File 319

On motion of Senator Rodgers, Senate File 319, a bill for an

act to increase the tax on little cigars, was taken up for consideration.

Senator Rodgers asked and received unanimous consent that **House File 328** be substituted for **Senate File 319**.

House File 328

On motion of Senator Rodgers, House File 328, a bill for an act to increase the tax on little cigars, was taken up for consideration.

Senator Rodgers offered the following amendment S—277 filed by Senators Rodgers and Shaff and moved its adoption:

S—277

- 1 Amend House File 328, page 3, after line 20, by adding
- 2 the following new section:
- 3 Sec. 5. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publica-
- 5 tion in the Dallas County News, a newspaper published in Adel,
- 6 Iowa, and in the Clinton Herald, a newspaper published in
- 7 Clinton, Iowa.

The amendment was adopted.

Senator Rodgers moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 328) the vote was:

Ayes, 35:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Scott
DeKoster	Kennedy	Palmer	Tieden
Doderer	Kinley	Plymat	Van Gilst
Glenn	Lamborn	Priebe	Willits
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Marshall	Ramsey	
Hansen			

Nays, 4:

Coleman	Kelly	Miller of	Nolin
		Des Moines	

Absent or not voting, 11:

Curtis	McCartney	Schaben	Shaw
Gallagher	Potter	Schwieger	Taylor
Kyhl	Riley	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Rodgers asked and received unanimous consent that

Senate File 319 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 68.

Senate File 68

On motion of Senator Kelly, Senate File 68, a bill for an act relating to the cost of care, examination, or treatment of a minor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits offered amendment S—143 filed by Senators Willits and DeKoster:

S—143

- 1 Amend Senate File 68 by striking on page 1 in lines
- 2 18 and 19 “[may] shall” and inserting in lieu thereof the
- 3 word “may”.

Senator Willits moved the adoption of the amendment and called for a division.

The amendment was adopted.

Senator Doderer offered amendment S—286:

S—286

- 1 Amend Senate File 68, page 1, line 16, by striking the
- 2 words “[may] shall” and inserting in lieu thereof the word
- 3 “may”.

Senator Doderer moved the adoption of her amendment and requested a roll call.

On the question “Shall amendment S—286 be adopted?” (S.F. 68) the vote was:

Ayes, 16:

Blouin	Gallagher	Kinley	Palmer
Coleman	Gluba	Milligan	Robinson
DeKoster	Hansen	Nolin	Van Gilst
Doderer	Heying	Orr	Willits

Nays, 31:

Andersen	Kennedy	Plymat	Schwengels
Bergman	Lamborn	Potter	Schwieger
Briles	Miller of	Priebe	Scott
Curtis	Des Moines	Rabedeaux	Shaff
Glenn	Miller of	Ramsey	Shaw
Griffin	Marshall	Riley	Taylor
Hill	Murray	Rodgers	Tieden
Hultman	Nystrom	Schaben	Winkelman
Kelly			

Absent or not voting, 3:

Junkins Kyhl McCartney

The amendment lost.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Andersen	Junkins	Nystrom	Schwengels
Bergman	Kelly	Plymat	Schwieger
Briles	Kennedy	Potter	Scott
Curtis	Lamborn	Rabedeaux	Shaff
Gallagher	Miller of	Ramsey	Shaw
Glenn	Des Moines	Riley	Taylor
Griffin	Miller of	Rodgers	Tieden
Hill	Marshall	Schaben	Winkelman
Hultman	Murray		

Nays, 16:

Blouin	Gluba	Milligan	Priebe
Coleman	Hansen	Nolin	Robinson
DeKoster	Heying	Orr	Van Gilst
Doderer	Kinley	Palmer	Willits

Absent or not voting, 2:

Kyhl McCartney

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 Neu invited Senator Hill to escort to the rostrum Marceta Roberts, Queen of the Thirty-eighth Annual Tulip Time Festival at Pella, Iowa, and the members of her court, Marcey Overman, Kristie Engbers, Ruth Hagens and Beverly Ver Meer. The Queen presented a red tulip plant to the Senate and extended an invitation to attend the Tulip Time Festival, May 10, 11 and 12, 1973.

The girls, in traditional Dutch costumes, distributed the famous Pella cookies to all those present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 45.

House File 45

On motion of Senator Winkelman, House File 45, a bill for an

act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Schaben moved that further action on **House File 45** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

The motion prevailed.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 41.

House File 41

On motion of Senator Nolin, House File 41, a bill for an act relating to temporary restrictions on weight and load of certain motor vehicles, and to provide penalties for violation of temporary restrictions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 41) the vote was:

Ayes, 42:

Andersen	Hill	Nystrom	Schwengels
Bergman	Junkins	Orr	Schwieger
Blouin	Kelly	Palmer	Scott
Briles	Kennedy	Plymat	Shaff
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Rabedeaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Doderer	Marshall	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits
Hansen	Murray	Rodgers	Winkelman
Heying	Nolin	Schaben	

Nays, 3:

Gallagher	Glenn	Miller of Des Moines
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Voting present, 1:

Priebe

Absent or not voting, 4:

Griffin

Hultman

Kyhl

McCartney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 24.

Senate File 24

On motion of Senator Shaff, Senate File 24, a bill for an act providing that delinquent sewer charges shall constitute a lien against the property, was taken up for further consideration.

The Senate resumed consideration of amendment S—41, offered, amended and pending on March 23.

Senator Kelly offered amendment S—284 to the amendment and moved its adoption:

S—284

- 1 Amend the Shaff amendment, S—41, filed February 7, 1973, to Senate
- 2 File 24 as follows:
- 3 1. By striking the word "shall" in line 11 and by inserting in
- 4 lieu thereof the word "may".
- 5 2. By striking the word "shall" in line 19 and by inserting in
- 6 lieu thereof the word "may".

The amendment to the amendment was adopted.

Senator Potter offered amendment S—287 to the amendment by Senators Potter and Shaff and moved its adoption:

S—287

- 1 Amend the Shaff amendment S—41, to Senate File 24
- 2 as follows:
- 3 1. Line 11 by inserting after the word "be" the words
- 4 "certified by the appropriate governing body and".
- 5 2. Line 19 by inserting after the word "be" the words
- 6 "certified by the appropriate governing body and".

Senator Andersen took the chair at 11:35 a.m.

The amendment to the amendment was adopted.

DEFERRED

Senator DeKoster asked and received unanimous consent that further action on Senate File 24 be **deferred** and that the bill retain its place on the calendar under **unfinished business**.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 339.

Senate File 339

On motion of Senator Murray, Senate File 339, a bill for an act establishing an examination fee for real estate salesman or broker examinations, was taken up for further consideration.

The Senate resumed consideration of amendment S—285, offered and pending on March 23, 1973:

S—285

- 1 Amend Senate File 339, page 1, line 13, by inserting after
- 2 "funded" the following: ", however, this fee shall not
- 3 exceed ten dollars".

On motion of Senator Schaben, the amendment was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 339) the vote was:

Ayes, 39:

Andersen	Hill	Orr	Schwengels
Bergman	Junkins	Palmer	Schwieger
Briles	Kelly	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	Miller of	Priebe	Shaw
Doderer	Marshall	Ramsey	Taylor
Gallagher	Milligan	Riley	Tieden
Glenn	Murray	Robinson	Van Gilst
Gluba	Nolin	Rodgers	Willits
Hansen	Nystrom	Schaben	Winkelman

Nays, 5:

Blouin	Kennedy	Kinley	Miller of
Coleman			Des Moines

Absent or not voting, 6:

Griffin	Hultman	McCartney	Rabedeaux
Heying	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REREFERRED TO COMMITTEE

Senator Doderer asked and received unanimous consent that **Senate File 1** be rereferred to the committee on human resources.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 98, a bill for an act to allow school boards, county school boards, area school boards, and the state board of public instruction to provide group contracts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 127, a bill for an act relating to class "A" liquor control licenses of clubs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 292, a bill for an act relating to the taking of wild turkey.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 308, a bill for an act relating to the definition of vehicle.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 310, a bill for an act relating to trout stamps.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 359, a bill for an act amending the state school foundation program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 403, a bill for an act to appropriate from the IPERS fund to employment security commission for costs of administration.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 32, a bill for an act relating to the seal used by a notary public.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 32

- 1 Amend Senate File 32 as amended and passed by the
- 2 Senate as follows:
- 3 1. Page 2, line 3, by striking the words "*or an*
- 4 *official rubber stamp*" and inserting in lieu thereof
- 5 the words "*, or an ink stamp of a size and design*
- 6 *approved by the secretary of state,*".
- 7 2. Page 2, line 4, by striking the word "engraved"

- 8 and inserting in lieu thereof the word "included".
9 3. Page 2, line 6, by inserting after the period
10 the following: "*The embossed impression made by the*
11 *seal may be blackened, but permanent black ink shall*
12 *be used for fixing an impression with the official ink*
13 *stamp. The seal or stamp may include the date of*
14 *expiration of the notary's commission, but the date of*
15 *expiration shall not be mandatory.*"
16 4. Page 2, line 13, by striking the words "*upon*
17 *a rubber*" and inserting in lieu thereof the words "*an*
18 *official ink*".

INTRODUCTION OF BILLS

Senate Joint Resolution 12, by Senator Doderer, a joint resolution to employ a consulting actuary to conduct a study and propose a plan for an optional variable annuity plan for IPERS and making an appropriation.

Read first time and **passed on file**.

Senate File 429, by Senator Blouin, a bill for an act relating to the establishment of county school districts, defining the powers and duties of county school districts, and to abolish presently existing local school districts.

Read first time and **passed on file**.

Senate File 430, by Senator Kelly, a bill for an act defining simple and aggravated littering and providing a penalty.

Read first time and **passed on file**.

Senate File 431, by Senators Priebe, Schaben, Scott and Kinley (Woods, Byerly, Miller of Buchanan, Connors, Newhard, De Jong, Bennett and Jordan), a bill for an act relating to mechanic's liens.

Read first time and **passed on file**.

Senate File 432, by Senators Priebe and Blouin, a bill for an act to make an appropriation to reimburse the several counties for costs incurred in changing their record-keeping system as required by the department of public safety.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 98, a bill for an act to allow school boards, county school boards, area school boards, and the state board of public instruction to provide group contracts, and the board for the

educational radio and television facility to provide group or individual contracts for tax-sheltered annuities to employees.

Read first time and **passed on file.**

House File 127, a bill for an act relating to class "A" liquor control licenses of clubs which are branches of chartered veterans organizations.

Read first time and **passed on file.**

House File 292, a bill for an act relating to the taking of wild turkey and providing for a special license fee.

Read first time and **passed on file.**

House File 308, a bill for an act relating to definition of vehicle.

Read first time and **passed on file.**

House File 310, a bill for an act relating to trout stamps.

Read first time and **passed on file.**

House File 359, a bill for an act amending the state school foundation program by providing that special methods of computing state school foundation aid will be continued for only two years, providing two alternate dates for determining enrollment, including in enrollment certain pupils for which the school district pays tuition to attend an Iowa area school, excluding pupils attending a university laboratory school from any district's enrollment, defining miscellaneous income and other terms, adding new definitions, excluding miscellaneous income from certain computations, limiting proposed and actual expenditures, establishing state percent of growth at five percent for the school year beginning July 1, 1973, limiting state percent of growth to a maximum of five percent for the school year beginning July 1, 1974, providing greater equalization by increasing the allowable growth for districts whose district cost per pupil is below state cost per pupil, establishing the state cost per pupil for certain years, requiring the use of budget amounts rather than actual expenditures for certain computations, revising the determination of district cost, district cost per pupil, and the additional school district property tax levy, revising and clarifying the duties and powers of the school budget review committee, requiring the school budget review committee to permit or increase allowable growth in certain hardship situations related to the exclusion of miscellaneous income from certain computations, permitting the school budget review committee to establish a modified allowable growth, to authorize certain expenditures by a school district, or to authorize a limited tax levy for one year

under certain conditions, clarifying the sources of funds for additional state aid, revising the procedures for establishing, increasing, or continuing a school district income surtax, repealing the requirement for a tentative budget, repealing chapter two hundred eighty-four (284), Code 1973, and making related technical and procedural changes.

Read first time and passed on file.

House File 403, a bill for an act to appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system.

Read first time and passed on file.

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

S. F. 425 Appropriations

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 41 passed the Senate.

JAMES F. SCHABEN

COMMUNICATION FROM THE SECRETARY OF STATE

March 23, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 206 was published in The Ogden Reporter, Ogden, Iowa, March 14, 1973, and in The Mitchellville Index, Mitchellville, Iowa, March 22, 1973.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

ANNOUNCEMENT OF INVESTIGATING COMMITTEES

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

As members of the Iowa Highway Commission:

David O. Shaff, Clinton, Iowa, for a regular four-year term ending June 30, 1977.

Senator Shaff, Chairman
 Senator Palmer
 Senator Ramsey

Stephen Garst, Coon Rapids, Iowa, for a regular four-year term ending
 June 30, 1977.

Senator Nolin, Chairman
 Senator Andersen
 Senator Schwengels

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 23, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 39—to provide copies of the Iowa Code and Acts of each General Assembly to city assessors without cost.
- S. F. 124—relating to sales tax on purchases made by contractors who are retailers.
- H. F. 30—relating to real estate broker trust accounts.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate Files 282 and 319. Had I been present, I would have voted "aye" on both bills.

JAMES V. GALLAGHER

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 309**, a bill for an act relating to noxious weeds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 50**, a bill for an act relating to exemption from the basic science examination, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 125**, a bill for an act relating to eligibility for assistance in the aid to dependent children's program, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 223**, a bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 240**, a bill for an act relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—291

- 1 Amend the House amendment to Senate File 32, line 8, by
- 2 striking the word "included" and inserting in lieu thereof
- 3 the following "[engraved] *included*".

RALPH W. POTTER

S—288

- 1 Amend Senate File 134 as follows:
- 2 1. Page 20, line 19, by adding after the period the
- 3 following: "Nothing in this subsection shall prohibit
- 4 the use of the word 'accountant' by persons other than
- 5 those holding a current permit issued under section
- 6 eight (8) of this Act."
- 7 2. Page 20, line 20, by striking the word "of" and
- 8 inserting in lieu thereof the word "or".
- 9 3. Page 20, line 22, by striking the words "with any
- 10 wording".
- 11 4. Page 20, line 23, by striking the words "with any
- 12 wording".
- 13 5. Page 20, line 24, by striking the second word "or".
- 14 6. Page 20, line 25, by striking the word "certificate".
- 15 7. Page 20, line 26, by striking the phrase "or estimate".
- 16 8. Page 21, line 8, by striking the words "with any
- 17 wording".
- 18 9. Page 21, line 11, by striking the words "or certificate".
- 19 10. Page 21, line 12, by striking the words "or estimate".
- 20 11. Page 21, by striking lines 22 through 34 and renumber-
- 21 ing the remaining subsection.

WARREN E. CURTIS

S—289

- 1 Amend Senate File 318 as follows:

2 1. Page 2, by striking lines 33 through 35.

3 2. Page 3, by striking line 1 and inserting in lieu
4 thereof the following new paragraph:

5 A charge under subsection two (2) of this section shall
6 not be reduced to a charge under subsection one (1) of
7 this section unless the defendant agrees to participate
8 in an alcohol rehabilitation program as prescribed by the
9 court, or unless the defendant has not been convicted of
10 an offense under subsection one (1) or two (2) of this
11 section for a period of six years. A conviction of a
12 violation of subsection one (1) or two (2) of this section
13 after a conviction under subsection one (1) of this section
14 within a period of six years from the date of the original
15 conviction shall be considered a second conviction under
16 subsection two (2) of this section and shall be subject
17 to the penalties prescribed therein.

18 3. Page 3, line 4, by striking the words "blood shall
19 be", and inserting in lieu thereof the words "blood, or".

20 4. Page 3, by striking lines 5 and 6.

21 5. Page 3, line 7, by striking the words "upon the
22 public highways of this state".

23 6. Page 4, line 5, by striking the words "of operating
24 a motor vehicle while under", and inserting in lieu
25 thereof the words: "under subsection one (1) of this

Page 2

1 section".

2 7. Page 4 by striking lines 6 and 7 and inserting in
3 lieu thereof the word ", notwith-".

4 8. Page 4, line 9, by striking the words "; and
5 the", and inserting in lieu thereof the words ", and the
6 court may prescribe reasonable restrictions on the use
7 of any new license issued, which restriction shall be
8 imprinted on the license and which shall be in force for
9 a time period the court shall prescribe. The restric-
10 tions and time period so prescribed shall be reasonably
11 related to the rehabilitation of the defendant and
12 the safety of the public. The".

WILLIAM N. PLYMAT

S—290

1 Amend House File 287, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 7, line 27, by striking the words and
4 figure "unnumbered paragraph one (1),".

5 2. Page 7, line 29, by inserting before the word
6 "Each" the figure and words "97B.49 MONTHLY PAYMENTS
7 OF ALLOWANCE."

8 3. Page 8, by striking lines 3, 4, and 5.

9 4. Page 9, by inserting after line 10 the following:

10 3. For each member who has qualified for prior service
11 credit in accordance with the first paragraph of section
12 97B.43, there shall be determined a benefit of eight-
13 tenths of one percent per year of prior service credit
14 multiplied by the monthly rate of the member's total
15 remuneration not in excess of three thousand dollars

16 annually during the twelve consecutive months of his
17 prior service for which such total remuneration was the
18 highest. An additional [three-tenths] *four-tenths* of one
19 percent of such remuneration not in excess of three
20 thousand dollars annually shall be payable for prior
21 service during each year in which the accrued liability
22 for benefit payments created by the abolished system is
23 funded by appropriation from the general fund of the
24 state of Iowa as provided under section 97B.56.
25 5. By renumbering the sections as necessary.

MICHAEL T. BLOUIN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, March 27, 1973.

JOURNAL OF THE SENATE

SEVENTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MARCH 27, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Robert M. Amborn, pastor of St. Mary's Catholic Church, Oxford, Iowa.

The Journal of Monday, March 26, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Hallberg, Oelwein, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Gluba for the day on request of Senator Glenn; Senator Plymat for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Fifty students from Starmont Junior High School, Strawberry Point, Iowa, accompanied by Mr. Seidel and Mr. Dierks. Senator Tieden.

One hundred students from St. Edwards School, Waterloo, Iowa, accompanied by Tom Renze. Senator Schwieger.

PETITIONS

The following petitions were presented and placed on file:

By Senator Robinson, from sixty-four members of United Paper Workers International Union, residents of Linn County, favoring collective bargaining for public employees.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Bergman, from twenty-six residents of Osceola and O'Brien Counties.

- Senator Curtis, from fifty-seven residents of Buena Vista County.
- Senator DeKoster, from ninety-one residents of Sioux and Plymouth Counties.
- Senator Plymat, from four hundred fifty-eight residents of Polk County.
- Senator Kinley, from sixty-eight residents of Polk County.
- Senator McCartney, from thirteen residents of Chickasaw County.
- Senator Scott, from five hundred twenty-four residents of Cerro Gordo County.
- Senator Gallagher, from thirty-six residents of Buchanan County.
- Senator Hill, from eighty-eight residents of Marion County.
- Senator Rodgers, from forty-seven residents of Dallas, Adair and Madison Counties.
- Senator Schwengels, from thirty-three residents of Van Buren County.
- Senator Miller, from eighty-nine residents of Marshall and Hardin Counties.
- Senator Priebe, from forty-one residents of Palo Alto County.
- Senator Robinson, from eighty-one residents of Linn County.
- Senator Ramsey, from twenty-seven residents of Ringgold County.
- Senator Junkins, from one hundred thirteen residents of Lee County.
- Senator Nystrom, from forty-four residents of Boone and Story Counties.
- Senator Taylor, from eighty-two residents of Hardin County.
- Senator Van Gilst, from forty-nine residents of Lucas and Marion Counties.
- Senator Schaben, from seventy-two residents of Harrison, Pottawattamie and Sioux Counties.
- Senator Palmer, from ninety-six residents of Polk County.

INTRODUCTION OF BILLS

Senate File 433, by Senator Kelly, a bill for an act relating to exemptions from execution and providing penalties.

Read first time and **passed on file**.

Senate File 434, by Senator Murray (Hill), a bill for an act to provide financial assistance for the establishment and operation of community day care centers and for training courses for employees of community day care centers, and to make an appropriation.

Read first time and **passed on file**.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 48, a bill for an act defining the term tandem axle.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 31, developing a historical landmark for Ansel Briggs, first elected governor of Iowa at Andrew, Iowa.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 31

By Norpel

Whereas, it is important that a continuing effort be made by the State of Iowa to properly identify and preserve ties with our democratic heritage; and

Whereas, Ansel Briggs, the first elected governor of the state of Iowa, maintained a residence one-half mile north of Andrew, Iowa which is also the site of his grave; and

Whereas, it is appropriate that the Iowa General Assembly be informed of and participate in the initial planning of the development of an historical landmark; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That a committee composed of three members of the Senate and three mem-

bers of the House of Representatives be appointed by the speaker of the House and the president of the Senate respectively for the purpose of investigating the possible identification and preservation of a site memorializing the burial place and former residence of Iowa's first elected governor and for the purpose of determining the facts of particular interest on the basis of which a memorial might be erected or maintained; and

Be It Further Resolved, That the committee consult with and utilize the services of the state historical society and that it seek the aid, support, and cooperation of appropriate county, city, and town agencies in developing recommendations for the erection or purchase by the state historical society of a suitable landmark memorializing the burial place and former residence of Ansel Briggs.

INTRODUCTION OF BILLS

Senate File 435, by committee on cities and towns, a bill for an act relating to the payment of annual dues to the league of Iowa municipalities.

Read first time and **placed on calendar**.

Senate File 436, by committee on higher education (committee on education), a bill for an act relating to state per pupil aid for laboratory schools.

Read first time and **placed on calendar**.

Senate File 437, by Senator Doderer (Monroe), a bill for an act relating to the requirements for elections on bond issues and other propositions, and for petitions for certain purposes.

Read first time and **passed on file**.

Senate File 438, by Senators Potter, Andersen and Coleman, a bill for an act relating to the service tax on storage of goods.

Read first time and **passed on file**.

Senate File 439, by Senator Potter, a bill for an act relating to retirement age for members of the peace officers' retirement system.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 31

By DeKoster

Whereas, the criminal justice system of the state varies widely in quality in different areas of the state; and

Whereas, the number of appeals in criminal cases has risen greatly in recent years adding increased burdens on the already large supreme court workload; and

Whereas, the state has no coordinated system of court appointed counsel, and programs providing these services vary widely in quality and performance throughout the state; and

Whereas, all citizens of Iowa are entitled to a uniformly high degree of criminal justice in all its aspects; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council consider the appointment of a study committee to be composed of members of the appropriate standing committees of the House and Senate, for the purpose of conducting a study during the 1973-1974 legislative interim of the criminal justice system including the desirability of establishing a system of district prosecutors in each judicial district for the purpose of enforcing state laws; whether or not there is need for a district public defender office; and a review of the need for providing a revision of the criminal appeal process with the goal of reducing the inordinately large number of appeals in criminal cases and for providing some form of public post-conviction counsel and investigative services; and

Be It Further Resolved, That a report of the findings of the study committee shall be prepared and submitted to the General Assembly in 1974 which report may be accompanied by bill drafts designed to carry out the findings of the committee.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.J.R. 12 State government
- S. F. 429 Schools
- S. F. 430 Natural resources
- S. F. 431 Judiciary
- S. F. 432 Appropriations
- S. F. 433 Judiciary
- S. F. 434 Human resources
- H. F. 127 Judiciary
- H. F. 292 Natural resources
- H. F. 308 Commerce
- H. F. 310 Natural resources
- H. F. 403 Appropriations

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering committee calendar:

- | | | |
|-----------|----------|----------|
| S. F. 205 | S. F. 59 | S. F. 97 |
| S. F. 239 | H. F. 27 | |

CLIFTON C. LAMBORN

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 206**, a bill for an act relating to the bonding of licensed motor fuel distributors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—293

- 1 Amend Senate File 24 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. Section three hundred ninety-three point
- 5 three (393.3), Code 1973, is amended by striking the
- 6 section and inserting in lieu thereof the following:
- 7 393.3 LIEN. If the sewer rentals provided by this
- 8 chapter are thirty days delinquent on the first day
- 9 of March, June, September, or December of each year, a
- 10 list of the properties may be filed with the county
- 11 auditor by the political subdivision within ten days
- 12 from the dates specified in this section. Upon certifica-
- 13 tion of the delinquent rental charges by the political
- 14 subdivision to the county auditor, the rental charges
- 15 shall constitute a lien against the property and shall
- 16 be collected in the same manner as other taxes. Cer-
- 17 tification of the delinquent rental charges shall include
- 18 a legal description of the delinquent properties.
- 19 Sec. 2. Section three hundred ninety-four point
- 20 nine (394.9), Code 1973, is amended by adding a new
- 21 paragraph at the end thereof, as follows:
- 22 NEW PARAGRAPH. A list of properties on which such
- 23 charges are delinquent over thirty days as of the first
- 24 of March, June, September and December may be filed by
- 25 the political subdivision with the county auditor within

Page 2

- 1 ten days of said dates and such delinquent charges
- 2 shall constitute a lien against the property upon
- 3 certification by the political subdivision to the
- 4 county auditor.

RICHARD R. RAMSEY
E. KEVIN KELLY
LUCAS J. DeKOSTER

S—297

- 1 Amend House File 287, as amended, passed, and reprinted
- 2 by the House as follows:
- 3 1. Page 2A, line 9 by inserting after the word "system."
- 4 the following new sentence:
- 5 "Public employees of any county may submit a
- 6 unanimously agreed upon program if the desire of the
- 7 group is to make investments of any part of their Iowa

8 public employees' retirement system contributions for
9 projects in their own counties."

H. L. HEYING

S—292

1 Amend House File 287, as amended, passed, and reprinted
2 by the House, as follows:

3 1. Page 3, line 11, by striking the word "one-half"
4 and inserting in lieu thereof the words "[one-half] seven-
5 tenths".

6 2. Page 8, line 11, by striking the word "fifty-seven"
7 and inserting in lieu thereof the word "sixty".

GENE W. GLENN

S—301

1 Amend House File 287 as amended, passed and reprinted
2 by the House, as follows:

3 1. Page 3, line 15, by striking the words "The
4 contributions of the member shall" and inserting in
5 lieu thereof the words "[The contributions of the
6 member shall]".

7 2. Page 8, by striking line 16 and inserting in lieu
8 thereof the words "[be matched by the employer]
9 *Commencing July 1, 1973, contributions by the employer*
10 *shall be in the amount of four percent of the covered*
11 *wages of the employee paid by the employer until the*
12 *first of the month after the member's sixty-fifth*
13 *birthday or his termination or retirement from*
14 *employment, whichever is earlier"*.

15 3. Page 8, line 11, by striking the word "fifty-seven"
16 and inserting in lieu thereof the word "sixty-two".

17 4. Page 9, by inserting after line 17 the following
18 new section and by renumbering the remaining sections:

19 Sec. Section ninety-seven B point forty-nine
20 (97B.49), subsection three (3), Code 1973, is amended to read
21 as follows:

22 3. For each member who has qualified for prior service
23 credit in accordance with the first paragraph of section
24 97B.43, there shall be determined a benefit of [eight-tenths]
25 *nine-tenths* of one percent per year of prior service credit

Page 2

1 multiplied by the monthly rate of the member's total remun-
2 eration not in excess of three thousand dollars annually
3 during the twelve consecutive months of his prior service
4 for which such total remuneration was the highest. An addi-
5 tional three-tenths of one percent of such remuneration not
6 in excess of three thousand dollars annually shall be pay-
7 able for prior service during each year in which the accrued
8 liability for benefit payments created by the abolished system
9 is funded by appropriation from the general fund of the state
10 of Iowa as provided under section 97B.56.

11 5. Amend the title, page 1, line 3, by inserting after

12 the word "members," the words "increasing employer
13 contributions,".

EARL M. WILLITS
MINNETTE DODERER
MICHAEL T. BLOUIN
GEORGE R. KINLEY
JOAN ORR

S—298

1 Amend House File 287, as amended, passed, and re-
2 printed by the House, as follows:
3 1. Page 3, line 16, by inserting after the period
4 the following: "*Commencing January 1, 1974 for the*
5 *calendar year, contributions by the employer shall be*
6 *in the amount of three and six-tenths percent of the*
7 *covered wages of the employee paid by the employer*
8 *until the first of the month after the member's sixty-*
9 *fifth birthday or his termination or retirement from*
10 *employment, whichever is earlier. Commencing January 1,*
11 *1975 and for each calendar year thereafter, the contribu-*
12 *tions by the employer shall be increased annually two-*
13 *tenths of one percent of the covered wages of the*
14 *employee paid by the employer until the percent of*
15 *covered wages of the employee paid by the employer*
16 *reaches seven percent on January 1, 1991."*

17 2. Page 8, by inserting after line 22, the follow-
18 ing:

19 "*Commencing January 1, 1974 the amount of the monthly*
20 *formula benefit for each retiree shall be determined an-*
21 *nually for each calendar year by the employment security*
22 *commission upon the recommendation of the advisory*
23 *investment board and following a study of the system*
24 *by a consulting actuary."*

LEONARD C. ANDERSEN

S—299

1 Amend House File 287, as amended, passed, and re-
2 printed by the House, as follows:

3 1. Page 3, by striking lines 17 through 26, inclu-
4 sive.

5 2. Page 4, line 2, by striking the words and
6 figure "subsections eleven (11) and" and inserting in
7 lieu thereof the word "subsection".

8 3. Page 4, line 2, by striking the word "are" and
9 inserting in lieu thereof the word "is".

10 4. Page 4, by striking lines 4 through 9, inclu-
11 sive.

12 5. Page 4, by striking lines 15 through 35,
13 inclusive.

14 6. Page 5A, by striking lines 1 and 2.

15 7. Page 8, line 4, by striking the words and
16 figures "subsections one (1) and two (2), Code 1973,
17 are" and inserting in lieu thereof the words and
18 figures "subsection one (1), Code 1973, is".

19 8. Page 8, line 7, by striking the words "[five]

20 *four*" and inserting in lieu thereof the word "five".

21 9. Page 8, line 11, by striking the word "*fifty-*
22 *seven*" and inserting in lieu thereof the word "*sixty*".

23 10. Page 9, by striking lines 11 through 17,
24 inclusive.

25 11. Page 10, by striking lines 1 through 25,

Page 2

1 inclusive.

2 12. Page 11A, by striking lines 1 through 15,

3 inclusive.

4 13. Amend the title, page 1, line 4, by striking
5 the words "increasing the covered wages, reducing the
6 number".

7 14. Amend the title, page 1, by striking line 5.

8 15. Amend the title, page 1, line 6, by striking
9 the words "for prior service credit,".

10 16. Amend the title, page 1, by striking line 10.

11 17. By renumbering the sections to conform with this
12 amendment.

ELIZABETH SHAW

S—295

1 Amend House File 287, as amended, passed, and reprinted
2 by the House, as follows:

3 1. Page 3, line 24, by striking the words "*and for*
4 *each*" and inserting in lieu thereof the words "*for the*".

5 2. Page 3, line 25, by striking the words "*, and*
6 *hereafter*" and inserting in lieu thereof the words and
7 figures "*through December 31, 1973*".

8 3. Page 3, line 26, by inserting after the word
9 "*dollars*" the words and figures "*, and for each calendar*
10 *year from January 1, 1974, and thereafter, wages not in*
11 *excess of twelve thousand dollars*".

LEONARD C. ANDERSEN
MINNETTE DODERER

S—300

1 Amend House File 287, as amended, passed, and re-
2 printed by the House, as follows:

3 1. Page 3, by inserting after line 35 the fol-
4 lowing section:

5 Sec. Section ninety-seven B point forty-
6 one (97B.41), subsection one (1), paragraph b, Code
7 1973, is amended by adding the following new sub-
8 paragraph:

9 **NEW SUBPARAGRAPH.** For each member of the general
10 assembly, wages includes annual salary received by
11 the member pursuant to section two point ten (2.10)
12 of the Code and any per diem compensation received for
13 attendance at authorized committee meetings or official
14 duties during the legislative interim, but does not
15 include payments for expenses and travel.

16 Sec. Section ninety-seven B point forty-one
17 (97B.41), subsection three (3), paragraph b, subpara-
18 graph one (1), Code 1973, is amended to read as follows:

19 (1) [Members of the general assembly, elective]
 20 *Elective* officials, *except members of the general*
 21 *assembly*, in positions for which the compensation is
 22 on a fee basis, elective officials of school districts,
 23 elective officials of townships, and elective officials
 24 of other political subdivisions who are in part-time
 25 positions, graduate medical students while serving as

Page 2

1 interns or resident doctors in training at any hospital,
 2 or county medical examiners and deputy county medical
 3 examiners under chapter 339.
 4 2. Page 11B, by inserting after line 44 the fol-
 5 lowing sections:
 6 Sec. Chapter ninety-seven B (97B), Code
 7 1973, is amended by adding the following new section:
 8 *NEW SECTION* Persons who are members of the general
 9 assembly on the effective date of this Act shall be
 10 eligible to make contributions to the system and receive
 11 credit for years of prior service in the general assembly
 12 pursuant to the provisions of this section. Members of
 13 the general assembly who elect in writing to the employ-
 14 ment security commission within ninety days after the
 15 effective date of this Act to make contributions for
 16 years of prior service shall contribute three and one-
 17 half percent of the compensation received during each
 18 year, whether on an annual salary or per diem, but not
 19 including payments for expenses or travel, not exceeding
 20 the covered wages for that year. Members shall also
 21 contribute the accumulated interest for each year of
 22 prior service in an amount determined by the employment
 23 security commission.
 24 Sec. There is appropriated from the general
 25 fund of the state to the Iowa public employees' retire-

Page 3

1 ment system fund a sum sufficient to pay three and one-
 2 half percent of covered wages employer contributions to
 3 match the three and one-half percent of covered wages
 4 employee contributions for members of the general
 5 assembly who have made contributions for years of
 6 prior service in the general assembly.
 7 3. Amend the title, page 1, line 12, by inserting
 8 after the word "members" the words " , and making an
 9 appropriation".
 10 4. By renumbering sections as necessary.

LEONARD C. ANDERSEN
 MINNETTE DODERER

S—296

1 Amend House File 287, as amended, passed, and re-
 2 printed by the House, as follows:
 3 1. Page 8, line 13, by inserting after the word
 4 "wages" the words "*and thereafter the monthly formula*
 5 *benefit shall be determined by the employment security*

6 *commission, maintaining the system on an actuarially*
7 *sound basis”.*

BARTON L. SCHWIEGER
JOHN N. NYSTROM

S—294

1 Amend House File 359, as amended, passed, and reprinted by the
2 House, as follows:

3 1. Page 3, lines 11 and 12, by striking the words “*for the*
4 *school years beginning July 1, 1973, and July 1, 1974, only,*”.

5 2. Amend the title, page 1, lines 1, 2, and 3 by striking the
6 words “*providing that special methods of computing state school*
7 *foundation aid will be continued for only two years,*”.

WILLIAM P. WINKELMAN
WARREN E. CURTIS
LUCAS J. DeKOSTER
BERL E. PRIEBE
JAMES V. GALLAGHER
DALE L. TIEDEN
KENNETH D. SCOTT
CALVIN O. HULTMAN

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Wednesday, March 28, 1973.

JOURNAL OF THE SENATE

EIGHTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MARCH 28, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Louis P. Haase, pastor of the First Presbyterian Church, Toledo, Iowa.

The Journal of Tuesday, March 27, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Bennett, Cedar Rapids, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-six students from Central City Community School, Central City, Iowa, accompanied by Mrs. Charles Lafler. Senators Riley and Potter.

Twenty-seven students from Pomeroy Community School, Pomeroy, Iowa, accompanied by their instructor, Mrs. Bronzynski. Senator Winkelman.

Forty-three students from Gilmore City-Bradgate Community High School, Gilmore City, Iowa, accompanied by Mrs. Velma Juelfs. Senator Coleman.

Forty-three students, members of Delaware County 4-H Club, accompanied by Mrs. Larry Schnieders, Mrs. Gilbert Hoffman, Banks Doggett and Don Schlitte. Senator Tieden.

One foreign exchange student from Garner, Iowa, Myriam Streignart Serinya of Belgium, accompanied by Mr. and Mrs. Glen Willey. Senator Taylor.

PETITIONS

The following petitions were presented and placed on file:

By Senator Kinley, from seventy-five residents of Linn County favoring legislation to prohibit sale, possession, or display of

obscene, lewd or indecent publications or material in places frequented by minors and to provide a penalty.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Miller, from twenty-nine residents of Marshall County.

Senator Coleman, from forty residents of Humboldt County.

Senator Ramsey, from forty-five residents of Ringgold County.

Senator Rodgers, from fourteen residents of Dallas County.

Senator Schwengels, from twenty-eight residents of Keokuk County.

Senator Priebe, from thirty-four residents of Kossuth County.

Senator Shaw, from eleven residents of Scott County.

Senator Plymat, from thirty residents of Polk County.

INTRODUCTION OF BILLS

Senate File 440, by committee on cities and towns (committee on cities and towns), a bill for an act relating to the financing of projects by cities, towns and counties.

Read first time and **placed on calendar**.

Senate File 441, by committee on county government, a bill for an act relating to the salaries of county officers.

Read first time and **placed on calendar**.

Senate File 442, by Senator Riley (Hill), a bill for an act relating to the Iowa Probate Code.

Read first time and **passed on file**.

Senate File 443, by Senator Riley (Hill), a bill for an act relating to nonprobate transfers.

Read first time and **passed on file**.

Senate File 444, by committee on agriculture, a bill for an act relating to state-approved premises for feedlots, grazing areas and cattle.

Read first time and **placed on calendar**.

Senate File 445, by Senator McCartney, a bill for an act relating to financing the freeway-expressway system, and making appropriations.

Read first time and passed on file.

SPECIAL ORDER OF BUSINESS

Senate File 411

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 411.

On motion of Senator Curtis, Senate File 411, a bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, changing the maximum age for contributions, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, prohibiting retirement credit after age sixty-five, permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, changing the method of computing the rate of interest credit for members, and increasing the percent of common stocks held in the retirement fund, was taken up for consideration.

Senator Curtis asked and received unanimous consent that **House File 287** be substituted for **Senate File 411**.

House File 287

On motion of Senator Curtis, House File 287, a bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, changing the maximum age for contributions, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, prohibiting retirement credit after age sixty-five, permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, and changing the method of computing the rate of interest credit for members, was taken up for consideration.

Senator Curtis asked and received unanimous consent that Ed R. Longnecker, Director of the Iowa Public Employees' Retirement System, Iowa Employment Security Commission, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

SPECIAL ORDER CONTINUED

House File 287

The Senate resumed consideration of House File 287.

Senator Heying withdrew amendment S—297 filed by him on March 27, 1973.

Senator Griffin withdrew amendment S—250 filed by him on March 19, 1973.

Senator Griffin offered amendment S—279 and called for a division of the amendment as follows:

S—279

Division S—279A

- 1 Amend House File 287, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 2A, line 18, by striking the words
- 4 "*one of whom shall be*".
- 5 2. Page 2A, by striking lines 19, 20, 21, and
- 6 22 and inserting in lieu thereof the word ". The".
- 7 3. Page 2A, by striking lines 28 and 29.
- 8 4. Page 2A, line 30, by inserting after the period
- 9 the words "*The two active members of the system shall*
- 10 *be nonvoting members of the board.*"

Division S—279B

- 11 5. Page 9, by striking lines 13 through 17,
- 12 inclusive, and inserting in lieu thereof the following:
- 13 **NEW SUBSECTION.** For each active member retiring on
- 14 or after June 30, 1973, and who has completed ten or
- 15 more years of membership service, the total amount of
- 16 monthly benefit payable at the normal retirement date
- 17 for prior service and membership service shall not be
- 18 less than fifty dollars per month. If benefits com-
- 19 mence on an early retirement date, the amount of
- 20 benefit shall be reduced in accordance with section
- 21 ninety-seven B point fifty (97B.50) of the Code. If an
- 22 optional allowance is selected under section ninety-
- 23 seven B point fifty-one (97B.51) of the Code, the amount
- 24 payable shall be the actuarial equivalent of the
- 25 minimum benefit. An employee who is in employment on a

Page 2

- 1 school year or academic year basis, will be considered
- 2 to be an active member as of June 30, 1973, if he com-
- 3 pletes the 1972-73 school year or academic year.

Action on division S—279A was temporarily deferred.

Senator Shaw offered amendment S—303 to division S—279B and moved its adoption:

S—303

- 1 Amend the Griffin amendment S—279 to House File 287,
- 2 as amended, passed and reprinted by the House by striking
- 3 on page 1, lines 11 through 25 and page 2, lines 1 through 3,
- 4 and inserting in lieu thereof the following: "5. Page 9,
- 5 by striking lines 11 through 17, inclusive."

Roll call was requested.

On the question "Shall the amendment to division S—279B be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 18:

Andersen	Glenn	Orr	Robinson
Blouin	Gluba	Palmer	Rodgers
Coleman	Kennedy	Priebe	Schaben
Doderer	Kinley	Ramsey	Willits
Gallagher	Nolin		

Nays, 29:

Bergman	Junkins	Nystrom	Scott
Briles	Kelly	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Rabedaux	Taylor
Griffin	Miller of	Riley	Tieden
Hansen	Marshall	Schwengels	Van Gilst
Hill	Milligan	Schwieger	Winkelman
Hultman	Murray		

Voting present, 1:

Miller of
Des Moines

Absent or not voting, 2:

Heying Kyhl

Amendment S—303 to division S—279B lost.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

SPECIAL ORDER CONTINUED

House File 287

The Senate resumed consideration of House File 287 and division S—279B of the Griffin amendment.

Senator Shaw moved to reconsider the vote by which amendment S—303 to division S—279B failed to be adopted by the Senate, and requested a roll call.

On the question “Shall the motion to reconsider amendment S—303 be adopted?” (H.F. 287) the vote was:

Ayes, 19:

Andersen	Kelly	Nolin	Riley
Doderer	Kennedy	Orr	Rodgers
Gallagher	Kinley	Palmer	Schaben
Glenn	Miller of	Priebe	Shaw
Gluba	Des Moines	Ramsey	
Junkins			

Nays, 28:

Bergman	Hill	Murray	Scott
Blouin	Hultman	Nystrom	Shaff
Briles	Lamborn	Plymat	Taylor
Coleman	McCartney	Potter	Tieden
Curtis	Miller of	Rabedeaux	Van Gilst
DeKoster	Marshall	Schwengels	Willits
Griffin	Milligan	Schwieger	Winkelman
Hansen			

Absent or not voting, 3:

Heying	Kyhl	Robinson
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The motion lost.

Senator Doderer offered amendment S—307 to division S—279B:

S—307

- 1 Amend Griffin amendment S—279 filed March 22 to House File
- 2 287, page 1, line 18, by inserting after the period the
- 3 following: “The employment security commission shall
- 4 certify the additional cost of this benefit and the state
- 5 comptroller shall reimburse the Iowa Public Employees’
- 6 Retirement System fund the sum of the amount certified,
- 7 and there is appropriated annually from the general fund
- 8 of the state an amount sufficient to provide such reimburse-
- 9 ment.”

Senator Doderer moved the adoption of amendment S—307 to division S—279B and requested a roll call.

On the question “Shall amendment S—307 to division S—279B be adopted?” (H.F. 287) the vote was:

Ayes, 12:

Blouin	Gluba	Kinley	Robinson
Doderer	Heying	Orr	Schaben
Glenn	Kennedy	Palmer	Willits

Nays , 33:

Andersen	Hultman	Nolin	Schwengels
Bergman	Junkins	Nystrom	Schwieger
Briles	Kelly	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedcaux	Tieden
Griffin	Marshall	Ramsey	Van Gilst
Hansen	Milligan	Riley	Winkelman
Hill	Murray		

Voting present, 2:

Coleman	Miller of
	Des Moines

Absent or not voting, 3:

Kyhl	Rodgers	Shaw
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Amendment S—307 to division S—279B lost.

(House File 287 pending.)

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 the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 446, by Senators Kelly, Nystrom and Doderer (Small), a bill for an act relating to the registration of psychologists and establishing a psychology examining board.

Read first time and **passed on file**.

Senate File 447, by Senators Riley and Van Gilst, a bill for an act relating to the commission on the aging.

Read first time and **passed on file**.

WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 435** be **withdrawn** from further consideration of the Senate.

SENATE CONCURRENT RESOLUTION 32

By Kinley, Lamborn, Schaben, Rabedcaux, Priebe and Kelly

Whereas, the prohibition against lotteries contained in section twenty-eight (28) of Article three (III) of the Constitution of the State of Iowa

was repealed by mandate of the voters in the general election of November 7, 1972; and

Whereas, a number of states have studied and enacted laws establishing, legalizing, and regulating state lotteries, systems of pari-mutuel betting and other games of chance; and

Whereas, these activities have become substantial sources of revenue for the states enacting them; and

Whereas, legislation establishing a state lottery, pari-mutuel betting system, or authorizing and regulating other games of chance in Iowa should carefully reflect the desires and needs of all persons, agencies, and departments in the state who would be affected thereby; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council consider the appointment of a study committee to be composed of members of the appropriate standing committees of the House and Senate, for the purpose of conducting a study during the 1973-1974 legislative interim to determine the desirability and feasibility of establishing, legalizing, and regulating a state lottery, system of pari-mutuel betting or other such games of chance; and

Be It Further Resolved, That a report of the findings of the study committee shall be prepared and submitted to the General Assembly in 1974 which report shall be accompanied by bill drafts designed to carry out the findings of the committee.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 31 State government
- S. F. 437 Judiciary
- S. F. 438 Ways and means
- S. F. 439 State government

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 289**, a bill for an act relating to amendment of the articles of incorporation of cooperatives, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—308

- 1 Amend Senate File 205, page 2, line 5, by striking
- 2 the word "repaired,".

CHARLES P. MILLER

S—309

- 1 Amend Senate File 244 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the

3 following:
 4 "Section 1. Chapter two hundred fourteen A (214A),
 5 Code 1973, is amended by adding the following new
 6 section:
 7 *NEW SECTION.* Any motor vehicle fuel known or sold
 8 as diesel fuel or sold or offered for sale as a substi-
 9 tute for or as having the properties of diesel fuel
 10 shall conform to the grades and specifications as set
 11 forth in Standard D-975-68 of the American Society of
 12 Testing Materials."

BERL E. PRIEBE

S—306

1 Amend amendment S—279 to House File 287 by striking in
 2 line 10 the word "*nonvoting*" and inserting in lieu thereof
 3 the word "*ex officio*".

MINNETTE DODERER

S—304

1 Amend the Glenn amendment S—292 to House File 287 as
 2 follows:
 3 Lines 4 and 5 by striking the words "*seven-tenths*" and
 4 inserting in lieu thereof the words "*seventy-three hundredths*".

GENE W. GLENN

S—313

1 Amend the Schwieger-Nystrom amendment S—296, to House File
 2 287, line 6, by inserting after the word "*commission*" the
 3 words "*on an annual basis after an actuarial study and*
 4 *upon the recommendation of the advisory investment board*".

JAMES F. SCHABEN

S—302

1 Amend the Willits, et al., amendment S—301 to House File
 2 287, page 1, by striking lines 9 through 14, inclusive, and
 3 inserting in lieu thereof the following:
 4 "*Commencing January 1, 1974, contributions by the employer*
 5 *shall be in the amount of three point six (3.6) percent of the*
 6 *covered wages of the employee paid by the employer until the*
 7 *first of the month after the member's sixty-fifth birthday or*
 8 *his termination or retirement from employment, whichever is*
 9 *earlier. The percent of covered wages paid by the employer*
 10 *shall be increased by one-tenth of one percent per year until*
 11 *a maximum of four percent is achieved.*"

LEONARD C. ANDERSEN

S—305

1 Amend the Willits, et al., amendment S—301 to House File
 2 287, by striking lines 15 through 25 on page 1 and lines 1
 3 through 13 on page 2 and inserting in lieu thereof the following:
 4 "2. Page 8, by inserting after line 22 the following:
 5 *Commencing January 1, 1974 the amount of the monthly formula*
 6 *benefit for each retiree shall be determined annually for each*
 7 *calendar year by the employment security commission upon the*
 8 *recommendation of the advisory investment board and following*
 9 *a study of the system by a consulting actuary.*"

LEONARD C. ANDERSEN

S—312

1 Amend House File 359, as amended and passed by
2 the House, page 2, line 10, by inserting after the second
3 comma the following:
4 "providing a method of adjusting the property
5 tax base for the purpose of computing state
6 aid."

ROGER J. SHAFF

S—311

1 Amend House File 359, as amended and passed by the
2 House, page 3, by inserting after line 24 the following
3 new section, and by renumbering the remaining sections.
4 Sec. Section four hundred forty-two point
5 two (442.2), Code 1973, is amended by adding the
6 following new unnumbered paragraph:
7 *NEW UNNUMBERED PARAGRAPH.* The state comptroller
8 and each county auditor shall compute the foundation
9 property tax of twenty mills on the assessed valuation
10 of all taxable property in the district, including
11 the assessed valuation of privately-owned water util-
12 ity property. The foundation property tax of twenty
13 mills shall be levied against privately-owned water
14 utility property but shall not be included in the dis-
15 trict property tax base for purposes of determining
16 the district's state aid.

ROGER J. SHAFF

S—310

1 Amend House File 359, as amended and passed by the
2 House, page 3, by inserting after line 24 the following new
3 section, and by renumbering the remaining sections.
4 Sec. Section four hundred forty-two point
5 two (442.2), Code 1973, is amended by adding the following
6 new unnumbered paragraph:
7 *NEW UNNUMBERED PARAGRAPH.* In determining the
8 assessed valuation of all taxable property in a district,
9 the state comptroller shall include in the total assessed
10 valuation of the district for the purpose of computing
11 state school aid, the assessed valuation of the property
12 of municipally-owned gas and electric utilities in the
13 district not subject to assessment under chapter four hundred
14 thirty-seven (437) of the Code. The director of revenue
15 shall certify to the state comptroller the assessed valuation
16 of the property of municipally-owned gas and electric util-
17 ities not subject to assessment under chapter four hundred
18 thirty-seven (437) of the Code in each district as determined
19 by using the assessed value per meter in service of an
20 investor-owned utility located in the state of Iowa and apply
21 this assessed value to the meters in service of the muni-
22 cally-owned utilities. The state comptroller shall compute
23 the foundation property tax of twenty mills on the assessed
24 valuation of all taxable property in the district including
25 the assessed valuation of municipally-owned utility property.

Page 2

1 The foundation property tax of twenty mills shall not be
2 levied against municipally-owned utility property not subject
3 to assessment under chapter four hundred thirty-seven (437)
4 of the Code but shall be included in the district property
5 tax base for purposes of determining the district's state
6 aid.

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, March 29, 1973.

JOURNAL OF THE SENATE

EIGHTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MARCH 29, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Paul Bodine, The United Campus Christian Ministry, Iowa State University, Ames, Iowa.

The Journal of Wednesday, March 28, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Marvin Moles, Newton, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

One foreign exchange student from Harris-Lake Park High School, Lake Park, Iowa, Jorge Henrique Cartayo of Fortaleza, Brazil. Senator Bergman.

Twenty-six students from Radcliffe Community High School, Radcliffe, Iowa, accompanied by Gary Keplinger and Wilbur Molendorp. Senator Miller of Marshall.

Sixteen students from South Page Community High School, College Springs, Iowa. Senators Briles and Hultman.

Fifty students from Stuart-Menlo Community School, Stuart, Iowa, accompanied by Chris Samuelson and Doug Williams. Senator Rodgers.

Fourteen students from Tyler Elementary School, Cedar Rapids, Iowa, accompanied by Mrs. Hendred, Mrs. Foy, Mrs. Martin and Mrs. Ferguson. Senator Riley.

Forty students from Byron Rice Elementary School, Des Moines, Iowa, accompanied by Mrs. Vollie Fliss and Mrs. Shoemaker. Senator Plymat.

Fifty-eight students from Norwoodville Elementary School, Des Moines, Iowa, accompanied by their instructors, Wilma Lemons and Stan Voss. Senators Willits and Palmer.

Twenty students from Fremont High School, Fremont, Iowa, accompanied by Mr. Vandello. Senator Van Gilst.

One hundred thirty-six students from Winterset Junior High School, Winterset, Iowa, accompanied by Jerry Scholten. Senator Rodgers.

Sixty students from Lake City Community Junior High School, Lake City, Iowa, accompanied by Mr. Core and Mr. Wonderly. Senator Winkelman.

PETITIONS

The following petitions were presented and placed on file:

By Senator Heying, from six thousand eight hundred residents of Fayette, Winneshiek and Howard Counties, including nine hundred forty-four high school students favoring legislation to allow the State Conservation Commission to stock Turkey River with game fish.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Coleman, from fourteen residents of Webster County.

Senator Van Gilst, from nineteen residents of Warren County.

Senator Kyhl, from twenty-eight residents of Grundy County.

Senator Palmer, from one hundred ten residents of Polk County.

Senator Riley, from ninety residents of Linn County.

Senator Briles, from eleven residents of Montgomery County.

Senator DeKoster, from thirty-one residents of Sioux County.

Senator Schaben, from thirty-two residents of Harrison County.

Senator Heying, from fifty-four residents of Fayette County.

INTRODUCTION OF BILLS

Senate File 448, by committee on cities and towns, a bill for an act relating to the establishment and acquisition of mass transit systems by political subdivisions of the state.

Read first time and **placed on calendar**.

Senate File 449, by Senator DeKoster, a bill for an act relating to workmen's compensation second injury fund benefits.

Read first time and **passed on file.**

Senate File 450, by Senator DeKoster, a bill for an act relating to the uniform commercial code definition of a clearing corporation and the manner of transferring investment securities.

Read first time and **passed on file.**

Senate File 451, by Senator Shaw, a bill for an act relating to the imposition of an annual registration fee upon motorboats and sailboats in lieu of personal property taxes and providing penalties for violation.

Read first time and **passed on file.**

UNFINISHED BUSINESS
SPECIAL ORDER CONTINUED

House File 287

The Senate resumed consideration of House File 287, a bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, changing the maximum age for contributions, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, prohibiting retirement credit after age sixty-five, permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, and changing the method of computing the rate of interest credit for members, and division S—279B of the Griffin amendment.

On motion of Senator Curtis, division S—279B was adopted.

The Senate resumed consideration of S—279A of the Griffin amendment temporarily deferred on March 28.

Senator Doderer offered amendment S—306 to division S—279A:

S—306

- 1 Amend amendment S—279 to House File 287 by striking in
- 2 line 10 the word "*nonvoting*" and inserting in lieu thereof
- 3 the word "*ex officio*".

Senator Doderer moved the adoption of her amendment to division S—279A and requested a roll call.

On the question "Shall amendment S—306 to division S—279A be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 31:

Blouin	Hill	Murray	Riley
Coleman	Junkins	Nolin	Robinson
Doderer	Kelly	Nystrom	Rodgers
Gallagher	Kennedy	Orr	Schaben
Glenn	Kinley	Palmer	Scott
Gluba	Miller of	Plymat	Shaw
Hansen	Des Moines	Priebe	Van Gilst
Heying	Milligan	Ramsey	Willits

Nays, 18:

Andersen	Griffin	Miller of	Schwieger
Bergman	Hultman	Marshall	Shaff
Briles	Lamborn	Potter	Taylor
Curtis	McCartney	Rabedaux	Tieden
DeKoster		Schwengels	Winkelman

Absent or not voting, 1:

Kyhl

Amendment S—306 to division S—279A was adopted.

Senator Griffin called for a further division of amendment S—279, sections 1 and 2 to be considered as division S—279A; sections 3 and 4 as amended to be considered as division S—279C.

On motion of Senator Griffin, division S—279C as amended was adopted.

Senator Griffin moved the adoption of division S—279A as amended and requested a roll call.

On the question "Shall division S—279A as amended be adopted?" (H.F. 287) the vote was:

Ayes, 9:

Bergman	Murray	Rabedaux	Schwengels
DeKoster	Nystrom	Riley	Taylor
Griffin			

Nays, 38:

Andersen	Hill	Miller of	Robinson
Blouin	Hultman	Marshall	Rodgers
Briles	Junkins	Milligan	Schaben
Curtis	Kelly	Nolin	Scott
Doderer	Kennedy	Orr	Shaff
Gallagher	Kinley	Palmer	Shaw
Glenn	Lamborn	Plymat	Tieden
Gluba	McCartney	Potter	Van Gilst
Hansen	Miller of	Priebe	Willits
Heying	Des Moines	Ramsey	Winkelman

Absent or not voting, 3:

Coleman	Kyhl	Schwieger
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Division S—279A as amended lost.

Senator Glenn offered amendment S—292 filed by him:

S—292

- 1 Amend House File 287, as amended, passed, and reprinted
- 2 by the House, as follows:
- 3 1. Page 3, line 11, by striking the word "one-half"
- 4 and inserting in lieu thereof the words "[one-half] seven-
- 5 tenths".
- 6 2. Page 8, line 11, by striking the word "fifty-seven"
- 7 and inserting in lieu thereof the word "sixty".

Senator Glenn offered amendment S—304 to the amendment and moved its adoption:

S—304

- 1 Amend the Glenn amendment S—292 to House File 287 as
- 2 follows:
- 3 Lines 4 and 5 by striking the words "seven-tenths" and
- 4 inserting in lieu thereof the words "seventy-three hundredths".

Amendment S—304 to the amendment was adopted.

Senator Glenn moved the adoption of amendment S—292 as amended and requested a roll call.

On the question "Shall amendment S—292 as amended be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Gluba	Miller of	Robinson
Blouin	Heying	Des Moines	Rodgers
Coleman	Hill	Nolin	Schaben
Doderer	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits

Nays, 25:

Bergman	Lamborn	Plymat	Schwieger
Curtis	McCartney	Potter	Shaff
DeKoster	Miller of	Rabedeaux	Shaw
Griffin	Marshall	Ramsey	Taylor
Hansen	Milligan	Riley	Tieden
Hultman	Murray	Schwengels	Winkelman
Kelly	Nystrom		

Absent or not voting, 2:

Briles	Kyhl
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Amendment S—292 as amended lost.

Senator Willits offered amendment S—301 filed by Senators Willits, et al.:

S—301

- 1 Amend House File 287 as amended, passed and reprinted
- 2 by the House, as follows:
- 3 1. Page 3, line 15, by striking the words "The

4 contributions of the member shall" and inserting in
5 lieu thereof the words "[The contributions of the
6 member shall]".

7 2. Page 3, by striking line 16 and inserting in lieu
8 thereof the words "[be matched by the employer]
9 *Commencing July 1, 1973, contributions by the employer*
10 *shall be in the amount of four percent of the covered*
11 *wages of the employee paid by the employer until the*
12 *first of the month after the member's sixty-fifth*
13 *birthday or his termination or retirement from*
14 *employment, whichever is earlier"*.

15 3. Page 8, line 11, by striking the word "fifty-seven"
16 and inserting in lieu thereof the word "sixty-two".

17 4. Page 9, by inserting after line 17 the following
18 new section and by renumbering the remaining sections:
19 Sec. Section ninety-seven B point forty-nine
20 (97B.49), subsection three (3), Code 1973, is amended to read
21 as follows:

22 3. For each member who has qualified for prior service
23 credit in accordance with the first paragraph of section
24 97B.43, there shall be determined a benefit of [eight-tenths]
25 *nine-tenths* of one percent per year of prior service credit

Page 2

1 multiplied by the monthly rate of the member's total remun-
2 eration not in excess of three thousand dollars annually
3 during the twelve consecutive months of his prior service
4 for which such total remuneration was the highest. An addi-
5 tional three-tenths of one percent of such remuneration not
6 in excess of three thousand dollars annually shall be pay-
7 able for prior service during each year in which the accrued
8 liability for benefit payments created by the abolished system
9 is funded by appropriation from the general fund of the state
10 of Iowa as provided under section 97B.56.

11 5. Amend the title, page 1, line 3, by inserting after
12 the word "members," the words "increasing employer
13 contributions,".

Senator Andersen offered amendment S—302 to the amend-
ment and moved its adoption:

1 Amend the Willits, et al., amendment S—301 to House File
2 287, page 1, by striking lines 9 through 14, inclusive, and
3 inserting in lieu thereof the following:

4 "*Commencing January 1, 1974, contributions by the employer*
5 *shall be in the amount of three point six (3.6) percent of the*
6 *covered wages of the employee paid by the employer until the*
7 *first of the month after the member's sixty-fifth birthday or*
8 *his termination or retirement from employment, whichever is*
9 *earlier. The percent of covered wages paid by the employer*
10 *shall be increased by one-tenth of one percent per year until*
11 *a maximum of four percent is achieved."*

Roll call was requested by Senator Andersen.

On the question "Shall amendment S—302 to the amendment be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Gluba	Miller of	Robinson
Blouin	Heying	Des Moines	Rodgers
Coleman	Junkins	Nolin	Schaben
Doderer	Kelly	Orr	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits

Nays, 26:

Bergman	Hultman	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman
Hill	Murray	Schwengels	

Absent or not voting, 1:

Kyhl

Amendment S—302 to amendment S—301 lost.

Senator Andersen withdrew amendment S—305 to the amendment filed by him on March 28, 1973.

Senator Willits moved the adoption of amendment S—301 and requested a roll call.

On the question "Shall amendment S—301 be adopted?" (H.F. 287) the vote was:

Ayes, 19:

Andersen	Gluba	Kinley	Schaben
Blouin	Heying	Nolin	Scott
Coleman	Junkins	Orr	Van Gilst
Doderer	Kelly	Palmer	Willits
Glenn	Kennedy	Robinson	

Nays, 29:

Bergman	Hultman	Plymat	Schwengels
Briles	Lamborn	Potter	Schwieger
Curtis	McCartney	Priebe	Shaff
DeKoster	Miller of	Rabedeaux	Shaw
Gallagher	Marshall	Ramsey	Taylor
Griffin	Milligan	Riley	Tieden
Hansen	Murray	Rodgers	Winkelman
Hill	Nystrom		

Voting present, 1:

Miller of
Des Moines

Absent or not voting, 1:

Kyhl

Amendment S—301 lost.

(House File 287 pending at recess.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 203 and 231.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 203 and 231.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 29th day of March, 1973, sent to the Governor for his approval: Senate Files 203 and 231.

DALE L. TIEDEN, Chairman

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 refuses to concur in the Senate amendment to the House amendment to Senate File 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations.

WILLIAM H. HARBOR
Chief Clerk of the House

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SPECIAL ORDER CONTINUED

House File 287

The Senate resumed consideration of House File 287.

Senator Schwieger offered amendment S—296 filed by Senators Schwieger and Nystrom:

S—296

- 1 Amend House File 287, as amended, passed, and re-
- 2 printed by the House, as follows:
- 3 1. Page 8, line 13, by inserting after the word
- 4 "wages" the words "*and thereafter the monthly formula*
- 5 *benefit shall be determined by the employment security*
- 6 *commission, maintaining the system on an actuarially*
- 7 *sound basis*".

Senator Schaben offered amendment S—313 to the amendment and moved its adoption:

S—313

- 1 Amend the Schwieger-Nystrom amendment S—296, to House File
- 2 287, line 6, by inserting after the word "*commission*" the
- 3 words "*on an annual basis after an actuarial study and*
- 4 *upon the recommendation of the advisory investment board*".

The amendment to the amendment was adopted.

Senator Schwieger moved the adoption of amendment S—296 as amended and requested a roll call.

On the question "Shall amendment S—296 as amended be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 44:

Blouin	Junkins	Nolin	Rodgers
Briles	Kelly	Nystrom	Schaben
Coleman	Kennedy	Orr	Schwengels
Curtis	Kinley	Palmer	Schwieger
Doderer	Lamborn	Plymat	Scott
Gallagher	McCartney	Potter	Shaff
Glenn	Miller of	Priebe	Taylor
Gluba	Des Moines	Rabedeaux	Tieden
Hansen	Miller of	Ramsey	Van Gilst
Heying	Marshall	Riley	Willits
Hill	Milligan	Robinson	Winkelman
Hultman	Murray		

Nays, 4:

Andersen	Bergman	DeKoster	Shaw
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Voting present, 1:

Griffin (under Rule 24)

Absent or not voting, 1:

Kyhl

Amendment S—296 as amended was adopted.

Senator Doderer offered amendment S—318 by Senators Doderer and Curtis and moved its adoption:

S—318

1 Amend House File 287, as amended, passed, and re-
2 printed by the House, as follows:

3 1. Page 3, line 13, by striking the words
4 “[seventieth] *sixty-fifth*” and inserting in lieu thereof
5 the word “seventieth”.

6 2. Page 3, line 14, by inserting after the word
7 “birthday” the words “, *except a school district,*
8 *county school system, joint county system, and merged*
9 *area shall deduct from the wages of each member of the*
10 *system a contribution in the amount of three and one*
11 *half percent of the covered wages paid by the employer*
12 *until the first of the month after the member's sixty-*
13 *fifth birthday.*”.

14 3. Page 3, line 32, by striking the words
15 “[seventieth] *sixty-fifth*” and inserting in lieu thereof
16 the word “seventieth”.

17 4. Page 3, line 33, by inserting after the word
18 “birthday” the words “*except covered wages shall not*
19 *include wages to a member who is an employee of a*
20 *school district, county school system, joint county*
21 *system, or merged area, after the first of the month*
22 *coinciding with or next following his sixty-fifth*
23 *birthday.*”.

24 5. Page 4, line 12, by striking the words [seventieth]
25 *sixty-fifth*” and inserting in lieu thereof the word

Page 2

1 “seventieth”.

2 6. Page 4, line 13, by inserting after the word
3 “birthday” the word “, *except membership service by a*
4 *member who is an employee of a school district, county*
5 *school system, joint county system, or merged area*
6 *means service rendered by a member after July 4, 1953*
7 *and prior to the first of the month coinciding with*
8 *or next following his sixty-fifth birthday.*”.

Amendment S—318 was adopted.

Senator Andersen withdrew amendment S—298 filed by him on March 27, 1973.

Senator Shaw offered amendment S—299 and called for a division of the amendment, section 10 to be considered as division S—299A; the remainder of the amendment to be considered as division S—299B.

S—299

Division S—299C

1 Amend House File 287, as amended, passed, and re-

2 printed by the House, as follows:

3 1. Page 3, by striking lines 17 through 26, inclu-
4 sive.

5 2. Page 4, line 2, by striking the words and
6 figure "subsections eleven (11) and" and inserting in
7 lieu thereof the word "subsection".

8 3. Page 4, line 2, by striking the word "are" and
9 inserting in lieu thereof the word "is".

Division S—299B

10 4. Page 4, by striking lines 4 through 9, inclu-
11 sive.

Division S—299C

12 5. Page 4, by striking lines 15 through 35,
13 inclusive.

14 6. Page 5A, by striking lines 1 and 2.

15 7. Page 8, line 4, by striking the words and
16 figures "subsections one (1) and two (2), Code 1973,
17 are" and inserting in lieu thereof the words and
18 figures "subsection one (1), Code 1973, is".

Division S—299D

19 8. Page 8, line 7, by striking the words "[five]
20 four" and inserting in lieu thereof the word "five".

21 9. Page 8, line 11, by striking the word "fifty-
22 seven" and inserting in lieu thereof the word "sixty".

Division S—299A

23 10. Page 9, by striking lines 11 through 17,
24 inclusive.

Division S—299C

25 11. Page 10, by striking lines 1 through 25,

Page 2

1 inclusive.

2 Page 11A, by striking lines 1 through 15,
3 inclusive.

4 13. Amend the title, page 1, line 4, by striking
5 the words "increasing the covered wages, reducing the
6 number".

7 14. Amend the title, page 1, by striking line 5.

8 15. Amend the title, page 1, line 6, by striking
9 the words "for prior service credit,".

10 16. Amend the title, page 1, by striking line 10.

11 17. By renumbering the sections to conform with this
12 amendment.

Senator Shaw asked and received unanimous consent to with-
draw division S—299A.

Senator Curtis raised the point of order that the subject mat-
ter in amendment S—299 was the same as in amendment S—301
and had already been considered and rejected by the Senate.

The Chair ruled the point not well taken and the amendment
in order.

Senator Blouin called for a further division of the amendment, sections 8 and 9 to be considered as division S—299C.

Senator Shaw called for a further division of the amendment, section 4 to be considered as division S—299B; sections 8 and 9, as division S—299D; and the remainder of the amendment as division S—299C.

Senator Shaw moved the adoption of division S—299B of the amendment.

Division S—299B of the amendment lost.

Senator Shaw moved the adoption of division S—299C and requested a roll call.

On the question “Shall division S—299C of the amendment be adopted?” (H.F. 287) the vote was:

Ayes, 2:

DeKoster Shaw

Nays, 46:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
Doderer	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Absent or not voting, 2:

Kelly Kyhl

Division S—299C of the amendment lost.

Senator Shaw asked and received unanimous consent to withdraw division S—299D of the amendment.

Senator Andersen asked and received unanimous consent to withdraw amendment S—295 filed by Senators Andersen and Doderer on March 27, 1973.

Senator Andersen asked unanimous consent to withdraw amendment S—300 filed by Senators Andersen and Doderer on March 27, 1973.

Objection was raised.

Senator Kelly raised the point of order that amendment S—300 was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator McCartney took the chair at 3:02 p.m.

Senator Andersen moved that amendment S—300 be withdrawn.

The Chair called for a division.

The motion prevailed and amendment S—300 was withdrawn.

Senator Andersen withdrew amendment S—314:

S—314

- 1 Amend House File 287, as amended, passed, and reprinted
- 2 by the House, as follows:
- 3 1. Page 11B, after line 44, by adding the following:
- 4 "Sec. The provisions of this Act providing that
- 5 members of the general assembly shall become members of the
- 6 Iowa public employees retirement system shall not be effective until January 13, 1975."
- 7
- 8 2. Renumber the remaining section as required by this
- 9 amendment.

Senator Tieden offered amendment S—320 and moved its adoption:

S—320

- 1 Amend House File 287, as amended, passed, and reprinted
- 2 by the House, as follows:
- 3 1. Page 4, line 17, by striking the word "paragraph" and
- 4 inserting in lieu thereof the word "paragraphs".
- 5 2. Page 5A, by inserting after line 2, the following new
- 6 unnumbered paragraph:
- 7 *NEW UNNUMBERED PARAGRAPH.* Any member who has been a
- 8 member of the system continuously from July 4, 1953 to
- 9 July 1, 1973 and who was not a member of the abolished
- 10 system and who completed thirty or more years of service as a public employee, including service as a full-
- 11 time elected county official, prior to July 4, 1953,
- 12 shall receive credit for years of prior service in the
- 13 manner provided in this section for members who were
- 14 members of the abolished system.
- 15

Roll call was requested.

On the question "Shall amendment S—320 be adopted?" (H.F. 287) the vote was:

Ayes, 24:

Andersen	Coleman	Gallagher	Heying
Blouin	Doderer	Gluba	Kelly

Kennedy	Miller of	Priebe	Shaw
Kinley	Marshall	Robinson	Tieden
Miller of	Nolin	Rodgers	Van Gilst
Des Moines	Orr	Schaben	Winkelman
	Palmer	Scott	

Nays, 25:

Bergman	Hill	Murray	Riley
Briles	Hultman	Nystrom	Schwengels
Curtis	Junkins	Plymat	Schwieger
DeKoster	Lamborn	Potter	Shaff
Glenn	McCartney	Rabedeaux	Taylor
Griffin	Milligan	Ramsey	Willits
Hansen			

Absent or not voting, 1:

Kyhl

Amendment S—320 lost.

Senator Gluba offered amendment S—319 by Senators Gluba and Scott:

S—319

- 1 Amend House File 287 as amended, passed and reprinted by
- 2 the House, page 4, line 28 by inserting after the word
- 3 "paragraph" the words ", or by electing in writing to the
- 4 commission to have twenty-five percent of the monthly
- 5 retirement benefit after retirement under the Iowa public
- 6 employees' retirement system retained by the commission
- 7 to repay withdrawn contributions under the abolished
- 8 system together with interest. Deductions shall be made
- 9 until withdrawn contributions together with interest
- 10 have been repaid or the retiree dies".

Senator Gluba moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—319 be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Hill	Miller of	Priebe
Coleman	Kennedy	Marshall	Rodgers
Doderer	Kinley	Nolin	Schaben
Gallagher	Miller of	Orr	Scott
Gluba	Des Moines	Palmer	Van Gilst
Heying			Willits

Nays, 29:

Andersen	Hultman	Nystrom	Schwengels
Bergman	Junkins	Plymat	Schwieger
Briles	Kelly	Potter	Shaff
Curtis	Lamborn	Rabedeaux	Shaw
DeKoster	McCartney	Ramsey	Taylor
Glenn	Milligan	Riley	Tieden
Griffin	Murray	Robinson	Winkelman
Hansen			

Absent or not voting, 1:

Kyhl

Amendment S—319 lost.

President Neu took the chair at 3:57 p.m.

Senator Blouin offered amendment S—290 filed by him:

S—290

- 1 Amend House File 287, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 7, line 27, by striking the words and
- 4 figure "unnumbered paragraph one (1),".
- 5 2. Page 7, line 29, by inserting before the word
- 6 "Each" the figure and words "97B.49 MONTHLY PAYMENTS
- 7 OF ALLOWANCE."
- 8 3. Page 8, by striking lines 3, 4, and 5.
- 9 4. Page 9, by inserting after line 10 the following:
- 10 3. For each member who has qualified for prior service
- 11 credit in accordance with the first paragraph of section
- 12 97B.43, there shall be determined a benefit of eight-
- 13 tenths of one percent per year of prior service credit
- 14 multiplied by the monthly rate of the member's total
- 15 remuneration not in excess of three thousand dollars
- 16 annually during the twelve consecutive months of his
- 17 prior service for which such total remuneration was the
- 18 highest. An additional [three-tenths] *four-tenths* of one
- 19 percent of such remuneration not in excess of three
- 20 thousand dollars annually shall be payable for prior
- 21 service during each year in which the accrued liability
- 22 for benefit payments created by the abolished system is
- 23 funded by appropriation from the general fund of the
- 24 state of Iowa as provided under section 97B.56.
- 25 5. By renumbering the sections as necessary.

Senator Blouin moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—290 be adopted?" (H.F. 287) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Gluba	Miller of	Robinson
Blouin	Hansen	Des Moines	Rodgers
Coleman	Heying	Nolin	Schaben
Doderer	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits

Nays, 26:

Bergman	Griffin	Lamborn	Milligan
Briles	Hill	McCartney	Murray
Curtis	Hultman	Miller of	Nystrom
DeKoster	Kelly	Marshall	Plymat

Potter	Riley	Shaff	Tieden
Rabedeaux	Schwengels	Shaw	Winkelman
Ramsey	Schwieger	Taylor	

Absent or not voting, 1:

Kyhl

Amendment S—290 lost.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 287) the vote was:

Ayes, 48:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman
Heying	Milligan		

Nays, none.

Voting present, 1:

Griffin

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Curtis asked and received unanimous consent that **Senate File 411** be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 452, by Senator Rodgers, a bill for an act permitting a city or a town to join with a township in building and maintaining a memorial building.

Read first time and **passed on file.**

Senate File 453, by Senator Kelly, a bill for an act relating to the compensation of elected city officers.

Read first time and **passed on file.**

Senate File 454, by Senator Coleman, a bill for an act relating to the issuance of deer hunting licenses.

Read first time and **passed on file**.

Senate File 455, by Senator Hultman, a bill for an act relating to a sales tax credit.

Read first time and **passed on file**.

Senate File 456, by committee on cities and towns, a bill for an act relating to the payment of annual dues to the league of Iowa municipalities.

Read first time and **placed on calendar**.

Senate File 457, by Senator Rabedeaux, a bill for an act relating to directors of cooperative associations.

Read first time and **passed on file**.

Senate File 458, by Senators Scott, Winkelman, Priebe, Gallagher, Rodgers, Nolin and Coleman, a bill for an act relating to county zoning.

Read first time and **passed on file**.

Senate File 459, by committee on human resources, a bill for an act relating to the sale or lease of property by a city or county hospital.

Read first time and **placed on calendar**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 32 State government

S. F. 442 Judiciary

S. F. 443 Judiciary

S. F. 446 State government

S. F. 447 Human resources

AMENDMENTS FILED

S—324

- 1 Amend Senate File 59, page 1, line 14, by inserting
- 2 after the word "schoolhouses" the words "*for the purpose*
- 3 *of landscaping, paving, or improving the schoolhouse or*
- 4 *building grounds*."

LUCAS J. DeKOSTER

S—317

- 1 Amend Senate File 81, page 1, line 25, by striking
- 2 the word and figures "*September 2, 1945*" and inserting
- 3 in lieu thereof the word and figures "*December 31, 1946*".

BERL E. PRIEBE

S—315

- 1 Amend Senate File 237 as follows:
- 2 1. Page 1, line 7, by striking the words "[*eighteen*]
- 3 *sixteen*" and inserting in lieu thereof the word "*eighteen*".
- 4 2. Page 1, line 8, by striking the word "*sixteen*" and
- 5 inserting in lieu thereof the words "[*sixteen*] *eighteen*".

MICHAEL T. BLOUIN

S—322

- 1 Amend House File 109 by striking everything after
- 2 the enacting clause and inserting the following:
- 3 Section 1. The Iowa state highway commission shall
- 4 close the scenic overlook at Loveland in Pottawattamie
- 5 county on interstate highway eighty N and sell the
- 6 property.

BARTON L. SCHWIEGER

S—323

- 1 Amend House File 209 by adding on page 10, after
- 2 line 20, the following new section and renumbering the
- 3 remaining section.
- 4 Sec. Section six hundred twenty-three point
- 5 one (623.1), Code 1973, is amended to read as follows:
- 6 623.1 JURY FEES IN CRIMINAL ACTIONS. Where the
- 7 place of trial in any criminal action is changed to any
- 8 county other than that in which the same was properly
- 9 commenced, where the trial thereof takes place at a
- 10 regular [term] *session* and occupies more than one calendar
- 11 day, the judge trying it shall certify the number of days
- 12 so occupied, and the county in which the action was
- 13 originally commenced shall be liable to the county where
- 14 the same is tried for the sum of three dollars per day,
- 15 for each jurymen engaged in the trial thereof.

C. JOSEPH COLEMAN

S—316

- 1 Amend House File 359, as amended, passed and reprinted
- 2 by the House, as follows:
- 3 1. Page 4, lines 8 and 9, by striking the words "*in*
- 4 *the base year or the second Friday of September in the*
- 5 *budget year, whichever number is larger,*" and inserting
- 6 in lieu thereof the words "*preceding the budget certifica-*
- 7 *tion date*".
- 8 2. Page 4, line 15, by striking the words "*The Septem-*
- 9 *ber*", and by striking lines 16 through 21.
- 10 3. Page 4, line 34, by inserting after the word "*by*"
- 11 the word and figure "[*September 25*]".
- 12 4. Page 4, line 35, by striking the words and figure
- 13 "*and September [25] twenty-fifth*".

14 5. Page 5, by striking lines 25 through 27 and renum-
15 bering the remaining subparagraphs.

16 6. Page 7, line 20, by striking the word "*twenty-five*"
17 and inserting in lieu thereof the word "*ten*".

18 7. Page 7, line 21, by inserting after the period the
19 words "*The school budget review committee may also establish*
20 *a higher modified allowable growth for such a school*
21 *district, if the district can demonstrate to the committee*
22 *that any increase authorized will be used prudently in*
23 *accomplishing the district's long-range goals for educa-*
24 *tional opportunities for the pupils of the district.*"

25 8. Page 12, line 35, by inserting after the word "*may*"

Page 2

1 the words "*grant supplemental aid from any funds appropri-*
2 *ated to the department of public instruction for the use of*
3 *the school budget review committee for this purpose, or*
4 *may*".

5 9. Page 13, by striking lines 30 through 32, and page
6 14A, by striking line 1.

7 10. Page 17B, by striking lines 36 through 44.

8 11. Amend the title, page 1, lines 3 and 4, by strik-
9 ing the words "providing two alternate dates for determin-
10 ing" and inserting in lieu thereof the word "redefining".

11 12. Amend the title, page 2, lines 4, 5, and 6, by
12 striking the words "authorize a limited tax levy for one
13 year under certain conditions, clarifying the sources
14 of funds for additional state aid" and inserting in lieu
15 thereof the words "grant supplemental aid from funds
16 appropriated for this purpose".

COMMITTEE ON SCHOOLS
WILLARD HANSEN, Chairman

S—321

1 Amend House File 359, as amended, passed, and reprinted
2 by the House, as follows:

3 1. Page 5, line 18, by inserting after the period
4 the words "However, the transportation property tax levy
5 authorized in this chapter is a part of miscellaneous
6 income."

7 2. Page 7, lines 28 and 29, by striking the words
8 "nine hundred [twenty] *three*" and inserting in lieu thereof
9 the words "[nine hundred twenty] *eight hundred sixty-two*".

10 3. Page 8, line 32, by inserting after the period the
11 words "*In this computation, an amount equal to the*
12 *transportation costs shall be added to the amount of*
13 *miscellaneous income which is deducted in each case.*"

14 4. Page 17A, by inserting after line 32 the following:
15 Sec. 16. Chapter four hundred forty-two (442), Code
16 1973, is amended by adding the following new section:
17 **NEW SECTION. TRANSPORTATION AID.**

18 1. A school district required by chapter two hundred
19 eighty-five (285) of the Code to provide transportation
20 is entitled to transportation aid from the state as pro-
21 vided in this section. However, no transportation aid
22 shall be paid to school districts to cover costs incurred

23 in transporting pupils from home to a bus route, or in
24 transporting pupils not entitled to free transportation,
25 but who are transported at the expense of the home dis-

Page 2

1 trict or the parents. Transportation aid shall be paid
2 for the preceding school year on the basis of a percentage
3 of transportation costs incurred which is the same as the
4 percentage that the state foundation base is of the state
5 cost per pupil. The secretary of each district shall, on
6 or before the first day of July of each year, report to
7 the state department of public instruction on blanks
8 furnished by the department, the information it requires
9 for determining the amount the district shall be reim-
10 bursed. The department may require further supporting
11 data and information, and shall compute the amount to
12 which each district is entitled and certify the amounts
13 for payment to the state comptroller, who shall draw
14 warrants and deliver them to the districts, as provided
15 in section four hundred forty-two point twenty-six (442.26)
16 of the Code. The amount necessary to pay transportation
17 aid is appropriated each year from the general fund.

18 2. The remainder of a district's transportation
19 costs, to the extent not otherwise provided for, shall
20 be provided for by a transportation property tax levy
21 certified and collected in the same manner as other
22 school district general fund property tax levies. The
23 transportation property tax levy is separate from
24 the other levies authorized in this chapter and is not
25 subject to the limitations otherwise imposed in this

Page 3

1 chapter.

2 5. Correct section numbers and internal references
3 as necessary to conform with this amendment.

4 6. Amend the title, page 2, line 8, by inserting
5 after the comma the words "providing for a transporta-
6 tion property tax levy, transportation aid, and making
7 an appropriation,".

DALE L. TIEDEN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, March 30, 1973.

JOURNAL OF THE SENATE

EIGHTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MARCH 30, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Joseph Kerwin, pastor of the St. Joseph's Catholic Church, Hartley, Iowa.

The Journal of Thursday, March 29, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. George Kern, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Junkins for the day on request of Senator Schwengels; Senator Priebe for the day on request of Senator Rodgers; Senator Van Gilst for the day on request of Senator Briles.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-five students from Trinity Lutheran School, Fort Dodge, Iowa, accompanied by their principal, Walter Meyer. Senator Coleman.

Forty-seven students from Martensdale-St. Mary's School, Martensdale, Iowa, accompanied by Mrs. Rees and Mrs. Pressman. Senator Rodgers.

Forty-three students from Bailey Park Elementary School, Grinnell, Iowa, accompanied by Ann Stokely. Senator Orr.

Twenty-one students, members of 4-H Club, from Stanton Community School, Stanton, Iowa, accompanied by Darwin Rosander. Senator Hultman.

PETITIONS

The following petitions were presented and placed on file:

By Senator Orr, from twenty-one residents of Poweshiek County favoring a change in daylight saving time to a period from Memorial Day to Labor Day.

By Senator Rodgers, from seventy-six residents of Warren County favoring House File 359, amending the state school foundation program.

By Senator Hultman, from four hundred seventy-one residents of Fremont County asking for September 1, 1973, as a firm completion date for replacing the bridge across the West Nishnabotna River.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Plymat, from one hundred nine residents of Polk County.

Senator Coleman, from thirty-eight residents of Webster County.

Senator McCartney, from forty-four residents of Chickasaw and Floyd Counties.

Senator Orr, from forty residents of Benton and Iowa Counties.

INTRODUCTION OF BILLS

Senate File 460, by Senator Tieden, a bill for an act relating to public use of flowing surface water for navigation purposes.

Read first time and **passed on file**.

Senate File 461, by Senator Tieden, a bill for an act relating to the designation of protected water areas.

Read first time and **passed on file**.

Senate File 462, by Senator Winkelman, a bill for an act relating to restitution to the victims of crimes.

Read first time and **passed on file**.

Senate File 463, by Senator Winkelman, a bill for an act relating to hiking and equestrian trails.

Read first time and **passed on file**.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

HOUSE AMENDMENTS CONSIDERED

Senate File 32

Senator Potter called up for consideration Senate File 32, a bill for an act relating to the seal used by a notary public, amended by the House, as follows:

- 1 Amend Senate File 32 as amended and passed by the
- 2 Senate as follows:
- 3 1. Page 2, line 3, by striking the words "*or an*
- 4 *official rubber stamp*" and inserting in lieu thereof
- 5 the words "*, or an ink stamp of a size and design*
- 6 *approved by the secretary of state,*".
- 7 2. Page 2, line 4, by striking the word "engraved"
- 8 and inserting in lieu thereof the word "included".
- 9 3. Page 2, line 6, by inserting after the period
- 10 the following: "*The embossed impression made by the*
- 11 *seal may be blackened, but permanent black ink shall*
- 12 *be used for fixing an impression with the official ink*
- 13 *stamp. The seal or stamp may include the date of*
- 14 *expiration of the notary's commission, but the date of*
- 15 *expiration shall not be mandatory.*"
- 16 4. Page 2, line 13, by striking the words "*upon*
- 17 *a rubber*" and inserting in lieu thereof the words "*an*
- 18 *official ink*".

Senator Potter offered amendment S—291 to the House amendment and moved its adoption:

S—291

- 1 Amend the House amendment to Senate File 32, line 8, by
- 2 striking the word "included" and inserting in lieu thereof
- 3 the following "[engraved] *included*".

The amendment to the House amendment was adopted.

On motion of Senator Potter, the Senate concurred in the House amendment as amended.

Senator Potter 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. 32) the vote was:

Ayes, 33:

Andersen	Heying	Milligan	Rodgers
Blouin	Hultman	Murray	Schwengels
Briles	Kennedy	Nolin	Scott
Coleman	Lamborn	Nystrom	Shaw
Curtis	McCartney	Orr	Taylor
Gallagher	Miller of	Plymat	Tieden
Glenn	Des Moines	Potter	Willits
Griffin	Miller of	Rabedeaux	Winkelman
Hansen	Marshall	Ramsey	

Nays, none.

Absent or not voting, 17:

Bergman	Junkins	Palmer	Schaben
DeKoster	Kelly	Priebe	Schwieger
Doderer	Kinley	Riley	Shaff
Gluba	Kyhl	Robinson	Van Gilst
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF CONCURRENT RESOLUTION**Senate Concurrent Resolution 15**

On motion of Senator Nystrom, the following concurrent resolution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted:

SENATE CONCURRENT RESOLUTION 15

By Nystrom

Whereas, the Congress of the United States authorized the construction of the Saylorville Lake Project on the Des Moines River for flood control, recreation, and other purposes in the Flood Control Act of 1958; and

Whereas, the Saylorville Lake Project as currently planned will result in increased flooding, both in frequency and duration, in Ledges State Park; and

Whereas, a stipulation has been agreed to in the case of Iowa Citizens to Save Ledges State Park, Inc., et al., v. Robert F. Froehle; and

Whereas, the stipulation provides that if the environmental impact statement "discloses the study, development and description of alternatives which will minimize adverse environmental consequences to Ledges State Park, the Corps of Engineers shall support, and cause implementation within the limits of its authority of the optimum alternative studied, developed and described, as determined administratively by the Corps of Engineers after consultations with plaintiffs and others in good faith"; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That if the optimum alternative for minimizing adverse environmental consequences to Ledges State Park lies outside the authority of the Corps of Engineers, remedial authority be legislated by the Congress of the United States prior to any further action on the Saylorville Lake Project.

Senator Nystrom moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (S.C.R. 15) the vote was:

Ayes, 35:

Andersen	Heying	Milligan	Rodgers
Blouin	Hultman	Murray	Schwengels
Briles	Kennedy	Nolin	Scott
Coleman	Kinley	Nystrom	Shaw
Curtis	Lamborn	Orr	Taylor
DeKoster	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Rabedeaux	Winkelman
Griffin	Miller of	Ramsey	
Hansen	Marshall		

Nays, none.

Absent or not voting, 15:

Bergman	Junkins	Priebe	Schwieger
Doderer	Kelly	Riley	Shaff
Gluba	Kyhl	Robinson	Van Gilst
Hill	Palmer	Schaben	

The motion prevailed and Senate Concurrent Resolution 15 was adopted.

CONSIDERATION OF BILLS

Senate File 291

On motion of Senator Taylor, Senate File 291, a bill for an act to provide for the eradication of swine tuberculosis, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 291) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Coleman	Kennedy	Nolin	Scott
Curtis	Kinley	Nystrom	Shaw
DeKoster	Lamborn	Orr	Taylor
Doderer	McCartney	Palmer	Tieden
Gallagher	Miller of	Plymat	Willits
Glenn	Des Moines	Potter	Winkelman
Gluba		Rabedeaux	

Nays, none.

Absent or not voting, 10:

Hill	Kyhl	Schaben	Shaff
Junkins	Priebe	Schwieger	Van Gilst
Kelly	Riley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 265

On motion of Senator Briles, Senate File 265, a bill for an act relating to the method of filing reports on homestead tax credits and military service tax credits, was taken up for consideration.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 265) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Coleman	Kennedy	Nolin	Scott
Curtis	Kinley	Nystrom	Shaw
DeKoster	Lamborn	Orr	Taylor
Doderer	McCartney	Palmer	Tieden
Gallagher	Miller of	Plymat	Willits
Glenn	Des Moines	Potter	Winkelman
Gluba		Rabedeaux	

Nays, none.

Absent or not voting, 10:

Hill	Kyhl	Schaben	Shaff
Junkins	Priebe	Schwieger	Van Gilst
Kelly	Riley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 205** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

Senate File 239

On motion of Senator Hultman, Senate File 239, a bill for an act relating to the obligations of a development corporation for loan purposes, was taken up for consideration.

Senator Potter took the chair at 9:40 a.m.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 239) the vote was:

Ayes, 39:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Murray	Rodgers
Briles	Hultman	Nolin	Schwengels
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Doderer	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Rabedeaux	Winkelman
Gluba			

Nays, none.

Absent or not voting, 11:

Hill	Kyhl	Riley	Shaff
Junkins	Milligan	Schaben	Van Gilst
Kelly	Priebe	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 59

On motion of Senator Robinson, Senate File 59, a bill for an act expanding the purposes for which the schoolhouse tax may be used, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S—324 filed by him and moved its adoption:

S—324

- 1 Amend Senate File 59, page 1, line 14, by inserting
- 2 after the word "*schoolhouses*" the words "*, for the purpose*
- 3 *of landscaping, paving, or improving the schoolhouse or*
- 4 *building grounds*,".

The amendment was adopted.

Senator Robinson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 59) the vote was:

Ayes, 39:

Andersen	Griffin	Miller of	Rabedeaux
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Coleman	Kennedy	Nolin	Scott
Curtis	Kinley	Nystrom	Shaw
DeKoster	Lamborn	Orr	Taylor
Doderer	McCartney	Palmer	Tieden
Gallagher	Miller of	Plymat	Willits
Glenn	Des Moines	Potter	Winkelman
Gluba			

Nays, none.

Absent or not voting, 11:

Hill	Kyhl	Riley	Shaff
Junkins	Priebe	Schaben	Van Gilst
Kelly	Ramsey	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 27

On motion of Senator Nolin, House File 27, a bill for an act changing the observance date of Veterans' Day, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 27)

Ayes, 35:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Robinson
Blouin	Hultman	Nolin	Rodgers
Briles	Kennedy	Nystrom	Schwengels
Coleman	Kinley	Orr	Scott
Curtis	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Rabedeaux	Winkelman
Griffin			

Nays, 5:

DeKoster	Milligan	Murray	Shaw
Doderer			

Absent or not voting, 10:

Hill	Kyhl	Schaben	Shaff
Junkins	Priebe	Schwieger	Van Gilst
Kelly	Riley		

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 262, a bill for an act relating to the notification of the termination of farm tenancies.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 262, a bill for an act relating to the notification of the termination of farm tenancies.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senate File 97

On motion of Senator Taylor, Senate File 97, a bill for an act relating to notice of termination of farm tenancies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor asked and received unanimous consent that **House File 262** be substituted for **Senate File 97**.

House File 262

On motion of Senator Taylor, House File 262, a bill for an act relating to the notification of the termination of farm tenancies, was taken up for consideration.

DEFERRED

Senator Winkelman moved that further action on **House File 262** be deferred and that the bill be placed on the calendar under unfinished business.

Division was called for.

The motion prevailed.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 18

On motion of Senator Robinson, the following concurrent resolution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted:

SENATE CONCURRENT RESOLUTION 18

By Robinson (Daggett, Butler and Danker)

Whereas, there were approximately 1,500 deaths resulting from motor vehicle collisions with railroad trains in the United States during 1972; and

Whereas, there were 32 accidents involving motor vehicles and railroad trains in Iowa in 1972 which resulted in 51 fatalities; and

Whereas, during hours of twilight and darkness, it is difficult for motorists to see railway cars at highway-railway crossings; and

Whereas, the safety problem at highway-railway crossings could be corrected by requiring that the sides of railway cars be marked with illuminous paint or tape; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly urges the Congress of the United States to take appropriate action to require that the sides of railway cars be suitably marked with illuminous paint or tape as a safety feature.

Be It Further Resolved, That the Secretary of the Senate send a copy of this resolution to each member of the Iowa delegation to the Congress of the United States.

Senator Robinson moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (S.C.R. 18) the vote was:

Ayes, 38:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Robinson
Blouin	Hultman	Milligan	Rodgers
Briles	Kelly	Murray	Schwengels
Coleman	Kennedy	Nolin	Scott
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Willits
Glenn	Miller of	Potter	Winkelman
Gluba	Des Moines	Rabedeaux	
Griffin			

Nays, none.

Absent or not voting, 12:

Curtis	Kyhl	Riley	Shaff
Hill	Nystrom	Schaben	Tieden
Junkins	Priebe	Schwieger	Van Gilst

The motion prevailed and Senate Concurrent Resolution 18 was adopted.

CONSIDERATION OF BILLS

Senate File 224

On motion of Senator DeKoster, Senate File 224, a bill for an act relating to the jurisdiction of peace officers, was taken up for consideration.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 224) the vote was:

Ayes, 38:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Rodgers
Blouin	Hultman	Milligan	Schwengels
Briles	Kelly	Murray	Scott
Coleman	Kennedy	Nolin	Shaw
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Willits
Glenn	Miller of	Potter	Winkelman
Gluba	Des Moines	Rabedeaux	
Griffin			

Nays, none.

Absent or not voting, 12:

Curtis	Kyhl	Riley	Schwieger
Hill	Nystrom	Robinson	Shaff
Junkins	Priebe	Schaben	Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on Senate File 106 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 237

On motion of Senator Briles, Senate File 237, a bill for an act relating to age requirements of applicants for marriage licenses, was taken up for consideration.

Senator Blouin offered amendment S—315 filed by him:

S—315

- 1 Amend Senate File 237 as follows:
- 2 1. Page 1, line 7, by striking the words "[eighteen]
- 3 sixteen" and inserting in lieu thereof the word "eighteen".
- 4 2. Page 1, line 8, by striking the word "sixteen" and
- 5 inserting in lieu thereof the words "[sixteen] eighteen".

Senator Doderer moved that Senate File 237 be referred to the committee on judiciary.

DEFERRED

Senator DeKoster moved as a substitute motion that action on Senate File 237 be deferred and that the bill be placed on the calendar under unfinished business, which motion prevailed.

CONSIDERATION OF BILLS

Senate File 43

On motion of Senator Heying, Senate File 43, a bill for an act relating to school bus transportation for high school pupils, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Heying moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 43) the vote was:

Ayes, 34:

Andersen	Griffin	Milligan	Robinson
Bergman	Hansen	Murray	Schwengels
Blouin	Heying	Nolin	Scott
Briles	Hultman	Orr	Shaw
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Plymat	Tieden
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Gluba	Marshall	Ramsey	

Nays, 1:

Lamborn

Absent or not voting, 15:

Coleman	Kelly	Nystrom	Schaben
Curtis	Kyhl	Priebe	Schwieger
Hill	Miller of	Riley	Shaff
Junkins	Des Moines	Rodgers	Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 28, a bill for an act relating to a free copy of the laws of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 173, a bill for an act relating to the fees and mileage of jurors.

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 208, a bill for an act relating to property tax exemption for property owned by cemetery associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 261, a bill for an act relating to free registration plates for certain disabled veterans.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 270, a bill for an act to provide an excise tax for the sale of eggs, providing for the establishment of an Iowa egg council.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 327, a bill for an act relating to water safety regulations.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 464, by Senators Gluba and Orr, a bill for an act relating to state individual income tax deductions.

Read first time and **passed on file**.

Senate File 465, by Senator Gluba, a bill for an act relating to the sale of gasoline by the state highway commission and providing an appropriation.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 28, a bill for an act relating to a free copy of the laws of Iowa.

Read first time and **passed on file**.

House File 173, a bill for an act relating to the fees and mileage of jurors.

Read first time and **passed on file**.

House File 261, a bill for an act relating to free registration plates for certain disabled veterans.

Read first time and **passed on file**.

House File 270, a bill for an act to provide an excise tax on the sale of eggs, providing for the establishment of an Iowa egg council and providing a penalty for violations.

Read first time and **passed on file**.

House File 327, a bill for an act relating to water safety regulations.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 445 Judiciary
- S. F. 449 Judiciary
- S. F. 450 Judiciary
- S. F. 451 Ways and means
- S. F. 452 Cities and towns
- S. F. 453 Cities and towns
- S. F. 454 Natural resources
- S. F. 455 Ways and means
- S. F. 457 Judiciary
- S. F. 458 Judiciary
- S. F. 460 Natural resources
- S. F. 461 Natural resources
- S. F. 462 Judiciary
- S. F. 463 Natural resources

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 12 Schwengels, Chairman Murray Hill	Senate File 335 Taylor, Chairman Scott Rodgers	Senate File 379 Bergman, Chairman Ramsey Robinson
Senate File 235 Gallagher, Chairman Milligan Robinson	Senate File 342 Ramsey, Chairman Bergman Doderer	Senate File 380 Nystrom, Chairman Robinson Milligan
Senate File 251 Milligan, Chairman Bergman Gallagher	Senate File 355 Gallagher, Chairman Doderer Milligan	Senate File 383 Kelly, Chairman Ramsey Kinley
Senate File 252 Robinson, Chairman DeKoster Milligan	Senate File 360 DeKoster, Chairman Ramsey Gluba	Senate File 384 DeKoster, Chairman Potter Coleman
Senate File 286 Griffin, Chairman Andersen	Senate File 371 Kennedy, Chairman Willits Kelly	Senate File 386 McCartney, Chairman Kelly Glenn
Senate File 292 Taylor, Chairman Griffin Scott	Senate File 372 Willits, Chairman Kennedy Ramsey	Senate File 387 Potter, Chairman McCartney Willits
Senate File 333 Curtis, Chairman Nystrom Hill	Senate File 377 Kinley, Chairman Glenn McCartney	Senate File 388 Shaff, Chairman Taylor Scott

Senate File 389 Ramsey, Chairman DeKoster Kennedy	Senate File 409 Nolin, Chairman Winkelman Nystrom	Senate File 428 Taylor, Chairman Bergman Priebe
Senate File 391 Coleman, Chairman Riley Shaw	Senate File 413 Kennedy, Chairman Willits Kelly	Senate File 429 Taylor, Chairman Griffin Scott
Senate File 395 Glenn, Chairman Kennedy Shaw	Senate File 414 Appropriations— Education	Senate File 432 Appropriations— State Department
Senate File 397 Kennedy, Chairman Willits Kelly	Senate File 415 Griffin, Chairman Kennedy Shaw	Senate Concurrent Resolution 27 Doderer, Chairman DeKoster Gallagher
Senate File 398 Willits, Chairman Kennedy Ramsey	Senate File 417 Willits, Chairman Kennedy Ramsey	Senate Concurrent Resolution 30 Glenn, Chairman Winkelman Murray
Senate File 402 Kinley, Chairman Glenn McCartney	Senate File 420 Shaff, Chairman Andersen Rodgers	House File 95 Kelly, Chairman Ramsey Kinley
Senate File 403 DeKoster, Chairman Potter Coleman	Senate File 421 Shaw, Chairman Andersen Scott	House File 269 Junkins, Chairman Murray Schwengels
Senate File 404 Potter, Chairman McCartney Willits	Senate File 424 Appropriations— Human Resources	House File 403 Appropriations— State Department
Senate File 405 Coleman, Chairman Shaw Riley	Senate File 425 Appropriations— State Department	House Concurrent Resolution 25 Winkelman, Chairman Murray Robinson
Senate File 408 Glenn, Chairman Kennedy Shaw	Senate File 426 Shaw, Chairman Winkelman Junkins	House Concurrent Resolution 26 Nolin, Chairman Schwieger Schwengels
	Senate File 427 Kinley, Chairman Glenn McCartney	

AMENDMENT FILED

- 1 Amend the Rules Governing Lobbyists as printed and dis-
- 2 tributed by the Secretary of the Senate, Rule 6 as follows:
- 3 1. Line 6, by striking the word "or" and inserting in lieu
- 4 thereof the word "and".
- 5 2. Line 7 and 8, by striking the words ", in the course of
- 6 influencing passage, defeat, or modification of legislation"
- 7 and inserting in lieu thereof the words "if known, in the
- 8 performance of their service involving legislative activity".

COMMITTEE ON ETHICS
ROGER J. SHAFF, Chairman

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Monday, April 2, 1973.

JOURNAL OF THE SENATE

EIGHTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, APRIL 2, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Everett H. Staats, pastor of the Asbury United Methodist Church, Bettendorf, Iowa.

The Journal of Friday, March 30, 1973, was approved.

PHYSICIAN FOR THE DAY

Dr. Fred Ashler, Hamburg, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Eleven students from Madison Elementary School, Cedar Rapids, Iowa, accompanied by Mrs. Johnson and Mrs. Walters. Senator Riley.

Fifty-one students from Johnston Elementary School, Johnston, Iowa, accompanied by Mrs. Mary Bramer and Dave Nelson. Senator Plymat.

Six students from Wilson and Harding Junior High Schools, Cedar Rapids, Iowa, accompanied by Mrs. Robert Hill and Mrs. Richard Petrzalek. Senator Riley.

Fifth-grade class from Park Avenue Elementary School, Des Moines, Iowa, accompanied by their principal, Miss Perkins, and instructors, Clara Post and Kenneth Rankin. Senator Kinley.

One hundred twenty students from Emmetsburg Community High School, Emmetsburg, Iowa. Senator Priebe.

Twenty-three students from Walnut High School, Walnut, Iowa, accompanied by Mr. and Mrs. Frank Johnson. Senator Schaben.

PETITIONS

The following petitions were presented and placed on file:

By Senator Bergman, from seventeen residents of Emmet County favoring Senate File 441, providing for a twenty-five percent salary increase for county officers.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Miller, from eighty residents of Marshall County.

Senator Murray, from twenty-six residents of Story County.

Senator Scott, from thirty-three residents of Cerro Gordo County.

Senator Nolin, from fifty-two residents of Greene County.

Senator Gallagher, from twenty-six residents of Benton and Linn Counties.

Senator Nystrom, from sixteen residents of Hamilton County.

Senator Bergman, from seventeen residents of Emmet County.

REPORTS OF INVESTIGATING COMMITTEES

Senator Shaff submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Lawrence D. Carstensen of Clinton, Clinton County, Iowa, for appointment as a member of the Iowa Board of Parole under the provisions of sections 247.1 and 247.2 of the 1973 Code of Iowa for a regular six-year term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ROGER J. SHAFF, Chairman
LUCAS J. DeKOSTER
KARL NOLIN

The motion prevailed and the report was adopted.

Senator Shaff moved the appointment of Lawrence D. Carstensen as a member of the Board of Parole be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 36:

Andersen	Gallagher	Junkins	Nolin
Bergman	Gluba	Kinley	Nystrom
Blouin	Griffin	Lamborn	Orr
Briles	Hansen	McCartney	Plymat
Coleman	Heying	Miller of	Potter
Curtis	Hill	Marshall	Priebe
DeKoster	Hultman	Murray	Ramsey

Robinson
Schaben
Schwengels

Schwieger
Scott

Shaff
Tieden

Willits
Winkelman

Nays, none.

Absent or not voting, 14:

Doderer
Glenn
Kelly
Kennedy

Kyhl
Miller of
Des Moines
Milligan

Palmer
Rabedeaux
Riley
Rodgers

Shaw
Taylor
Van Gilst

President Neu declared the appointment of Lawrence D. Carstensen as a member of the Board of Parole confirmed for the regular six-year term ending June 30, 1979.

Senator Ramsey submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Don McLeod, of Centerville, Appanoose County, Iowa, for appointment as a member of Air Quality Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, of the 1973 Code of Iowa, for the regular four-year term beginning July 1, 1972 and ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RICHARD R. RAMSEY, Chairman
LEONARD C. ANDERSEN
HILARIUS L. HEYING

The motion prevailed and the report was adopted.

Senator Ramsey moved the appointment of Don McLeod as a member of the Air Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 39:

Andersen
Bergman
Blouin
Briles
Coleman
Curtis
DeKoster
Doderer
Gallagher
Glenn
Griffin

Hansen
Heying
Hill
Junkins
Kinley
Lamborn
McCartney
Miller of
Des Moines
Miller of
Marshall

Milligan
Murray
Nolin
Nystrom
Orr
Palmer
Plymat
Potter
Priebe
Ramsey

Schaben
Schwengels
Schwieger
Scott
Shaff
Taylor
Tieden
Willits
Winkelman

Nays, 1:
Gluba

Absent or not voting, 10:

Hultman	Kyhl	Robinson	Shaw
Kelly	Rabedeaux	Rodgers	Van Gilst
Kennedy	Riley		

President Neu declared the appointment of Don McLeod as a member of the Air Quality Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1976.

Senator Priebe submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of S. J. Brownlee of Emmetsburg, Palo Alto County, Iowa, for the Iowa State Board of Regents under the provisions of Section 262.3, Code 1973, for a regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

BERL E. PRIEBE, Chairman
JOHN N. NYSTROM
GEORGE F. MILLIGAN

The motion prevailed and the report was adopted.

Senator Priebe moved the appointment of S. J. Brownlee as a member of the State Board of Regents be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kennedy	Nystrom	Scott
DeKoster	Kinley	Orr	Shaff
Doderer	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Griffin		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Kelly	Rabedeaux	Robinson	Shaw
Kyhl			

President Neu declared the appointment of S. J. Brownlee as a member of the State Board of Regents confirmed for the regular six-year term ending June 30, 1979.

Senator Murray submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Steven E. Zumbach of Ames, Iowa for appointment as a member of the State Board of Regents under the provisions of Section 262.3 of the 1973 Code of Iowa, for the unexpired portion of a term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN S. MURRAY, Chairman
JAMES V. GALLAGHER
DALE L. TIEDEN

The motion prevailed and the report was adopted.

Senator Murray moved the appointment of Steven E. Zumbach as a member of the State Board of Regents be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 47:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, 2:

Coleman Hill

Absent or not voting, 1:

Kyhl

President Neu declared the appointment of Steven E. Zumbach as a member of the State Board of Regents confirmed for the unexpired portion of the term ending June 30, 1977.

Senator Glenn submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dale Hendricks of Bloomfield, Iowa for Water Quality Commission of the Iowa Department of Environmental Quality under the provisions of Section 455B.4, Code 1973, for the term ending June 30, 1974,

begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GENE W. GLENN, Chairman
IRVIN L. BERGMAN
ROGER J. SHAFF

The motion prevailed and the report was adopted.

Senator Glenn moved the appointment of Dale Hendricks as a member of the Water Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 48:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 2:

Kinley Kyhl

President Neu declared the appointment of Dale Hendricks as a member of the Water Quality Commission confirmed for the term ending June 30, 1974.

ADOPTION OF AMENDMENT TO SENATE RULES GOVERNING LOBBYISTS

Senator Shaff offered the following amendment filed by the committee on ethics to the Senate Rules Governing Lobbyists, Rule 6, and moved its adoption:

- 1 Amend the Rules Governing Lobbyists as printed and dis-
- 2 tributed by the Secretary of the Senate, Rule 6 as follows:
- 3 1. Line 6, by striking the word "or" and inserting in lieu
- 4 thereof the word "and".
- 5 2. Lines 7 and 8, by striking the words ", in the course of
- 6 influencing passage, defeat, or modification of legislation"
- 7 and inserting in lieu thereof the words "if known, in the
- 8 performance of their service involving legislative activity."

On the question "Shall the amendment to Senate Rules Governing Lobbyists be adopted?" (Rule 6) the vote was:

Ayes, 34:

Andersen	Hultman	Milligan	Schwengels
Bergman	Junkins	Murray	Schwieger
Briles	Kelly	Nolin	Shaff
Coleman	Kennedy	Nystrom	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Hansen	Miller of	Riley	Winkelman
Heying	Marshall	Schaben	

Nays, 13:

Blouin	Hill	Palmer	Robinson
Glenn	Miller of	Rabedaux	Rodgers
Gluba	Des Moines	Ramsey	Scott
Griffin	Orr		

Absent or not voting, 3:

Doderer	Kyhl	Tieden
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The amendment having received a constitutional majority was adopted.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up Senate File 362.

Senate File 362

On motion of Senator Hansen, Senate File 362, a bill for an act revising the state school foundation program by providing that special methods of computing state school foundation aid will be continued for only two years, redefining enrollment and other terms and adding new terms, redefining miscellaneous income and removing miscellaneous income from the computations, establishing the state percent of growth for certain years and the allowable growth for certain districts, revising the state cost per pupil, revising the method for computing district cost, further defining the responsibilities and authority of the school budget review committee, repealing the requirement for a tentative budget, and making related technical and procedural changes, was taken up for consideration.

Senator Hansen asked and received unanimous consent that House File 359 be substituted for Senate File 362.

House File 359

On motion of Senator Hansen, House File 359, a bill for an act amending the state school foundation program by providing that special methods of computing state school foundation aid will be

continued for only two years, providing two alternate dates for determining enrollment, including in enrollment certain pupils for which the school district pays tuition to attend an Iowa area school, excluding pupils attending a university laboratory school from any district's enrollment, defining miscellaneous income and other terms, adding new definitions, excluding miscellaneous income from certain computations, limiting proposed and actual expenditures, establishing state percent of growth at five percent for the school year beginning July 1, 1973, limiting state percent of growth to a maximum of five percent for the school year beginning July 1, 1974, providing greater equalization by increasing the allowable growth for districts whose district cost per pupil is below state cost per pupil, establishing the state cost per pupil for certain years, requiring the use of budget amounts rather than actual expenditures for certain computations, revising the determination of district cost, district cost per pupil, and the additional school district property tax levy, revising and clarifying the duties and powers of the school budget review committee, requiring the school budget review committee to permit or increase allowable growth in certain hardship situations related to the exclusion of miscellaneous income from certain computations, permitting the school budget review committee to establish a modified allowable growth, to authorize certain expenditures by a school district, or to authorize a limited tax levy for one year under certain conditions, clarifying the sources of funds for additional state aid, revising the procedures for establishing, increasing, or continuing a school district income surtax, repealing the requirement for a tentative budget, repealing chapter two hundred eighty-four (284), Code 1973, and making related technical and procedural changes, was taken up for consideration.

Senator Hansen asked and received unanimous consent that James Rose, Budget Supervisor, Education, Comptroller's office, and Sam Wiley, School Budget Review Committee Consultant, State Department of Public Instruction, be permitted to remain in the Senate chamber during consideration of the bill.

Senator McCartney took the chair at 10:23 a.m.

President Neu took the chair at 10:28 a.m.

Senator Hansen offered amendment S—316 by the committee on schools and called for a division of the amendment, as follows: S—316

Division S—316A

- 1 Amend House File 359, as amended, passed and reprinted
- 2 by the House, as follows:

3 1. Page 4, lines 8 and 9, by striking the words "*in*
4 *the base year or the second Friday of September in the*
5 *budget year, whichever number is larger*," and inserting
6 in lieu thereof the words "*preceding the budget certifica-*
7 *tion date*".

8 2. Page 4, line 15, by striking the words "*The Septem-*
9 *ber*", and by striking lines 16 through 21.

10 3. Page 4, line 34, by inserting after the word "by"
11 the word and figure "[September 25]".

12 4. Page 4, line 35, by striking the words and figure
13 "*and September [25] twenty-fifth*".

Division S—316B

14 5. Page 5, by striking lines 25 through 27 and renum-
15 bering the remaining subparagraphs.

Division S—316C

16 6. Page 7, line 20, by striking the word "*twenty-five*"
17 and inserting in lieu thereof the word "*ten*".

18 7. Page 7, line 21, by inserting after the period the
19 words "*The school budget review committee may also establish*
20 *a higher modified allowable growth for such a school*
21 *district, if the district can demonstrate to the committee*
22 *that any increase authorized will be used prudently in*
23 *accomplishing the district's long-range goals for educa-*
24 *tional opportunities for the pupils of the district.*"

Division S—316D

25 8. Page 12, line 35, by inserting after the word "*may*"

Page 2

1 the words "*grant supplemental aid from any funds appropri-*
2 *ated to the department of public instruction for the use of*
3 *the school budget review committee for this purpose, or*
4 *may*".

5 9. Page 13, by striking lines 30 through 32, and page
6 14A, by striking line 1.

Division S—316E

7 10. Page 17B, by striking lines 36 through 44.

Division S—316F

8 11. Amend the title, page 1, lines 3 and 4, by strik-
9 ing the words "providing two alternate dates for determin-
10 ing" and inserting in lieu thereof the word "redefining".

11 12. Amend the title, page 2, lines 4, 5, and 6, by
12 striking the words "authorize a limited tax levy for one
13 year under certain conditions, clarifying the sources
14 of funds for additional state aid" and inserting in lieu
15 thereof the words "grant supplemental aid from funds
16 appropriated for this purpose".

Senator Hansen moved the adoption of division S—316A.

Roll call was requested.

On the question "Shall division S—316A of the amendment be adopted?" (H.F. 359) the vote was:

Ayes, 12:

Andersen	DeKoster	Kelly	Shaff
Bergman	Griffin	McCartney	Shaw
Curtis	Hansen	Schwieger	Taylor

Nays, 37:

Blouin	Junkins	Nolin	Robinson
Briles	Kennedy	Nystrom	Rodgers
Coleman	Kinley	Orr	Schaben
Doderer	Lamborn	Palmer	Schwengels
Gallagher	Miller of	Plymat	Scott
Glenn	Des Moines	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Heying	Marshall	Rabedaux	Willits
Hill	Milligan	Ramsey	Winkelman
Hultman	Murray	Riley	

Absent or not voting, 1:

Kyhl

Division S—316A lost.

On motion of Senator Hansen, division S—316B was adopted.

On motion of Senator Hansen, division S—316C was adopted.

Action on division S—316D was temporarily deferred for the preparation of an amendment.

Senator Potter took the chair at 11:55 a.m.

Senator Hansen moved the adoption of division S—316E.

Roll call was requested.

On the question "Shall division S—316E of the amendment be adopted?" (H.F. 359) the vote was:

Ayes, 18:

Andersen	Hansen	McCartney	Orr
Blouin	Hill	Miller of	Rodgers
DeKoster	Kelly	Des Moines	Shaw
Gluba	Kennedy	Murray	Willits
Griffin	Kinley	Nolin	

Nays, 27:

Bergman	Hultman	Potter	Schwieger
Briles	Junkins	Priebe	Scott
Coleman	Miller of	Rabedaux	Shaff
Curtis	Marshall	Ramsey	Taylor
Gallagher	Milligan	Riley	Tieden
Glenn	Palmer	Robinson	Van Gilst
Heying	Plymat	Schwengels	Winkelman

Absent or not voting, 5:

Doderer	Lamborn	Nystrom	Schaben
Kyhl			

Division S—316E lost.

On motion of Senator DeKoster, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

House File 359

The Senate resumed consideration of House File 359 and division S—316D temporarily deferred.

Senator Shaff offered amendment S—326 to division S—316D and moved its adoption:

S—326

- 1 Amend the committee on schools amendment S—316 to House
- 2 File 359, page 2, line 3, by striking the words "*for this*
- 3 *purpose, or may*".

Roll call was requested.

On the question "Shall the amendment to division S—316D be adopted?" (H.F. 359) the vote was:

Ayes, 7:

Hill	Potter	Shaff	Van Gilst
Nolin	Scott	Taylor	

Nays, 39:

Andersen	Hansen	Miller of	Riley
Bergman	Hultman	Marshall	Robinson
Blouin	Junkins	Milligan	Rodgers
Briles	Kelly	Murray	Schaben
Curtis	Kennedy	Nystrom	Schwengels
DeKoster	Kinley	Orr	Schwieger
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin			

Absent or not voting, 4:

Coleman	Heying	Kyhl	Palmer
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The amendment to division S—316D lost.

On motion of Senator Hansen, division S—316D was adopted.

Senator Hansen offered amendment S—332 to division S—316F and moved its adoption:

S—332

- 1 Amend the committee on schools amendment to House
- 2 File 359, as amended, passed, and reprinted by the
- 3 House, by striking from page 2, lines 8 through 16,
- 4 and inserting in lieu thereof the following:

- 5 11. Amend the title, page 2, lines 5 and 6,
6 by striking the words "clarifying the sources of
7 funds for additional state aid" and inserting in
8 lieu thereof the words "or to grant supplemental
9 aid from funds appropriated for this purpose".

The amendment to division S—316F was adopted.

On motion of Senator Hansen, division S—316F as amended was adopted.

Senator Shaff asked and received unanimous consent to withdraw amendment S—327:

S—327

- 1 Amend House File 359 as passed and reprinted by the House,
2 page 12, line 35, and page 13, line 1, by striking the
3 following: "*establish a modified allowable growth by*
4 *increasing the allowable growth for a district*".

Senator Winkelman offered amendment S—294 filed by Senators Winkelman, Curtis, et al., and moved its adoption:

S—294

- 1 Amend House File 359, as amended, passed, and reprinted by the
2 House, as follows:
3 1. Page 3, lines 11 and 12, by striking the words "*for the*
4 *school years beginning July 1, 1973, and July 1, 1974, only*".
5 2. Amend the title, page 1, lines 1, 2, and 3 by striking the
6 words "*providing that special methods of computing state school*
7 *foundation aid will be continued for only two years*".

Roll call was requested.

On the question "Shall amendment S—294 be adopted?" (H.F. 359) the vote was:

Rule 24 was invoked.

Ayes, 26:

Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Scott
Coleman	Kennedy	Nystrom	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Gallagher	Miller of	Riley	Winkelman
Heying	Marshall	Schaben	

Nays, 23:

Andersen	Hansen	Milligan	Robinson
Briles	Hill	Orr	Rodgers
Doderer	Kelly	Palmer	Schwieger
Glenn	Kinley	Plymat	Shaw
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Ramsey	Willits

Absent or not voting, 1:

Kyhl

Amendment S—294 was adopted.

Senator Coleman offered amendment S—331 by Senators Coleman and Priebe:

S—331

1 Amend House File 359, as amended, passed, and reprinted
 2 by the House, page 3, by striking from lines 16 through
 3 18 the words, "a district's total general fund millage
 4 rate [for any school year,] is reduced to ninety percent or
 5 less of the district's total general fund millage rate"
 6 and inserting in lieu thereof the words "[a district's
 7 total general fund millage rate for any school year, is]
 8 *the total dollars raised by the district's general fund*
 9 *millage levy are reduced to ninety percent or less of the*
 10 *[district's total general fund millage rate] total dollars*
 11 *raised by the district's general fund millage levy".*

Senator Willits asked and received unanimous consent that action on amendment S—331 be deferred.

(House File 359 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 House was asked:

Senate File 22, a bill for an act relating to unclaimed utility deposits and refunds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 116, a bill for an act relating to the appeal of a condemnation award.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 309, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Area Community College.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 311, a bill for an act relating to the reopening of estates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 318, a bill for an act relating to annual reports of corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 335, a bill for an act relating to annual reports of cooperative associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 346, a bill for an act relating to the number of days in a year for determining interest charges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 364, a bill for an act to legalize and validate the special election of the Lamoni Community School District held on December 28, 1972.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 400, a bill for an act relating to the investment of funds of retirement systems for policemen and firemen.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 21, creating a study committee to conduct a study of Iowa's motor vehicle laws and the Uniform Vehicle Code.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 21

By Doyle, Logue, Oakley, West, Anderson,
Knoke, Newhard, Hargrave, Hill, Stanley,
Edelen, Hennessey and Nielsen (Kelly)

Whereas, Chapter three hundred twenty-one (321), of the Code, is in need of recodification in a logical, organizational pattern, and

Whereas, Chapter three hundred twenty-one (321), of the Code, needs to be reviewed in depth for possible revisions to make it more in line with the Uniform Vehicle Code which has been substantially adopted in most states, and

Whereas, Professor Allen D. Vestal, Murray Professor of Law, University of Iowa, College of Law, has prepared, at the request of the attorney general, a "Workbook to Compare Iowa's Motor Vehicle Laws with the Uniform Vehicle Code", and

Whereas, the workbook is an excellent tool for a legislative study committee to use in preparing a recommended recodification of Iowa's motor vehicle laws, and

Whereas, the workbook may become outdated unless prompt action is taken, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee, as provided by law, which members shall include members of the appropriate standing committees of the house of representatives and the senate to conduct during the 1973-1974 legislative interim a comprehensive study of Iowa's motor vehicle laws and the Uniform Vehicle Code; and

Be It Further Resolved, That the study committee be authorized if necessary to retain consultants or assistants and that a report of the study be prepared and submitted to the legislative council and the members of the 1974 Session of the Sixty-fifth General Assembly, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

INTRODUCTION OF BILLS

Senate File 466, by Senators Rabedeaux and Tieden (Schroeder and Woods), a bill for an act relating to the movement of mobile homes and factory-built structures of excessive size.

Read first time and **passed on file**.

Senate File 467, by committee on state government, a bill for an act relating to a directory of state employees.

Read first time and **placed on calendar**.

Senate File 468, by Senators Gluba, Tieden and Blouin, a bill for an act relating to nongame birds and providing penalties.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 116, a bill for an act relating to the appeal of a condemnation award.

Read first time and **passed on file**.

House File 309, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Area Community College (Merged Area XI) in the counties of Adair, Audubon, Boone, Carroll, Clarke, Crawford, Dallas, Greene, Guthrie, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Polk, Poweshiek, Shelby, Story and Warren, State of Iowa, in connection with an election authorizing the levy of a tax and declaring the validity of said election and the validity of taxes levied pursuant thereto.

Read first time and **passed on file**.

House File 311, a bill for an act relating to the reopening of estates.

Read first time and **passed on file**.

House File 318, a bill for an act relating to annual reports of corporations.

Read first time and **passed on file**.

House File 335, a bill for an act relating to annual reports of cooperative associations.

Read first time and **passed on file**.

House File 364, a bill for an act to legalize and validate the in a year for determining interest charges.

Read first time and **passed on file**.

House File 346, a bill for an act relating to the number of days special election of the Lamoni Community School District, in the County of Decatur, State of Iowa, held on December 28, 1972, on the proposition of issuing School Bonds in the sum of not to exceed \$50,000.00 for the purpose of purchasing from Graceland College one existing building, known as Herald Hall, remodeling the same for use as a school house, purchasing from Marvin Johnston one existing building, and for such allied development or improvement as shall be required for proper utilization of such property.

Read first time and **passed on file**.

House File 400, a bill for an act relating to the investment of funds of retirement systems for policemen and firemen.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 464 Ways and means
- S. F. 465 State government
- S. F. 466 Commerce
- S. F. 468 Natural resources
- H. F. 28 Judiciary
- H. F. 98 Commerce
- H. F. 116 Judiciary
- H. F. 173 Judiciary
- H. F. 261 State government
- H. F. 270 Agriculture
- H. F. 309 Judiciary
- H. F. 311 Judiciary
- H. F. 318 Judiciary
- H. F. 327 Natural resources

- H. F. 335 Commerce
- H. F. 346 Commerce
- H. F. 364 Judiciary
- H. F. 400 State government
- H.C.R. 21 State government

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 2, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 203—Relating to the deposit of public funds.
- S. F. 231—Making a supplemental appropriation from moneys received by the board of nursing examiners.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the chambers escorting the minister of the day to the House chambers. Had I been present, I would have voted "aye" on the following appointments:

- Lawrence D. Carstensen of Clinton to the Board of Parole,
- Don McLeod, Centerville, to the Air Quality Commission of the Department of Environmental Quality, and
- S. J. Brownlee of Emmetsburg to the Iowa State Board of Regents.

ELIZABETH SHAW

MR. PRESIDENT: I was absent from the Senate chamber attending the National Legislative Conference—Intergovernmental Relations Committee in Washington, D. C., on Friday, March 30, 1973. Had I been present I would have voted "aye" on Senate Files 32, 43, 59, 224, 239, 265, and 291, and "nay" on House File 27.

BARTON L. SCHWIEGER

AMENDMENTS FILED

S—329

- 1 Amend amendment S—219 by Blouin, et al., to Senate File
- 2 120, line 3, by striking the words "*resident or*".

MICHAEL T. BLOUIN

S—328

- 1 Amend Senate File 432, page 2, lines 1, 2, and 3, by
- 2 striking the words "road use tax fund created under three
- 3 hundred twelve point one (312.1) of the Code" and inserting
- 4 in lieu thereof the words "general fund".

BERL E. PRIEBE
MICHAEL T. BLOUIN

S—325

- 1 Amend Senate File 449 as follows:
- 2 Page 3, line 7, by striking the words "second injury

- 3 fund" and inserting in lieu thereof the words "self-
- 4 insured employer or, if the employer is insured, his
- 5 insurance carrier,".

LUCAS J. DeKOSTER

S—334

- 1 Amend House File 270, as amended, passed, and reprinted
- 2 by the House, page 4A, line 11, by inserting after
- 3 the word "representative" the words "the director
- 4 of the Iowa development commission,".

H. L. HEYING

S—333

- 1 Amend House File 359, as amended, passed, and reprinted
- 2 by the House, page 6, line 5, by inserting after the period
- 3 the following: "However, a district may budget and spend
- 4 a reasonable and specified amount from its unexpended
- 5 cash balance for the sole purpose of contributing to
- 6 the construction of a new building or structure for
- 7 which the voters of the district have approved a bond
- 8 issue as provided by law, or for constructing a new
- 9 building or structure if the construction can be done
- 10 without a bond issue, and the amount spent shall be
- 11 regarded as if it were miscellaneous income."

RALPH W. POTTER

S—330

- 1 Amend House File 359 as amended, passed and reprinted by the
- 2 House, page 7, by striking all of line 13 after the numeral
- 3 "1973", and all of lines 14 and 15 and inserting in lieu
- 4 thereof a period.

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, April 3, 1973.

JOURNAL OF THE SENATE

EIGHTY-SIXTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, APRIL 3, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Gordon Taylor, pastor of the Calvary Baptist Church, Greene, Iowa.

The Journal of Monday, April 2, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John L. Garred, Whiting, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Murray for the day on request of Senator Ramsey.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable Donald S. McGill, former member of the Senate from Monroe County.

The Chair welcomed the Honorable Howard Vincent, former member of the Senate from Lucas County.

The Chair welcomed the following visitors who were present in the Senate gallery:

One hundred forty students from Grinnell-Newburg High School, Grinnell, Iowa, accompanied by their instructor, George Zeitner. Senator Orr.

Ten students from Grant Elementary School, Cedar Rapids, Iowa, accompanied by Gail Grimm and Mr. and Mrs. Ron Murphy. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Robinson, from twenty-seven residents, members of the Hawkeye Appaloosa Club, of Linn County favoring legalized pari-mutuel betting in Iowa.

By Senator Rodgers, from thirty fifth-grade students from Strawberry Hill Elementary School, Anamosa, Iowa, favoring designation of the ladybug as the state insect.

By Senator Blouin, from sixty-three residents of Dubuque County opposing any change in the Iowa abortion law.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Miller, from thirty-six residents of Marshall County.

Senator Kyhl, from twenty-eight residents of Butler County.

Senator Ramsey, from seventy-one residents of Appanoose County.

Senator Briles, from one hundred seventy-nine residents of Page, Adams and Montgomery Counties.

Senator Gallagher, from one hundred ninety-nine residents of Black Hawk and adjoining counties.

Senator Andersen, from one hundred twenty-two residents of Woodbury, Monona, Ida and Plymouth Counties.

Senator Rodgers, from nineteen residents of Madison County.

Senator Plymat, from one hundred residents of Appanoose County.

Senator Orr, from seventy-five residents of Tama and Poweshiek Counties.

Senator Priebe, from ninety residents of Kossuth and Hancock Counties.

Senator Bergman, from twenty-three residents of Dickinson County.

Senator Rabedeaux, from fifty-two residents of Muscatine County.

INTRODUCTION OF BILLS

Senate File 469, by committee on human and industrial relations, a bill for an act to transfer members of the division of fire protection of the department of public safety from the Iowa public employees' retirement system to the Iowa department of public safety peace officers' retirement, accident and disability system and to make an appropriation.

Read first time and referred to committee on **appropriations** (under Rule 37).

Senate File 470, by Senator Orr (Husak), a bill for an act imposing a voluntary tax upon specified tax-exempt properties for certain services and providing for the payment of the tax.

Read first time and **passed on file**.

UNFINISHED BUSINESS

House File 359

The Senate resumed consideration of House File 359, amending the state school foundation program.

Senator Tieden withdrew amendment S—321 filed by him on March 29, 1973.

Senator Shaff offered amendment S—310 filed by him:

S—310

1 Amend House File 359, as amended and passed by the
2 House, page 3, by inserting after line 24 the following new
3 section, and by renumbering the remaining sections.
4 Sec. Section four hundred forty-two point
5 two (442.2), Code 1973, is amended by adding the following
6 new unnumbered paragraph:
7 *NEW UNNUMBERED PARAGRAPH.* In determining the
8 assessed valuation of all taxable property in a district,
9 the state comptroller shall include the total assessed
10 valuation of the district for the purpose of computing
11 state school aid, the assessed valuation of the property
12 of municipally-owned gas and electric utilities in the
13 district not subject to assessment under chapter four hundred
14 thirty-seven (437) of the Code. The director of revenue
15 shall certify to the state comptroller the assessed valuation
16 of the property of municipally-owned gas and electric util-
17 ities not subject to assessment under chapter four hundred
18 thirty-seven (437) of the Code in each district as determined
19 by using the assessed value per meter in service of an
20 investor-owned utility located in the state of Iowa and apply
21 this assessed value to the meters in service of the muni-
22 cally-owned utilities. The state comptroller shall compute
23 the foundation property tax of twenty mills on the assessed
24 valuation of all taxable property in the district including
25 the assessed valuation of municipally-owned utility property.

Page 2

1 The foundation property tax of twenty mills shall not be
2 levied against municipally-owned utility property not subject
3 to assessment under chapter four hundred thirty-seven (437)
4 of the Code but shall be included in the district property
5 tax base for purposes of determining the district's state
6 aid.

Senator Shaff moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—310 be adopted?" (H.F. 359) the vote was:

Ayes, 13:

DeKoster	Hill	Ramsey	Shaw
Doderer	Lamborn	Schwieger	Taylor
Gallagher	Potter	Shaff	Van Gilst
Heying			

Nays, 33:

Andersen	Hansen	Miller of	Riley
Bergman	Hultman	Marshall	Robinson
Blouin	Junkins	Milligan	Rodgers
Briles	Kennedy	Nolin	Schaben
Coleman	Kinley	Nystrom	Schwengels
Curtis	McCartney	Orr	Scott
Glenn	Miller of	Plymat	Tieden
Gluba	Des Moines	Priebe	Willits
Griffin		Rabedeaux	Winkelman

Absent or not voting, 4:

Kelly	Kyhl	Murray	Palmer
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Amendment S—310 lost.

Senator Shaff offered amendment S—311 filed by him:

S—311

- 1 Amend House File 359, as amended and passed by the
- 2 House, page 3, by inserting after line 24 the following
- 3 new section, and by renumbering the remaining sections.
- 4 Sec. Section four hundred forty-two point
- 5 two (442.2), Code 1973, is amended by adding the
- 6 following new unnumbered paragraph:
- 7 *NEW UNNUMBERED PARAGRAPH.* The state comptroller
- 8 and each county auditor shall compute the foundation
- 9 property tax of twenty mills on the assessed valuation
- 10 of all taxable property in the district, including
- 11 the assessed valuation of privately-owned water util-
- 12 ity property. The foundation property tax of twenty
- 13 mills shall be levied against privately-owned water
- 14 utility property but shall not be included in the dist-
- 15 rict property tax base for purposes of determining
- 16 the district's state aid.

Senator Shaff moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—311 be adopted?" (H.F. 359) the vote was:

Rule 24 was invoked.

Ayes, 12:

Curtis	Heying	Rabedeaux	Shaw
DeKoster	Hill	Schwieger	Van Gilst
Gallagher	Miller of	Shaff	
Gluba	Des Moines		

Nays, 34:

Andersen	Hultman	Milligan	Robinson
Bergman	Junkins	Nolin	Rodgers
Blouin	Kelly	Nystrom	Schaben
Briles	Kennedy	Orr	Schwengels
Coleman	Kinley	Plymat	Scott
Doderer	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Absent or not voting, 4:

Kyhl	Murray	Palmer	Tieden
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Amendment S—311 lost.

Senator Shaff withdrew amendment S—312 filed by him on March 28, 1973.

Senator Hill offered amendment S—335:

S—335

- 1 Amend House File 359 as amended, passed and reprinted by
- 2 the House as follows:
- 3 1. Page 5, by striking lines 7 through 35.
- 4 2. Page 6, by striking lines 1 through 8.
- 5 3. By renumbering the remaining sections.

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

House File 359

The Senate resumed consideration of House File 359 and amendment S—335.

Senator Hill asked and received unanimous consent to withdraw amendment S—335.

Senator Potter offered amendment S—333 filed by him and moved its adoption:

S—333

- 1 Amend House File 359, as amended, passed, and reprinted
- 2 by the House, page 6, line 5, by inserting after the period
- 3 the following: "However, a district may budget and spend
- 4 a reasonable and specified amount from its unexpended

5 cash balance for the sole purpose of contributing to
 6 the construction of a new building or structure for
 7 which the voters of the district have approved a bond
 8 issue as provided by law, or for constructing a new
 9 building or structure if the construction can be done
 10 without a bond issue, and the amount spent shall be
 11 regarded as if it were miscellaneous income."

Division was called for.

Amendment S—333 was adopted.

Senator Willits offered amendment S—330 filed by him and moved its adoption:

S—330

1 Amend House File 359, as amended, passed and reprinted by the
 2 House, page 7, by striking all of line 13 after the numeral
 3 "1973", and all of lines 14 and 15 and inserting in lieu
 4 thereof a period.

The Chair called for a division.

Amendment S—330 lost.

Senator Doderer offered amendment S—336 and moved its adoption:

S—336

1 Amend House File 359 as passed by the House and
 2 reprinted, page 14A, line 16 by striking the words "*a bond*
 3 *issue*".

Amendment S—336 was adopted.

Senator Priebe asked and received unanimous consent to withdraw amendment S—331 by Senators Coleman and Priebe, offered and deferred on April 2, 1973.

Senator Priebe offered amendment S—339 by Senators Priebe and Coleman:

S—339

1 Amend House File 359, as amended, passed and reprinted
 2 by the House, as follows:
 3 1. Page 17A, line 1, by striking the word "MILLAGE"
 4 and inserting in lieu thereof "[MILLAGE] DOLLAR".
 5 2. Page 17A, line 4, by striking the figure "1972"
 6 and inserting in lieu thereof the figures "[1972] 1973".
 7 3. Page 17A, line 5, by striking the words "dis-
 8 trict's total general fund millage" and inserting in
 9 lieu thereof the words "[district's total general fund
 10 millage] *total amount in dollars raised by the dis-*
 11 *trict's general fund millage levy*".
 12 4. Page 17A, line 7, by striking the figure "1972"
 13 and inserting in lieu thereof the figures "[1972] 1973".
 14 5. Page 17A, lines 8 and 9, by striking the words

15 and figures "each of the school years beginning July 1,
16 1973, and" and inserting in lieu thereof the words and
17 figures "[each of the school years beginning July 1, 1973,
18 and] *the school year beginning*".

19 6. Page 17A, line 10, by striking the word "millage"
20 and inserting in lieu thereof the words "[millage] *total*
21 *dollar amount*".

22 7. Page 17A, line 17, by striking the word "millage"
23 and inserting in lieu thereof the words "[millage] *dollar*".

Senator Priebe moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—339 be adopted?" (H.F. 359) the vote was:

Ayes, 12:

Blouin	Junkins	Miller of	Priebe
Coleman	Kennedy	Des Moines	Schaben
Gallagher	Kinley	Nolin	Scott
Heying			

Nays, 36:

Andersen	Hill	Nystrom	Schwengels
Bergman	Hultman	Orr	Schwieger
Briles	Kelly	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Rabedeaux	Taylor
Doderer	Miller of	Ramsey	Tieden
Glenn	Marshall	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits
Griffin	Murray	Rodgers	Winkelman
Hansen			

Absent or not voting, 2:

Kyhl	Palmer
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Amendment S—339 lost.

Senator Hansen offered amendment S—337 by Senators Hansen, Tieden, et al., and moved its adoption:

S—337

1 Amend House File 359, as amended and passed by the House,
2 and reprinted, as follows:

3 1. Page 17A, by striking lines 33 through 35 and inserting
4 in lieu thereof the following:

5 Sec. 16. Section four hundred forty-two point twenty-two
6 (442.22), Code 1973, is repealed.

7 2. Page 2, lines 9 and 10, by striking the words "repealing"
8 chapter two hundred eighty-four (284), Code 1973."

Amendment S—337 was adopted.

Senator McCartney took the chair at 5:36 p.m.

Senator Riley moved to reconsider the vote by which the Win-

kelman, et al., amendment S—294 was adopted by the Senate on April 2, 1973, and requested a roll call.

On the question "Shall the motion to reconsider amendment S—294 be adopted?" (H.F. 359) the vote was:

Rule 24 was invoked.

Ayes, 26:

Andersen	Hill	Murray	Robinson
Doderer	Kelly	Orr	Rodgers
Gallagher	Kennedy	Plymat	Schwieger
Glenn	Kinley	Potter	Shaw
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Hansen	Milligan	Riley	

Nays, 22:

Bergman	Heying	Miller of	Schwengels
Blouin	Hultman	Marshall	Scott
Briles	Junkins	Nolin	Shaff
Coleman	Lamborn	Nystrom	Taylor
Curtis	McCartney	Priebe	Tieden
DeKoster		Schaben	Winkelman

Absent or not voting, 2:

Kyhl Palmer

The motion prevailed and amendment S—294 was taken up for reconsideration:

S—294

- 1 Amend House File 359, as amended, passed, and reprinted by the
- 2 House, as follows:
- 3 1. Page 3, lines 11 and 12, by striking the words "*for the*
- 4 *school years beginning July 1, 1973, and July 1, 1974, only*,".
- 5 2. Amend the title, page 1, lines 1, 2, and 3 by striking the
- 6 words "providing that special methods of computing state school
- 7 foundation aid will be continued for only two years,".

Senator Winkelman moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—294 be adopted?" (H.F. 359) the vote was:

Rule 24 was invoked.

Ayes, 24:

Bergman	Junkins	Nolin	Schwieger
Blouin	Kennedy	Nystrom	Scott
Coleman	Lamborn	Priebe	Shaff
Curtis	McCartney	Ramsey	Taylor
DeKoster	Miller of	Schaben	Tieden
Heying	Marshall	Schwengels	Winkelman
Hultman			

Nays, 24:

Andersen	Hansen	Milligan	Riley
Briles	Hill	Murray	Robinson
Doderer	Kelly	Orr	Rodgers
Gallagher	Kinley	Plymat	Shaw
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin			

Absent or not voting, 2:

Kyhl	Palmer
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Amendment S—294 lost.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 359) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Kyhl	Palmer
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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.

WITHDRAWN

Senator Hansen asked and received unanimous consent that Senate File 362 be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 471, by Senator DeKoster, a bill for an act to abolish the office of county attorney; to establish the office of elected district prosecutor; to authorize boards of supervisors to employ legal counsel to perform county legal functions; and to otherwise provide the administrative procedures necessary to the implementation of this act.

Read first time and passed on file.

Senate File 472, by Senators Hansen and Gluba (Lipsky and De Jong), a bill for an act relating to the compensation of the victims of crimes.

Read first time and **passed on file**.

Senate File 473, by committee on county government, a bill for an act relating to the delinquency of dog license fees.

Read first time and **placed on calendar**.

Senate File 474, by Senators Doderer and Lamborn, a bill for an act relating to abused and neglected children and providing a penalty.

Read first time and **passed on file**.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 18, 48, 61, 135, 197, 198, 208 and 314.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 18, 48, 61, 135, 197, 198, 208 and 314.

REPORTS OF COMMITTEES

Senator Nystrom submitted the following report:

MR. PRESIDENT: Your committee on higher education to which was referred **Senate File 315**, a bill for an act relating to a superintendent of a merged area school, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN N. NYSTROM, Chairman

Ordered passed on file.

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate File 267**, a bill for an act relating to an operator of a sur-

face mine, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 253**, a bill for an act relating to the importing and releasing of game, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Joint Resolution 10**, a joint resolution authorizing a banner for the Governor of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—340

- 1 Amend Senate File 458, page 4, by inserting after the
- 2 period on line 8 the following new sentence:
- 3 "*Members of the county board of adjustment shall be duly*
- 4 *elected by residents of the unincorporated area of the*
- 5 *county.*"

KENNETH D. SCOTT

S—338

- 1 Amend House File 240 as amended and passed by the
- 2 House as follows:
- 3 1. Page 1, line 12, by inserting after the word
- 4 "*superintendent*" the words "*or other social agencies under*
- 5 *the supervision of the Iowa department of social services*".
- 6 2. Page 4, by striking in lines 7 and 8 the words
- 7 "*state director*" and inserting in lieu thereof the words
- 8 "*Iowa department of social services*".
- 9 3. Page 4, line 12, by striking the words "*state*
- 10 *director*" and inserting in lieu thereof the word
- 11 "*department*".

MINNETTE DODERER
BARTON L. SCHWIEGER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, April 4, 1973.

JOURNAL OF THE SENATE

EIGHTY-SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, APRIL 4, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Carl Benander, pastor of the Bethlehem Lutheran Church, Red Oak, Iowa.

The Journal of Tuesday, April 3, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald J. Soll, Denison, Iowa.

PRESENTATION OF VISITORS

Senator Curtis rose on a point of personal privilege and presented the Honorable Laurence Boothby, former member of the Senate and House of Representatives, from Cherokee County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty students from Sacred Heart School, Spencer, Iowa, accompanied by Sister Emma and Mrs. Finegan. Senator Curtis.

Forty-six students from Milford Community School, Milford, Iowa, accompanied by their instructors, Mrs. Eyleen Anderson and Mrs. Norman Gromstad. Senator Bergman.

Six students from Wright Elementary School, Cedar Rapids, Iowa, accompanied by Mrs. Flint and Mrs. Bubke. Senator Riley.

Sixty students from Johnston Community High School, Johnston, Iowa, accompanied by Mrs. Betty Doolittle and David Pitz. Senator Plymat.

Thirty students from Stratford High School, Stratford, Iowa, accompanied by their instructor, James Austin. Senator Nystrom.

Twenty-eight students from Oskaloosa Christian School, Oskaloosa, Iowa, accompanied by their instructors, Owen Bauma and Jim Eckoff. Senator Van Gilst.

Thirty students from Prairie Community High School, Gowrie, Iowa, accompanied by Superintendent Dean Bastow and Principal Carl Mattes. Senator Coleman.

Thirty-eight students from Rockwell-Swaledale Community School, Rockwell, Iowa, accompanied by their instructor, Jim Frederickson. Senator Scott.

Thirty students from Dow City-Arion Community School, Dow City, Iowa, accompanied by Mrs. Thompson, Mrs. Malone and Don Ray. Senator Schaben.

Sixteen students from Burlington Community High School, Burlington, Iowa, accompanied by their instructor, Dick Wagner. Senator Miller.

Forty students from West Bend High School, West Bend, Iowa, accompanied by their instructor, Mr. Boyd. Senator Priebe.

PETITIONS

Petitions were presented and placed on file by the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Junkins, from ninety-four residents of Henry and Lee Counties.

Senator Curtis, from one hundred thirty-nine residents of Cherokee, Clay and Buena Vista Counties.

Senator Hansen, from forty-seven residents of Black Hawk County.

Senator McCartney, from fourteen residents of Floyd County.

Senator Hill, from thirty-six residents of Warren and Poweshiek Counties.

Senator Milligan, from sixty-four residents of Polk County.

Senator Plymat, from fifty-five residents of Polk County.

Senator Miller, from thirty-nine residents of Marshall County.

Senator Kyhl, from thirty-five residents of Tama and adjoining counties.

Senator Orr, from eighty-seven residents of Poweshiek, Benton and Iowa Counties.

Senator Shaff, from thirteen residents of Clinton County.

Senator Palmer, from seventy residents of Polk County.

Senator Bergman, from thirty-two residents of Dickinson County.

Senator DeKoster, from twelve residents of Sioux County.

Senator Winkelman, from twenty-one residents of Calhoun County.

Senator Nolin, from thirty-eight residents of Carroll County.

Senator Taylor, from one hundred eighty-five residents of Hardin and adjoining counties.

Senator Van Gilst, from seventy-three residents of Warren County.

Senator Ramsey, from fifty-two residents of Clarke County.

Senator Ramsey, from three hundred thirty-two residents of Appanoose County.

Senator Kyhl, from seventy-one residents of Butler and adjoining counties.

Senator Schwengels, from seventy-five residents of Washington County.

SENATE INSISTS

Senate File 25

Senator Rabedeaux called up Senate File 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties, amended by the House, and further amended by the Senate, and moved that the Senate insist on its amendment to the House amendment.

Roll call was requested.

On the question "Shall the Senate insist on its amendment to the House amendment?" (S.F. 25) the vote was:

Rule 24 was invoked.

Ayes, 31:

Andersen	Hansen	McCartney	Murray
Bergman	Hill	Miller of	Nystrom
Briles	Hultman	Des Moines	Plymat
Curtis	Junkins	Miller of	Potter
DeKoster	Kelly	Marshall	Priebe
Griffin	Lamborn	Milligan	Rabedeaux

Ramsey	Schwengels	Shaw	Tieden
Riley	Shaff	Taylor	Winkelman
Robinson			

Nays, 17:

Blouin	Heying	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Doderer	Kinley	Rodgers	Van Gilst
Gallagher	Nolin	Schaben	Willits
Glenn			

Absent or not voting, 2:

Gluba	Kyhl
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The motion prevailed and the Senate insisted on its amendment to the House amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on **Senate File 25**, on the part of the Senate: Senators Rabedeaux, chairman; Briles, Taylor, Priebe and Miller of Des Moines.

REPORTS OF INVESTIGATING COMMITTEES

Senator Nystrom submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Sharon Nail of Webster City, Iowa, for the City Development Board for the State of Iowa under the provisions of Section 33, Chapter 1088 of the Acts of the Second Regular Session, Sixty-fourth General Assembly, for a four-year term ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN N. NYSTROM, Chairman
MICHAEL T. BLOUIN
BARTON L. SCHWIEGER

The motion prevailed and the report was adopted.

Senator Nystrom moved the appointment of Mrs. Sharon Nail as a member of the City Development Board for the State of Iowa be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 48:

Andersen	DeKoster	Heying	Kinley
Bergman	Doderer	Hill	Lamborn
Blouin	Gallagher	Hultman	McCartney
Briles	Glenn	Junkins	Miller of
Coleman	Griffin	Kelly	Des Moines
Curtis	Hansen	Kennedy	

Miller of Marshall	Palmer Plymat	Robinson Rodgers	Shaw Taylor
Milligan	Potter	Schaben	Tieden
Murray	Priebe	Schwengels	Van Gilst
Nolin	Rabedaux	Schwieger	Willits
Nystrom	Ramsey	Scott	Winkelman
Orr	Riley	Shaff	

Nays, none.

Absent or not voting, 2:

Gluba	Kyhl
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President Neu declared the appointment of Mrs. Sharon Nail as a member of the City Development Board for the State of Iowa confirmed for the regular four-year term ending June 30, 1976.

Senator Van Gilst submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James M. Bellamy of Knoxville, Iowa, for the Water Quality Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, Code 1973, for the regular one-year term beginning July 1, 1973, and ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

BASS VAN GILST, Chairman
JOHN S. MURRAY
BARTON L. SCHWIEGER

The motion prevailed and the report was adopted.

Senator Van Gilst moved the appointment of James M. Bellamy as a member of the Water Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedaux	Van Gilst
Hansen	Miller of	Ramsey	Willits
Heying	Marshall	Riley	Winkelman
Hill	Milligan	Robinson	

Nays, none.

Absent or not voting, 5:

Doderer	Gluba	Kyhl	Schwengels
Gallagher			

President Neu declared the appointment of James M. Bellamy as a member of the Water Quality Commission of the Department of Environmental Quality confirmed for the regular one-year term ending July 1, 1973.

Senator Van Gilst submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles O. Laverty of Indianola, Iowa, for the Solid Waste Disposal Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, Code 1973, for the regular three-year term beginning July 1, 1973, and ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

BASS VAN GILST, Chairman
 RICHARD R. RAMSEY
 RALPH W. POTTER

The motion prevailed and the report was adopted.

Senator Van Gilst moved the appointment of Charles O. Laverty as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 47:

Andersen	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Willits
Heying	Milligan	Robinson	Winkelman
Hill			

Nays, none.

Absent or not voting, 3:

Bergman	Gluba	Kyhl
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President Neu declared the appointment of Charles O. Laverty as a member of the Solid Waste Disposal Commission of the

Department of Environmental Quality confirmed for the regular three-year term ending June 30, 1976.

Senator Doderer submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Bob Russell of Iowa City, Iowa for a member of the Water Quality Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, Code 1973, for the regular one-year term beginning July 1, 1973 and ending June 30, 1974 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER, Chairman
JAMES GRIFFIN
DALE TIEDEN

The motion prevailed and the report was adopted.

Senator Doderer moved the appointment of Bob Russell as a member of the Water Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying	Milligan	Robinson	

Nays, none.

Absent or not voting, 5:

Curtis	Kinley	Kyhl	Shaff
Gluba			

President Neu declared the appointment of Bob Russell as a member of the Water Quality Commission of the Department of Environmental Quality confirmed for the regular one-year term ending June 30, 1974.

Senator Doderer 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, Iowa for a member of the Solid Waste Disposal Commission of the Iowa Department of

Environmental Quality, under the provisions of Section 455B.4, Code 1973, for the regular one-year term beginning July 1, 1973 and ending June 30, 1974 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER, Chairman
RICHARD R. RAMSEY
WILLIAM N. PLYMAT

The motion prevailed and the report was adopted.

Senator Doderer moved the appointment of Samuel J. Tuthill as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 47:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Gluba	Kinley	Kyhl
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President Neu declared the appointment of Samuel J. Tuthill as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality confirmed for the regular one year term ending June 30, 1974.

Senator Briles submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of John C. Thompson of Forest City, Winnebago County, Iowa, for appointment as a member of the Iowa State Conservation Commission under the provisions of Sections 107.1 and 107.2, Code 1973, for a regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

BERL E. PRIEBE, Chairman
WILLARD R. HANSEN
RALPH F. McCARTNEY

The motion prevailed and the report was adopted.

Senator Priebe moved the appointment of John C. Thompson as a member of the State Conservation Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Kyhl Schaben

President Neu declared the appointment of John C. Thompson as a member of the State Conservation Commission confirmed for the regular six-year term ending June 30, 1979.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 205.

Senate File 205

On motion of Senator Hansen, Senate File 205, a bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on all railway bridges and trestles and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller of Des Moines offered amendment S—308 filed by him and moved its adoption:

S—308

- 1 Amend Senate File 205, page 2, line 5, by striking
- 2 the word "repaired,".

Roll call was requested.

On the question "Shall amendment S—308 be adopted?" (S.F. 205) the vote was:

Ayes, 44:

Andersen	Junkins	Nolin	Schaben
Bergman	Kelly	Nystrom	Schwengels
Blouin	Kennedy	Orr	Schwieger
Briles	Kinley	Palmer	Scott
DeKoster	Lamborn	Potter	Shaff
Doderer	McCartney	Priebe	Shaw
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Des Moines	Ramsey	Tieden
Gluba	Miller of	Riley	Van Gilst
Griffin	Marshall	Robinson	Willits
Hansen	Milligan	Rodgers	Winkelman
Heying	Murray		

Nays, 3:

Curtis	Hill	Plymat
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Absent or not voting, 3:

Coleman	Hultman	Kyhl
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The amendment was adopted.

Senator Schwieger withdrew amendment S—261 filed by him on March 20, 1973.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 205) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none.**Absent or not voting, 3:**

Hill	Kyhl	Robinson
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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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 24.

Senate File 24

On motion of Senator Shaff, Senate File 24, a bill for an act providing that delinquent sewer charges shall constitute a lien against the property, was taken up for further consideration.

Senator Shaff asked and received unanimous consent to withdraw amendment S—41, amended and pending on March 26, 1973.

Senator DeKoster offered amendment S—293 filed by Senators Ramsey, Kelly and DeKoster and moved its adoption:

S—293

- 1 Amend Senate File 24 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. Section three hundred ninety-three point
- 5 three (393.3), Code 1973, is amended by striking the
- 6 section and inserting in lieu thereof the following:
- 7 393.3 LIEN. If the sewer rentals provided by this
- 8 chapter are thirty days delinquent on the first day
- 9 of March, June, September, or December of each year, a
- 10 list of the properties may be filed with the county
- 11 auditor by the political subdivision within ten days
- 12 from the dates specified in this section. Upon certifica-
- 13 tion of the delinquent rental charges by the political
- 14 subdivision to the county auditor, the rental charges
- 15 shall constitute a lien against the property and shall
- 16 be collected in the same manner as other taxes. Cer-
- 17 tification of the delinquent rental charges shall include
- 18 a legal description of the delinquent properties.
- 19 Sec. 2. Section three hundred ninety-four point
- 20 nine (394.9), Code 1973, is amended by adding a new
- 21 paragraph at the end thereof, as follows:
- 22 NEW PARAGRAPH. A list of properties on which such
- 23 charges are delinquent over thirty days as of the first
- 24 of March, June, September and December may be filed by
- 25 the political subdivision with the county auditor within

Page 2

- 1 ten days of said dates and such delinquent charges
- 2 shall constitute a lien against the property upon
- 3 certification by the political subdivision to the
- 4 county auditor.

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. 24) the vote was:

Ayes, 40:

Andersen	Hansen	Murray	Rodgers
Bergman	Hill	Nolin	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Junkins	Plymat	Scott
Curtis	Kelly	Potter	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Marshall	Riley	Willits
Gluba	Milligan	Robinson	Winkelman
Griffin			

Nays, 7:

Blouin	Kennedy	Miller of	Palmer
Heying	Kinley	Des Moines	Schaben

Absent or not voting, 3:

Kyhl	Nystrom	Tieden
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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 Lamborn asked and received unanimous consent to take up out of order Senate File 106.

Senate File 106

On motion of Senator Riley, Senate File 106, a bill for an act relating to commissions on hospitalization, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Coleman moved that further action on **Senate File 106** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

The motion prevailed.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 123.

Senate File 123

On motion of Senator Hansen, Senate File 123, a bill for an act relating to the taxation of marine insurance underwriting profits,

with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered the following amendment S—198 filed by Senators Hansen and Griffin and moved its adoption:

S—198

- 1 Amend Senate File 123, page 2, by striking from line 12
- 2 all after the word "transportation," and striking all of
- 3 lines 13 and 14.

The amendment was adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 123) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
Curtis	Kelly	Plymat	Shaff
DeKoster	Kennedy	Potter	Shaw
Doderer	Kinley	Priebe	Taylor
Gallagher	Lamborn	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 3:

Kyhl	Miller of	Nystrom
	Des Moines	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 301.

Senate File 301

On motion of Senator Doderer, Senate File 301, a bill for an act relating to the sale, distribution or advertisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics, was taken up for further consideration.

DEFERRED

Senator Willits asked and received unanimous consent that further action on **Senate File 301** be deferred and that the bill be placed on the calendar under **unfinished business**.

UNFINISHED BUSINESS

Snator Lamborn asked and received unanimous consent to take up out of order House File 45.

House File 45

On motion of Senator Winkelman, House File 45, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state, was taken up for further consideration.

Senator Winkelman offered amendment S—97 filed by the committee on state government and moved its adoption:

S—97

1 Amend House File 45, as amended and passed by the House,
2 as follows:

3 1. Page 2, line 7, by inserting after the word "government"
4 the words ", authorized by law to acquire, hold, or sell real
5 estate".

6 2. Page 2, line 16, by inserting after the word "agency"
7 the words "with approval of the executive council".

8 3. Page 2, line 30, by inserting after the word "state" the
9 words ", authorized by law to acquire, hold, or sell real estate".

10 4. Page 2, line 34, by inserting after the word "agency" the
11 words ", subject to approval of the executive council unless
12 otherwise provided by law".

13 5. Page 3, line 5, by striking the words "may require", and
14 inserting in lieu thereof the word "requires".

The amendment was adopted.

Senator Kelly offered amendment S—342 and moved its adoption:

S—342

1 Amend House File 45, page 3, by adding after line 13 the following
2 new section and by renumbering the remaining section.

3 Sec. *NEW SECTION*. If a state agency, board, or commission
4 requires or orders any political subdivision of the state to construct
5 or provide additional facilities, and real property is needed for the
6 construction of these facilities, any real property held by any state
7 agency, board, or commission which is not used for the purposes for
8 which the real property was acquired, may be purchased by the political
9 subdivision. However, if the state agency, board, or commission
10 refuses to sell the property or the parties cannot agree upon the
11 value of the property, or the property cannot be sold without the
12 approval of the executive council, the political subdivision shall sub-
13 mit evidence to the executive council showing an immediate need for
14 the property owned by a state agency, board, or commission and that
15 the property is the most suitable for the purpose for which the
16 property is needed. If the property cannot be purchased by the politi-
17 cal subdivision, and the acquisition of the property has been approved
18 by the executive council, the political subdivision may condemn the

19 property pursuant to the provisions of chapter four hundred seventy-
20 two (472) of the Code.

The amendment was adopted.

(House File 45 pending.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 3, a bill for an act relating to improvement bonds and special assessments on certain property outside of cities.

Also: That the House has concurred in Senate amendment to House amendment to and passed the following bill in which the concurrence of the House was asked:

Senate File 32, a bill for an act relating to the seal used by a notary public.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 149, a bill for an act clarifying legal settlement of a minor child residing in an institution.

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 328, a bill for an act to increase the tax on little cigars.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 360, a bill for an act relating to civil penalties for violations of orders and rules of the air quality commission of the department of environmental quality.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 384, a bill for an act creating an advisory committee to the chemical technology commission of the department of environmental quality.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 401, a bill for an act relating to transfer of patients to the university hospital.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 402, a bill for an act relating to the placing of permit numbers on containers of agricultural seeds.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 30, encouraging the department of general services and other state agencies to purchase paper and paper products which contain recycled paper and other recycled materials.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 33, urging the executive branch of the state to initiate and seek cooperation in the economic redevelopment of planning region XV.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 328

- 1 Amend the Senate amendment to House File 328 by
- 2 striking lines 2 and 3 of the Senate amendment and in-
- 3 serting in lieu thereof the following:
- 4 "following new sections:
- 5 Sec. 5. For the purposes of this Act, the depart-
- 6 ment of revenue may use any denomination of cigarette
- 7 stamps available on a temporary basis until stamps in
- 8 compliance with division one (1) of chapter ninety-eight
- 9 (98) of the Code are available.
- 10 Sec. 6. This Act, being deemed of immediate importance,".

HOUSE CONCURRENT RESOLUTION 30
By Freeman

Whereas, there is approximately 60 million tons of paper and paperboard consumed in the United States annually; and

Whereas, there is increasing emphasis in the United States for the use of wastepaper and other waste products in the manufacture of new paper products to conserve the nation's resources; and

Whereas, the General Services Administration estimates that approximately one-half of the paper products purchased for use by federal agencies contains recycled materials; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the department of general services and other state agencies which purchase paper and paper products be encouraged to purchase paper and paper products which contain recycled paper and other recycled materials.

HOUSE CONCURRENT RESOLUTION 33
By Poncey, Harper, Brunow and Dunton

Whereas, the governments and governmental subdivisions included in the Office for Planning and Programming's planning region XV are currently experiencing severe strain due to the employment cutbacks and attendant

displacement of workers from John Morrell and Company, now United Brands; and

Whereas, the city of Ottumwa, and other cities and towns in planning region XV will experience even more intense economic dislocation when present income maintenance programs of the Iowa employment security commission expire; and

Whereas, the resources of numerous state agencies could be applied to improve the future prospects of the residents of this area and the continuing growth and prosperity of this region; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa General Assembly urges the executive branch of the State of Iowa to initiate and seek cooperation and assistance from both citizen and public bodies, including boards, commissions, and state agencies for the purpose of planning for and providing priority technical assistance to governmental subdivisions in the economic redevelopment of planning region XV.

INTRODUCTION OF BILLS

Senate File 475, by Senator Kennedy, a bill for an act relating to violations of the controlled substances law and providing penalties.

Read first time and **passed on file**.

Senate File 476, by committee on state government, a bill for an act to establish the office of the legislative fiscal bureau and to abolish the budget and financial control committee.

Read first time and **placed on calendar**.

Senate File 477, by committee on judiciary, a bill for an act to amend the unified trial court Act by making certain corrections and changes in the procedure to be followed in cases of small claims, nonindictable misdemeanors, and traffic violations; relating to the office and jurisdiction of judicial magistrates and district associate judges; and making necessary corrective amendments in the Code to accord with the structure and intent of the unified trial court act.

Read first time and **placed on calendar**.

HOUSE MESSAGES CONSIDERED

House File 360, a bill for an act relating to civil penalties for violations of orders and rules of the air quality commission of the department of environmental quality.

Read first time and **passed on file**.

House File 384, a bill for an act creating an advisory committee

to the chemical technology commission of the department of environmental quality.

Read first time and passed on file.

House File 401, a bill for an act relating to transfer of patients to the university hospital.

Read first time and passed on file.

House File 402, a bill for an act relating to the placing of permit numbers on containers of agricultural seeds.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 33

By Griffin (Holden)

Whereas, the Mental Health and Juvenile Institutions Study Committee was established by action of the Sixty-fourth General Assembly at its 1971 Session and continued by action of its 1972 Session for the purpose of studying the present and future roles and adequacy of mental health institutes and existing institutions for juveniles under the Department of Social Services, and to protect future expansion, consolidation, or closing of these facilities; and

Whereas, the Study Committee, in familiarizing itself with existing circumstances, became increasingly concerned over aspects of the state's system for delivery of mental health care and of certain services to juveniles, and in particular about the roles of state mental health institutes and community health centers and the relationship of these two types of facilities to each other and to the administration of mental health services on the state and local levels; and

Whereas, the question still exists as to whether the primary resource for delivery of acute short-term mental health care is to be the community mental health center utilizing psychiatric wards in general hospitals and other local inpatient facilities or state mental health institutes functioning as intensive treatment centers; and

Whereas, the necessity for high quality intensive mental health care services, whether provided through state institutions or local facilities, is becoming increasingly apparent and requires legislative awareness of changing circumstances and attitudes in the delivery of needed services to the mentally ill, mentally retarded, and juveniles whose situations require some form of participation or intervention by society; and

Whereas, there is a need for continuing exploration and evaluation of the possibilities for providing more services to juveniles in local communities rather than in state institutions; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Legislative Council is urged to appoint a Study Committee from members of the appropriate standing committees of the House of Representatives and the Senate, which committee may include citizens as deemed appropriate, for the purpose of continuing the study of mental health and juvenile institutions including projections for future expansion, consolidation, or closing of these facilities; and

Be It Further Resolved, That the Study Committee make periodic reports

to the Legislative Council and submit a final report which shall include necessary bill drafts to implement its recommendations to the Legislative Council. Copies of the report submitted to the Legislative Council shall be submitted to the General Assembly meeting in the year 1974.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering committee calendar:

S. F. 289

S. F. 206

S. F. 144

S. F. 456

S. F. 448

CLIFTON C. LAMBORN, Chairman

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber, Wednesday, April 4, attending a special meeting with Wilbert Penberthy, Director of the Division of Narcotic and Drug Enforcement of Iowa, for the purpose of trying to get to the bottom of a hassle that exists between Mr. Penberthy's department and the Davenport Organized Crime Unit. Had I been present, I would have voted against the motion to insist on the Senate amendment to the House amendment to Senate File 25, because the Senate version excluded consumers from being required to be on the governing board of HMO. I support the House version because it is more in the interest of the general public.

WILLIAM E. GLUBA

REPORTS OF COMMITTEES

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 329**, a bill for an act relating to home solicitation sales and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 186**, a bill for an act relating to the regulation of premium rates for credit life and credit accident and health insurance and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 191**, a bill for an act relating to the movement of registered mobile equipment on vehicles registered for the weight of the unladen

vehicle, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 73**, a bill for an act relating to the citizens' aide, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 57**, a bill for an act relating to the records in adoption proceedings, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—341

- 1 Amend Senate File 416 as follows:
- 2 1. Page 3, line 26, by striking the word "eighteen"
- 3 and inserting in lieu thereof the word "twelve".
- 4 2. Page 5, line 16, by striking the words "and one-
- 5 half".

MICHAEL T. BLOUIN

S—344

- 1 Amend House File 45, page 3, by adding after line 24 the
- 2 following new section:
- 3 "Sec. **NEW SECTION**. The provisions of this
- 4 Act shall not apply to any parcel of property exceeding
- 5 fifty acres of land or real estate valued at
- 6 ten thousand dollars."

H. L. HEYING

S—343

- 1 Amend House File 262 as follows:
- 2 Page 1, by inserting after line 17 the following:
- 3 4. *The dates provided for in subsections one (1)*
- 4 *through three (3) of this section shall not apply to*
- 5 *an original lease where different dates are specified*
- 6 *in the lease agreement.*

WILLIAM P. WINKELMAN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Thursday, April 5, 1973.

JOURNAL OF THE SENATE

EIGHTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, APRIL 5, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend James R. Bjorge, pastor of the Morningside Lutheran Church, Sioux City, Iowa.

The Journal of Wednesday, April 4, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gerald W. Swanson, Lamoni, Iowa.

PRESENTATION OF VISITORS

Senator Lamborn rose on a point of personal privilege and presented the Honorable John M. Walsh, former member of the Senate from Dubuque County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Fifty students from Albert City-Truesdale Community School, Albert City, Iowa, accompanied by Roger Hemmingsen. Senator Curtis.

Nine students from Abraham Lincoln High School, Council Bluffs, Iowa, accompanied by Leona Heaps. Senator Griffin.

Thirty-three students from Central-Webster Community School, Burnside, Iowa, accompanied by their instructor, Jim Ainslie. Senator Coleman.

Thirty-one students from Rodman Community School, Rodman, Iowa, accompanied by Mrs. Patricia Lauck. Senator Priebe.

One hundred students from South Hamilton Community School, Jewell, Iowa, accompanied by Mrs. Dean Berglund. Senator Nystrom.

Fifty-five students from Waukee Community School, Waukee, Iowa, accompanied by Mr. Lewis. Senator Rodgers.

Eighteen students, members of Boy Scout Troop 67, from Anamosa Community School, Anamosa, Iowa, accompanied by Robert George. Senator Riley.

Six students from Ogden Community School, Ogden, Iowa, accompanied by their instructor, Phil Stone. Senator Nystrom.

Six students from Vernon Junior High School, Marion, Iowa, accompanied by Mrs. Hutchins and Mrs. Wickham. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Blouin, from thirty-five residents of Dubuque County supporting the boycott of head lettuce not picked by United Farm Workers.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Briles, from sixty-three residents of Adams and Montgomery Counties.

Senator Hansen, from twenty-nine residents of Black Hawk County.

Senator Milligan, from twelve residents of Polk County.

Senator Ramsey, from one hundred thirty-three residents of Appanoose County.

Senator Scott, from one hundred ninety-six residents of Cerro Gordo and Worth Counties.

Senator Hill, from one hundred one residents of Jasper and Marion Counties.

Senator Orr, from seventy residents of Benton and Iowa Counties.

Senator Taylor, from twenty-seven residents of Wright County.

Senator DeKoster, from twenty-five residents of Sioux County.

Senator Plymat, from twenty-four residents of Polk County.

Senator Kelly, from thirty-two residents of Plymouth and Cherokee Counties.

Senator Murray, from one hundred residents of Story County.

Senator Gallagher, from twenty-one residents of Buchanan County.

Senator Winkelman, from nine residents of Calhoun County.

Senator Nystrom, from two hundred fifty residents of Boone and Hamilton Counties.

Senator Priebe, from nine residents of Kossuth County.

Senator Rodgers, from one hundred fifty-four residents of Dallas and adjoining counties.

Senator McCartney, from eleven residents of Floyd County.

Senator Andersen, from fifty-nine residents of Woodbury County.

INTRODUCTION OF BILL

Senate File 478, by committee on human resources, a bill for an act relating to the parole relief fund and providing an appropriation.

Read first time and referred to committee on appropriations.

CONSIDERATION OF BILLS

Senate File 345

On motion of Senator Riley, Senate File 345, a bill for an act appropriating funds to the higher education facilities commission to finance tuition grants, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 345) the vote was:

Ayes, 47:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, 1:

Hill

Absent or not voting, 2:

Doderer Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 346

On motion of Senator Shaw, Senate File 346, a bill for an act relating to the reversion of funds appropriated for carrying out amusement inspections, was taken up for consideration.

Senator DeKoster offered amendment S—252 filed by him and moved its adoption:

S—252

- 1 Amend Senate File 346, page 1, by striking all of line 1 after
- 2 the word "Act" and all of line 2 and inserting in lieu
- 3 thereof the following: "appropriating funds to the bureau
- 4 of labor for deposit in the amusement inspection fund to
- 5 finance amusement ride inspections."

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 346) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Heying			

Nays, 1:

Nolin

Absent or not voting, 3:

Doderer Kyhl Schaben

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 Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Joint Resolution 4 and Senate File 22.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following: Senate Joint Resolution 4 and Senate File 22.

BILL SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 5th day of April, 1973, sent to the Governor for his approval: Senate File 22.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

House File 242

On motion of Senator Shaw, House File 242, a bill for an act making an appropriation to the board of architectural examiners and providing for the administration of funds designated for use of such board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 242) the vote was:

Ayes, 48:

Andersen	Coleman	Glenn	Heying
Bergman	Curtis	Gluba	Hill
Blouin	DeKoster	Griffin	Hultman
Briles	Gallagher	Hansen	Junkins

Kelly	Milligan	Rabedeaux	Scott
Kennedy	Murray	Ramsey	Shaff
Kinley	Nolin	Riley	Shaw
Lamborn	Nystrom	Robinson	Taylor
McCartney	Orr	Rodgers	Tieden
Miller of Des Moines	Palmer	Schaben	Van Gilst
Miller of Marshall	Plymat	Schwengels	Willits
	Priebe	Schwieger	Winkelman

Nays, none.

Absent or not voting, 2:

Doderer Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT TO SENATE
AMENDMENT CONSIDERED

House File 328

Senator Schwengels called up for consideration House File 328, a bill for an act to increase the tax on little cigars, amended by the Senate, and further amended by the House, and moved that the Senate concur in the following amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 328 by
- 2 striking lines 2 and 3 of the Senate amendment and in-
- 3 serting in lieu thereof the following:
- 4 "following new sections:
- 5 Sec. 5. For the purposes of this Act, the depart-
- 6 ment of revenue may use any denomination of cigarette
- 7 stamps available on a temporary basis until stamps in
- 8 compliance with division one (1) of chapter ninety-eight
- 9 (98) of the Code are available.
- 10 Sec. 6. This Act, being deemed of immediate importance,".

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Schwengels 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?" (S.F. 328) the vote was:

Ayes, 48:

Andersen	Curtis	Gluba	Hultman
Bergman	DeKoster	Griffin	Junkins
Blouin	Doderer	Hansen	Kelly
Briles	Gallagher	Heying	Kennedy
Coleman	Glenn	Hill	Kinley

Lamborn	Nolin	Ramsey	Shaff
McCartney	Nystrom	Riley	Shaw
Miller of	Orr	Rodgers	Taylor
Des Moines	Palmer	Schaben	Tieden
Miller of	Plymat	Schwengels	Van Gilst
Marshall	Potter	Schwieger	Willits
Milligan	Priebe	Scott	Winkelman
Murray	Rabedeaux		

Nays, none.

Absent or not voting, 2:

Kyhl	Robinson
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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

House File 45

On motion of Senator Winkelman, House File 45, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state, was taken up for further consideration.

Senator Heying offered amendment S—344 filed by him:

S—344

- 1 Amend House File 45, page 3, by adding after line 24 the
- 2 following new section:
- 3 "Sec. *NEW SECTION.* The provisions of this
- 4 Act shall not apply to any parcel of property exceeding
- 5 fifty acres of land or real estate valued at
- 6 ten thousand dollars."

Senator Heying moved the adoption of his amendment and requested a roll call.

On the question: "Shall amendment S—344 be adopted?" (H.F. 45) the vote was:

Ayes, 22:

Bergman	Junkins	Priebe	Schwengels
Blouin	Kennedy	Ramsey	Scott
DeKoster	Nolin	Robinson	Shaff
Gallagher	Palmer	Rodgers	Taylor
Heying	Plymat	Schaben	Van Gilst
Hill	Potter		

Nays, 25:

Andersen	Hansen	Miller of	Riley
Briles	Hultman	Des Moines	Schwieger
Coleman	Kelly	Milligan	Shaw
Curtis	Kinley	Murray	Tieden
Glenn	Lamborn	Nystrom	Willits
Gluba	McCartney	Orr	Winkelman
Griffin		Rabedeaux	

Absent or not voting, 3:

Doderer

Kyhl

Miller of

Marshall

The amendment lost.

Senator Potter took the chair at 11:19 a.m.

Senator Gallagher asked and received unanimous consent to withdraw amendment S—347 by Senators Gallagher, Potter, et al.:

S—347

- 1 Amend House File 45, as amended and passed by the House,
- 2 as follows:
- 3 1. Page 2, line 15 by inserting after the word "transfer"
- 4 the words ", after first having offered the real estate
- 5 for sale or lease to the public,".
- 6 2. Page 2, line 32 by inserting after the word "agency"
- 7 the words ", after first having offered the real estate
- 8 for sale or lease to the public".

(House File 45 pending.)

On motion of Senator Lamborn, the Senate recessed until 1:50 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with Senate Concurrent Resolution 13, duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Acting Sergeant-at-Arms.

JOINT CONVENTION

PIONEER LAWMAKERS

(House Chamber—2 p.m.)

In accordance with Senate Concurrent Resolution 13 duly adopted, the joint convention was called to order, President Neu presiding.

President Neu declared a quorum present and the joint convention duly organized.

Senator Lamborn moved that a committee of four be appointed to escort the Pioneer Lawmakers into the House chamber.

The motion prevailed and the President appointed as such committee: Senator Andersen, Senator Coleman, Representative Brockett and Representative Doyle.

The committee escorted the Pioneer Lawmakers to seats in the House chamber.

President Neu presented Representative Robert M. Kreamer who welcomed the Pioneer Lawmakers on behalf of the House as follows:

Mr. President, Mr. Speaker, Members of the Pioneer Lawmakers Association of Iowa, Joint Convention and Guests:

On behalf of the Iowa House of Representatives, it is my sincere pleasure to welcome you, the Pioneer Lawmakers of the State of Iowa, to the Sixty-fifth General Assembly.

Your interest, as indicated by your numbers and enthusiasm, in returning today to the scene of your former governmental service, is good evidence of the love and dedication you held and still hold for our great state.

As you look around this chamber, you will observe that many of the faces of those presently serving in the General Assembly are new and that some of our physical facilities are new, but let me assure you that there is still present a common tie between us all that we can be proud of. That tie, to which I refer, is the tradition you helped establish and maintain that Iowa's lawmakers perform their task with an honest and sincere desire to serve their state and the needs of its people. You were responsive, and you were responsible, in the performance of your duties. This is evident, not only in the laws that you enacted, but in the traditions you passed on.

For this, on behalf of all Iowans, we, sincerely, thank you for a job well done.

President Neu presented Senator Clifton C. Lamborn who welcomed the Pioneer Lawmakers on behalf of the Senate as follows:

Mr. President, Mr. Speaker, Members of the Pioneer Lawmakers Association of Iowa, Joint Convention and Guests:

Senator Kyhl is ill and not able to be here today, so it is with mixed emotions that I welcome you. It is of course a pleasure for me to do so, but I am sorry that Senator Kyhl cannot be with us.

Since the first session of the Pioneer Lawmakers Association was called to order by Lieutenant Governor Gue at Foster's Opera House here in Des Moines in February, 1886, this organization has continually provided the Iowa legislature with a sense of its past—its genealogy.

Since Norman Boardman of Lyons first conceived the idea in 1885, the Pioneer Lawmakers have provided us with counsel and wisdom.

When you were here in our places, several years ago, you experienced many of the same pressures we experience here today. You have been able to help us "see ourselves as others see us," to let us know that as overwhelming as the burdens may seem, they have been successfully carried and met many times before.

Since Judge Samuel Murdock, a member of the Eighth Territorial Legislature, began telling stories at the first reunion about the Whigs and Democrats and about their long fight over the adoption of Iowa's first Constitution, the Pioneer Lawmakers have provided us with a lighter perspective—a perspective that is all too often lost during the heat of debate.

Of course, we have fights today, but luckily, they're not quite as physical as some were in days past.

In future years, the great problems of today will seem small by comparison. But for us today they are very demanding. In this same way, the challenges you faced were just as critical and just as important as any we may face today.

We are here today in these halls with the same goals, the same dedication and the same spirit that embraced you—that is, providing for the continued betterment of the people of the state of Iowa.

To paraphrase Lieutenant Governor Hull who addressed the first reunion, if we can return to our homes with the feeling that we have performed our duty as well as you did yours in the years of your service, we will have the satisfaction of knowing we have done our duty well.

We welcome you as you begin your eighty-seventh year.

May you continue on in your grand tradition.

President Neu presented the Honorable Edna C. Lawrence, president of the Pioneer Lawmakers Association, who addressed the Assembly as follows:

Mr. President, Mr. Speaker, Honorable Jack Schroeder, Newly Elected President of the Pioneer Lawmakers Association, Members of the Pioneer Lawmakers Association, Members of the House and Senate, and Guests:

On behalf of the members of the Pioneer Lawmakers Association of Iowa I wish to thank you for this warm welcome. It is indeed a privilege for us to again be your guests on this occasion. You, too, will in a few years become Pioneer Lawmakers and will look forward to just such a visit in these chambers.

Now, before I say any more I wish to introduce to you the Ladies Legislative League. These ladies helped us in recognition of this day.

I want today to tell you something of the origin of Pioneer Lawmakers. I quite well remember my first term in this House of Representatives when we had just such a program. I did not know why we had Pioneer Lawmakers and no one enlightened me. For the benefit of the new members of the legislature let me tell you that in twenty years (1993) you will become members of this association. Please make the most of it—attend the meetings every two years, lend your support in any way you can. You will be called upon to serve on committees, or serve as vice president in your own district. Take an active part in the association—renew friendships—recall your own service in the legislature. These meetings are a most rewarding experience to all of us.

This is the eighty-eighth year of this association.

Pioneer Lawmakers Association of Iowa had its beginning in September of 1885. The Honorable Norman Boardman of Clinton County, who served in the Ninth and Tenth General Assemblies, from 1862 to 1866, first proposed the reunion of members of the early legislatures of Iowa.

On the 25th of September, 1885, he wrote as follows to ex-Lieutenant Governor B. F. Gue of Des Moines:

"I see by eastern papers that all the living members of the Vermont legislatures are to have a reunion in October, with very interesting exercises. Why cannot we have one in Iowa? In conversation with Governor

John Scott, of Nevada, a few days ago, I found that he was heartily in favor of such a reunion, and I would like to have your opinion on the subject. Will you please confer with such of the old members as you may be able to see, and let me know the result.

NORMAN BOARDMAN."

Following this letter a call was issued to the early state legislators to meet at Des Moines on the 24th and 25th days of February, 1886. Twenty-three members signed this call for the meeting and the first session opened at Foster's Opera House in Des Moines, at 10:30 a.m., February 24, 1886, with eighty-seven members answering roll call.

After transaction of some business matters, the convention adjourned to meet at the capitol building at 3:00 p.m.

There were many long and oratorical speeches. I was greatly impressed as I read many of them in this search for the origin of our association.

The simplicity of their speeches, and yet the great beauty of their usage of words, was more like poetry than prose. It made me ponder on our usage of the English language today. We have no truly great political orators and have not had for several years. I believe Senator Dirksen of Illinois was the last of that kind. The criticism of fellow politicians was not as raw as that of today. Those men of whom I speak were scholars, even though some had not much education, and were gentle but firm even in criticism. They weighed matters carefully and refrained from snap judgments. If only we could regain some of the flavor of those years.

I could go on and on with excerpts of those speeches, but time does not permit. I only hope you will take the time to read some of these for yourself. The problems of those early years were great beyond measure, but the work of our pioneer legislators gave Iowa a start that many other states referred to as they entered the Union.

I suppose that any woman speaking should make some reference to liberation. Carolyn C. Pendray of Maquoketa, Jackson County, served in the legislature in 1929 and served several terms. It is not because of lack of liberation that more women have not served, it is because women have not chosen to campaign for public office. I am for the liberation of all groups—men, women, and children of all colors and creeds. Help each individual see the opportunities afforded them and teach them how to avail themselves of these opportunities. Education is needed first and liberation will come.

I'm sure that if women try they will soon wonder why they needed to be liberated for other than recognition and equal pay for equal work.

Now I come to the very nicest part of my task—and that is to award to George (Lefty) Mills for his services as a legislative news reporter an honorary membership in the Pioneer Lawmakers Association. George, we are proud to have you in our organization and we hope you will be just as proud to become a member.

And now I again have the privilege of referring to George Mills, who is our speaker for today. George attended Northwestern University. He had his first sight of the legislature in action in 1931 while serving as a reporter for the Marshalltown Times-Republican.

George has been associated with several news media. He was with the Associated Press on two different occasions, also with the Iowa Daily Press Association, the Cedar Rapids Gazette and with the Des Moines Register two different times. He was Iowa correspondent for Time, Life, and Fortune magazines from 1943 until 1954.

In all George has covered twenty-five sessions, including extra sessions, of the Iowa legislature. No man is better able to speak to this joint

session than he. Some of you know him well, and many of you have read his legislative articles in past years.

Just about a year ago George Mills' book "Iowa's Amazing Past" was published by the Iowa State University Press.

George Mills addressed the joint convention as follows:

"FORTY YEARS AROUND THE LEGISLATURE"

Mr. President, Senator Lamborn, Representative Kreamer, Mrs. Lawrence, Speaker Varley, Jack Schroeder, Members of the Pioneer Lawmakers Association of Iowa, Joint Convention and Guests:

I have been honored twice today, once by being voted an honorary member of the Pioneer Lawmakers of Iowa and now by appearing before you as a speaker on Pioneer Lawmakers Day 1973.

It is a great honor for a refugee from the press box to have been so selected for this speaking honor.

It was my privilege to operate from that press box for a long, long time, until I was retired in 1971 for reasons of senility. I guess you can say that your speaker is living proof that it is possible to be around the Iowa legislature for twenty-five sessions and survive.

Many of us here today date so far back in these legislative halls that we remember the time when each desk was equipped with a cuspidor, to accommodate tobacco chewers, a habit that was characteristic of pioneer times. A few of the lawmakers two generations ago were pioneers themselves, and it is rather interesting to know why pioneer farmers chewed instead of smoked—the reason was simple—to keep fires from destroying their barns and homesteads. Once a fire started out in the country, that was it. Rarely anything was saved. That's why some legislator pioneers, including some governors, liked a chaw rather than a pipe or cigar.

My heart is a bit full when I look at the front of this Bible. It was placed here in 1945. Anthony TePaske is the man responsible for it, God rest him. Anthony was a wonderful old Dutch gentleman from Sioux Center. He used to say: "I come from a small town in northwest Iowa—where life flows gently." Anthony was a sincerely devout individual and he decided that there always should be a Bible in the Iowa House chamber. He took up a collection, got a dollar from quite a number of Representatives. (The names of all the members from that session are in the Bible.) Now the Bible has a permanent location here and is a nice memorial—I hope the memory of Anthony TePaske never fades away.

We had many Civil War veterans still around in the 1930's and the GAR office was downstairs. There's a picture of one of the notable veterans above the sergeant-at-arms station—Oley Nelson was his name and he was sergeant-at-arms of the House, and was in his late eighties while still sergeant-at-arms. We had no microphones in those days but that never bothered Oley. He had a voice so loud that when he shouted, "Mr. Speaker, message from the Senate," he awakened the soundest sleeper.

Lack of microphones was a mixed blessing. When a soft-voiced legislator had to sit in the back row, he sometimes did not get reported because you couldn't hear him. I remember one—Lorenzo Teter from Knoxville. He made many speeches and probably spoke pearls of wisdom during debates but none of us heard him so he didn't get quoted. There were some unkind souls who suggested that not hearing certain lawmakers was constructive, but I did not join in that sentiment.

Serving in the legislature was much more comfortable in the early days than now. A fellow could rest his eyes once in a while, even maybe doze off

in a discussion of a complicated drainage bill, without having a TV camera zero in on you. Legislators could also read the paper with safety during debates without being caught by television.

Times were pretty grim most of the time in the twenties and thirties. I came into this chamber in 1931. There were two marches in 1931 that were pretty important. Some fifteen hundred farmers came in trains and cars from Tipton and eastern Iowa territories to protest an Iowa law which said that all cows be tested for tuberculosis. The farmers just didn't think the test was reliable and fought pretty hard against it and came down here to get the legislature to make it optional rather than mandatory. About twenty-five hundred farmers gathered here in September of 1931 for the purpose of doing something about the price of corn. They passed a resolution that not any of them were going to sell their corn until it reached the price of sixty cents a bushel. It was about forty-two cents at the time. Governor Turner was a strong supporter of the idea and stood before this chamber in their support. In 1933 angry farmers marched on the legislature and literally took over the House chamber. They were unhappy with the progress of legislation to stave off mortgage foreclosures, of which there were many thousands pending. To show you how serious it was, before that decade ended, the farmland in the equivalent of eleven of the ninety-nine Iowa counties ended up in the possession of corporations, insurance companies, banks and the like. Prices were unbelievably low; corn got down to twelve cents a bushel, hogs were around \$3 a hundred, cattle maybe a nickel and sometimes less.

I remember when I was a young reporter in Marshalltown; I frequently ate my evening meal at Henry Wachter's place on Main street. Henry served a nice small steak dinner for twenty-five cents. Henry used to sit and talk with me and one night he shook his head and said: "George, the way things are going, I'm going to have to start getting thirty cents for that meal."

To show you what money was worth, the state was feeding persons in the state institutions—prisoners, the mentally ill, the retarded, those in training schools and children's homes—for an average of twenty-nine cents a day, less than ten cents a meal. Overall cost of operating those institutions—everything—averaged about \$20 per person per month or sixty-seven cents a day. The mental hospitals were lower than that average. As I recall, the cost of operating those hospitals averaged forty-four cents per patient per day at the low point.

Of course, there really wasn't any care. In places like Independence you would see seventeen hundred patients jammed in—I remember one big room with five hundred old women in beds so close together there was hardly room enough to walk between them. It was a sight, sound and smell never to be forgotten.

Now, as I understand it, there are less than 1,000 resident patients total in all four mental hospitals. The cost has gone up a bit also, from that low figure of forty-four cents a day to around \$40 a day.

In that 1933 march, one Senator was the object of particular ire of the farmers from his home area. They came with pickaxes and ropes and said they wanted to hang him over the railing of the rotunda outside the legislative chambers. He discreetly retreated high up into the golden dome and they never found him. This shows that things were not always a picnic around here.

Milo Reno, a fiery leader, headed the Farm Holiday Association in those days. The association was trying to boost prices by picketing the highways and preventing farm products from reaching market. There was

plenty of violence in certain places, as some of you recall.

There is this about Milo that I have never forgotten. When President Herbert Hoover came to Iowa in 1932, a very unpopular President, and paraded through downtown Des Moines, he did not get the "boos" you might expect. The chief reason for this was that Milo did not believe that you should ever be disrespectful of a President of the United States no matter what you thought of him—that the office deserves your respect. Contrast that attitude with even college girls chanting obscenities at President Nixon during his last visit to the State House.

When I first came to the legislature, back in the early 1930's, the salary of the Governor of Iowa was \$7,500 a year and the state did not provide him with a mansion in which to live. He fended for himself in Des Moines for \$7,500. I noticed in the morning paper it is being proposed to pay the Governor \$40,000. Let me tell you what \$40,000 would have done in 1933. It would have paid the salaries of all these people: The Governor, Lieutenant Governor, Secretary of State, State Treasurer, Attorney General, Secretary of Agriculture, State Auditor and the Superintendent of Public Instruction, and still have \$3,500 left over. The other elected officials got \$4,500 a year. It would have paid four-fifths of all the salaries drawn by the Senators. All legislators in those days got \$1,000 every two years. The secretaries made \$3.60 a day in those days and the chances are you would have had more than one legislator to work for—one girl was a secretary for five. One session we had sixty secretaries for the one hundred eight members. They didn't have many letters to write, however, because the legislators paid all their own postage and you didn't pay for a stamp any more often than you could help.

Did you see where the Des Moines teachers sometime back were asking for \$7,900 a year starting salaries for teachers—\$400 more than the Governor of Iowa received in the 1930's and early 1940's. I am not saying what is right and what is wrong, I cite this only as an example of how drastically things can change in a person's adult lifetime.

In 1933 the Legislature set a minimum wage for Iowa teachers at \$40 a month. Then, in a burst of munificence, the 1935 legislature whooped that minimum to \$50 a month, or a minimum salary of \$450 for a nine-month school year. That 1935 boost made Agnes Samuelson very happy. She was State Superintendent of Public Instruction and she was around the legislature a lot. She said the \$50 figure constituted a real advance for teachers. Of course, most teachers got more than the minimum—but not a whole lot more because the average Iowa teacher received \$800 a year and that average pay included superintendents.

Clyde Herring of Des Moines was Governor of Iowa during part of the crisis in the 1930's. He did an excellent job of meeting the difficult problems that developed almost daily, not only with farm issues but also the very heavy load of unemployed in the cities and towns, with crushing relief needs, with tax reform and liquor problems.

Also some of you will remember when in 1936, King Edward VIII gave up the throne in England to marry Wallie Simpson, the American divorcee. That was a tremendous story: "I have found it impossible to carry the heavy burden of responsibility and to discharge my duties as king as I would wish to do without the help and support of the woman I love."

Well, Clyde was still Governor and he was very obliging to reporters when they needed a story. You always could get a quote from Clyde when times were dull. Somebody in a press conference asked: "Governor, what would you do if you were king of England and were confronted with such a choice? Would you give up the throne or the woman?"

Clyde replied: "Boys, for the record, I must say that a king owes everything to his country, I would have kept the throne and given up the woman. Now, off the record, do you know what I really would have done? I'd have kept both of them."

The farmers march in the thirties—the ones I have told you about are a few of maybe a dozen major marches on the legislature in my time. We had many thousands of filling station operators, eight thousand as I recall, come to the legislature en masse in 1935 to protest the chain store tax bill. The big oil companies wanted the filling stations exempted. They were not. That was the toughest tax measure I have ever seen.

The tax rates graduated up to a tax of ten percent on the gross business of the largest chains. Imagine a tax of ten cents on every dollar you take in. For the bigger companies the tax was confiscatory and would have forced them out of Iowa but they didn't have to go as the United States Supreme Court held that tax invalid.

We used to have marches by the dries too. They came to the House chamber in force one day and filled up the back of the chamber. I can't remember what they wanted exactly—maybe local option on the sale of beer or the local operation of state liquor stores. They wanted the voters in a municipality to have a say on whether alcoholic beverages would be sold in any form within the municipality's boundaries.

During the debate, J. P. Gallagher, a venerable and eloquent Democrat from Williamsburg, arose. He was an undiluted wet. Shaking his finger at the dries in the back of the chamber, he shouted: "Look at them. Look at them back there, all those old ladies of both sexes!"

Did you know that when beer was legalized in 1933 that Iowa law said beer could be served only with food? You were not supposed to be able to buy only a glass of beer but had to have food at the same time. Then somebody ruled that salt was a food and a glass of beer was legal so long as there was a salt shaker on the table or bar.

Later we had a notable fight over the sandwich bill. Elmer Cooper, an inveterate dry from Corning, tried to get a law through to require a drinker to buy at least a sandwich every time he ordered a beer. Elmer, who was a very sincere gentleman, didn't get anywhere with that idea.

Battles to legalize sale of hard liquor by the drink occurred a lot as some of you will remember. The dries always won those skirmishes in the early days but the wet campaigns were very well lubricated. In one intensive but unsuccessful liquor by the drink campaign, a Representative from a Mississippi River city was floor leader for the wets in the House. He had a supply of boxed bottles of Scotch whiskey stacked up like cordwood in the corner of his room in the Kirkwood. Anybody with a thirst could get a drink there any time.

During that time, a call of the Senate was issued one day. As you know, all Senators must be present when a call of the Senate is filed. Proceedings come to a complete halt on an issue until all the missing Senators, or Representatives, are present or are excused. The sergeant-at-arms finds the missing members and returns them immediately to the chamber.

This time one Senator was located in rather a poor condition downtown. They literally hauled him over to the State House and stretched him out on a table in the Senate cloakroom. He was listed as present from then on.

All this is not to say that many of the legislators drank too much in those days. Far from it. The fact that the dries were strong enough to stave off those drives is some proof of that.

As far as lobbyists are concerned we had reason to think one session that a certain lobbyist had picked all the committees in the House.

One person who didn't like lobbyists at all was Governor Dan Turner. In his inaugural from this podium in 1931, he spent a great deal of time condemning what he called "professional lobbyists."

He said "The citizen, the corporation, and the organized group should each be accorded a fair hearing and equal consideration but the professional lobbyist, prostituting his talent for hire, should be ejected from the presence of honest men with the same contumely we are prone to visit on other enemies of the commonwealth. His methods are nauseous. He has no principles. He is the creature of any and every mercenary interest venal enough to hire him. The professional lobbyist is affable and genial but the smooth exterior is a cloak for sinister purposes. When he approaches you he underestimates both your intelligence and character. He is not interested in the well-being of the people we represent."

Lo and behold, who do you suppose arose to the defense of the lobbyists? The Register and Tribune. The Register in an editorial said: "It is doubtful if anyone likes a lobbyist unless it be his wife and his employer. But the Governor's words, describing the lobbyist as a person of no principles using nauseous methods, are unduly harsh." The Register then pointed out that, "The Methodist Church, the Anti-Saloon League, the Farm Bureau, the Federation of Labor, etc., surely not all legislative representatives of these and other organizations are the kind of people Governor Turner describes. The work of the lobbyist is subject to many abuses, to be sure, but in its ordinary aspects, it represents lawful and often useful activity."

The Register concluded: "Legislators should have enough intelligence and willpower to maintain their equilibrium in spite of lobbyists."

Getting back to the marches, perhaps the biggest march of all was the union labor march on the Assembly in 1947. The workers descended some fifteen thousand or twenty thousand strong on the State House. They mobilized on the west approaches and lawn. They were there to register their vigorous protest against the bill to enact the state's right to work law. That is the law, still on the books, which says a worker shall not be required to belong to a labor union to hold his job. The march did not prevent passage of that bill.

Robert Blue was Governor of Iowa at the time. He was invited to speak to the large and hostile crowd. He was strong for the bill. When there were "boos" he said sharply: "Remember, I am your guest—you invited me here." He conceded that the crowd was large indeed but said: "Think of how much larger number of Iowans are not here." His appearance was a very courageous demonstration on his part.

Governor Blue also had been Speaker of the House some years before. To show you what kind of a man he was, he came into the House chamber one noon and found two secretaries smoking. He gave them such a dressing down that I don't think there was any more feminine smoking in the chambers the rest of the session. He probably would be charged with discrimination today. He simply did not think at the time that it looked good for a woman to smoke in public.

You hear reports that the heat is on to open up party caucuses of the legislators to the press for the first time in history. Some believe that such caucuses never have been open to the press. That is not quite true. As a reporter, it has been my privilege to sit in on a number of caucuses of House Republicans and Democrats when they were selecting their candidates for Speaker, floor leader and the like.

We were in the room and watching when Lawrence Putney lost a heart-breaker battle for the Republican nomination for Speaker. I think it was

in 1953. The Republicans had one hundred five members in the House that session and the Democrats three. Talk about lopsided!

To win the Republican speakership nomination required a majority of the one hundred five GOP members, or fifty-three votes. Putney seemed a cinch to win as the ballots were recorded. Putney got up to fifty-two votes, lacking only one for victory, and Bill Lynes, his opponent, had forty-seven votes. There were six ballots left in the hat. Putney never got that one vote. The last six, believe it or not, all went to Lynes and he won, fifty-three to fifty-two.

1953 was also the year of the oleomargarine battle and what a struggle that was! The dairy farmers fought bitterly against legalizing the sale of yellow oleomargine. Remember, it used to look like lard and you got a bean for coloring. The dairy forces came within an eyelash of requiring that oleo be sold in triangular shapes rather than oblong, to distinguish it from butter.

Getting back to caucuses, we sat in a Republican House caucus in 1937 and saw a disconsolate Bourke Hickenlooper get beat for the Republican nomination for Speaker of the House. He was a House member at the time and, as you know, he went on to win election as Lieutenant Governor, then Governor and then four six-year terms as a notable United States Senator from Iowa.

"Hick" was a great needler of the Democrats during his two terms in the Iowa House. He said something one day that infuriated an old German-born Democrat legislator. The guy got so mad that he got up and gave "Hick" a tongue-lashing in his native German language, which very few understood but which everybody enjoyed, including "Hick."

The year 1937 was a year of another notable fight in the House. The political parties were exactly even in strength—each had fifty-four members. A protracted battle resulted over whether a Democrat or Republican should be elected Speaker and the party nominees each got fifty-four votes on ballot after ballot for a couple of days.

The Democrats really had a problem because one of their Representatives, John Ryder of Dubuque, was pretty ill. They couldn't afford to let him stay away; thus, every morning they carried John into the chamber in a chair. He was so ill that his face had a greenish color, but he sat in his seat and in a very feeble voice voted for the Democrat Speakership candidate every time.

The deadlock was finally broken when the Democrats some way wooed Albert Beltman of Sioux County away from Republican ranks. Word got out that the Democrats were changing their candidate and that LaMar Foster of West Branch would be their new nominee and Albert Beltman knew and liked LaMar Foster.

The lunch hour intervened before the crucial ballot. The Democrats decided to take Beltman out to lunch to keep him from redefecting to the Republicans—the Republicans had the same idea and thereby occurred a confrontation at the door of the House chamber.

The Democrats formed a flying wedge to protect Beltman from the Republicans. No, maybe it would be better to say that Democrat blockers gave Albert the same protection that a pro football quarterback gets when he drops back to pass. Beltman was very secure. I don't think Elmer Den Herder's nephew who plays with the Miami Dolphins could have reached Beltman that day.

In any event, after lunch the final ballot was taken and Foster got the necessary fifty-five votes to fifty-three for the Republican candidate.

Incidentally, when Hickenlooper was Governor in 1943, he initiated a very popular tax move. Tax money, because of World War II, was coming in more rapidly than the state needed it. Can you imagine that? On the recommendation of the Governor, the Legislature approved a law under which we had to pay only half our state income tax. We figured out our tax due, then remitted only half of it. If you owed \$100, you had to pay just \$50. Later we had a sales tax reduction in 1957. The tax had been two and one-half percent. By a judiciously placed veto, Governor Herschel Loveless cut that tax back to two percent.

We experienced the most spectacular tax reductions, however, in the 1930's. In 1931 the legislature passed the Elliott bill demanding that property tax levies be cut five percent—across the board. That was only the beginning. They also appointed committees on reduction of governmental expenditures in each of the ninety-nine counties. Those committees were really tough—they were looking over the shoulders and breathing down the necks of all taxing bodies; school boards, supervisors, county officials, state officials. They demanded in harsh terms that property taxes be cut substantially and they didn't want any "sissy" cuts either.

For example, the state committee estimated in 1932 that a forty percent cut in property taxes was possible through governmental economies. They later lowered it to a more reasonable twenty-five percent. The Des Moines Register every day carried a headline on the editorial page, "Iowa Taxes Must Come Down."

One item that shows the way the wind was blowing is that under this pressure, the pay of Polk County deputy sheriffs was cut from \$137.50 a month to \$121 a month.

In 1933 came the Beatty-Bennett act—two famous names in tax reduction history. Their bill went much further than the Elliott bill and resulted in this type of reduction in property taxes: Taxes levied in 1930 for collection in 1931, \$110 million; the next year, \$100 million; the next year, \$91.2 million; the following year, \$81.2 million, and \$76.9 million in 1934 for collection in 1935. Thus, the total property tax bill diminished some \$33 million, or about thirty percent in five years.

It is interesting to note that our property tax bill in the state of Iowa now is \$768 million a year or about ten times what it was only thirty-seven years ago.

Also interesting is the fact that what we called the state budget in the 1930's totaled a little less than \$15 million annually in the 1933-1934 period. That total state budget was about one-fourth of what we spend in Iowa for ADC alone now. I'm not saying whether such developments are good or bad—it is just that such figures are startling. It is just a completely different world.

Did you know that the present sales tax, state income tax and corporation taxes all were enacted in 1934 solely for property tax relief? Here is what the original act creating those taxes said: "This act shall be known as the property relief act and shall have for its purpose the direct replacement of taxes levied or to be levied on property."

Incidentally, did you know that the sales tax was only temporary when first enacted? It went into effect in 1934 and would have expired in 1937 had it not been reenacted.

The sales tax was an issue in the 1934 campaign for Governor between Clyde Herring and Dan Turner. Dan got on the radio and said, "I'm against collecting a penny tax from a kid who goes to the store for his mother to buy a quart of milk for a nickel and a loaf of bread for a dime." How long since milk was a nickel and bread a dime?

It was interesting how little money the sales tax produced. Only \$11.6 million the first year and now brings in nearly \$240 million a year, almost twenty-two times as much as originally.

The income tax record is even more spectacular. That tax brought in only \$1.8 million the first year and now brings in close to \$235 million a year.

Incidentally, did you know that Iowa was the first state to assess a cigarette tax and the sale of cigarettes was illegal in Iowa for twenty-five years from 1896 to 1921. Then, with the World War II servicemen all coming home as cigarette smokers, the law became unreal and was repealed. In repealing the measure, the legislature imposed a tax of two cents a package, the first in the country.

Another step taken by the 1934 legislature that developed into a substantial revenue producer was the establishment of the state liquor stores. The original purpose of the stores was to provide liquor on a controlled basis to those who wanted it and the controls were strict.

Governor Herring wanted the stores to be completely service establishments as well as controlled. He originally did not want the stores to make any money but just to break even. Bernard Manley, Liquor Commissioner from Mason City, sharply disagreed. He said: "So long as bread is sold at a profit, liquor should be also."

Manley, a fine gentleman who long since has gone to his reward, should be thanked profoundly by the state budget makers. Where would they be without the nearly \$30 million annual profit the stores earn.

One interesting thing that happened in 1936 taxwise: Louie Roddewig, a dapper gentleman from Davenport, headed the tax commission. Roddewig and his associates inserted at the beginning of their annual report a foreward which a historian had written about taxes in the Roman empire in the third century after Christ. Here is the quotation: "Staggering under his crushing burden of taxes, in a state which was practically bankrupt, the citizen of every class had now become a mere cog in the vast machinery of the government. He had no other function than to toil for the state, which exacted so much of the fruit of his labor that he was fortunate if it proved barely possible for him to survive on what was left.

"The century of revolution which ended in the despotic reorganization by Diocletian completely destroyed the creative ability of ancient men in art and literature, as it likewise crushed all progress in business affairs. In so far as the ancient world was one of progress and civilization, its history was ended with the ascension of Diocletian."

To this historical comment, Roddewig and his associates added this observation:

"Thus, from the pages of history can be recorded the disastrous consequences of heavy burdens of taxation."

Herring did not like that at all. It runs in my memory that the statement either was deleted before all the copies were printed or there was an attempted deletion.

With over-simplification, I have often said that I am afraid of property tax relief because I can't afford it. But whether our total tax burden is higher than it should be, in light of the vast increase in services, the vast increase in the cost of services, in light of major inflation, of our higher standard of living, our heavy federal tax burden, whether we are being squeezed too much in taxes, I must say that I don't know. That is much too complex a question to venture a sweeping opinion on such an occasion as this.

One observation on taxes: If the history of the last thirty-seven years repeats itself taxwise, your speaker at Pioneer Lawmakers Day in the year 2010 or 2011 will be talking about an Iowa property tax load of some seven billion dollars, or ten times the present total. Don't say that anything is beyond the realm of possibilities. If anybody dared say in 1936 that the property tax load would reach \$768 million by 1973, he would have been regarded as out of his cotton-picking mind. All that it would take would be continuous inflation and continuous increase in government activity. Don't say it can't happen here because it can happen— and maybe it is.

In closing, I want to say that we oldtimers appreciate this opportunity to spend a couple of hours with a present, active, flesh-and-blood generation of legislators. We are proud to have been a part of this great process in this capital, the nerve center of a great state.

And a last word of advice: You too are going to wake up one of these mornings and find yourselves pioneer lawmakers. The years really skim by like roller coaster cars. Enjoy what you are doing while you can. It is a lot later than you think.

Holden of Scott moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, Senator DeKoster presiding.

INTRODUCTION OF BILLS

Senate File 479, by Senator Milligan, a bill for an act to provide for the establishment of a metropolitan service corporation.

Read first time and **passed on file**.

Senate File 480, by committee on ways and means, a bill for an act relating to refunds of tax on special fuels.

Read first time and **placed on calendar**.

Senate File 481, by committee on state government (committee on transportation), a bill for an act relating to motor vehicle inspection and safety.

Read first time and **placed on calendar**.

Senate File 482, by committee on human resources, a bill for an act relating to the establishment of community-based correctional programs and services.

Read first time and **placed on calendar**.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber attending the National Legislative Conference-Intergovernmental Relations Committee in

Washington, D. C., on Friday, March 30, 1973. Had I been present I would have voted "Aye" on Senate Files 32, 43, 59, 224, 239 and 291, and House File 27.

JAMES F. SCHABEN

REPORT OF COMMITTEE

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 295**, a bill for an act relating to the department of social services and the merit system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—349

- 1 Amend Senate File 106 as follows:
- 2 1. Page 1, after line 2, by inserting the following
- 3 section:
- 4 Sec. Section two hundred twenty-eight point
- 5 six (228.6), Code 1973, is amended by adding the follow-
- 6 ing new subsection:
- 7 *NEW SUBSECTION.* Administer the payment of compensa-
- 8 tion and expenses to members of the commission and to
- 9 the examining physician.
- 10 2. Page 1, line 8, by inserting after the word
- 11 "fixed" the words ", in an order on file with the
- 12 clerk,".
- 13 3. Page 1, by striking lines 10 and 11 and insert-
- 14 ing in lieu thereof the words "but the rate of compensa-
- 15 tion shall not exceed twenty dollars per hour.
- 16 4. Page 1, line 12, by inserting after the word
- 17 "compensation" the words "not to exceed a rate of
- 18 twenty dollars per hour".
- 19 5. By renumbering the sections in accordance
- 20 with this amendment.

RICHARD R. RAMSEY

S—345

- 1 Amend Senate File 106, page 1, by striking lines 7 through 11
- 2 and inserting in lieu thereof the following:
- 3 1. To the members of the commission serving as
- 4 attorney and physician, compensation and expenses as
- 5 fixed by a majority of the judges of the district
- 6 court of the judicial district in which the hearing
- 7 is held.

TOM RILEY

S—346

- 1 Amend Senate File 106, page 1, line 14, by inserting after
- 2 the word "held" the following: "and in addition mileage
- 3 of ten cents per mile each way".

C. JOSEPH COLEMAN

S—352

- 1 Amend Senate File 139, page 33, line 30, by striking the
2 word "twenty-five" and inserting in lieu thereof the word
3 "thirty".

JAMES W. GRIFFIN, SR.

S—351

- 1 Amend Senate File 144 as follows:
2 1. By inserting after line 3 the following new
3 section:
4 Sec. Section one hundred twenty-three point
5 thirty-six (123.36), subsections two (2), three (3),
6 four (4), and five (5), Code 1973, are amended to read
7 as follows:
8 2. Class "A" liquor control licenses, the sum of
9 [six] *nine* hundred dollars, except that for class "A"
10 licenses in towns of less than two thousand popula-
11 tion, and for clubs of less than two hundred fifty mem-
12 bers, the license fee shall be [four] *six* hundred dollars;
13 however, the fee shall be [two] *three* hundred dollars
14 for any club which is a post, branch, or chapter of
15 a veterans organization chartered by the Congress of
16 the United States, if such club does not sell or permit
17 the consumption of alcoholic beverages on the premises
18 more than one day in any week, and if the application
19 for a license states that such club does not and will
20 not sell or permit the consumption of alcoholic beverages
21 on the premises more than one day in any week.
22 3. Class "B" liquor control licenses, the sum as
23 follows:
24 a. Hotels or motels located within the corporate
25 limits of cities of ten thousand population and over,

Page 2

- 1 one thousand [three] *nine* hundred *fifty* dollars.
2 b. Hotels and motels located within the corporate
3 limits of cities of over three thousand and less than
4 ten thousand population, one thousand [fifty] *five hundred*
5 *seventy-five* dollars.
6 c. Hotels and motels located within the corporate
7 limits of cities or towns of three thousand population
8 and less, [eight] *one thousand two* hundred dollars.
9 d. Hotels and motels located outside the corporate
10 limits of any city or town, a sum equal to that charged
11 in the incorporated city or town located nearest the
12 premises to be licensed, and in case there is doubt
13 as to which of two or more differing corporate limits
14 is the nearest, the licensed fee which is the largest
15 shall prevail.
16 4. Class "C" liquor control licenses, the sum as
17 follows:
18 a. Commercial establishments located within the
19 corporate limits of cities of ten thousand population
20 and over, one thousand [three] *nine* hundred *fifty* dollars.
21 b. Commercial establishments located within the

22 corporate limits of cities or towns of over fifteen
 23 hundred and less than ten thousand population, [nine
 24 hundred fifty] *one thousand four hundred twenty-five*
 25 dollars.

Page 3

1 c. Commercial establishments located within the
 2 corporate limits of towns of fifteen hundred population
 3 or less, [six] *nine* hundred dollars.

4 d. Commercial establishments located outside the
 5 corporate limits of any city or town, a sum equal to
 6 that charged in the incorporated city or town located
 7 nearest the premises to be licensed, and in case there
 8 is doubt as to which of two or more differing corporate
 9 limits are the nearest, the license fee which is the
 10 larger shall prevail.

11 5. Class "D" liquor control licenses, the following
 12 sums:

13 a. For watercraft, [one] *two* hundred [fifty] *twenty-*
 14 *five* dollars.

15 b. For trains, [five] *seven* hundred *fifty* dollars.

16 c. For air common carriers, each company shall pay
 17 a base annual fee of [five] *seven* hundred *fifty* dollars
 18 and, in addition, shall quarterly remit to the department
 19 an amount equal to seven dollars for each gallon of
 20 alcoholic liquor sold, given away, or dispensed in or
 21 over this state during the preceding calendar quarter.
 22 The class "D" license fee and tax for air common carriers
 23 shall be in lieu of any other fee or tax collected from
 24 such carriers in this state for the possession and sale
 25 of alcoholic liquor and beer.

Page 4

1 The department shall credit all fees to the beer
 2 and liquor control fund and shall remit to the
 3 appropriate local authority, a sum equal to sixty-five
 4 percent of the fees collected for each class "A", class
 5 "B", or class "C" license covering premises located
 6 within their respective jurisdictions.

7 2. By inserting after line 12 the following new
 8 section:

9 Sec. Section one hundred twenty-three point
 10 one hundred thirty-four (123.134), Code 1973, is amended
 11 to read as follows:

12 123.134 FEES.

13 1. The annual permit fee for a class "A" permit
 14 shall be [two] *three* hundred [fifty] *seventy-five* dollars.

15 2. The annual permit fee for a class "B" permit
 16 shall be graduated according to population as follows:

17 a. For premises located within the corporate limits
 18 of cities with a population of ten thousand and over,
 19 [three] *four* hundred *fifty* dollars.

20 b. For premises located within the corporate limits
 21 of cities or towns with a population of at least fifteen
 22 hundred but less than ten thousand, [two] *three* hundred
 23 dollars.

24 c. For premises located within the corporate limits
25 of towns with a population of under fifteen hundred,

Page 5

1 one hundred *fifty* dollars.

2 d. For premises located outside the corporate limits
3 of any city or town, a sum equal to that charged in
4 the incorporated city or town located nearest the
5 premises to be operated under the permit, and in case
6 there is doubt as to which of two or more differing
7 corporate limits are the nearest, the permit fee which
8 is the largest shall prevail.

9 3. The annual permit fee for a class "C" permit
10 shall be graduated on the basis of the amount of interior
11 floor space which comprises the retail sales area of
12 the premises covered by the permit, as follows:

13 a. Up to one thousand five hundred square feet,
14 the sum of [seventy-five] *one hundred ten* dollars.

15 b. Over one thousand five hundred square feet and
16 up to two thousand square feet, the sum of one hundred
17 *fifty* dollars.

18 c. Over two thousand and up to five thousand square
19 feet, the sum of [two] *three* hundred dollars.

20 d. Over five thousand square feet, the sum of [three]
21 *four* hundred *fifty* dollars.

22 4. The annual permit fee for a special class "B"
23 permit, issued under section 123.133, shall be one
24 hundred *fifty* dollars, and three dollars for each
25 duplicate permit, which fees shall be paid to the

Page 6

1 department. The department shall issue duplicates of
2 such permits from time to time as applied for by each
3 such company.

4 3. By amending the title in line 2 by inserting
5 after the word "sold" the words "and to the fees required
6 for the issuance of liquor control licenses and beer
7 permits".

8 4. By renumbering sections to conform to this amend-
9 ment.

NORMAN G. RODGERS

S—348

1 Amend Senate File 206, Page 2, line 4, by inserting
2 after the word "distribution" the following " , individually
3 or as a member of a group,".

JOHN S. MURRAY
WILLIAM D. PALMER

S—354

1 Amend Senate File 301, page 2, by adding after line
2 29 the following new section:
3 "Sec. Chapter one hundred forty (140), Code
4 1973, is amended by adding the following new section:
5 *NEW SECTION.* No person or corporation shall sell
6 any venereal disease prophylactic unless they hold a
7 valid registration attached to a vending machine or per-

8 mit issued by the state department of health pursuant
 9 to section one hundred thirty-five point eleven (135.11), of
 10 the Code. All permits and registrations shall be issued
 11 for a period of one year. The fee for registering a vend-
 12 ing machine or a permit to sell venereal disease prophylactics shall be ten dollars per year. If the renewal
 13 application with the required fee is not submitted before
 14 the expiration date the renewal fee shall be twenty dollars
 15 per year. The fees collected under this section shall
 16 be deposited in the state general fund. The application
 17 for registration of a vending machine shall state the
 18 specific location of where the machine will be placed.

Page 2

1 Any permit or registration may be denied or revoked
 2 by the commissioner of public health upon finding viola-
 3 tion of this chapter or of the rules adopted under section
 4 one hundred thirty-five point eleven (135.11). Such
 5 revocation or denial shall be effected by mailing the
 6 notice by certified mail or by personal service to the
 7 person holding the permit or registration or the applicant.
 8 The denial or revocation shall be effective upon receipt.
 9 The person holding the permit or registration or the
 10 applicant may request a hearing before the commissioner
 11 of public health by written notice at any time within
 12 thirty days after such notice is mailed. On the basis
 13 of any such hearing or upon default by the person request-
 14 ing the hearing, the determination in the notice may be
 15 affirmed, modified or set aside by the commissioner of
 16 public health. A copy of the decision shall be sent by
 17 certified mail or served personally to the person request-
 18 ing the hearing. The decision may be appealed to the
 19 district court of the county in which the alleged viola-
 20 tion occurred within thirty days after such decision
 21 is mailed or served. Appeal of the decision shall not
 22 stay the order of the commissioner unless the court or-
 23 ders otherwise. Review shall be de novo."

EARL M. WILLITS

S—353

1 Amend Senate File 444 as follows:

- 2 1. Page 4, lines 2, 3, and 4, by striking the words
 3 [Such cattle may be sold for slaughter under permit, or
 4 returned to their place of origin]" and inserting in lieu
 5 thereof the following: "Such cattle may be sold for
 6 slaughter under permit, or returned to their place of
 7 origin."
- 8 2. Page 4, by striking lines 9 through 12 and
 9 inserting in lieu thereof the following: "[sale.] In
 10 hardship cases the department may upon investigation of
 11 the case alter any quarantine orders deemed necessary to
 12 alleviate the hardship and protect the industry and
 13 prospective purchasers. *The department shall promulgate*
 14 *rules and regulations subject to provisions of chapter*
 15 *seventeen A (17A) of the Code."*
- 16 3. By amending the title, page 1, lines 1 and 2, by

17 striking everything after the word "for" and inserting
 18 in lieu thereof the following: "cattle feedlots and
 19 grazing areas."

COMMITTEE ON AGRICULTURE
 DALE TIEDEN, Chairman

S—350

1 Amend Senate File 441, page 5, by inserting after
 2 line 24 the following:

3 "Sec. 7. *NEW SECTION.* There is created in
 4 each county a county compensation commission con-
 5 sisting of three members. The chief judge of the
 6 judicial district in which the county is located shall
 7 appoint the chairman of the commission and the board
 8 of supervisors shall appoint the remaining two members.
 9 Not more than two members of the commission shall be
 10 members of the same political party and no member of
 11 the commission shall be an officer or employee of any
 12 other public agency. The members of the commission
 13 shall be residents of the county which they serve.

14 Sec. 8. *NEW SECTION.* The members of the county
 15 compensation commission shall be appointed to six-year
 16 terms except that, of the initial commission appointed,
 17 the member appointed by the chief judge of the judicial
 18 district shall be appointed for a six-year term, one
 19 member appointed by the board of supervisors shall be
 20 appointed for a four-year term, and the remaining member
 21 shall be appointed for a two-year term. Each term
 22 shall begin on the first of July of the year of appoint-
 23 ment and each vacancy shall be filled for the unexpired
 24 term in the same manner as the original appointment. No
 25 member shall serve for more than one six-year term.

Page 2

1 The members of the commission shall receive no com-
 2 pensation, but they shall be reimbursed for their actual
 3 travel and other necessary expenses incurred in the per-
 4 formance of their official duties.

5 Sec. 9. *NEW SECTION.* The county compensation com-
 6 mission shall meet at the call of the chairman or upon
 7 the written request of a majority of its members. The
 8 board of supervisors shall provide the necessary office
 9 facilities and the technical and clerical assistance
 10 requested by the commission to accomplish the purposes
 11 of this Act.

12 The concurrence of a majority of the members of the
 13 commission shall determine any matter relating to its
 14 duties.

15 Sec. 10. *NEW SECTION.* The county compensation commis-
 16 sion shall review the compensation paid to the elective
 17 county officers and review the compensation paid for com-
 18 parable offices in other counties of this state, other
 19 states, private enterprise, and the federal government.
 20 Based on such review and other factors deemed pertinent,
 21 the commission shall make its determination as to the

22 compensation levels for the elective county officers.
 23 During the month of January, 1975 and each two years
 24 thereafter, the commission shall report its compensation
 25 determinations for the elective county officers to the

Page 3

1 board of supervisors. The determinations presented in
 2 the report of the commission shall become effective on
 3 the first of July next following its presentation unless
 4 it is rejected in total by the board of supervisors.
 5 Upon rejection, the board of supervisors, within thirty
 6 days after receipt of the report, may state its objec-
 7 tions to the compensation report and request reconsidera-
 8 tion by the commission. If reconsideration is requested
 9 the final report of the commission shall be submitted to
 10 the board of supervisors not later than sixty days before
 11 its effective date as provided in this section. If the
 12 final report is also rejected, the compensation of the
 13 elective county officers shall remain unchanged for the
 14 next fiscal biennium.

15 Sec. 11. *NEW SECTION.* The expenses of the county
 16 compensation commission members and the salaries and
 17 expenses of any technical and clerical assistance pro-
 18 vided by the board of supervisors shall be paid from
 19 the general fund of the county.

20 Sec. 12. Section three hundred thirty-one point
 21 twenty-two (331.22), Code 1973, is amended by striking
 22 the section and inserting in lieu thereof the following:
 23 331.22 COMPENSATION OF SUPERVISORS. The board of
 24 supervisors shall receive an annual salary or per diem
 25 compensation determined by the county compensation com-

Page 4

1 mission as provided in section ten (10) of this Act.

2 Sec. 13. Section three hundred forty point one (340.1),
 3 Code 1973, is amended by striking the section and inserting
 4 in lieu thereof the following:

5 340.1 COMPENSATION OF AUDITOR, TREASURER,
 6 RECORDER,
 7 AND CLERK. The annual salary of the county auditor, county
 8 treasurer, county recorder, and clerk of the district court
 9 shall be determined by the county compensation commis-
 10 sion as provided in section ten (10) of this Act.

11 Sec. 14. Section three hundred forty point seven
 12 (340.7), Code 1973, is amended by striking the section
 13 and inserting in lieu thereof the following:

14 340.7 COMPENSATION OF SHERIFF. The annual salary
 15 of the sheriff shall be determined by the county com-
 16 pensation commission as provided in section ten (10)
 17 of this Act.

18 Sec. 15. Section three hundred forty point nine
 19 (340.9), Code 1973, is amended by striking the section
 20 and inserting in lieu thereof the following:

21 340.9 COMPENSATION OF COUNTY ATTORNEY. The annual
 22 salary of the county attorney shall be determined by
 the county compensation commission as provided in

23 section ten (10) of this Act.

24 Sec. 16. Section three hundred forty point three

25 (340.3), Code 1973, is repealed.

Page 5

1 Sec. 17. The provisions of sections seven (7)
2 through sixteen (16) of this Act shall be effective
3 July 1, 1974, and the annual salary or per diem
4 compensation of the members of the board of supervisors,
5 county treasurer, county auditor, county recorder,
6 county attorney, sheriff, and clerk of the district
7 court on and after July 1, 1974 shall be the same
8 salary or per diem compensation to which he is entitled
9 on June 30, 1974 until such compensation or salary is
10 modified by the county compensation commission as pro-
11 vided in section ten (10) of this Act."

COMMITTEE ON COUNTY GOVERNMENT
JAMES BRILES, Chairman

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, April 6, 1973.

JOURNAL OF THE SENATE

EIGHTY-NINTH DAY

Senate Chamber,
DES MOINES, IOWA, FRIDAY, APRIL 6, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Ralph Simington, pastor of the St. Athanasius Church, Jesup, Iowa.

The Journal of Thursday, April 5, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Hostetter, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Heying for the day on request of Senator Schaben.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-seven students from Roosevelt Elementary School, Ames, Iowa, accompanied by their instructor, Nathan Tosten. Senator Murray.

Thirty students from Steamboat Rock High School, Steamboat Rock, Iowa, accompanied by Mr. and Mrs. Peter King. Senator Taylor.

Sixty-five students from Panora-Linden Community School, Panora, Iowa, accompanied by Mary Jane Carson and Hal Rosso. Senator Rodgers.

Sixteen students from St. Paul's Lutheran School, Whittemore, Iowa, accompanied by their principal, Paul Wiegert. Senator Priebe.

Thirty-one students from St. Joseph and St. Cecelia Schools, Algona, Iowa. Senator Priebe.

PETITIONS

The following petitions were presented and placed on file:

By Senator Tieden, from fifty residents of Allamakee County opposing the establishment of an Iowa Natural and Scenic Rivers System.

By the following Senators, opposing the sale of beer and liquor on Sunday.

Senator Murray, from one hundred five residents of Story County.

Senator Priebe, from ninety residents of Kossuth, Palo Alto and Pocahontas Counties.

Senator Willits, from one hundred seven residents of Polk County.

Senator Rodgers, from forty-five residents of Adair, Clark and Warren Counties

Senator Nolin, from sixty-nine residents of Carroll County.

Senator Winkelman, from fifteen residents of Calhoun and Webster Counties.

Senator Winkelman, from one hundred six residents of Ida and Sac Counties.

Senator Schaben, from thirteen residents of Pottawattamie County.

Senator Kelly, from forty-six residents of Plymouth County.

Senator Hansen, from forty-two residents of the Western Home, Cedar Falls, Black Hawk County.

Senator Palmer, from fifty-nine residents of Polk County.

Senator Milligan, from twenty-one residents of Polk County.

Senator Taylor, from seventy-three residents of Franklin and Hancock Counties.

Senator Hultman, from one hundred fifty-eight residents of Montgomery and Page Counties.

Senator Coleman, from nineteen residents of Webster County.

Senator Ramsey, from one hundred six residents of Appanoose County.

REPORTS OF INVESTIGATING COMMITTEES

Senator Kennedy submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Thomas A. Bates of Bellevue, Iowa for appointment as a member of the Iowa State Conservation Commission, under the provisions of Sections 107.1 and 107.2, Code of 1973, 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.

GENE V. KENNEDY, Chairman
WARREN E. CURTIS
JAMES E. BRILES
RALPH F. McCARTNEY
W. R. RABEDEAUX

The motion prevailed and the report was adopted.

Senator Kennedy moved the appointment of Thomas A. Bates as a member of the State Conservation Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 38:

Andersen	Junkins	Murray	Schaben
Bergman	Kennedy	Nolin	Schwengels
Blouin	Kinley	Nystrom	Schwieger
Briles	Lamborn	Orr	Scott
Coleman	McCartney	Potter	Shaff
Curtis	Miller of	Priebe	Taylor
Gluba	Des Moines	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Robinson	Willits
Hill	Milligan	Rodgers	Winkelman

Nays, none.

Absent or not voting, 12:

DeKoster	Glenn	Kelly	Plymat
Doderer	Heying	Kyhl	Riley
Gallagher	Hultman	Palmer	Shaw

President Neu declared the appointment of Thomas A. Bates as a member of the State Conservation Commission confirmed for the regular six-year term ending June 30, 1975.

Senator Willits submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Rosemary Shearer of Des Moines, Iowa for the appointment to the Solid Waste Disposal Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, Code 1973,

for a term ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

EARL M. WILLITS, Chairman
JAMES W. GRIFFIN
ELIZABETH SHAW

The motion prevailed and the report was adopted.

Senator Willits moved the appointment of Rosemary Shearer as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Schaben
Bergman	Junkins	Murray	Schwengels
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Nystrom	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Rodgers	

Nays, none.

Absent or not voting, 9:

Doderer	Hultman	Palmer	Robinson
Heying	Kyhl	Riley	Taylor
Hill			

President Neu declared the appointment of Rosemary Shearer as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality confirmed for the regular term ending June 30, 1974.

Senator Coleman submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Fred Gosch of Fort Dodge, Iowa, for the Solid Waste Disposal Commission of the Iowa Department of Environmental Quality under provisions of Section 455B.4, Code 1973, for the regular three-year term beginning July 1, 1973, and ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

C. JOSEPH COLEMAN, Chairman
ELIZABETH R. MILLER
DALE L. TIEDEN

The motion prevailed and the report was adopted.

Senator Coleman moved the appointment of Fred Gosch as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 43:

Andersen	Junkins	Murray	Schaben
Bergman	Kelly	Nolin	Schwengels
Blouin	Kennedy	Nystrom	Schwieger
Briles	Kinley	Orr	Scott
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Robinson	Willits
Griffin	Milligan	Rodgers	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Doderer	Hill	Kyhl	Riley
Heying	Hultman	Palmer	

President Neu declared the appointment of Fred Gosch as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality confirmed for the regular three-year term ending June 30, 1976.

Senator Milligan submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of I. John Rossi of West Des Moines, Iowa for the Occupational Safety and Health Review Commission under the provisions of Section 2.32, Code 1973, for the four-year term ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE F. MILLIGAN, Chairman
 C. JOSEPH COLEMAN
 LUCAS J. DeKOSTER
 BARTON L. SCHWIEGER
 FORREST V. SCHWENGELS

The motion prevailed and the report was adopted.

Senator Milligan moved the appointment of I. John Rossi as a member of the Occupational Safety and Health Review Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Hansen	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Blouin	Kelly	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Marshall	Rodgers	Winkelman
Griffin	Milligan		

Nays, none.

Absent or not voting, 6:

Heying	Hultman	Palmer	Riley
Hill	Kyhl		

President Neu declared the appointment of I. John Rossi as a member of the Occupational Safety and Health Review Commission confirmed for the regular four-year term ending June 30, 1976.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order House File 45.

House File 45

The Senate resumed consideration of House File 45, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state.

Senator Lamborn asked and received unanimous consent that Les Holland, Assistant to the Director, and Gordon Sweitzer, Director, Right of Way Department, Iowa State Highway Commission, be permitted to remain in the Senate chamber as consultants during consideration of the bill.

Senator Priebe offered amendment S—356 and moved its adoption:

S—356

- 1 Amend House File 45 as amended and passed by the House
- 2 as follows:
- 3 Page 2, line 18, by inserting after the period the
- 4 following:
- 5 "At least fifteen days prior to submitting to the
- 6 executive council the proposed transfer of real estate
- 7 under this section, the state agencies involved shall

8 notify the members of the two houses of the general
 9 assembly who represent the district in which the real
 10 estate involved is located and provide them with such
 11 information as will properly inform them of all facts
 12 concerning the transfer."

The amendment was adopted.

Senator Murray took the chair at 9:52 a.m.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 45) the vote was:

Rule 24 was invoked.

Ayes, 22:

Andersen	Hansen	Milligan	Rodgers
Bergman	Hultman	Murray	Schwieger
Briles	Kelly	Nystrom	Shaw
Curtis	McCartney	Plymat	Tieden
DeKoster	Miller of	Rabedeaux	Winkelman
Griffin	Marshall	Ramsey	

Nays, 24:

Blouin	Junkins	Nolin	Schwengels
Coleman	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaff
Gallagher	Lamborn	Potter	Taylor
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Schaben	Willits
Hill			

Absent or not voting, 4:

Heying	Kyhl	Riley	Robinson
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Lamborn asked and received unanimous consent to take up out of order House File 262.

House File 262

On motion of Senator Taylor, House File 262, a bill for an act relating to the notification of the termination of farm tenancies, was taken up for further consideration.

Senator Winkelman withdrew amendment S—343 filed by him on April 4, 1973.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 262) the vote was:

Ayes, 45:

Andersen	Hultman	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Blouin	Kelly	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Robinson	Winkelman
Hill	Milligan	Rodgers	

Nays, none.

Absent or not voting, 5:

DeKoster	Heying	Kyhl	Riley
Gluba			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Taylor asked and received unanimous consent that **Senate File 97** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 175.

Senate File 175

On motion of Senator Schwengels, Senate File 175, a bill for an act relating to workmen's compensation for employees engaged in agricultural work at institutions under control of the board of regents, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—283 filed by Senators Doderer and McCartney:

S—283

- 1 Amend Senate File 175, page 1, by adding a period (.)
- 2 after the word "*work*" in line 12 and striking the
- 3 remainder of lines 12 and 13.

Senator Nolin raised the point of order that the amendment was not germane to the title of the bill.

The Chair ruled the point not well taken and the amendment in order.

On the motion of Senator Doderer, the amendment was adopted.

Senator Schwengels asked and received unanimous consent to withdraw amendment S—262 filed March 20, 1973, by the committee on higher education.

Senator McCartney offered amendment S—361 by Senators Doderer and McCartney and moved its adoption:

S—361

- 1 Amend Senate File 175, page 1, line 2 by inserting a
- 2 period after the word "work" and striking the remainder of
- 3 lines 2 and 3.

The amendment was adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 175) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Orr	Schwieger
DeKoster	Kinley	Palmer	Scott
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Coleman	Kyhl	Shaff	Taylor
Heying	Riley		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Potter asked and received unanimous consent that Senate File 175 be immediately messaged to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 255.

Senate File 255

On motion of Senator Willits, Senate File 255, a bill for an act relating to the office of city assessor, and the conference board,

with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits moved that the bill be read a last time now, which motion prevailed and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 255) the vote was:

Ayes, 42:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Marshall	Robinson	
Hill			

Nays, none.

Absent or not voting, 8:

Coleman	Heying	Milligan	Shaff
Griffin	Kyhl	Riley	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 375.

Senate File 375

On motion of Senator Kennedy, Senate File 375, a bill for an act relating to recalculation of amounts payable to counties from the moneys and credits tax replacement fund, was taken up for consideration.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 375) the vote was:

Ayes, 42:

Andersen	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall	Rodgers	
Hill			

Nays, none.

Absent or not voting, 8:

Bergman	Heying	Milligan	Riley
Coleman	Kyhl	Plymat	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 401.

Senate File 401

On motion of Senator McCartney, Senate File 401, a bill for an act relating to transfer of patients to the university hospital, was taken up for consideration.

Senator McCartney asked and received unanimous consent that **House File 401** be substituted for Senate File 401.

House File 401

On motion of Senator McCartney, House File 401, a bill for an act relating to transfer of patients to the university hospital, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 401) the vote was:

Ayes, 42:

Andersen	Hansen	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Robinson	

Nays, none.

Absent or not voting, 8:

Coleman	Miller of	Plymat	Taylor
Heying	Des Moines	Riley	Van Gilst
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCartney asked and received unanimous consent that **Senate File 401** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 423.

Senate File 423

On motion of Senator Briles, Senate File 423, a bill for an act relating to the placing of permit numbers on containers of agricultural seeds, was taken up for consideration.

Senator Briles asked and received unanimous consent that **House File 402** be substituted for **Senate File 423**.

House File 402

On motion of Senator Briles, House File 402, a bill for an act relating to the placing of permit numbers on containers of agricultural seeds, was taken up for consideration.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 402) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Coleman	Kyhl	Riley	Rodgers
Heying	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Briles asked and received unanimous consent that **Senate File 423** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 444**.

Senate File 444

On motion of Senator Schaben, **Senate File 444**, a bill for an act relating to state-approved premises for feedlots, grazing areas and cattle, was taken up for consideration.

Senator Schaben offered the following amendment S—353 filed by the committee on agriculture and moved its adoption:

S—353

- 1 Amend Senate File 444 as follows:
- 2 1. Page 4, lines 2, 3, and 4, by striking the words
- 3 [Such cattle may be sold for slaughter under permit, or
- 4 returned to their place of origin]" and inserting in lieu
- 5 thereof the following: "Such cattle may be sold for
- 6 slaughter under permit, or returned to their place of
- 7 origin."
- 8 2. Page 4, by striking lines 9 through 12 and
- 9 inserting in lieu thereof the following: "[sale.] In
- 10 hardship cases the department may upon investigation of
- 11 the case alter any quarantine orders deemed necessary to
- 12 alleviate the hardship and protect the industry and
- 13 prospective purchasers. *The department shall promulgate*
- 14 *rules and regulations subject to provisions of chapter*
- 15 *seventeen A (17A) of the Code."*
- 16 3. By amending the title, page 1, lines 1 and 2, by
- 17 striking everything after the word "for" and inserting
- 18 in lieu thereof the following: "cattle feedlots and
- 19 grazing areas."

The amendment was adopted.

Senator Schaben moved that the bill be read 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, 45:

Andersen	Glenn	Kelly	Miller of
Bergman	Gluba	Kennedy	Marshall
Blouin	Griffin	Kinley	Milligan
Briles	Hansen	Lamborn	Murray
Curtis	Hill	McCartney	Nolin
Doderer	Hultman	Miller of	Nystrom
Gallagher	Junkins	Des Moines	Orr

Palmer	Ramsey	Schwieger	Tieden
Plymat	Robinson	Scott	Van Gilst
Potter	Rodgers	Shaff	Willits
Priebe	Schaben	Shaw	Winkelman
Rabedeaux	Schwengels	Taylor	

Nays, none.

Absent or not voting, 5:

Coleman	DeKoster	Kyhl	Riley
Heying			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 210.

House File 210

On motion of Senator Priebe, House File 210, a bill for an act prohibiting the sale, offer for sale, and distribution of teasel seeds and providing a penalty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Action on House File 210 was temporarily deferred for the preparation of an amendment.

MOTION TO RECONSIDER ADOPTED

House File 41

Senator Schaben called up the following motion to reconsider filed by him on March 26, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 41 passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (H.F. 41) the vote was:

Ayes, 40:

Andersen	Junkins	Nystrom	Schaben
Bergman	Kennedy	Orr	Schwengels
Blouin	Kinley	Palmer	Schwieger
Briles	McCartney	Plymat	Scott
Curtis	Miller of	Potter	Shaff
Doderer	Des Moines	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Robinson	Willits
Hill	Murray	Rodgers	Winkelman
Hultman	Nolin		

Nays, 1:

Gallagher

Absent or not voting, 9:

Coleman	Heying	Kyhl	Riley
DeKoster	Kelly	Lamborn	Shaw
Hansen			

The motion prevailed.

Senator Schaben moved to reconsider the vote by which House File 41 went to its last reading, which motion prevailed.

House File 41

On motion of Senator Schaben, House File 41, a bill for an act relating to temporary restrictions on weight and load of certain motor vehicles, and to provide penalties for violation of temporary restrictions, was taken up for reconsideration.

Senator Priebe offered the following amendment S—358 by Senators Priebe and Schaben and moved its adoption:

S—358

- 1 Amend House File 41 as follows:
- 2 1. Page 2 by inserting before line one the following:
- 3 Sec. Section three hundred twenty-one point four hundred
- 4 seventy-one (321.471), unnumbered paragraph one (1),
- 5 Code 1973, is amended to read as follows:
- 6 321.471 LOCAL AUTHORITIES MAY RESTRICT.
- 7 Local authorities with respect to highways under their
- 8 jurisdiction may by ordinance or resolution prohibit the
- 9 operation of vehicles upon any such highway or impose
- 10 restrictions as to the weight of vehicles to be operated
- 11 upon any such highway, *except farm tractors as defined*
- 12 *in Section three hundred twenty-one point one subsection*
- 13 *seven, 321.1(7), of the Code, for a total period of not*
- 14 *to exceed ninety days in any one calendar year, whenever*
- 15 *any said highway by reason of deterioration, rain, snow,*
- 16 *or other climatic conditions will be seriously damaged*
- 17 *or destroyed unless the use of vehicles thereon is pro-*
- 18 *hibited or the permissible weights thereof reduced.*
- 19 2. Page 2, line 29 by inserting after the word
- 20 “vehicles” the words “except farm tractors as defined
- 21 in Section three hundred twenty-one point one (321.1)
- 22 subsection seven (7) of the Code.
- 23 3. By renumbering the sections to comply with this
- 24 amendment.

The amendment was adopted.

Senator Schaben moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 41) the vote was:

Ayes, 41:

Andersen	Junkins	Orr	Schwengels
Bergman	Kelly	Palmer	Schwieger
Blouin	Kennedy	Plymat	Scott
Briles	Kinley	Potter	Shaff
Curtis	McCartney	Priebe	Shaw
Gallagher	Miller of	Rabedeaux	Taylor
Gluba	Marshall	Ramsey	Tieden
Griffin	Milligan	Robinson	Van Gilst
Hansen	Murray	Rodgers	Willits
Hill	Nolin	Schaben	Winkelman
Hultman	Nystrom		

Nays, 1:

Glenn

Absent or not voting, 8:

Coleman	Heying	Miller of	Riley
DeKoster	Kyhl	Des Moines	
Doderer	Lamborn		

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 210

The Senate resumed consideration of House File 210.

Senator Doderer offered amendment S—364 and moved its adoption:

S—364

- 1 Amend House File 210 by adding a period (.) after
- 2 the word "dollars" in line 8, and striking the remainder
- 3 of lines 8 and 9.

The amendment was adopted.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 210) the vote was:

Ayes, 41:

Andersen	Hultman	Nolin	Schwengels
Bergman	Junkins	Nystrom	Schwieger
Blouin	Kennedy	Orr	Scott
Briles	Kinley	Palmer	Shaff
Curtis	McCartney	Plymat	Shaw
Doderer	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Marshall	Ramsey	Willits
Hansen	Milligan	Rodgers	Winkelman
Hill	Murray	Schaben	

Nays, 1:
Robinson

Absent or not voting, 8:
Coleman Gallagher Kelly Lamborn
DeKoster Heying Kyhl Riley

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 483, by committee on ways and means, a bill for an act relating to Vietnam veterans' service compensation fund, authorizing the state of Iowa to become indebted in the amount of twenty-eight million dollars and providing for the issue and sale of bonds of the state in evidence thereof, and providing for the imposition, levy, and collection of a direct annual tax sufficient to pay the principal and interest of the bonds, making appropriations, and providing a penalty.

Read first time and referred to committee on **appropriations** (under Rule 37).

Senate File 484, by Senator Junkins (Clark of Lee and Brinck), a bill for an act relating to the duties of deputy auditors in counties with dual county seats.

Read first time and **passed on file**.

Senate File 485, by Senators Gluba, Briles, Griffin, Kinley, Andersen, Milligan, Plymat, Riley and Shaw, a bill for an act to increase the percentage of funds distributed to local authorities out of the gross sales of the state liquor stores; and to divide the increase between cities, towns, and counties.

Read first time and **passed on file**.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 45 failed to pass the Senate on April 6, 1973.

CLIFTON C. LAMBORN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 33 State government
S. F. 470 Ways and means

- S. F. 471 Judiciary
- S. F. 472 Judiciary
- S. F. 474 Human resources
- S. F. 475 Judiciary
- H.C.R. 30 Natural resources
- H.C.R. 33 State government
- H. F. 360 Natural resources
- H. F. 384 Natural resources

RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 5th day of April, 1973, sent to the Secretary of State for deposit: Senate Joint Resolution 4.

DALE L. TIEDEN, Chairman

Passed on file.

SUBCOMMITTEE ASSIGNMENTS

Senate File 334 Hultman, Chairman Palmer Rabedeaux	Senate File 406 Plymat, Chairman Kinley Van Gilst	Senate File 433 Potter, Chairman McCartney Willits
Senate File 343 Briles, Chairman Kinley Curtis	Senate File 407 Kelly, Chairman Blouin Hultman	Senate File 437 McCartney, Chairman Kelly Glenn
Senate File 349 Taylor, Chairman Rodgers Riley	Senate File 418 Gallagher, Chairman Miller of Des Moines Tieden	Senate File 438 Curtis, Chairman Lamborn Hill
Senate File 358 Glenn, Chairman Briles Taylor	Senate File 419 Tieden, Chairman Heying Miller of Marshall	Senate File 439 Murray, Chairman Hansen Robinson
Senate File 373 McCartney, Chairman Blouin Robinson	Senate File 422 Scott, Chairman Junkins Miller of Marshall	Senate File 442 Ramsey, Chairman DeKoster Kennedy
Senate File 392 Murray, Chairman Curtis Doderer	Senate File 430 Scott, Chairman Milligan Winkelman	Senate File 443 Coleman, Chairman Shaw Riley
Senate File 394 Griffin, Chairman Schwengels Scott	Senate File 431 Kelly, Chairman Ramsey Kinley	Senate File 445 Glenn, Chairman Kennedy Shaw

Senate File 446 Shaw, Chairman Schwengels Hill	Senate File 465 Murray, Chairman Robinson Nystrom	House File 282 Winkelman, Chairman Blouin Scott
Senate File 447 Plymat, Chairman Doderer Murray	Senate File 469 Appropriations— Transportation	House File 290 Kinley, Chairman Hultman Taylor
Senate File 449 Kennedy, Chairman Willits Kelly	Senate File 478 Appropriations— Human Resources	House File 292 Winkelman, Chairman Blouin Scott
Senate File 450 Willits, Chairman Kennedy Ramsey	Senate Concurrent Resolution 31 Glenn, Chairman Schwieger Winkelman	House File 308 Kinley, Chairman Briles Taylor
Senate File 451 Schwengels, Chairman Orr Van Gilst	Senate Concurrent Resolution 32 Schwengels, Chairman Nystrom Junkins	House File 309 Glenn, Chairman Kennedy Shaw
Senate File 452 Scott, Chairman Junkins Miller of Marshall	House File 28 McCartney, Chairman Kelly Glenn	House File 310 Winkelman, Chairman Blouin Scott
Senate File 453 Miller of Marshall, Chairman Willits Plymat	House File 98 Rodgers, Chairman Rabedeaux Briles	House File 311 Kennedy, Chairman Willits Kelly
Senate File 454 Miller of Des Moines, Chairman Gallagher Kelly	House File 116 Potter, Chairman McCartney Willits	House File 318 Willits, Chairman Kennedy Ramsey
Senate File 455 Rodgers, Chairman Potter Palmer	House File 127 DeKoster, Chairman Potter Coleman	House File 346 Hultman, Chairman Rodgers Rabedeaux
Senate File 457 Kinley, Chairman Glenn McCartney	House File 156 Curtis, Chairman Palmer Riley	House File 364 Kinley, Chairman Glenn McCartney
Senate File 458 Kelly, Chairman Ramsey Kinley	House File 173 Coleman, Chairman Shaw Riley	House File 400 Nolin, Chairman Winkelman Nystrom
Senate File 462 DeKoster, Chairman Potter Coleman	House File 261 Nystrom, Chairman Schwieger Junkins	House Concurrent Resolution 21 Junkins, Chairman Winkelman Schwengels
Senate File 463 Blouin, Chairman Milligan Hultman	House File 270 Taylor, Chairman Van Gilst Bergman Nolin	

AMENDMENTS FILED

S—355

- 1 Amend Senate File 144 as follows:
- 2 1. By striking lines 4 through 12 and inserting in

3 lieu thereof the following new sections:

4 Sec. Section one hundred twenty-three point thirty-
5 six (123.36), Code 1973, is amended by adding the follow-
6 ing new subsection:

7 *NEW SUBSECTION.* Any club, hotel, motel, or commer-
8 cial establishment holding a liquor control license for
9 whom the sale of goods and services other than alcoholic
10 liquor or beer constitutes fifty percent or more of the
11 gross receipts from the licensed premises, subject to
12 the provisions of section one hundred twenty-three point
13 forty-nine (123.49), subsection two (2), paragraph b of
14 this chapter, may sell and dispense alcoholic liquor and
15 beer to patrons on Sunday for consumption on the premises
16 only. An additional annual fee equal to fifty percent
17 of the amount of the holder's liquor control license
18 shall be paid to the commission for this privilege, and
19 the privilege to sell liquor on Sunday shall be noted
20 on the liquor control license.

21 Sec. Section one hundred twenty-three point forty-
22 nine (123.49), subsection two (2), paragraph b, Code
23 1973, is amended to read as follows:

24 b. Sell or dispense any alcoholic beverage or beer
25 on the premises covered by the license or permit; or

Page 2

1 permit the consumption thereon between the hours of two
2 a.m. and six a.m. on any weekdays, and between the hours
3 of one a.m. on Sunday and six a.m. on the following Mon-
4 day, *however, a holder of a liquor control license*
5 *granted the privilege of selling alcoholic liquor or*
6 *beer on Sunday pursuant to section one (1) or two (2)*
7 *of this Act, may sell or dispense such liquor between*
8 *the hours of one p.m. and ten p.m. on Sunday.*

GEORGE R. KINLEY
ROGER J. SHAFF

S—363

1 Amend Senate File 144 as follows:

- 2 1. Line 9, by striking the words "two a.m." and insert-
- 3 ing in lieu thereof the words "[two a.m.] *midnight*".
- 4 2. Line 10, by striking the words "[two] a.m." and insert-
- 5 ing in lieu thereof the words "[a.m.] *midnight*".
- 6 3. Line 11, by striking the words "*eleven-thirty a.m.*"
- 7 and inserting in lieu thereof the words "*twelve noon*".
- 8 4. Line 12, by adding after the word "[Monday]" the
- 9 words "*and between the hours of nine p.m. and midnight*
- 10 *on Sunday*".

WILLIAM N. PLYMAT
NORMAN RODGERS

S—360

1 Amend Senate File 237 as follows:

- 2 1. By striking all after the enacting clause and
- 3 inserting in lieu thereof the following:
- 4 Section 1. Section five hundred ninety-five point
- 5 two (595.2), Code 1973, is amended by striking the

6 section and inserting in lieu thereof the following:
 7 595.2 AGE. A marriage between a male and a female
 8 each eighteen years of age or older is valid. A
 9 marriage between a male and a female either or both
 10 of whom have not attained that age may be valid under
 11 the circumstances prescribed in this section.

12 1. If either party to a marriage falsely repre-
 13 sents himself or herself to be eighteen years of age
 14 or older at or before the time the marriage is
 15 solemnized, the marriage is valid unless the person
 16 who falsely represented his or her age chooses to
 17 void the marriage by making his or her true age
 18 known and verified by a birth certificate or other
 19 legal evidence of age in an annulment proceeding
 20 initiated at any time before he or she reaches his
 21 or her eighteenth birthday. A child born of a
 22 marriage voided under this subsection is legitimate.

23 2. A marriage license may be issued to a male
 24 and a female either or both of whom are sixteen or
 25 seventeen years of age if:

Page 2

1 a. The parents of the underaged party or parties
 2 certify in writing that they consent to the marriage.
 3 If one of the parents of any underaged party to a pro-
 4 posed marriage is dead or incompetent the certificate
 5 may be executed by the other parent, if both parents
 6 are dead or incompetent the guardian of the underaged
 7 party may execute the certificate, and if the parents
 8 are divorced the parent having legal custody may
 9 execute the certificate.

10 b. The certificate of consent of the parents,
 11 parent or guardian is approved by a judge of the
 12 district court or, if both parents of any underaged
 13 party to a proposed marriage are dead, incompetent
 14 or cannot be located and the party has no guardian,
 15 the proposed marriage is approved by a judge of the
 16 district court. A judge shall grant approval under
 17 this subsection only if he finds the underaged party
 18 or parties capable of assuming the responsibilities of
 19 marriage and that the marriage will serve the best
 20 interest of the underaged party or parties. Pregnancy
 21 alone does not establish that the proposed marriage is
 22 in the best interest of the underaged party or parties,
 23 however if pregnancy is involved the court records
 24 which pertain to the fact that the female is pregnant
 25 shall be sealed and available only to the parties to

Page 3

1 the marriage or proposed marriage or to any interested
 2 party securing an order of the court.

3 Sec. 2. Section five hundred ninety-five point three
 4 (595.3), subsection two (2), Code 1973, as amended by Acts
 5 of the Sixty-fifth General Assembly, 1973 session, Senate
 6 File 2, section 48, is amended to read as follows:

7 2. Where either party is under eighteen years of age,

8 unless [a certificate of the consent of the parents is
 9 filed] *the marriage is approved by a judge of the district*
 10 *court as provided by section five hundred ninety-five point*
 11 *two (595.2), subsection two (2), of the Code. [If one of*
 12 *the parents is dead such certificate may be executed by*
 13 *the survivor. If either parent is incompetent or his*
 14 *presence is unknown, the judge of the district court*
 15 *having jurisdiction in the county may, after hearing,*
 16 *upon proper cause shown, execute such certificate. If*
 17 *both parents are dead the guardian of a minor may*
 18 *execute the certificate but if the minor has no guardian*
 19 *then the judge of the district court having jurisdic-*
 20 *tion in the county may, after hearing, upon proper cause*
 21 *shown, execute the certificate. If the parents are*
 22 *divorced, the parent having legal custody may execute*
 23 *the certificate.]*

24 Sec. 3. Section five hundred ninty-five point six-
 25 teen (595.16), Code 1973, is amended to read as follows:

Page 4

1 595.16 [HUSBAND RESPONSIBLE] *RESPONSIBILITY FOR*
 RETURN.
 2 When a marriage is consummated without the services of a clergy-
 3 man or magistrate, the required return thereof shall be made to
 4 the clerk by the husband *or the wife or both.*
 5 Sec. 4. Section five hundred ninety-five point eighteen
 6 (595.18), Code 1973, is amended to read as follows:
 7 595.18 *ISSUE LEGITIMATIZED. Illegitimate children become*
 8 *legitimate by the subsequent marriage of their parents. Children*
 9 *born of a marriage contracted in violation of sections five*
 10 *hundred ninety-five point three (595.3) or five hundred ninety-*
 11 *five point nineteen (595.19) of the Code are legitimate.*
 12 Sec. 5. Section five hundred ninety-five point eight (595.8),
 13 Code 1973, is repealed.
 14 2. Page 1, line 2, by inserting after the word "licenses"
 15 the words " , to responsibility for return of certain marriages,
 16 and to legitimacy of children born of certain marriages".

MINNETTE F. DODERER

S—359

1 Amend Senate File 456 as follows:
 2 1. Page 2, line 13, by inserting after the word
 3 "paragraph" the words "and inserting in lieu thereof
 4 the following":
 5 "The financial condition and the transactions of
 6 the league of Iowa municipalities shall be audited in
 7 the same manner as cities and towns as provided in
 8 section eleven point eighteen (11.18) of the Code."
 9 2. Page 1, line 2, by inserting after the word
 10 "municipalities" the words "and providing auditing
 11 procedures".

FORREST V. SCHWENGELS

S—362

1 Amend Senate File 461 as follows:
 2 1. Page 2, line 8, by inserting after the word "may" the words

- 3 *“, in cooperation with all other state agencies having interest*
4 *or jurisdiction,”.*
5 2. Page 3, line 10, by inserting after the word “areas” the
6 words *“in conjunction with the Iowa natural resources council”.*

DALE L. TIEDEN

S—357

- 1 Amend Senate File 476, page 6, by striking lines 8 through
2 15, inclusive, and inserting in lieu thereof the following:
3 “Such publications shall be obtained from the superintendent
4 of printing on requisition by the department and the selling
5 price, if any, shall be determined by the printing board by
6 dividing the total cost of printing, paper and binding by
7 the number printed. Said price shall be set at the nearest
8 multiple of ten to the quotient thus obtained. Distribution
9 of such publications shall be made by the superintendent of
10 printing gratis to public officers.”.

WARREN E. CURTIS

On motion of Senator Potter, the Senate adjourned until 9:00
a.m., Monday, April 9, 1973.

JOURNAL OF THE SENATE

NINETY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, APRIL 10, 1973

The Senate met in regular session, Senator Hultman presiding.

The Chair announced that due to inclement weather the Senate did not convene on Monday, April 9, 1973.

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Wednesday, April 11, 1973.

JOURNAL OF THE SENATE

NINETY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, APRIL 11, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Harold Varce, pastor of the Faith Methodist Church, Ankeny, Iowa.

The Journal of Friday, April 6, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. David Carver, Rockwell City, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By Senator Scott, from seventy-six residents of Cerro Gordo and Worth Counties opposing any change in funding for municipal streets and county roads.

By Senator Hultman, from two thousand one hundred ninety-six residents of southwest Iowa favoring the sale of beer and liquor on Sunday.

By Senator Gluba, from fifty-nine residents of Scott County favoring the sale of beer and liquor on Sunday.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator McCartney, from fifty-seven residents of Floyd County.

Senator Murray, from fifty residents of Story County.

Senator Ramsey, from one hundred seventy-one residents of Appanoose, Ringgold, Union and Wayne Counties.

Senator Junkins, from nine residents of Lee County.

Senator Palmer, from fifty-nine residents of Polk County.

Senator Orr, from fifty-four residents of Tama County.

Senator Van Gilst, from two hundred ninety-five residents of Mahaska County.

Senator Miller of Des Moines, from one hundred fifty-one residents of Henry and Louisa Counties.

Senator Briles, from one hundred twenty-one residents of Page, Montgomery, Cass and Union Counties.

Senator Taylor, from seventy-five residents of Wright and Franklin Counties.

Senator Priebe, from two hundred fifty-three residents of Kossuth, Humboldt, Palo Alto and Emmet Counties.

Senator Miller, from ninety residents of Marshall and adjoining counties.

Senator Plymat, from one hundred twenty-three residents of Polk County.

Senator Willits, from twenty-six residents of Polk County.

Senator Schwengels, from fifty-two residents of Washington County.

Senator Nolin, from fifty-five residents of Carroll and Guthrie Counties.

Senator Schwieger, from forty-two residents of Black Hawk County.

Senator DeKoster, from sixty residents of Sioux and Lyon Counties.

Senator Andersen, from ninety-one residents of Woodbury County.

Senator Lamborn, from eighty residents of Cedar County.

Senator Rodgers, from seventy-one residents of Dallas and Adair Counties.

Senator Tieden, from one hundred thirty-five residents of Clayton and Delaware Counties.

Senator Schwieger, from thirty-eight residents of Black Hawk County.

Senator Hultman, from thirty-two residents of Montgomery County.

Senator Hultman, from forty-eight residents of Page County.

SERGEANT-AT-ARMS SWORN IN

R. K. Shawhan, Sergeant-at-Arms, appeared before the bar of the Senate where he was duly sworn and subscribed to his oath of office.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 289.

Senate File 289

On motion of Senator Bergman, Senate File 289, a bill for an act relating to amendment of the articles of incorporation of cooperatives, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 289) the vote was:

Ayes, 40:

Andersen	Hultman	Murray	Robinson
Bergman	Junkins	Nolin	Rodgers
Briles	Kennedy	Nystrom	Schaben
Coleman	Kinley	Orr	Schwengels
Curtis	Lamborn	Palmer	Scott
DeKoster	McCartney	Plymat	Shaff
Doderer	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 10:

Blouin	Hill	Riley	Shaw
Gallagher	Kelly	Schwieger	Tieden
Heying	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 206.

Senate File 206

On motion of Senator Palmer, Senate File 206, a bill for an act relating to the bonding of licensed motor fuel distributors, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Palmer asked and received unanimous consent that further action on **Senate File 206** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

Senate File 480

On motion of Senator Lamborn, Senate File 480, a bill for an act relating to refunds of tax on special fuels, was taken up for consideration.

Senator Potter took the chair at 10:15 a.m.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 480) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Briles	Junkins	Nolin	Schaben
Coleman	Kennedy	Nystrom	Schwengels
Curtis	Kinley	Orr	Scott
DeKoster	Lamborn	Palmer	Shaff
Doderer	McCartney	Plymat	Taylor
Glenn	Miller of	Potter	Tieden
Gluba	Des Moines	Priebe	Van Gilst
Griffin	Miller of	Rabedeaux	Willits
Hansen	Marshall	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Blouin	Heyng	Kyhl	Schwieger
Gallagher	Kelly	Riley	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 448.

Senate File 448

On motion of Senator Willits, Senate File 448, a bill for an act relating to the establishment and acquisition of mass transit

systems by political subdivisions of the state, was taken up for consideration.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 448) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Briles	Junkins	Nolin	Schaben
Coleman	Kennedy	Nystrom	Schwengels
Curtis	Kinley	Orr	Scott
DeKoster	Lamborn	Palmer	Shaff
Doderer	McCartney	Plymat	Taylor
Glenn	Miller of	Potter	Tieden
Gluba	Des Moines	Priebe	Van Gilst
Griffin	Miller of	Rabedeaux	Willits
Hansen	Marshall	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Blouin	Heying	Kyhl	Schwieger
Gallagher	Kelly	Riley	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 38 inviting Governor Ray to present a supplemental budget message at a joint convention of the two houses of the General Assembly, Wednesday, April 11, 1973, at 2:00 p.m.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF CONCURRENT RESOLUTION

House Concurrent Resolution 38

Senator Lamborn asked and received unanimous consent to take up for immediate consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 38

By Holden

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Sixty-fifth General Assembly be held on Wednesday, April 11, 1973, at 2:00 p.m.

Be It Further Resolved: That Governor Robert D. Ray be invited to present his supplemental budget message at this joint convention of the two houses of the General Assembly, and that the Speaker of the House and the President of the Senate be designated to deliver the invitation to him.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

Senate File 237

On motion of Senator Briles, Senate File 237, a bill for an act relating to age requirements of applicants for marriage licenses, was taken up for further consideration.

Senator Doderer offered amendment S—360 filed by her on April 6, 1973, and found on pages 829-831, inclusive, of the Senate Journal.

Senator Hansen took the chair at 11:25 a.m.

Senator Coleman offered amendment S—365 to the amendment and moved its adoption:

S—365

- 1 Amend the Doderer amendment S—360 to Senate File 237, page 4,
line 4
- 2 by striking the words "*or the wife or both*" and insert-
- 3 ing in lieu thereof the words "*and wife*".

The amendment to the amendment was adopted.

Senator Kennedy offered amendment S—366 to the amendment and moved its adoption:

S—366

- 1 Amend the Doderer amendment S—360 to Senate File 237, page 2,
2 line 9 by striking the period (.) and inserting in lieu
- 3 thereof the word "and".

The amendment to the amendment was adopted.

Senator Doderer moved the adoption of amendment S—360 as amended.

Roll call was requested.

On the question "Shall amendment S—360 as amended be adopted?" (S.F. 237) the vote was:

Ayes, 27:

Andersen	Junkins	Plymat	Scott
Bergman	Kelly	Potter	Shaff
Coleman	Kennedy	Priebe	Tieden
Doderer	Kinley	Ramsey	Van Gilst
Glenn	Nolin	Riley	Willits
Gluba	Orr	Rodgers	Winkelman
Hansen	Palmer	Schwengels	

Nays, 14:

Briles	Hultman	Miller of	Nystrom
Curtis	McCartney	Marshall	Rabedeaux
Heying	Miller of	Milligan	Robinson
Hill	Des Moines	Murray	Taylor

Absent or not voting, 9:

Blouin	Griffin	Lamborn	Schwieger
DeKoster	Kyhl	Schaben	Shaw
Gallagher			

The amendment as amended was adopted.

Senator Kennedy asked and received unanimous consent to withdraw amendment S—315 by Senator Blouin offered and pending on March 30, 1973.

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. 237) the vote was:

Ayes, 36:

Andersen	Hansen	Orr	Schaben
Bergman	Junkins	Palmer	Schwengels
Briles	Kelly	Plymat	Scott
Coleman	Kennedy	Potter	Shaff
Curtis	Lamborn	Priebe	Taylor
DeKoster	Milligan	Rabedeaux	Tieden
Doderer	Murray	Ramsey	Van Gilst
Glenn	Nolin	Riley	Willits
Gluba	Nystrom	Rodgers	Winkelman

Nays, 6:

Heying	Miller of	Miller of	Robinson
Hill	Des Moines	Marshall	
McCartney			

Absent or not voting, 8:

Blouin	Griffin	Kinley	Schwieger
Gallagher	Hultman	Kyhl	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 34

Senator Lamborn asked and received unanimous consent to take up for immediate consideration the following resolution:

SENATE CONCURRENT RESOLUTION 34

By Schaben and Lamborn

Whereas, there is pending in the United States House of Representatives, HR 6168, which proposes, among other things, to roll back livestock prices to the levels that existed in January, 1973; and

Whereas, the enactment of HR 6168 would have a serious economic effect on Iowa and the other 49 states which directly or indirectly are involved in livestock production or related industry; and

Whereas, the HR 6168 would discourage future production of livestock, creating a serious shortage of meat and the possibility of black market activities; and

Whereas, government interference has already created a drastic effect on the economy because of the unemployment of thousands of workers involved in livestock processing and merchandising; and

Whereas, it is expected HR 6168 will soon be considered by the House of Representatives; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly strenuously opposes the enactment of HR 6168; and

Be It Further Resolved, That a copy of this resolution be forwarded to Representative Wright Patman, Chairman, House Banking and Currency Committee; to Representative W. R. Poage, Chairman of the House Agriculture Committee; to Earl Butz, Secretary of the United States Department of Agriculture; to each member of the Iowa Congressional Delegation; and to the President of the United States, Richard M. Nixon.

Senator Schaben offered amendment S—367 and moved its adoption:

S—367

- 1 Amend Senate Concurrent Resolution 34 as follows:
- 2 1. Line 2 by striking the words “, HR 6168, which proposes,
- 3 among other things,” and inserting in lieu thereof the
- 4 words “legislation which proposes”.
- 5 2. Line 5 by striking the words “HR 6168” and inserting in
- 6 lieu thereof the words “this legislation”.
- 7 3. Line 9 by striking the words “the HR 6168” and
- 8 inserting in lieu thereof the words “this legislation”.
- 9 4. Line 16 by striking the words “HR 6168” and inserting
- 10 in lieu thereof the words “this legislation”.
- 11 5. Line 20 by striking the words “HR 6168” and inserting
- 12 in lieu thereof the words “this legislation”.

The amendment was adopted.

Senator Schaben moved the adoption of the resolution as amended.

The motion prevailed and the resolution as amended was adopted.

Senator Schaben asked and received unanimous consent that **Senate Concurrent Resolution 34** be immediately messaged to the House, which request was complied with.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 480 passed the Senate.

CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate recessed until 1:50 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 38 duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 38, duly adopted, the joint convention was called to order, President Neu presiding.

Senator Lamborn of Jackson moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present.

The motion prevailed.

President Neu announced a quorum present and the joint convention duly organized.

Senator Lamborn of Jackson moved that a committee of six consisting of three members from the Senate and three members from the House be appointed to notify Governor Robert D. Ray that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Griffin of Pottawattamie, Kelly of Woodbury and Glenn of Wapello on the part of the Senate and Representatives Crawford of Story, Harvey of Scott and Fitzgerald of Webster on the part of the House.

The committee waited upon Governor Robert D. Ray and escorted him to the Speaker's station. President Neu then presented Governor Ray, who delivered the following budget message:

Mr. President, Mr. Speaker, Elected Officials, Members of the General Assembly, and Citizens of Iowa:

It is not because of custom or any long-standing tradition that I address you this afternoon.

Rather, I make this report to you now in accordance with section 8.28 of the Code of Iowa which calls for the Governor to transmit to the General Assembly supplemental estimates and recommendations for such appropriations as in his judgment may be necessary or as he deems in the public interest.

Still my purpose is broader than simply to discharge a legal requirement and I welcome this opportunity to appear here for two reasons.

First, the improved economic conditions that have produced substantial gains in our state's tax revenue give to us a far more pleasant problem than some of the economic revenue and budgetary problems with which we have been confronted in other legislative sessions.

And second, this situation presents me with the opportunity to speak directly to you about the controversy which has raged over our proposal not to go back to diverting general fund revenues into the road use fund. It has prolonged this session, but even more unfortunate the debate over this issue has overshadowed the really big opportunities which were yours and which I think still lie within your grasp to give Iowans a break.

In my original budget submitted to you on January 25, we estimated total appropriable receipts for the fiscal year ending June 30, 1973, at \$710.3 million. The estimated beginning balance for the next biennium including the 1972 allocation of revenue sharing was \$48.8 million.

Since those projections were made we have realized a surge in our Iowa economy and there has been an increase in actual tax collections. We can now foresee appropriable receipts in the current year of \$756 million or some \$39.8 million more than originally projected.

Therefore the State Comptroller, as has your Legislative Fiscal Director, has revised his estimates of the amount that will be on hand at the beginning of the next biennium. The Comptroller's estimate now shows a beginning balance of \$88.6 million.

Even rosier estimates than the ones we are presenting to you can be heard in these halls but I believe that we should approach these revised estimates with caution, and with the assumption that much of the increase in revenue over earlier projections is very likely windfall and should be approached as such.

To do otherwise would be to recklessly increase the level of government spending beyond the capacity of the present tax structure to fund it and send us into a deficit situation or a tax increase, or both, in years ahead. We must see to it that the increased revenue is an asset—not a liability.

As I see it, you have two responsibilities as you consider my supplemental budget proposals along with my earlier recommendations. First, appropriate wisely, cautiously, with judgment and with an eye to future state budgets and particularly our taxpayers. Second, do not overreact to the good news of an economic upturn and start spending blue sky.

There will be those—pointing to this increased economic growth—who will want to spend more and more money in order that they can tell constituents back home, regardless of cost, how much is being done for them by spending their money. Such position must not prevail.

* * * * *

It has been seventy-six days since I presented to you my recommendations for the state budget. That Governor's budget is as valid in its approach and right in its concept today as it was when I delivered it to you.

I make that statement because I am more convinced than ever our budget is a sound budget, that it is a balanced budget and that it is a budget that sets priorities and puts them in perspective.

Even as the House has wrestled with the issue of whether or not to take \$15 million a year out of the Governor's budget in order to spend more money on roads, I have heard few in either chamber criticize the priorities we set out in our budget.

I have heard no one say that education is not a priority in this state.

I have heard no one tell me that we should not do more to assist our elderly people.

And not one of you has come to me to tell me that we should not be trying to ease the burden of local property taxes.

My budget addresses itself to those priorities while also fulfilling other state responsibilities.

However, there was one criticism of that budget that comes to mind today. I recall several members of this body saying after I submitted my budget to you that the revenue projections we used were far too optimistic. Obviously they weren't overly optimistic but were on the conservative side. For that I make no apology.

* * * * *

What has happened? And why are we now seeing revenue growth not included in the projections seventy-six days ago?

I think it is well that we consider those questions for a moment and that you keep them in mind as you delve into the appropriations process.

Earlier I said we have a "surge" in our economy. I think that is a fair assessment. Many Iowans have relaxed their individual spending habits after tightly curtailing personal buying during a period of national economic downturn over the last several years. At this time it would be unwise to assume the spurt will continue indefinitely.

In addition, we have seen record high farm prices and generally the Iowa farm economy has been humming. But we are also witnessing considerable uneasiness in recent weeks, highlighted by ceilings on retail and wholesale meats, livestock belly-deep in feedlot mud and adverse weather conditions.

While there are signs that farmers will still fare well in the immediate future, no one is willing to predict that farm income will continue its steady climb.

And finally, what we are seeing in state revenue growth could well be a harbinger of a new round of inflation. If that is the case then the resulting spiraling costs could quickly chew into increased revenues.

Now, having set forth that caveat to you, I want to share with you my recommendations for wise use of these increased revenues asking you to keep in mind that unlike others in government, the chief executive is not afforded the luxury of simply tossing out revenue figures without also setting forth concrete proposals on how the funds should be appropriated and how to keep a budget balanced.

I would ask that you analyze these recommendations in the spirit in which I submit them to you—as a reasoned approach that balances best the needs of our Iowa people.

Following this address this afternoon, our Comptroller's staff will provide you with a document entitled "Governor's Budget Report—Revised." This supplement to my proposed budget contains in detail a series of recommendations which I have directed be conveyed to you. In addition, the document contains three pages of "Comptroller's Notes" which explain the "why" of each of my recommendations.

I would also call your attention to the way in which we have itemized our proposals. In order that you may quickly analyze the immediate and long-range impact of each one on the state budget, I have directed that the recommendations be grouped into three general areas—those that amount

to nonrecurring or "one-shot" expenditures, those that have been necessitated by recent federal actions in some areas where federal funds are curtailed or uncertain and those that commit the state treasury to recurring expense.

I will not take your time to discuss each recommendation with you, but I do want to remind you—as I said to you when I presented my original budget message—that members of my staff, our State Comptroller and his staff and I personally are available to work with you and to answer questions you may have.

The decisions that you must make require facts; you would be shirking your responsibility if you choose to operate on rumors or from unfair bias whether it be your own or that of a colleague.

* * *

Several matters of this supplemental budget do merit special comment.

This increase in revenue affords us the opportunity to lighten the load of taxpayers in this state not just for one year but for the next eleven years.

You already have before you my proposal to enact a bonus for our Vietnam veterans. In my budget message I showed you a way that repayment of the bonds for such a bonus could be kept off property taxes and provided \$2 million for the initial payment in 1975.

Now, in view of the increased revenue, we have the opportunity to completely fund the bonus at this time, eliminating the costs of a statewide referendum and an estimated \$7 million in interest costs because it will not be necessary to issue and retire bonds. This will give our returning veterans prompt payment when they can use it the most. Another important advantage of this action is that this payment will be nonrecurring thereby assuring that no future legislature could shift this cost to property taxes.

We have all observed the tremendous outpouring of respect and enthusiasm of Iowans as they have welcomed our returning Prisoners of War. These POWs have served as a focal point for the appreciation that Iowans feel for all of those who served during the long and tragic Vietnam conflict.

In this supplemental budget I have also made a specific recommendation concerning our Iowa roads. Even as the debate stormed around efforts to earmark general fund revenue for the highway fund, I stated repeatedly this was not the best way to meet emergency road needs.

Roads have been and are already receiving important attention in Iowa. We are spending over \$400 million annually on our road system. Iowa ranks far ahead of the national average in support of its roads. Most recent figures available show the average per capita expenditure nationally amounts to \$96.14; in Iowa per capita support for roads is more than \$132.

You should be aware that the recent federal circuit court decision on highway trust fund impoundments last week gives reason to believe that some \$31 million in primary road construction funds might also be released.

Remember, if you will please, at the time the diversion from the general fund to the road fund was stopped in 1970, legislation was enacted for new money to be added to the road fund by setting a tax on used car sales. That is now generating approximately \$8 million annually for roads. Our reciprocity board—operating more efficiently than previously—is producing two million dollars in added revenue annually which also goes to the road fund.

And you should keep in mind that local units of government are now receiving nearly \$70 million in new federal revenue sharing money so as to

deal with special problems—including roads if that be their priority. You can see, then, that roads are not being ignored.

Nevertheless, I do recognize that Iowa weather this spring has been unusual, to say the least, and that there is evidence of extra damage to local roads and that maintenance and repairs are costly.

The new facts concerning our state revenue offer an opportunity to intelligently meet the special needs of our roads. Therefore, in my supplemental budget, I have provided for a \$5 million appropriation to assist local governments with special road problems over and above those considered normal wear and tear.

I recommend this fund be administered by our Iowa Highway Commission and that local units of government be permitted to make special claims to this fund and that our cities and counties then be reimbursed for these special expenses. Further, I recommend that in event claims do not exceed this appropriation, then the money would revert to the road fund. If claims exceed the appropriation, then they would be pro-rated.

Admittedly it is difficult to ascertain exactly the extent of special needs for roads. But I believe this is a much wiser approach to a problem than simply arbitrarily appropriating and earmarking millions of dollars more to spread thinly across the state which would mislead people into believing that every road everyone wants repaired or constructed now will get attention overnight.

Just as it is difficult to assess special road needs, so has it been frustrating for all of us to determine what impact shifts in federal funding proposals will have on our state efforts.

We do not yet know if we will be able to maintain our exceptionally successful Governor's Youth Opportunity program which has enabled thousands of young people in this state to experience the satisfaction of work and earning.

We do not yet know what will happen to the many excellent day care centers that are affording mothers a chance to stay off public assistance by staying on the job.

We do not yet know how quickly the federal government will move with matching funds for the educational television expansion program which you have already mandated.

Therefore, because of these uncertainties we have reserved a contingency fund which appears as a \$1.7 million addition to the budget balance so that these funds can be available in event it becomes necessary.

All of us share a desire to aid our elderly low income Iowans. I have proposed to you a plan to ease the burden of property taxes for elderly homeowners. I recognize that there is also strong sentiment in both Houses to also find a way to provide help for our elderly people who pay rent. In anticipation that you may go in this direction I have provided funds in this supplemental budget for that purpose, but I would urge you to seek some assurance that help for elderly renters will be a reality and not a false promise and that the people you are trying to benefit will get the advantage.

In that same vein, you will note that we have provided for an appropriation of \$1.1 million in the first year of the biennium and \$2.2 million in the second for supplementing assistance to some low-income elderly people now receiving public assistance.

We have learned that effective January 1, 1974, when the federal government assumes costs of Adult Assistance Programs the monthly benefits that some of our elderly people are now receiving might be reduced.

To assure that they do not experience a cruel cutback because of a

change of responsibility, I recommend that we guarantee that no elderly person now receiving old age assistance would experience a decrease when the program changes.

In the documents to be given you, you will also see recommendations for meeting the state's commitment to special education, assuring that our library services will not be curtailed because of loss of federal funds, provision for a state law enforcement academy and steam generating equipment at Iowa State University.

* * * * *

The appropriation of state tax revenues is a fundamental responsibility of this legislature, just as I have a duty to make my recommendations to you. It is serious, hard work. But it need not be dull and deadly—nor can it be put off indefinitely.

The information you have today of the best available estimates of revenue is just that—the best estimates. These estimates like nearly everything else, are subject to change. None of us can peer with 100 percent assurance into the future, but you will be meeting again next year and it is in the area of appropriations that one can make the strongest argument for annual legislative sessions.

As you roll up your sleeves now and approach the appropriations task in earnest, I urge you to exercise sound judgment and view your efforts in perspective.

The controversy that has swirled over the diversion to the road fund should not be permitted to obscure the view of the many opportunities and benefits this session can produce for our people.

The goals of a well-balanced educational system, of help for our elderly and continued attack on property taxes are still there for us to attain.

They call for action—I ask that you give them action.

Governor Robert D. Ray was escorted from the House chamber by the committee previously appointed.

Holden of Scott moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed session, President Neu presiding.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 6, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 22—Relating to unclaimed utility deposits and refunds.
- H. F. 18—Relating to duties of operators of vehicles turning left.
- H. F. 48—Defining the term tandem axle.
- H. F. 61—Repealing antitrust fees for a county attorney or the attorney general.
- H. F. 135—Relating to federal tax lien registration.
- H. F. 197—Providing that the fraudulent alteration of registration plates, certificates, and permits issued by county treasurers are subject to penalties provided by law.

H. F. 198—To correct an obsolete reference in section seven hundred forty point thirteen (740.13) of the Code.

H. F. 208—Relating to the property tax exemption for property owned by cemetery associations.

H. F. 314—Relating to exemptions from the sales and use tax on sales subject to a special tax.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 480 passed the Senate.

MINNETTE DODERER

EXPLANATIONS OF VOTE

MR. PRESIDENT: My reason for voting "Nay" on Senate File 237 was because I feel there should be a complete revision of the sections of the Code dealing with the marriage laws after thorough study by an interim committee.

H. L. HEYING

MR. PRESIDENT: Because of impassable roads, I was absent from the Senate chamber Wednesday morning, April 11, 1973. Had I been present I would have voted "Aye" on Senate Files 480, 289, 448 and 237.

ELIZABETH SHAW

MR. PRESIDENT: I was out of the Senate chamber when the votes were taken on Senate Files 289, 480, 448 and 237; and on Senate Concurrent Resolution 34 and House Concurrent Resolution 38. Had I been present, I would have voted "Aye" on all the bills and resolutions.

BARTON L. SCHWIEGER

AMENDMENTS FILED

S—370

1 Amend Senate File 144 as follows:

2 1. By inserting after line 3 the following new
3 sections:

4 Sec. Section one hundred twenty-three point
5 thirty-six (123.36), Code 1973, is amended by adding
6 the following new subsection:
7 *NEW SUBSECTION.* Any holder of a liquor control
8 license may agree not to sell alcoholic liquor or beer
9 on Sunday, in which case, that fact shall be noted on
10 the liquor control license of the holder, and the fee
11 for the license shall be two-thirds of the fee prescribed
12 in this section.

13 Sec. Section one hundred twenty-three point
14 thirty-six (123.36), subsections two (2), three (3),
15 four (4), and five (5), Code 1973, are amended to read
16 as follows:

17 2. Class "A" liquor control licenses, the sum of
18 [six] nine hundred dollars, except that for class "A"
19 licenses in towns of less than two thousand popula-
20 tion, and for clubs of less than two hundred fifty mem-

21 bers, the license fee shall be [four] *six* hundred dollars;
22 however, the fee shall be [two] *three* hundred dollars
23 for any club which is a post, branch, or chapter of
24 a veterans organization chartered by the Congress of
25 the United States, if such club does not sell or permit

Page 2

1 the consumption of alcoholic beverages on the premises
2 more than one day in any week, and if the application
3 for a license states that such club does not and will
4 not sell or permit the consumption of alcoholic beverages
5 on the premises more than one day in any week.

6 3. Class "B" liquor control licenses, the sum as
7 follows:

8 a. Hotels or motels located within the corporate
9 limits of cities of ten thousand population and over,
10 one thousand [three] *nine* hundred *fifty* dollars.

11 b. Hotels and motels located within the corporate
12 limits of cities of over three thousand and less than
13 ten thousand population, one thousand [fifty] *five* hundred
14 *seventy-five* dollars.

15 c. Hotels and motels located within the corporate
16 limits of cities or towns of three thousand population
17 and less, [eight] *one thousand two* hundred dollars.

18 d. Hotels and motels located outside the corporate
19 limits of any city or town, a sum equal to that charged
20 in the incorporated city or town located nearest the
21 premises to be licensed, and in case there is doubt
22 as to which of two or more differing corporate limits
23 is the nearest, the license fee which is the largest
24 shall prevail.

25 4. Class "C" liquor control licenses, the sum as

Page 3

1 follows:

2 a. Commercial establishments located within the
3 corporate limits of cities of ten thousand population
4 and over, one thousand [three] *nine* hundred *fifty* dollars.

5 b. Commercial establishments located within the
6 corporate limits of cities or towns of over fifteen
7 hundred and less than ten thousand population, [nine
8 hundred fifty] *one thousand four hundred twenty-five*
9 dollars.

10 c. Commercial establishments located within the
11 corporate limits of towns of fifteen hundred population
12 or less, [six] *nine* hundred dollars.

13 d. Commercial establishments located outside the
14 corporate limits of any city or town, a sum equal to
15 that charged in the incorporated city or town located
16 nearest the premises to be licensed, and in case there
17 is doubt as to which of two or more differing corporate
18 limits are the nearest, the license fee which is the
19 larger shall prevail.

20 5. Class "D" liquor control licenses, the following
21 sums:

22 a. For watercraft, [one] *two* hundred [fifty] *twenty-*
23 *five* dollars.

- 24 b. For trains, [five] *seven* hundred *fifty* dollars.
 25 c. For air common carriers, each company shall pay

Page 4

1 a base annual fee of [five] *seven* hundred *fifty* dollars
 2 and, in addition, shall quarterly remit to the department
 3 an amount equal to seven dollars for each gallon of
 4 alcoholic liquor sold, given away, or dispensed in or
 5 over this state during the preceding calendar quarter.
 6 The class "D" license fee and tax for air common carriers
 7 shall be in lieu of any other fee or tax collected from
 8 such carriers in this state for the possession and sale
 9 of alcoholic liquor and beer.

10 The department shall credit all fees to the beer
 11 and liquor control fund and shall remit to the
 12 appropriate local authority, a sum equal to sixty-five
 13 percent of the fees collected for each class "A", class
 14 "B", or class "C" license covering premises located
 15 within their respective jurisdictions.

16 2. By inserting after line 12 the following new
 17 sections:

18 Sec. Section one hundred twenty-three point
 19 one hundred thirty-four (123.134), Code 1973, is amended
 20 by adding the following new subsection:

21 *NEW SUBSECTION.* Any holder of a beer permit may
 22 agree not to sell beer on Sunday, in which case, that
 23 fact shall be noted on the permit of the holder, and
 24 the fee for the permit shall be two-thirds of the fee
 25 prescribed in this section.

Page 5

1 Sec. Section one hundred twenty-three point
 2 one hundred thirty-four (123.134), Code 1973, is amended
 3 to read as follows:

4 123.134 FEES.

5 1. The annual permit fee for a class "A" permit
 6 shall be [two] *three* hundred [fifty] *seventy-five* dollars.

7 2. The annual permit fee for a class "B" permit
 8 shall be graduated according to population as follows:

9 a. For premises located within the corporate limits
 10 of cities with a population of ten thousand and over,
 11 [three] *four* hundred *fifty* dollars.

12 b. For premises located within the corporate limits
 13 of cities or towns with a population of at least fifteen
 14 hundred but less than ten thousand, [two] *three* hundred
 15 dollars.

16 c. For premises located within the corporate limits,
 17 of towns with a population of under fifteen hundred,
 18 one hundred *fifty* dollars.

19 d. For premises located outside the corporate limits
 20 of any city or town, a sum equal to that charged in
 21 the incorporated city or town located nearest the
 22 premises to be operated under the permit, and in case
 23 there is doubt as to which of two or more differing
 24 corporate limits are the nearest, the permit fee which
 25 is the largest shall prevail.

Page 6

- 1 3. The annual permit fee for a class "C" permit
 2 shall be graduated on the basis of the amount of interior
 3 floor space which comprises the retail sales area of
 4 the premises covered by the permit, as follows:
- 5 a. Up to one thousand five hundred square feet,
 6 the sum of [seventy-five] *one hundred ten* dollars.
 7 b. Over one thousand five hundred square feet and
 8 up to two thousand square feet, the sum of one hundred
 9 *fifty* dollars.
- 10 c. Over two thousand and up to five thousand square
 11 feet, the sum of [two] *three* hundred dollars.
 12 d. Over five thousand square feet, the sum of [three]
 13 *four* hundred *fifty* dollars.
- 14 4. The annual permit fee for a special class "B" per-
 15 mit, issued under section 123.133, shall be one hundred
 16 *fifty* dollars, and three dollars for each duplicate
 17 permit, which fees shall be paid to the department. The
 18 department shall issue duplicates of such permits from
 19 time to time as applied for by each such company.
- 20 3. By amending the title in line 2 by inserting after
 21 the word "sold" the words "and to the fees required for
 22 the issuance of liquor control licenses and beer permits".
- 23 4. By renumbering sections to conform to this amend-
 24 ment.

NORMAN G. RODGERS

S—371

- 1 Amend Senate File 144 as follows:
- 2 1. By striking lines 4 through 12 and inserting in
 3 lieu thereof the following new sections:
- 4 Sec. Section one hundred twenty-three point
 5 thirty-six (123.36), Code 1973, is amended by adding
 6 the following new subsection:
- 7 *NEW SUBSECTION.* Any club, hotel, motel, or commer-
 8 cial establishment holding a liquor control license for
 9 whom the sale of goods and services other than alcoholic
 10 liquor or beer constitutes fifty percent or more of the
 11 gross receipts from the licensed premises, subject to
 12 the provisions of section one hundred twenty-three point
 13 forty-nine (123.49), subsection two (2), paragraph b of
 14 this chapter, may sell and dispense alcoholic liquor to
 15 patrons on Sunday for consumption on the premises only.
 16 For this privilege the liquor control license fee of
 17 the applicant shall be increased by fifteen percent of
 18 the regular fee prescribed for the license pursuant to
 19 this section, and the privilege shall be noted on the
 20 liquor control license. The department shall prescribe
 21 the nature and the character of the evidence which shall
 22 be required of the applicant under this subsection.
- 23 Sec. Section one hundred twenty-three point
 24 forty-nine (123.49), subsection two (2), paragraph b,
 25 Code 1973, is amended to read as follows:

Page 2

1 b. Sell or dispense any alcoholic beverage or beer
 2 on the premises covered by the license or permit; or
 3 permit the consumption thereon between the hours of two
 4 a.m. and six a.m. on any weekday, and between the hours
 5 of [one] *two* a.m. on Sunday and six a.m. on the following
 6 Monday, *however, a holder of a liquor control license*
 7 *or class "B" beer permit granted the privilege of sell-*
 8 *ing alcoholic liquor or beer on Sunday may sell or*
 9 *dispense such liquor or beer between the hours of noon*
 10 *and ten p.m. on Sunday.*

11 Sec. Section one hundred twenty-three point one
 12 hundred thirty-four (123.134), Code 1973, is amended by
 13 adding the following new subsection:

14 *NEW SUBSECTION.* Any club, hotel, motel, or commer-
 15 cial establishment holding a class "B" beer permit for
 16 whom the sale of goods and services other than beer
 17 constitutes fifty percent or more of the gross receipts
 18 from the licensed premises, subject to the provisions
 19 of section one hundred twenty-three point forty-nine
 20 (123.49), subsection two (2), paragraph b of this
 21 chapter, may sell and dispense beer to patrons on
 22 Sunday for consumption on the premises only. For this
 23 privilege the class "B" beer permit fees of the appli-
 24 cant shall be increased by fifteen percent of the
 25 regular fees prescribed for the permit pursuant to

Page 3

1 this section and the privilege shall be noted on the
 2 beer permit. The department shall prescribe the nature
 3 and character of the evidence which shall be required
 4 of the applicant under this subsection.

GEORGE R. KINLEY
 ROGER J. SRAFF

S—368

1 Amend Senate File 206 as follows:
 2 1. Page 2 by inserting after line 5 the following section:
 3 Sec. Section three hundred twenty-four point seven
 4 (324.7), subsection one (1), paragraph a, Code 1973, is
 5 amended by striking the paragraph and inserting in lieu
 6 thereof the following:
 7 a. In the amount of one twelfth (1/12) of the annual tax
 8 liability, but not less than one thousand nor more than
 9 one hundred thousand dollars in such form required by
 10 the department of revenue.
 11 2. Page 2 by inserting after line 7 the following section:
 12 Sec. Section three hundred twenty-four point thirty-
 13 six (324.36), subsection four (4), Code 1973, is amended
 14 by striking the subsection and inserting in lieu thereof
 15 the following:
 16 4. BOND. No special fuel dealer's license or special
 17 fuel user's license shall be issued to any person or
 18 continued in force unless he has on file with the
 19 department of revenue a surety bond in the amount of one
 20 twelfth (1/12) of the annual tax liability, but not less
 21 than one thousand nor more than one hundred thousand

MEMORIAL—WILLIAM R. KENDRICK

“Bill the Man”The Honorable Maurice Baringer
Treasurer of State

“In this day of ‘one man—one vote,’ we honor tonight a man whose influence on the Iowa General Assembly was multiplied many fold. Here was a man whose whole life became completely devoted to making the General Assembly function smoothly and efficiently.

When others became overly concerned about the problems of the moment, Bill Kendrick could and did see the long-range solutions. He worked hard at training new members, all the while building each one who served with him for greater service, both within and outside government.

Bill’s influence spread throughout the legislative process in other states as his counterparts recognized his ability as an innovator and leader.

Legislators come and go. One General Assembly blends into those that have gone before and those that will follow. Few men have the opportunity to leave an indelible stamp on such a cosmopolitan group of people. Bill was one of those few. His mark is on all who worked with him.

I can think of no better way to close than this: ‘Greater love hath no man than this; that he lay down his life for his fellow men.’”

“Bill Our Friend”Honorable William Harbor, Chief Clerk

To talk about Bill our Friend in its entire context would take volumes to do the subject justice. Thus, no attempt will be made to cover the waterfront.

The House rules of procedure sets out the responsibility of the Chief Clerk, which Bill Kendrick filled with distinction for so many years. However, to have the friendship and confidence of so many people on both sides of the political aisle, attributes other than those set out by rules were found in this unique man.

Unique is defined by Webster’s Dictionary as being without a like or equal, very rare, uncommon, or very unusual. Bill Kendrick fit these qualifications in every respect.

He was, being, without a like, in that self-edification was not his goal in life, but to further the accomplishments of his first love—the Iowa House of Representatives was paramount in his thinking.

Bill had no equal in his understanding and appreciation of his fellow man. His counsel was sought by all who knew him, because of these qualities.

In Chief Clerk Kendrick was found the very rare quality of just listening. As is oftentimes the case, the interjection of one’s self into another’s problem only serves to amplify this concern. Bill would listen and let you discover your own solution, but at the same time, give you the feeling that he was completely involved and an intricate part.

Uncommon was a sure characteristic of Our Friend Bill, for surely the Man Upstairs threw away the mold once he saw what he had produced. He knew that there was a need for such a person as Bill, but on the other hand he knew we could never cope with two.

Unusual—Yes, Bill was unusual. He had the patience of Job, especially with his new Speakers, who considered themselves all wise and knowledgeable. He never interjected himself where he was not asked, but as he once said, “Let me know what you want to do, or where you want to go, and if at all possible I’ll protect you.” In this endeavor, I can personally say, he suc-

MEMORIALS—HOUSE

Reading: Representative Russell Wyckoff, Vinton

“Lord to Thee Our Hearts Are Raised”Glinka-Tkach
Interstate 35 Mixed Chorus

MEMORIALS—HOUSE

Reading: Representative Floyd Millen, Farmington

“The Lord’s Prayer”Malotte
Mrs. Anne Larson, Iowa winner of the
Metropolitan Opera Competition—1973
Accompanist: Mr. Richard McKinney

BenedictionSenator Ray Taylor, Steamboat Rock

Organ PostludeCandy A. Kennedy

IN MEMORIAM

Honorable John C. Calhoun (Van Buren, Jefferson Counties) 45, 45 Ex., 46
Honorable Kenneth A. Evans (Mills, Montgomery Counties) 47, 48, 49, 50,
50 Ex.; Lieutenant Governor of Iowa 51, 52, 53

Honorable Guy Mark Gillette (Cherokee, Plymouth, Ida Counties) 35, 36
Honorable Bourke B. Hickenlooper (Linn County) 46, 46 Ex., 47; Lieuten-
ant Governor of Iowa 48, 49; Governor of Iowa 50

Honorable Irving D. Long (Buchanan, Delaware Counties) 49, 50, 50 Ex.,
51, 52, 52 Ex., 57, 58, 59, 60, 60 Ex.

Honorable Charles W. Nelson (Jefferson County) 55, 56

Honorable Senator-Elect James B. Turner (Clarke, Appanoose, Decatur,
Lucas, Madison, Monroe, Ringgold, Union, Wayne Counties) 65

* * * * *

Honorable Mattie Belle Bogenrief (Polk County) 61

Honorable William F. Byers (Fayette County) 43

Honorable Clarence C. Christophel (Bremer County) 56, 57, 58

Honorable D. A. (Jiggs) Donohue (Cedar County) 50, 50 Ex., 51, 52, 52
Ex., 53

Honorable Dewey E. Goode (Davis County) 45, 45 Ex., 46, 46 Ex., 47, 48,
49, 50, 50 Ex., 53, 54, 55, 56, 57, 59, 60, 60 Ex., 63, 64

Honorable C. Royce Gordy (Davis County) 58

Honorable Francis Johnson (Dickinson County) 40, 40 Ex., 41, 42, 42 Ex.,
43, 44; Speaker of the House 44

Honorable Bruce E. Mahan (Johnson County) 60, 60 Ex., 61

Honorable A. R. Melrose (Floyd County) 61

Honorable Paul N. Robson (Greene County) 40, 40 Ex.

Honorable Gordon Smith (Cedar County) 48, 49

Honorable Charles P. Starrett (Jasper County) 53

Honorable Frederick D. Steen (Guthrie County) 24, 25

Honorable Scott Swisher (Johnson County) 56, 57, 58, 59, 60, 60 Ex.

Honorable Delbert L. Trowbridge (Floyd County) 64, 65
 Honorable Charles G. Varney (Clinton County) 61
 Honorable Harold E. Wolfe (Cerro Gordo County) 62, 63

* * * * *

Candlelighters

Senator Elizabeth R. Miller, Marshalltown
 Representative Mattie Harper, West Grove
 Representative Lillian McElroy, Percival

Hostesses

Senator Elizabeth Shaw, Davenport
 Representative Mary O'Halloran, Cedar Falls
 Representative Jean Kiser, Davenport

* * * * *

Senate Memorial Committee

Honorable Ralph W. Potter, Marion, Chairman
 Honorable Irvin L. Bergman, Harris
 Honorable Joan Orr, Grinnell

House Memorial Committee

Honorable Rayman Logue, Marengo, Chairman
 Honorable Glen Bortell, St. Charles
 Honorable James I. Middleswart, Indianola

* * * * *

The Senate returned to the Senate chamber and resumed session, President Neu presiding.

On motion of Senator Coleman, the Senate adjourned until 9:00 a.m., Thursday, April 12, 1973.

JOURNAL OF THE SENATE

NINETY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, APRIL 12, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Leland Grove, pastor of the Christian Church, Washington, Iowa.

The Journals of Tuesday, April 10, 1973, and Wednesday, April 11, 1973, were approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Paul Brown, Maquoketa, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Roger W. Jepsen, Lieutenant Governor of Iowa from 1969 to 1973, who was present in the Senate chamber.

President Neu welcomed the Honorable Nathan Sorg, former member of the House of Representatives from Linn County, who was present in the Senate chamber.

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-eight students from Farragut Community School, Farragut, Iowa, accompanied by Leo Humphrey. Senator Hultman.

Twenty-two students from Ringsted Community School, Ringsted, Iowa, accompanied by Miss Hinrichs and Mr. Krammer. Senator Priebe.

Forty-six students from Dunlap High School, Dunlap, Iowa, accompanied by Mr. Dougherty and Mr. Altwegg. Senator Schaben.

Seventeen students from Byron Rice Elementary School, Des Moines, Iowa, accompanied by their instructor, Florence Hoffman. Senator Plymat.

Twenty-seven students from New Market Community School,

New Market, Iowa, accompanied by their instructor, Mrs. Laverty. Senator Briles.

Thirty-five students from Newton Christian Day School, Newton, Iowa, and Sully Christian Day School, Sully, Iowa, accompanied by their principal, Alfred Weg. Senator Hill.

Thirty-eight students from West High School, Iowa City, Iowa, accompanied by Mrs. McCarthy and Dr. Workman. Senator Doderer.

PETITIONS

The following petitions were presented and placed on file:

By Senator Winkelman, from seventy-one residents of Calhoun, Carroll and Sac Counties favoring the sale of beer and liquor on Sunday.

By Senator Gluba, from eighty residents of Scott County favoring the sale of beer and liquor on Sunday.

By Senator Shaw, from seventy-one residents of Scott County opposing the creation of a state land use policy commission.

By Senator Shaw, from seventy-one residents of Scott County opposing House File 333, relating to real estate broker's and salesmen's licenses.

By Senator Shaw, from seventy-one residents of Scott County favoring House File 68, relating to the licensing of real estate apprentice salesmen.

By Senator Shaw, from seventy-one residents of Scott County favoring Senate File 187, which would require recording of all instruments and liens affecting real estate with the county recorder.

By Senator Schaben, from five hundred thirty-three residents of Pottawattamie, Harrison, Crawford and Sioux Counties favoring the restoration of Blue Lake.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Shaff, from five residents of Clinton County.

Senator Riley, from six hundred fifty residents of Linn County.

Senator Nolin, from fifty-five residents of Carroll County.

Senator Priebe, from sixty-five residents of Kossuth County.

Senator Gallagher, from twenty-seven residents of Benton County.

Senator Kyhl, from one hundred forty-one residents of Butler and adjoining counties.

Senator Junkins, from twenty-six residents of Lee County.

Senator Heying, from one hundred two residents of Winneshieck and Fayette Counties.

Senator Gluba, from thirty-one residents of Scott County.

Senator Kinley, from thirty-seven residents of Polk County.

Senator Hansen, from thirty-three residents of Black Hawk County.

Senator Ramsey, from thirty-five residents of Appanoose 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 House was asked:

Senate File 131, a bill for an act relating to the time of payment of inheritance tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 175, a bill for an act relating to workmen's compensation for employees engaged in agricultural work.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 148, a bill for an act relating to the soldiers relief fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 372, a bill for an act relating to the municipal recreation fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 388, a bill for an act relating to public employee leave of absence with pay.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 392, a bill for an act relating to the annual statement of insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 526, a bill for an act relating to the examination of insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 543, a bill for an act relating to the accounting of license sale date for county recorders.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 486, by Senator Tieden, a bill for an act relating to mergers of portions of county school systems.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 148, a bill for an act relating to the soldiers relief fund.

Read first time and **passed on file**.

House File 372, a bill for an act relating to the municipal recreation fund.

Read first time and **passed on file**.

House File 388, a bill for an act relating to public employee leave of absence with pay.

Read first time and **passed on file**.

House File 392, a bill for an act relating to the annual statement of insurance companies.

Read first time and **passed on file**.

House File 526, a bill for an act relating to the examination of insurance companies.

Read first time and **passed on file**.

House File 543, a bill for an act relating to the accounting of license sale date for county recorders.

Read first time and **passed on file**.

REPORTS OF INVESTIGATING COMMITTEES

Senator Hansen submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Robert Buckmaster of Waterloo, Iowa, for the Water Quality Commission of the Iowa Department of Environmental Quality under the provisions of Section 455B.4, Code 1973, for the regular three-

year term beginning July 1, 1973, and ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLARD R. HANSEN, Chairman
LUCAS J. DeKOSTER
CHARLES P. MILLER

The motion prevailed and the report was adopted.

Senator Hansen moved the appointment of Robert Buckmaster as a member of the Water Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 43:

Bergman	Hill	Milligan	Rodgers
Blouin	Hultman	Murray	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, 6:

Andersen	Kelly	Priebe	Tieden
Heying	Nolin		

Absent or not voting, 1:

Kyhl

President Neu declared the appointment of Robert Buckmaster as a member of the Water Quality Commission of the Department of Environmental Quality confirmed for the regular three-year term ending June 30, 1976.

Senator Schwengels submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Stanley Barber of Wellman, Iowa, as a member of the Iowa State Board of Regents under the provisions of Section 262.3 of the Code, 1973, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

FORREST V. SCHWENGELS, Chairman
WARREN E. CURTIS
KENNETH D. SCOTT

The motion prevailed and the report was adopted.

Senator Schwengels moved the appointment of Stanley Barber as a member of the State Board of Regents be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

President Neu declared the appointment of Stanley Barber as a member of the State Board of Regents confirmed for the regular six-year term ending June 30, 1979.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 144.

Senate File 144

On motion of Senator Griffin, Senate File 144, a bill for an act relating to the hours during which alcoholic beverages and beer may be sold, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley offered amendment S—371 filed by Senators Kinley and Shaff:

S—371

- 1 Amend Senate File 144 as follows:
- 2 1. By striking lines 4 through 12 and inserting in
- 3 lieu thereof the following new sections:
- 4 Sec. Section one hundred twenty-three point
- 5 thirty-six (123.36), Code 1973, is amended by adding
- 6 the following new subsection:
- 7 *NEW SUBSECTION.* Any club, hotel, motel, or commer-

8 cial establishment holding a liquor control license for
 9 whom the sale of goods and services other than alcoholic
 10 liquor or beer constitutes fifty percent or more of the
 11 gross receipts from the licensed premises, subject to
 12 the provisions of section one hundred twenty-three point
 13 forty-nine (123.49), subsection two (2), paragraph b of
 14 this chapter, may sell and dispense alcoholic liquor to
 15 patrons on Sunday for consumption on the premises only.
 16 For this privilege the liquor control license fee of
 17 the applicant shall be increased by fifteen percent of
 18 the regular fee prescribed for the license pursuant to
 19 this section, and the privilege shall be noted on the
 20 liquor control license. The department shall prescribe
 21 the nature and the character of the evidence which shall
 22 be required of the applicant under this subsection.
 23 Sec. Section one hundred twenty-three point
 24 forty-nine (123.49), subsection two (2), paragraph b,
 25 Code 1973, is amended to read as follows:

Page 2

1 b. Sell or dispense any alcoholic beverage or beer
 2 on the premises covered by the license or permit; or
 3 permit the consumption thereon between the hours of two
 4 a.m. and six a.m. on any weekday, and between the hours
 5 of [one] two a.m. on Sunday and six a.m. on the following
 6 Monday, *however, a holder of a liquor control license*
 7 *or class "B" beer permit granted the privilege of sell-*
 8 *ing alcoholic liquor or beer on Sunday may sell or*
 9 *dispense such liquor or beer between the hours of noon*
 10 *and ten p.m. on Sunday.*

11 Sec. Section one hundred twenty-three point one
 12 hundred thirty-four (123.134), Code 1973, is amended by
 13 adding the following new subsection:

14 **NEW SUBSECTION.** Any club, hotel, motel, or commer-
 15 cial establishment holding a class "B" beer permit for
 16 whom the sale of goods and services other than beer
 17 constitutes fifty percent or more of the gross receipts
 18 from the licensed premises, subject to the provisions
 19 of section one hundred twenty-three point forty-nine
 20 (123.49), subsection two (2), paragraph b of this
 21 chapter, may sell and dispense beer to patrons on
 22 Sunday for consumption on the premises only. For this
 23 privilege the class "B" beer permit fees of the appli-
 24 cant shall be increased by fifteen percent of the
 25 regular fees prescribed for the permit pursuant to

Page 3

1 this section and the privilege shall be noted on the
 2 beer permit. The department shall prescribe the nature
 3 and character of the evidence which shall be required
 4 of the applicant under this subsection.

Senator Kinley offered amendment S—374 to the amendment
 by Senators Kinley and Shaff and moved its adoption:

S—374

1 Amend the Kinley-Shaff amendment, S—371, to Senate
 2 File 144 as follows:

- 3 1. Page 1, line 14, by inserting after the word
4 "liquor" the words "and beer".

Amendment S—374 to the amendment was adopted.

Senator Kinley offered amendment S—372 to the amendment by Senators Kinley and Shaff and moved its adoption:

S—372

- 1 Amend the Kinley-Shaff amendment S—371 to Senate
2 File 144, page 3, by inserting after line 4 the following:
3 2. Page 1, line 2, by inserting after the word "sold" the
4 words "and to the fees required for the issuance of certain
5 liquor control licenses and beer permits".

Amendment S—372 to the amendment was adopted.

Senator Shaw offered amendment S—376 to the amendment:

S—376

- 1 Amend the Kinley-Shaff amendment S—371, page 2, line 9,
2 by striking the word "noon" and inserting in lieu thereof
3 "11:00 a.m.".

Senator Shaw moved the adoption of her amendment to the amendment and called for a division.

Amendment S—376 to the amendment lost.

Senator Plymat offered amendment S—375 to the amendment:

S—375

Division S—375A

- 1 Amend the Kinley-Shaff amendment S—371 to Senate
2 File 144 as follows:
3 1. Page 1, lines 9 and 10, by striking the words
4 "goods and services other than alcoholic liquor or
5 beer" and inserting in lieu thereof the word "food".

Division S—375B

- 6 2. Page 2, lines 3 and 4, by striking the words
7 "two a.m." and inserting in lieu thereof the words
8 "[two a.m.] *midnight*".
9 3. Page 2, line 5, by striking the words "two
10 a.m." and inserting in lieu thereof the words
11 [a.m.] *midnight*".

Division S—375C

- 12 4. Page 2, line 10, by striking the word "*ten*"
13 and inserting in lieu thereof the word "*nine*".

Division S—375A

- 14 5. Page 2, line 16, by striking the words "goods
15 and services other than beer" and inserting in lieu
16 thereof the word "food".

Senator Hill called for a division of the amendment to the amendment, sections 1 and 5 to be considered as division S—375A; sections 2, 3 and 4 to be considered as division S—375B.

Senator Plymat moved the adoption of division S—375A of the amendment to the amendment.

Roll call was requested.

On the question “Shall division S—375A of the amendment to the amendment be adopted?” (S.F. 144) the vote was:

Ayes, 20:

Andersen	Hill	Nystrom	Rodgers
Bergman	Lamborn	Orr	Scott
Curtis	McCartney	Plymat	Taylor
DeKoster	Miller of	Ramsey	Van Gilst
Doderer	Marshall	Robinson	Winkelman
Heying			

Nays, 28:

Blouin	Hultman	Milligan	Riley
Briles	Junkins	Murray	Schaben
Coleman	Kelly	Nolin	Schwengels
Gallagher	Kennedy	Palmer	Shaff
Glenn	Kinley	Potter	Shaw
Gluba	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedeaux	Willits
Hansen			

Absent or not voting, 2:

Kyhl	Schwieger
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Division S—375A lost.

Senator Riley called for a further division of the amendment to the amendment, sections 2 and 3 to be considered as division S—375B; section 4 to be considered as division S—375C.

Senator Plymat moved the adoption of division S—375B of the amendment to the amendment and requested a roll call.

On the question “Shall division S—375B of the amendment to the amendment be adopted?” (S.F. 144) the vote was:

Ayes, 10:

Bergman	Hill	Orr	Scott
DeKoster	Miller of	Plymat	Taylor
Heying	Marshall	Rodgers	

Nays, 37:

Blouin	Junkins	Nolin	Schaben
Coleman	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Palmer	Schwieger
Doderer	Kinley	Potter	Shaff
Gallagher	Lamborn	Priebe	Shaw
Glenn	McCartney	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Des Moines	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Hultman	Murray		

Absent or not voting, 3:

Andersen Briles Kyhl

Division S—375B lost.

Senator Plymat moved the adoption of division S—375C of the amendment to the amendment.

Roll call was requested.

On the question "Shall division S—375C of the amendment to the amendment be adopted?" (S.F. 144) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Heying	Orr	Robinson
Bergman	Hill	Palmer	Rodgers
Curtis	McCartney	Plymat	Scott
DeKoster	Miller of	Priebe	Taylor
Doderer	Marshall	Ramsey	Van Gilst
Glenn	Nystrom	Riley	Winkelman

Nays, 25:

Blouin	Junkins	Milligan	Schwengels
Coleman	Kelly	Murray	Schwieger
Gallagher	Kennedy	Nolin	Shaff
Gluba	Kinley	Potter	Shaw
Griffin	Lamborn	Rabedeaux	Tieden
Hansen	Miller of	Schaben	Willits
Hultman	Des Moines		

Absent or not voting, 2:

Briles Kyhl

Division S—375C lost.

Senator Rodgers offered amendment S—373 to the amendment:

S—373

- 1 Amend the Kinley-Shaff amndment S—371 to Senate File 144
- 2 as follows:
- 3 1. Page 1, by inserting after line 6 the following:
- 4 *NEW SUBSECTION.* Any holder of a liquor control license
- 5 may agree not to sell alcoholic liquor or beer on Sunday, in
- 6 which case, that fact shall be noted on the liquor control
- 7 license of the holder, and the fee for the license shall be
- 8 two-thirds of the fee prescribed in this section.
- 9 2. Page 1, by striking lines 7 through 22, inclusive, and
- 10 inserting in lieu thereof the following:
- 11 Sec. Section one hundred twenty-three point
- 12 thirty-six (123.36), subsections two (2), three (3), four
- 13 (4), and five (5), Code 1973, are amended to read as
- 14 follows:
- 15 2. Class "A" liquor control licenses, the sum of [six]
- 16 *nine* hundred dollars, except that for class "A" licenses

17 in towns of less than two thousand and for clubs of less
 18 than two hundred fifty members, the license fee shall be
 19 [four] *six* hundred dollars; however, the fee shall be [two]
 20 *three* hundred dollars for any club which is a post, branch,
 21 or chapter of a veterans organization chartered by the
 22 Congress of the United States, if such club does not sell
 23 or permit the consumption of alcoholic beverages on the
 24 premises more than one day in any week, and if the
 25 application for a license states that such club does not

Page 2

1 and will not sell or permit the consumption of alcoholic
 2 beverages on the premises more than one day in any week.

3 3. Class "B" liquor control licenses, the sum as
 4 follows:

5 a. Hotels or motels located within the corporate
 6 limits of cities of ten thousand population and over,
 7 one thousand [three] *nine* hundred *fifty* dollars.

8 b. Hotels and motels located within the corporate
 9 limits of cities of over three thousand and less than
 10 ten thousand population, one thousand [fifty] *five hundred*
 11 *seventy-five* dollars.

12 c. Hotels and motels located within the corporate
 13 limits of cities or towns of three thousand population
 14 and less, [eight] *one thousand two* hundred dollars.

15 d. Hotels and motels located outside the corporate
 16 limits of any city or town, a sum equal to that charged
 17 in the incorporated city or town located nearest the
 18 premises to be licensed, and in case there is doubt
 19 as to which of two or more differing corporate limits
 20 is the nearest, the license fee which is the largest
 21 shall prevail.

22 4. Class "C" liquor control licenses, the sum as
 23 follows:

24 a. Commercial establishments located within the
 25 corporate limits of cities of ten thousand population

Page 3

1 and over, one thousand [three] *nine* hundred *fifty* dollars.

2 b. Commercial establishments located within the
 3 corporate limits of cities or towns of over fifteen
 4 hundred and less than ten thousand population, [nine
 5 hundred-fifty] *one thousand four hundred twenty-five*
 6 dollars.

7 c. Commercial establishments located within the
 8 corporate limits of towns of fifteen hundred population
 9 or less, [six] *nine* hundred dollars.

10 d. Commercial establishments located outside the
 11 corporate limits of any city or town, a sum equal to
 12 that charged in the incorporated city or town located
 13 nearest the premises to be licensed, and in case there
 14 is doubt as to which of two or more differing corporate
 15 limits are the nearest, the license fee which is the
 16 larger shall prevail.

17 5. Class "D" liquor control licenses, the following
 18 sums:

- 19 a. For watercraft, [one] *two* hundred [fifty] *twenty-*
20 *five* dollars.
21 b. For trains, [five] *seven* hundred *fifty* dollars.
22 c. For air common carriers, each company shall pay
23 a base annual fee of [five] *seven* hundred *fifty* dollars
24 and, in addition, shall quarterly remit to the department
25 an amount equal to seven dollars for each gallon of

Page 4

1 alcoholic liquor sold, given away, or dispensed in or
2 over this state during the preceding calendar quarter.
3 The class "D" license fee and tax for air common carriers
4 shall be in lieu of any other fee or tax collected from
5 such carriers in this state for the possession and sale
6 of alcoholic liquor and beer.

7 The department shall credit all fees to the beer
8 and liquor control fund and shall remit to the
9 appropriate local authority, a sum equal to sixty-five
10 percent of the fees collected for each class "A", class
11 "B", or class "C" license covering premises located
12 within their respective jurisdictions.

13 3. Page 2, by inserting after line 10 the following:

14 Sec. Section one hundred twenty-three point
15 one hundred thirty-four (123.134), Code 1973, is amended
16 by adding the following new subsection:

17 *NEW SUBSECTION.* Any holder of a beer permit may
18 agree not to sell beer on Sunday, in which case, that
19 fact shall be noted on the permit of the holder, and
20 the fee for the permit shall be two-thirds of the fee
21 prescribed in this section.

22 4. Page 2, by striking lines 11 through 25 and page 3,
23 by striking lines 1 through 4 and inserting in lieu
24 thereof the following:

25 Sec. Section one hundred twenty-three point

Page 5

1 one hundred thirty-four (123.134), Code 1973, is amended
2 to read as follows:

3 123.134 FEES.

4 1. The annual permit fee for a class "A" permit
5 shall be [two] *three* hundred [fifty] *seventy-five* dollars.

6 2. The annual permit fee for a class "B" permit
7 shall be graduated according to population as follows:

8 a. For premises located within the corporate limits
9 of cities with a population of ten thousand and over,
10 [three] *four* hundred *fifty* dollars.

11 b. For premises located within the corporate limits
12 of cities or towns with a population of at least fifteen
13 hundred but less than ten thousand, [two] *three* hundred
14 dollars.

15 c. For premises located within the corporate limits
16 of towns with a population of under fifteen hundred,
17 one hundred *fifty* dollars.

18 d. For premises located outside the corporate limits
19 of any city or town, a sum equal to that charged in
20 the incorporated city or town located nearest the

21 premises to be operated under the permit, and in case
 22 there is doubt as to which of two or more differing
 23 corporate limits are the nearest, the permit fee which
 24 is the largest shall prevail.

25 3. The annual permit fee for a class "C" permit

Page 6

1 shall be graduated on the basis of the amount of interior
 2 floor space which comprises the retail sales area of
 3 the premises covered by the permit, as follows:

4 a. Up to one thousand five hundred square feet,
 5 the sum of [seventy-five] *one hundred ten* dollars.

6 b. Over one thousand five hundred square feet and
 7 up to two thousand square feet, the sum of one hundred
 8 *fifty* dollars.

9 c. Over two thousand and up to five thousand square
 10 feet, the sum of [two] *three* hundred dollars.

11 d. Over five thousand square feet, the sum of [three]
 12 *four* hundred *fifty* dollars.

13 4. The annual permit fee for a special class "B" per-
 14 mit, issued under section 123.133, shall be one hundred
 15 *fifty* dollars, and three dollars for each duplicate
 16 permit, which fees shall be paid to the department. The
 17 department shall issue duplicates of such permits from
 18 time to time as applied for by each such company.

Senator Rodgers moved the adoption of his amendment to the amendment and requested a roll call.

On the question "Shall amendment S—373 to the amendment be adopted?" (S.F. 144) the vote was:

Ayes, 12:

Andersen	Glenn	Plymat	Scott
Bergman	McCartney	Robinson	Van Gilst
Doderer	Miller of	Rodgers	
Gallagher	Marshall		

Nays, 33:

Blouin	Hultman	Murray	Schaben
Coleman	Junkins	Nystrom	Schwengels
Curtis	Kelly	Orr	Schwieger
DeKoster	Kennedy	Palmer	Shaff
Gluba	Kinley	Potter	Shaw
Griffin	Lamborn	Priebe	Taylor
Hansen	Miller of	Rabedeaux	Willits
Heying	Des Moines	Riley	Winkelman
Hill	Milligan		

Absent or not voting, 5:

Briles	Nolin	Ramsey	Tieden
Kyhl			

Amendment S—373 to the amendment lost.

Senator Kinley moved the adoption of amendment S—371 as amended and requested a roll call.

On the question "Shall amendment S—371 as amended be adopted?" (S.F. 144) the vote was:

Ayes, 27:

Bergman	Hultman	Murray	Robinson
Briles	Junkins	Nolin	Schaben
Coleman	Kennedy	Orr	Schwengels
DeKoster	Kinley	Potter	Schwieger
Doderer	Lamborn	Priebe	Shaff
Griffin	Miller of	Rabedeaux	Shaw
Heying	Des Moines	Riley	Tieden

Nays, 21:

Andersen	Hansen	Milligan	Scott
Blouin	Hill	Nystrom	Taylor
Curtis	Kelly	Palmer	Van Gilst
Gallagher	McCartney	Plymat	Willits
Glenn	Miller of	Rodgers	Winkelman
Gluba	Marshall		

Absent or not voting, 2:

Kyhl	Ramsey
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Amendment S—371 as amended was adopted.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

Senate File 144

The Senate resumed consideration of Senate File 144.

Senator Shaff asked and received unanimous consent to withdraw amendment S—355 filed by Senators Kinley and Shaff on April 6, 1973.

Senator Rodgers withdrew amendment S—351 filed by him on April 5, 1973.

Amendments S—363 and S—370 ruled out of order with the adoption of S—371.

Senator Taylor moved that further action on Senate File 144 be deferred.

Senator Hill moved as a substitute motion that Senate File 144 be rereferred to the committee on judiciary for further study.

Roll call was requested.

On the question "Shall the motion to rerefer to the committee on judiciary be adopted?" (S.F. 144) the vote was:

Ayes, 5:

Bergman	Plymat	Rodgers	Scott
Hill			

Nays, 43:

Andersen	Heying	Milligan	Robinson
Blouin	Hultman	Murray	Schaben
Briles	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Absent or not voting, 2:

Kyhl	Taylor
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The motion lost.

Senator Taylor restated his motion to defer further action on Senate File 144.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (S.F. 144) the vote was:

Ayes, 9:

Bergman	Miller of	Plymat	Van Gilst
Heying	Marshall	Scott	Winkelman
	Palmer	Taylor	

Nays, 40:

Andersen	Hansen	Milligan	Robinson
Blouin	Hill	Murray	Rodgers
Briles	Hultman	Nolin	Schaben
Coleman	Junkins	Nystrom	Schwengels
Curtis	Kelly	Orr	Schwieger
DeKoster	Kennedy	Potter	Shaff
Doderer	Kinley	Priebe	Shaw
Gallagher	Lamborn	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Willits
Gluba	Miller of	Riley	
Griffin	Des Moines		

Absent or not voting, 1:

Kyhl

The motion lost.

Senator Milligan took the chair at 3:15 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?" (S.F. 144) the vote was:

Rule 24 was invoked.

Ayes, 26:

Blouin	Kelly	Murray	Schwengels
Gluba	Kennedy	Nolin	Schwieger
Griffin	Kinley	Orr	Shaff
Hansen	Lamborn	Potter	Shaw
Heying	Miller of	Rabedeaux	Tieden
Hultman	Des Moines	Riley	Willits
Junkins	Milligan	Schaben	

Nays, 23:

Andersen	Gallagher	Nystrom	Rodgers
Bergman	Glenn	Palmer	Scott
Briles	Hill	Plymat	Taylor
Coleman	McCartney	Priebe	Van Gilst
Curtis	Miller of	Ramsey	Winkelman
DeKoster	Marshall	Robinson	
Doderer			

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

EXPLANATION OF VOTE

MR. PRESIDENT: Because of impassable roads, I was absent from the Senate chamber Wednesday morning, April 11, 1973. Had I been present, I would have voted "Aye" on Senate Files 289, 237 as amended, and 448 and "Nay" on Senate File 480.

MICHAEL T. BLOUIN

REPORT OF THE STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering committee calendar:

S. F. 476	S. F. 477	S. F. 50
S. F. 482		

CLIFTON C. LAMBORN, Chairman

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 479	Cities and towns
S. F. 484	County government
S. F. 485	Ways and means

AMENDMENTS FILED

S—380

- 1 Amend Senate File 301, page 2, by striking lines 25
2 through 29, inclusive, and inserting in lieu thereof
3 "lactics."

MINNETTE DODERER
BARTON L. SCHWIEGER

S—377

- 1 Amend Senate File 437 as follows:
2 1. Page 2, by inserting after line 11 the following
3 new sections:
4 Sec. 2. Section seventy-six point one (76.1), Code
5 1973, is amended to read as follows:
6 76.1 MANDATORY RETIREMENT. Hereafter issues of
7 bonds of every kind and character by counties, cities,
8 towns, and school corporations shall be consecutively
9 numbered. [The] *Subject to the provisions of section*
10 *seventy-six point two (76.2) of the Code, the annual*
11 *levy shall be sufficient to pay the interest and*
12 *approximately such portion of the principal of the*
13 *bonds as will retire them in a period not exceeding*
14 *twenty years from date of issue. Each issue of bonds*
15 *shall be scheduled to mature serially in the same*
16 *order as numbered.*
17 Sec. 3. Section seventy-six point two (76.2), Code
18 1973, is amended by adding the following new unnumbered
19 paragraph:
20 *NEW UNNUMBERED PARAGRAPH. However, before any levy*
21 *is made on taxable property for the repayment of bonds*
22 *authorized after the effective date of this Act, the*
23 *director of revenue shall determine the amount of state*
24 *individual income tax collected in the last preceding*
25 *calendar year from residents of the political subdivision,*

Page 2

- 1 and shall allocate such tax or so much thereof as neces-
2 sary to pay the annual interest and amortize the principal
3 on the bonds over a period of not exceeding twenty years,
4 according to the terms of the bonds. The governing
5 authority of each subdivision shall notify the director
6 annually of the amount required. The director of revenue
7 shall certify this amount to the state comptroller,
8 who shall deliver warrants to the governing authorities
9 of the political subdivision in the amounts certified,
10 and these amounts are to be used solely for payment of
11 the interest and amortization of the principal on such
12 bonds. Such amounts are appropriated for this purpose.
13 A levy on taxable property for the repayment of bonds
14 authorized after the effective date of this Act shall
15 be made each year only to the extent required because
16 of insufficient collection of state individual income
17 taxes from the political subdivision.
18 2. Page 3, line 14, by inserting before the period
19 the words "*subject to the provisions of section seventy-*

20 *six point two (76.2) of the Code*”.

21 3. Page 4, line 11, by inserting after the period
22 the words *“However, before the amounts are paid out of*
23 *the schoolhouse fund, they shall be paid to the extent*
24 *possible by an allocation of state individual income*
25 *taxes collected from the school district, as provided for*

Page 3

1 *the payment of bonds under section seventy-six point*
2 *two (76.2) of the Code.”*

3 4. Page 5, line 32, by inserting after the period
4 the words *“Levies for the payment of such bonds shall*
5 *only be made subject to the provisions of section*
6 *seventy-six point two (76.2) of the Code.”*

7 5. Page 7, line 35, by inserting after the period
8 the words *“However, the tax levy shall also be subject*
9 *to the provisions of section seventy-six point two*
10 *(76.2) of the Code.”*

11 6. Page 12, line 14, by inserting after the period
12 the words *“However, if the proposition is carried, the*
13 *amounts needed for the purposes set out in sections*
14 *three hundred fifty-seven B point eleven (357B.11) and*
15 *three hundred fifty-seven B point twelve (357B.12) of*
16 *the Code shall be paid first from an allocation of state*
17 *individual income taxes collected from the district, as*
18 *provided for the payment of bonds under section seventy-*
19 *six point two (76.2) of the Code.”*

20 7. Page 12, line 33, by inserting after the period
21 the words *“However, if the proposition is carried, the*
22 *tax levy authorized shall be made only as necessary*
23 *after first using the allocation of state individual*
24 *income taxes collected from the district, as provided*
25 *for the payment of bonds under section seventy-six point*

Page 4

1 *two (76.2) of the Code.”*

2 8. Page 13, line 11, by inserting after the period
3 the words *“Levies for repayment of the bonds shall be*
4 *made only as authorized in section seventy-six point*
5 *two (76.2) of the Code.”*

6 9. Page 14, line 2, by inserting after the period
7 the words *“However, the tax levies authorized under*
8 *this section shall be made only as necessary after*
9 *first using an allocation of state individual income*
10 *taxes collected from the district, as provided for the*
11 *payment of bonds under section seventy-six point two*
12 *(76.2) of the Code.”*

13 10. Page 15, line 7, by inserting before the period
14 the words *“, subject to the provisions of section*
15 *seventy-six point two (76.2) of the Code”*.

16 11. Page 15, line 14, by inserting before the period
17 the words *“, and a levy for the payment of the bonds is*
18 *subject to the provisions of section seventy-six point*
19 *two (76.2) of the Code”*.

20 12. Page 18, line 6, by inserting before the period
21 the words *“, and provisions for repayment of the bonds*

- 22 *are subject to section seventy-six point two (76.2)*
 23 *of the Code*".
 24 13. By renumbering sections and internal references
 25 in accordance with this amendment.

Page 5

- 1 14. Amend the title, page 1, line 3, by inserting
 2 before the period the words " , and providing for
 3 allocation and appropriation of a portion of state
 4 individual income taxes".

RAY TAYLOR

S—379

- 1 Amend Senate File 459, page 2, by adding the follow-
 2 ing after line 10:
 3 Sec. *NEW SECTION*. A county or city hospital
 4 shall advertise for bids before selling or leasing
 5 any property pursuant to sections one (1) and two (2)
 6 of this Act. The advertisement shall definitely
 7 describe the property and shall be published by at
 8 least one insertion each week for two consecutive
 9 weeks in a newspaper having general circulation in
 10 the county where the property is located. Bids shall
 11 not be accepted prior to two weeks after the second
 12 publication nor later than six months after the second
 13 publication. The highest competent bid must be
 14 accepted unless all bids received are deemed inadequate
 15 and rejected.

MICHAEL T. BLOUIN
 CLIFTON C. LAMBORN
 BERL E. PRIEBE

S—378

- 1 Amend Senate File 477, page 6, by striking lines 30 through
 2 35 and inserting in lieu thereof the following:
 3 "Sec. 14. Division one (1) of this Act, being deemed of
 4 immediate importance shall take effect and be in force from
 5 and after its publication in *The Cedar Rapids Gazette*, a
 6 newspaper published in Cedar Rapids, Iowa, and in *The Sioux*
 7 *County Index-Reporter*, a newspaper published in Hull, Iowa."

LUCAS J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Friday, April 13, 1973.

JOURNAL OF THE SENATE

NINETY-SIXTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, APRIL 13, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Donald Berg, pastor of the Peace Lutheran Church, Oelwein, Iowa.

The Journal of Thursday, April 12, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Thomas R. Viner, Leon, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Nystrom for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Eighty-five students from Harris-Lake Park Community School, Lake Park, Iowa, accompanied by their principal, Wayne Lago.

Fifty students from United Community School, Boone, Iowa, accompanied by their instructors, Mrs. McLean and Mrs. Sive-sind. Senator Nystrom.

Twenty-five students, members of Girl Scout Troop 215, Storm Lake Community School, Storm Lake, Iowa. Senator Curtis.

PETITIONS

The following petitions were presented and placed on file:

By Senator DeKoster, from thirty-three residents of northwest Iowa favoring community family practice residency training programs.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Andersen, from sixty-three residents of Woodbury County.

Senator Riley, from twenty-three residents of Linn County.

Senator Potter, from three hundred fifty-two residents of Linn County.

Senator Ramsey, from twenty-one residents of Appanoose County.

Senator Schwengels, from ten residents of Washington County.

Senator Winkelman, from one hundred thirty-seven residents of Calhoun and Sac Counties.

Senator DeKoster, from twenty-six residents of Plymouth County.

Senator Gallagher, from seventy-eight residents of Benton County.

Senator Taylor, from twenty-nine residents of Wright County.

Senator Van Gilst, from one hundred thirteen residents of Mahaska County.

REPORTS OF INVESTIGATING COMMITTEES

Senator Miller of Marshall submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Roger Jensen of Eldora, Iowa, for the Aeronautics Commission for the State of Iowa under the provisions of Section 328.2 of the 1973 Code of Iowa, for a regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH R. MILLER, Chairman
CLOYD E. ROBINSON
RAY TAYLOR

The motion prevailed and the report was adopted.

Senator Miller moved the appointment of Roger Jensen as a member of the Iowa Aeronautics Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Hansen	Kyhl	Rabedeaux	Riley
Hultman	Nystrom		

President Neu declared the appointment of Roger Jensen as a member of the Iowa Aeronautics Commission confirmed for the regular six-year term ending June 30, 1979.

Senator Kinley submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Robert C. Yapp, of Des Moines, Polk County, Iowa, for the Chemical Technology Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, Code 1973, for the regular term ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE R. KINLEY, Chairman

JAMES E. BRILES

WILLIAM P. WINKELMAN

The motion prevailed and the report was adopted.

Senator Kinley moved the appointment of Robert C. Yapp as a member of the Chemical Technology Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Hansen	Kyhl	Rabedeaux	Riley
Hill	Nystrom		

President Neu declared the appointment of Robert C. Yapp as a member of the Chemical Technology Commission of the Department of Environmental Quality confirmed for the regular term ending June 30, 1974.

Senator Junkins submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Michael Vincent Dunn of Keokuk, Iowa as a member of the City Development Board for the State of Iowa under the provisions of Section 33, Chapter 1088 of the Acts of the Second Regular Session, Sixty-fourth General Assembly, for a two-year term ending June 30, 1974 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

LOWELL L. JUNKINS, Chairman
WARREN E. CURTIS
E. KEVIN KELLY

The motion prevailed and the report was adopted.

Senator Junkins moved the appointment of Michael Vincent Dunn as a member of the City Development Board be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Heying	Marshall		

Nays, none.

Absent or not voting, 6:

Griffin	Kyhl	Rabedeaux	Riley
Hansen	Nystrom		

President Neu declared the appointment of Michael Vincent Dunn as a member of the City Development Board confirmed for the regular two-year term ending June 30, 1974.

Senator Potter submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Lois Emanuel of Marion, Linn County, Iowa, for appointment as a member of the Council on Social Services for the State of Iowa under the provisions of Section 217.2 of the Code of Iowa, for the regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH W. POTTER, Chairman
LEONARD C. ANDERSEN
WILLIAM D. PALMER

The motion prevailed and the report was adopted.

Senator Potter moved the appointment of Lois Emanuel as a member of the Council on Social Services be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Hansen	Kyhl	Rabedeaux	Riley
Kelly	Nystrom		

Senator McCartney took the chair at 9:50 a.m.

The Chair declared the appointment of Lois Emanuel as a member of the Council on Social Services confirmed for the regular six-year term ending June 30, 1979.

Senator Milligan submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of E. Newell Foust of Des Moines, Iowa, for the City Finance Committee under the provisions of Chapter 1088, Acts of the Second Regular Session, Sixty-fourth General Assembly, for a four-year term end-

ing June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE F. MILLIGAN, Chairman
 GEORGE R. KINLEY
 IRVIN L. BERGMAN
 WILLARD R. HANSEN
 ELIZABETH R. MILLER

The motion prevailed and the report was adopted.

Senator Milligan moved the appointment of E. Newell Foust as a member of the City Finance Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Griffin	Marshall		

Nays none.

Absent or not voting, 6:

Hansen	Kyhl	Rabedeaux	Riley
Kelly	Nystrom		

The Chair declared the appointment of E. Newell Foust as a member of the City Finance Committee confirmed for the regular four-year term ending June 30, 1976.

Senator Bergman submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Fred Moore of Spencer, Iowa for the Commerce Commission for the State of Iowa under the provisions of Section 474.2, of the 1973 Code of Iowa, for a regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

IRVIN L. BERGMAN, Chairman
 W. R. RABEDEAUX
 JOAN Y. ORR

The motion prevailed and the report was adopted.

Senator Bergman moved the appointment of Fred Moore as a

member of the Iowa State Commerce Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Robinson	Winkelman
Gluba	Marshall	Rodgers	
Griffin			

Nays, none.

Absent or not voting, 8:

Hansen	Kelly	Nystrom	Riley
Hultman	Kyhl	Rabedeaux	Shaff

The Chair declared the appointment of Fred Moore as a member of the Iowa State Commerce Commission confirmed for the regular six-year term ending June 30, 1979.

CONSIDERATION OF BILLS

Senate File 456

On motion of Senator Junkins, Senate File 456, a bill for an act relating to the payment of annual dues to the league of Iowa municipalities, was taken up for consideration.

Senator Schwengels offered amendment S—359 filed by him and moved its adoption:

S—359

- 1 Amend Senate File 456 as follows:
- 2 1. Page 2, line 13, by inserting after the word
- 3 "paragraph" the words "and inserting in lieu thereof
- 4 the following":
- 5 "The financial condition and the transactions of
- 6 the league of Iowa municipalities shall be audited in
- 7 the same manner as cities and towns as provided in
- 8 section eleven point eighteen (11.18) of the Code."
- 9 2. Page 1, line 2, by inserting after the word
- 10 "municipalities" the words "and providing auditing
- 11 procedures".

The amendment was adopted.

Senator Miller of Des Moines offered amendment S—385:

S—385

1 Amend Senate File 456 as follows:
 2 Page 2, by adding after line 13 the following:
 3 "Sec. 3. Section three hundred thirty-two point
 4 three (332.3), subsection twenty-seven (27), Code
 5 1973, is amended to read as follows:
 6 27. To provide for membership in the Iowa state
 7 association of counties, a nonprofit corporation
 8 organized under chapter 504A, for the purpose of main-
 9 taining a permanent organization to secure co-operation
 10 among counties and county officers in their effort to
 11 procure better and more efficient methods of government.
 12 The board of supervisors may authorize attendance at
 13 schools of instruction by county officers, appointees,
 14 and employees as the schools are called by the associa-
 15 tion and may authorize attendance at the annual meeting
 16 of the association by duly certified representatives of
 17 each county which is affiliated with the association.
 18 The board of supervisors may appropriate from the county
 19 general fund necessary funds to provide membership in
 20 the Iowa state association of counties[, provided that the
 21 method of assessment shall be established on a basis
 22 whereby each county shall pay not to exceed one cent per
 23 capita and one hundredth of one mill of each county's
 24 assessed valuation. The total assessment collected from
 25 all of the member counties shall not exceed seventy-five

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1 thousand dollars per annum. In the event that more
 2 than seventy-five thousand dollars is collected, the
 3 excess shall be refunded proportionately to the counties
 4 from which payment is received.] The association shall
 5 keep and make such accounts as are required by the
 6 auditor of state. The accounts shall be audited
 7 annually and published in the auditor of state's
 8 biennial report. The association shall annually pub-
 9 lish an accounting of all moneys expended in connec-
 10 tion with expenses incurred by and any salaries paid to
 11 legislative representatives or lobbyists of the associa-
 12 tion. No county funds may be expended for membership
 13 fees or for attendance expenses for any county officers
 14 association other than the Iowa state association of
 15 counties.
 16 2. Page 1, line 2, by inserting after the word
 17 "municipalities" the words "and Iowa state association
 18 of counties".

Senator Griffin raised the point of order that the amendment was not germane.

The Chair ruled the point well taken and the amendment out of order.

Senator Junkins moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 456) the vote was:

Ayes, 33:

Andersen	Gluba	Miller of	Schaben
Bergman	Griffin	Marshall	Schwengels
Blouin	Heying	Milligan	Schwieger
Briles	Junkins	Murray	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Lamborn	Palmer	Shaw
DeKoster	Miller of	Plymat	Taylor
Doderer	Des Moines	Potter	Van Gilst
Glenn		Rodgers	Willits

Nays, 11:

Gallagher	Kennedy	Priebe	Tieden
Hill	McCartney	Ramsey	Winkelman
Hultman	Nolin	Robinson	

Absent or not voting, 6:

Hansen	Kyhl	Rabedeaux	Riley
Kinley	Nystrom		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senate File 206

On motion of Senator Palmer, Senate File 206, a bill for an act relating to the bonding of licensed motor fuel distributors, was taken up for further consideration.

Senator Murray offered amendment S—348 filed by Senators Murray and Palmer:

S—348

- 1 Amend Senate File 206, page 2, line 4, by inserting
- 2 after the word "distribution" the following ", individually
- 3 or as a member of a group,".

Senator Murray offered amendment S—381 to the amendment and moved its adoption:

S—381

- 1 Amend the Murray-Palmer amendment S—348 filed April 5, 1973,
- 2 to Senate File 206, lines 2 and 3, by striking the words
- 3 ", individually or as a member of a group," and inserting
- 4 in lieu thereof the following: ", *individually or as a*
- 5 *member of a group*,".

The amendment to the amendment was adopted.

On motion of Senator Murray, amendment S—348 as amended was adopted.

Senator Schwengels offered amendment S—368 filed by him and moved its adoption:

S—368

- 1 Amend Senate File 206 as follows:
 2 1. Page 2 by inserting after line 5 the following section:
 3 Sec. Section three hundred twenty-four point seven
 4 (324.7), subsection one (1), paragraph a, Code 1973, is
 5 amended by striking the paragraph and inserting in lieu
 6 thereof the following:
 7 a. In the amount of one twelfth (1/12) of the annual tax
 8 liability, but not less than one thousand nor more than
 9 one hundred thousand dollars in such form required by
 10 the department of revenue.
 11 2. Page 2 by inserting after line 7 the following section:
 12 Sec. Section three hundred twenty-four point thirty-
 13 six (324.36), subsection four (4), Code 1973, is amended
 14 by striking the subsection and inserting in lieu thereof
 15 the following:
 16 4. BOND. No special fuel dealer's license or special
 17 fuel user's license shall be issued to any person or
 18 continued in force unless he has on file with the
 19 department of revenue a surety bond in the amount of one
 20 twelfth (1/12) of the annual tax liability, but not less
 21 than one thousand nor more than one hundred thousand
 22 dollars in such form required by the department of
 23 revenue, to secure his compliance with this division,
 24 and the payment of any and all taxes, interest and
 25 penalties due and to become due hereunder. The

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- 1 provisions of subsections one (1), three (3) and four (4)
 2 of section three hundred twenty-four point seven (324.7)
 3 with respect to distributor bonds shall apply to bonds
 4 furnished by licensees under this division. A special
 5 fuel dealer or special fuel user who is also a licensed
 6 distributor under division one (1) of this chapter may
 7 have his obligation under this section and under section
 8 three hundred twenty-four point seven (324.7) covered by
 9 one bond.

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?" (S.F. 206) the vote was:

Ayes, 32:

Andersen	Gluba	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Briles	Hill	Nolin	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Lamborn	Palmer	Shaff
DeKoster	McCartney	Plymat	Shaw
Doderer	Miller of	Potter	Taylor
Gallagher	Marshall	Priebe	Willits
Glenn			

Nays, 9:

Blouin	Ramsey	Scott	Van Gilst
Hultman	Schaben	Tieden	Winkelman
Kennedy			

Absent or not voting, 9:

Griffin	Kinley	Miller of	Nystrom
Hansen	Kyhl	Des Moines	Rabedeaux
Kelly			Riley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 301.

Senate File 301

On motion of Senator Doderer, Senate File 301, a bill for an act relating to the sale, distribution or advertisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics, was taken up for further consideration.

Senator Doderer offered amendment S—383 and moved its adoption:

S—383

- 1 Amend Senate File 301 as follows:
- 2 1. Page 2, line 23, by inserting after the word "for"
- 3 the words ", issue permits,".
- 4 2. Page 2, line 29, by inserting after the period the
- 5 following: "Any person selling, offering for sale, or
- 6 giving away any venereal disease prophylactics in violation
- 7 of the standards established by the department shall be
- 8 fined not exceeding five hundred dollars, and the depart-
- 9 ment shall revoke their permit."
- 10 3. Page 2, by inserting after line 29, the following
- 11 section:
- 12 Sec. *NEW SECTION.* The department of agriculture
- 13 and the board of pharmacy examiners shall, when requested
- 14 by the department of health, obtain samples of venereal
- 15 disease prophylactics in the course of their regular
- 16 inspections or duties and shall deliver the samples to the
- 17 department of health.

The amendment was adopted.

Senator Doderer asked and received unanimous consent to withdraw amendment S—380 filed by Senators Doderer and Schwieger on April 12, 1973.

Senator Willits withdrew amendment S—354 filed by him on April 5, 1973.

Senator Doderer withdrew the following amendment S—386:

S—386

- 1 Amend Senate File 301, page 2, line 28 by adding a
- 2 period (.) after the word "Code" and striking the remainder
- 3 of line 28 and line 29.

Senator Doderer offered amendment S—388 and moved its adoption:

S—388

- 1 Amend Senate File 301, page 1, line 3, by inserting after
- 2 the word "prophylactics" the words "and providing a
- 3 penalty".

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. 301) the vote was:

Ayes, 32:

Andersen	Hill	Miller of	Ramsey
Blouin	Junkins	Marshall	Robinson
Briles	Kelly	Milligan	Rodgers
DeKoster	Kennedy	Murray	Schaben
Doderer	Lamborn	Orr	Schwieger
Gallagher	McCartney	Palmer	Shaw
Glenn	Miller of	Plymat	Willits
Gluba	Des Moines	Potter	Winkelman
Griffin		Priebe	

Nays, 6:

Coleman	Heying	Scott	Van Gilst
Curtis	Schwengels		

Absent or not voting, 12:

Bergman	Kinley	Nystrom	Shaff
Hansen	Kyhl	Rabedeaux	Taylor
Hultman	Nolin	Riley	Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator McCartney 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 356, a bill for an act relating to the dissemination of autopsy records.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 373, a bill for an act relating to a duty of a township clerk.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 375, a bill for an act relating to the development of a grain alcohol motor fuel industry in state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 395, a bill for an act relating to powers of school districts for purchase and sale of certain real estate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 572, a bill for an act to make appropriations to members of the advisory investment board of 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 574, a bill for an act to appropriate from moneys received by certain commissions, boards and departments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 612, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

WILLIAN H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 487, by committee on human resources, a bill for an act to prohibit sex discrimination in housing.

Read first time and **placed on calendar**.

HOUSE MESSAGES CONSIDERED

House File 356, a bill for an act relating to the dissemination of autopsy records.

Read first time and **passed on file**.

House File 373, a bill for an act relating to a duty of a township clerk.

Read first time and **passed on file**.

House File 375, a bill for an act relating to the development of a grain alcohol motor fuel industry in this state by the Iowa development commission.

Read first time and **passed on file**.

House File 395, a bill for an act relating to powers of school districts for the purchase and sale of certain real estate and the construction of technical schools to teach vocational education and aviation mechanics.

Read first time and **passed on file**.

House File 572, a bill for an act to make appropriations to members of the advisory investment board of the Iowa public employees' retirement system.

Read first time and **passed on file**.

House File 574, a bill for an act to appropriate from moneys received by certain commissions, boards and departments.

Read first time and **passed on file**.

House File 612, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 486 Schools
- H. F. 148 Human resources
- H. F. 372 Cities and towns
- H. F. 388 Human resources
- H. F. 392 Commerce
- H. F. 526 Commerce
- H. F. 543 Natural resources

SUBCOMMITTEE ASSIGNMENTS

Senate File 84	Senate File 470	House File 38
Tieden, Chairman	Griffin, Chairman	Kennedy, Chairman
Miller of Marshall	Van Gilst	Kelly
Miller of Des Moines	Kinley	Taylor
Senate File 258	Senate File 483	House File 271
Tieden, Chairman	Appropriations—	Tieden, Chairman
Ramsey	Human Resources	Orr
Gallagher	Senate Concurrent	Ramsey
Senate File 464	Resolution 33	House Concurrent
Potter, Chairman	Nystrom, Chairman	Resolution 33
Plymat	Hansen	Nystrom, Chairman
Palmer	Junkins	Hansen
		Junkins

AMENDMENTS FILED

S—389

- 1 Amend Senate File 309 as follows:
 2 1. Line 4, by striking the words "one (1)" and
 3 inserting in lieu thereof the words "two (2)".
 4 2. By striking lines 6 through 14 and inserting
 5 in lieu thereof the following:
 6 "2. Secondary noxious weeds, which shall include
 7 *marijuana (Cannabis)*, butterprint (*Abutilon theophrasti*)
 8 annual, cocklebur (*Xanthium commune*) annual, wild mustard
 9 (*Brassica arvensis*) annual, wild carrot (*Daucus carota*)
 10 biennial, buckhorn (*Plantago lanceolata*) perennial,
 11 sheep sorrel (*Rumex acetosella*) perennial, sour dock
 12 (*Rumex crispus*) perennial, smooth dock (*Rumex*
 13 *altissimus*) perennial, puncture vine (*Tribulus terres-*
 14 *tris*) annual, teasel (*Dipsacus*) biennial."

EARL M. WILLITS
 BERL E. PRIEBE

S—387

- 1 Amend Senate File 396, line 9, by striking the word
 2 "ninety" and inserting in lieu thereof the word "thirty".

ELIZABETH SHAW

S—384

- 1 Amend Senate File 477, page 15, line 15, by striking
 2 "*licensed to practice law in this state, shall be*".

JAMES E. BRILES

S—382

- 1 Amend Senate File 480 by striking everything after the
 2 enacting clause and inserting in lieu thereof the following:
 3 Section 1. Section three hundred twenty-four point thirty-
 4 eight (324.38), Code 1973, is amended by adding the following
 5 new subsection:
 6 *NEW SUBSECTION.* Any special fuel dealer may apply for a
 7 special fuel tax credit for the amount of the tax from any sale
 8 of special fuel that has become uncollectible, and is sub-
 9 stantiated by suitable records prescribed by the department
 10 of revenue. Any amounts received by a special fuel dealer on
 11 an account which includes the sale of tangible personal property
 12 and special fuels shall be first credited against any tax due on
 13 the sales of special fuels.

CLIFTON C. LAMBORN

S—390

- 1 Amend Senate File 483 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting in lieu thereof the following:
 4 Section 1. There is appropriated from the general
 5 fund of the state for deposit in a service compensation
 6 fund, hereby created, the sum of fourteen million
 7 (14,000,000) dollars, or so much thereof as is necessary,
 8 to be used in the manner provided in this Act. There
 9 is appropriated from funds available to this state

10 pursuant to the State and Local Fiscal Assistance Act
 11 of 1972 deposited in the trust account for such pur-
 12 poses in the office of state comptroller for deposit
 13 in the service compensation fund the sum of fourteen
 14 million (14,000,000) dollars, or so much thereof as
 15 is necessary, to be used in the manner provided in this
 16 Act.

17 Sec. 2. *NEW SECTION.* PERSONS ENTITLED TO RECEIVE
 18 COMPENSATION. Every person, male or female, who served
 19 not less than one hundred twenty days on active duty,
 20 in the armed forces of the United States, at any time
 21 between August 5, 1964 and ending on January 27, 1973,
 22 both dates inclusive, and who at the time of entering
 23 into service was a legal resident of the state of Iowa,
 24 and who had maintained such residence for a period of
 25 at least six months immediately prior thereto, and was

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1 honorably separated or discharged from such service,
 2 or is still in active service in an honorable status,
 3 or has been retired, or has been furloughed to a reserve,
 4 or has been placed on inactive status, shall be entitled
 5 to receive from the service compensation fund ten dollars
 6 for each month that such person was in active domestic
 7 service, and twelve and one-half dollars for each month
 8 that such person was in active foreign service all prior
 9 to the date established by the Congress of the United
 10 States as the official date of cessation of hostilities,
 11 not to exceed a total sum of five hundred dollars,
 12 however a person who was a prisoner of war shall not
 13 be subject to the five hundred dollar limitation and
 14 shall be paid the amount otherwise entitled to under
 15 the provisions of this section. As used in this Act
 16 "foreign service" means service outside the continental
 17 limits of the North American continent, except service
 18 in the states of Alaska and Hawaii shall not be deemed
 19 foreign service, and foreign service includes service
 20 in all territories of the United States. Compensa-
 21 tion for a fraction of a month shall not be considered
 22 unless it be sixteen days or more in which event it
 23 shall be computed as a full month. No person shall
 24 be entitled to such compensation who received a bonus
 25 or compensation of like nature, as provided in this

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1 Act, from another state. A person shall not be entitled
 2 to such compensation who being in the service of the
 3 armed forces of the United States, subsequent to August
 4 4, 1964 refused on conscientious, political, religious,
 5 or other grounds to subject himself to military
 6 discipline. Service in the merchant marine shall not
 7 be considered for the purposes of this Act. Service
 8 for six months or less for the sole purpose of training
 9 shall not be considered for the purposes of this Act.
 10 The surviving unmarried widow or widower, child or
 11 children, mother, father, or person standing in loco

12 parentis, in the order named and none other, of any
 13 deceased person, shall be paid the compensation that
 14 such deceased person would be entitled to under this
 15 Act, if living; but, if any person has heretofore died
 16 or shall hereafter die, or is disabled, from service-
 17 connected causes incurred between August 4, 1964 and
 18 January 27, 1973, both dates inclusive, and who has
 19 not received the benefits of this Act, he or the first
 20 of survivors as designated by this Act and in the order
 21 named, shall be paid five hundred dollars regardless
 22 of the length of such service. If an eligible
 23 beneficiary is a minor at the time compensation is
 24 payable, the same may be paid to a custodian duly
 25 recognized by the United States veterans administration.

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1 Sec. 3. *NEW SECTION.* DEFINITION OF ACTIVE DUTY.
 2 "Active duty" in the armed forces of the United States
 3 means full-time duty in the armed forces of the United
 4 States, excluding active duty for training purposes
 5 only and excluding any period a person was assigned
 6 by the armed forces to a civilian institution for a
 7 course of education or training which was substantially
 8 the same as established courses offered to civilians,
 9 or as a cadet or midshipman, however enrolled, at one
 10 of the service academies.

11 Sec. 4. *NEW SECTION.* SERVICE COMPENSATION BOARD.
 12 There is created a board to be known as the "service
 13 compensation board" to consist of the persons who serve
 14 on the bonus board created by chapter thirty-five (35)
 15 of the Code.

16 Sec. 5. *NEW SECTION.* APPLICATIONS FOR COMPENSA-
 TION—

17 APPROVAL. It is the duty of the service compensation
 18 board to administer the provisions of this Act, to
 19 examine all applications and approve or disapprove the
 20 same and make any investigation necessary to establish
 21 facts. In the event an application is disapproved by
 22 the board, the claimant may appeal to the district court
 23 of the state of Iowa in and for the county of his legal
 24 residence within a period of thirty days from date of
 25 mailing by registered mail of notice of such disapproval.

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1 The appeal shall be perfected by filing in the office
 2 of the board, a written notice of appeal setting forth
 3 the order or finding appealed from and the grounds of
 4 the appeal. Within thirty days after the filing of
 5 such notice of appeal the board shall make, certify,
 6 and file in the office of the clerk of the district
 7 court to which the appeal is taken, a full and complete
 8 transcript of all documents in the proceeding, including
 9 any depositions, a transcript or certification of the
 10 evidence, if reported, including the notice of appeal.
 11 The clerk shall immediately docket such appeal. The
 12 appeal shall be heard in such district court as in

13 equity de novo. Appeal may be taken to the supreme
 14 court from any final order or judgment or decree of
 15 the district court. A claimant who successfully appeals
 16 the disapproval of an application shall be paid such
 17 amount as he is entitled to as determined by the court
 18 from the service compensation fund and, in addition,
 19 he shall be paid the actual amount of legal fees incurred
 20 which legal fees shall be paid in the same manner as
 21 administrative costs. When any application has been
 22 approved by the board, payment shall be made to the
 23 applicant in accordance with the provisions of this
 24 Act. It is the duty of the board to prepare vouchers
 25 and transmit the same to the state comptroller in payment

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1 of the compensation claims provided for in this Act
 2 and other necessary administrative expenses. The state
 3 comptroller shall issue a warrant for the amount stated
 4 therein and the treasurer of state shall pay such
 5 warrants out of said service compensation fund. The
 6 board may employ such assistants and incur such other
 7 expenses as may be necessary for such administration
 8 and the carrying out of the provisions of this Act,
 9 and the funds necessary for such administration and
 10 carrying out the provisions of this Act shall be expended
 11 from the service compensation fund. Such assistants
 12 as the board may determine shall be exempt from the
 13 provisions of chapter nineteen A (19A) of the Code and
 14 shall give bond in an amount as may be fixed by the
 15 board, and shall, whenever practicable, be persons
 16 within the classes as defined in section two (2) of
 17 this Act. The board may make, adopt and promulgate
 18 rules and regulations for the carrying out of the
 19 provisions of this Act as it deems necessary and
 20 expedient and which are not inconsistent with any
 21 provisions of this Act.

22 **Sec. 6. NEW SECTION. TIME FOR MAKING APPLICATIONS.**

23 Before receiving any compensation under the provisions
 24 of this Act, the claimant, or his successor in interest,
 25 shall file with the service compensation board,

Page 7

1 application on forms provided by the board. The
 2 application shall be filed within four years subsequent
 3 to January 27, 1973.

4 **Sec. 7. NEW SECTION. FALSE STATEMENT—PENALTY.**

5 Whoever knowingly makes a false statement, oral or
 6 written, relating to a material fact in supporting a
 7 claim under the provisions of this Act, shall be punished
 8 by a fine of not more than one thousand dollars or be
 9 imprisoned for not more than one year, or punished by
 10 both such fine and imprisonment, and shall forfeit all
 11 benefits he or she might have been entitled to under
 12 this Act.

13 **Sec. 8. NEW SECTION. TAX EXEMPTION.** All payments
 14 and allowances made under this Act shall be exempt from

15 taxation and from levy and sale on execution.
16 2. Page 1, by striking lines 2 through 8 and insert-
17 ing in lieu thereof the words "fund, appropriating
18 moneys to pay veterans' benefits from such a fund,
19 specifying administrative procedures, and providing
20 a penalty.

NORMAN G. RODGERS

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Monday, April 16, 1973.

JOURNAL OF THE SENATE

NINETY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, APRIL 16, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Larry Willey, pastor of the United Methodist Church, Wilton, Iowa.

The Journal of Friday, April 13, 1973, was approved.

LEGISLATIVE PHYSICIAN OF THE DAY

Dr. C. A. Nicoll, Panora, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty students from Adair Community School, Adair, Iowa, accompanied by their instructor, JoAnn Johnson. Senator Rodgers.

Twenty-two students from Arnolds Park High School, Arnolds Park, Iowa, accompanied by their instructor, Mike May. Senator Bergman.

Twenty-one students, members of Girl Scout Troop 465 from Sioux City, Iowa, accompanied by Mrs. Pettit and Mrs. Hurai. Senator Kelly.

PETITIONS

The following petitions were presented and placed on file:

By Senator Kinley, from two hundred twenty-two residents of Polk, Warren and Guthrie Counties favoring a state operated and controlled lottery.

By Senator Coleman, from ten residents of Calhoun County opposing an identical open season for taking deer by firearm or bow and arrow.

By Senator Gluba, from two hundred eighty-one residents of Scott County opposing House File 333, relating to real estate broker's and real estate salesmen's licenses.

By Senator Palmer, from sixty-four residents of Polk County favoring designation of the ladybug as the state insect.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Riley, from one hundred four residents of Linn County.

Senator Schaben, from eighty-two residents of Harrison County.

Senator McCartney, from three residents of Floyd County.

Senator Hill, from one hundred three residents of Jasper County.

Senator Van Gilst, from fifty-two residents of Marion County.

Senator Miller, from thirty-six residents of Marshall County.

Senator Schwengels, from ten residents of Keokuk County.

Senator Willits, from thirty residents of Polk County.

Senator Orr, from ninety-nine residents of Poweshiek, Iowa and Benton Counties.

Senator Nolin, from twenty-three residents of Carroll County.

Senator Scott, from seventeen residents of Cerro Gordo County.

Senator Tieden, from fifty residents of Clayton County.

Senator Gallagher, from sixty-one residents of Benton, Linn and Black Hawk Counties.

Senator Rodgers, from one hundred twelve residents of Adair and Madison Counties.

INTRODUCTION OF BILLS

Senate File 488, by committee on appropriations, a bill for an act making appropriations to certain state agencies.

Read first time and **placed on calendar.**

Senate File 489, by committee on appropriations, a bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission.

Read first time and placed on calendar.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 276.

Senate File 276

On motion of Senator Curtis, Senate File 276, a bill for an act relating to the termination of commitment orders, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 276) the vote was:

Ayes, 35:

Andersen	Hansen	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Hultman	Nystrom	Scott
Briles	Kennedy	Orr	Shaff
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Griffin	Marshall	Rodgers	Winkelman

Nays, none.

Absent or not voting, 15:

Coleman	Kelly	Milligan	Robinson
Doderer	Kyhl	Palmer	Schwieger
Gluba	Miller of	Potter	Shaw
Heying	Des Moines	Riley	
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 396.

Senate File 396

On motion of Senator Briles, Senate File 396, a bill for an act relating to departmental regulations affecting local governmental bodies, was taken up for consideration.

Senator Briles offered amendment S—387 filed by Senator Shaw and moved its adoption:

S—387

- 1 Amend Senate File 396, line 9, by striking the word
- 2 "ninety" and inserting in lieu thereof the word "thirty".

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. 396) the vote was:

Ayes, 40:

Andersen	Hansen	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 10:

Doderer	Kelly	Potter	Schwieger
Heying	Kyhl	Riley	Shaw
Junkins	Milligan		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 473.

Senate File 473

On motion of Senator Miller of Des Moines, Senate File 473, a bill for an act relating to the delinquency of dog license fees, was taken up for consideration.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 473) the vote was:

Ayes, 41:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 9:

Briles	Kelly	Milligan	Schwieger
Gluba	Kyhl	Potter	Shaw
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 106.

Senate File 106

On motion of Senator Riley, Senate File 106, a bill for an act relating to commissions on hospitalization, was taken up for further consideration.

Senator Riley offered amendment S—345 filed by him and moved its adoption:

S—345

- 1 Amend Senate File 106, page 1, by striking lines 7 through 11
- 2 and inserting in lieu thereof the following:
- 3 1. To the members of the commission serving as
- 4 attorney and physician, compensation and expenses as
- 5 fixed by a majority of the judges of the district
- 6 court of the judicial district in which the hearing
- 7 is held.

The amendment was adopted.

Senator Ramsey offered amendment S—349 filed by him:

S—349

- 1 Amend Senate File 106 as follows:
- 2 1. Page 1, after line 2, by inserting the following
- 3 section:
- 4 Sec. Section two hundred twenty-eight point
- 5 six (228.6), Code 1973, is amended by adding the follow-
- 6 ing new subsection:
- 7 *NEW SECTION.* Administer the payment of compensa-

8 tion and expenses to members of the commission and to
9 the examining physician.

10 2. Page 1, line 8, by inserting after the word
11 "fixed" the words ", in an order on file with the
12 clerk,".

13 3. Page 1, by striking lines 10 and 11 and insert-
14 ing in lieu thereof the words "but the rate of compensa-
15 tion shall not exceed twenty dollars per hour".

16 4. Page 1, line 12, by inserting after the word
17 "compensation" the words "not to exceed a rate of
18 twenty dollars per hour".

19 5. By renumbering the sections in accordance
20 with this amendment.

Senator McCartney raised the point of order that the amend-
ment became out of order with the adoption of amendment
S—345.

The Chair ruled the point well taken and the amendment out
of order.

Senator Coleman offered amendment S—346 filed by him and
moved its adoption:

S—346

1 Amend Senate File 106, page 1, line 14, by inserting after
2 the word "held" the following: "and in addition mileage
3 of ten cents per mile each way".

The amendment was adopted.

Senator Riley moved that the bill be read the last time now,
which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 106) the vote
was:

Ayes, 43:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, 2:

Hansen	Winkelman
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Absent or not voting, 5:

Junkins	Potter	Schwieger	Shaw
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER ADOPTED

Senate File 480

Senator Lamborn called up the following motion to reconsider filed by him on April 11, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 480 passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (S.F. 480) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin		Riley	

Nays, none.

Absent or not voting, 6:

Junkins	Nolin	Schwieger	Shaw
Kyhl	Potter		

The motion prevailed.

Senator Lamborn moved to reconsider the vote by which Senate File 480 went to its last reading, which motion prevailed.

On motion of Senator Lamborn, Senate File 480, a bill for an act relating to refunds of tax on special fuels, was taken up for reconsideration.

Senator Lamborn offered amendment S—382 filed by him and moved its adoption:

S—382

- 1 Amend Senate File 480 by striking everything after the
- 2 enacting clause and inserting in lieu thereof the following:
- 3 Section 1. Section three hundred twenty-four point thirty-
- 4 eight (324.38), Code 1973, is amended by adding the following
- 5 new subsection:
- 6 *NEW SUBSECTION.* Any special fuel dealer may apply for a
- 7 special fuel tax credit for the amount of the tax from any sale
- 8 of special fuel that has become uncollectible, and is sub-
- 9 stantiated by suitable records prescribed by the department

10 of revenue. Any amounts received by a special fuel dealer on
 11 an account which includes the sale of tangible personal property
 12 and special fuels shall be first credited against any tax due on
 13 the sales of special fuels.

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. 480) the vote was:

Ayes, 41:

Andersen	Hultman	Murray	Schaben
Bergman	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Griffin	Des Moines	Ramsey	Van Gilst
Hansen	Miller of	Riley	Willits
Heying	Marshall	Robinson	Winkelman
Hill	Milligan	Rodgers	

Nays, 5:

Blouin	Gallagher	Gluba	Nolin
Doderer			

Absent or not voting, 4:

Junkins	Kyhl	Potter	Shaw
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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 WITHDRAWN

Senator Doderer withdrew the motion to reconsider the vote by which Senate File 480 passed the Senate, filed by her on April 11, 1973.

CONSIDERATION OF BILLS

Senate File 476

On motion of Senator Schwengels, Senate File 476, a bill for an act to establish the office of the legislative fiscal bureau and to abolish the budget and financial control committee, was taken up for consideration.

Senator Curtis offered amendment S—357 filed by him and moved its adoption:

S—357

- 1 Amend Senate File 476, page 6, by striking lines 8 through
- 2 15, inclusive, and inserting in lieu thereof the following:

3 "Such publications shall be obtained from the superintendent
4 of printing on requisition by the department and the selling
5 price, if any, shall be determined by the printing board by
6 dividing the total cost of printing, paper and binding by
7 the number printed. Said price shall be set at the nearest
8 multiple of ten to the quotient thus obtained. Distribution
9 of such publications shall be made by the superintendent of
10 printing gratis to public officers."

The amendment was adopted.

Senator Schaben offered amendment S—391 by Senators Schaben and Coleman and moved its adoption:

S—391

- 1 Amend Senate File 476 as follows:
2 1. Page 4, line 9, by striking the word "a" and inserting
3 in lieu thereof the words "*the ranking*".
4 2. Page 4, line 10, by inserting a comma after the
5 word "*appropriations*" and by striking the remainder of
6 line 10 and all of line 11.
7 3. Page 4, line 15, by striking the word "a" and inserting
8 in lieu thereof "*the ranking*".
9 4. Page 4, line 16, by inserting a comma after the word
10 "*appropriations*" and by striking the words "*appointed by*
11 *the chairman of the house committee on appropriations*."

Roll call was requested.

On the question "Shall the amendment S—391 be adopted?"
(S.F. 476) the vote was:

Ayes, 32:

Andersen	Gluba	Murray	Schaben
Bergman	Griffin	Nolin	Schwengels
Blouin	Hansen	Orr	Schwieger
Briles	Heying	Palmer	Scott
Coleman	Hill	Plymat	Tieden
Curtis	Kennedy	Priebe	Van Gilst
Doderer	Kinley	Robinson	Willits
Gallagher	Miller of	Rodgers	
Glenn	Des Moines		

Nays, 15:

DeKoster	McCartney	Nystrom	Shaff
Hultman	Miller of	Rabedeaux	Shaw
Kelly	Marshall	Ramsey	Taylor
Lamborn	Milligan	Riley	Winkelman

Absent or not voting, 3:

Junkins	Kyhl	Potter
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The amendment was adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 476) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Voting present, 1:

Van Gilst

Absent or not voting, 3:

Junkins Kyhl Potter

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 482

On motion of Senator Murray, Senate File 482, a bill for an act relating to the establishment of community-based correctional programs and services, was taken up for consideration.

Senator Curtis took the chair at 11:35 a.m.

President Neu took the chair at 11:40 a.m.

(Senate File 482 pending.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 27, 242, 401 and 402.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 27, 242, 401 and 402.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 34, strenuously opposing the enacting of legislation which proposes to roll back livestock prices to the levels that existed in January, 1973, now pending in the United States House of Representatives.

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 41, a bill for an act relating to temporary restrictions on weight and load of certain motor vehicles.

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 210, a bill for an act prohibiting for sale, offer for sale and distribution of teasel or teasel seeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 383, a bill for an act relating to the licensing and regulating of grain dealers.

Also: 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 to amend Title fifteen (XV) of the Code.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 490, by Senators Gluba, Kinley, Palmer, Orr, Hill, Blouin, Rodgers, Robinson, Schaben, Kennedy, Miller of Des Moines, Coleman, Nolin, Scott, Willits, Glenn, Junkins, Gallagher, Doderer, Van Gilst and Heying (Small, Rapp, Griffee, Monroe, Patchett, O'Halloran, Wells, Cochran, Jesse, Fitzgerald, Avenson, Norland, McCormick, Doyle, Newhard, Mennenga, Hargrave, Miller of Cerro Gordo, Rinas, Krause, Miller of Calhoun, Horn, Middleswart, Brunow, Cusack, Connors, Harper, Dunton, Woods, Jordan, Hennessey, Husak, Poncy, Caffrey, Nielsen, Howell, Clark of Dubuque, Carr, Higgins and Hutchins), a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid

for persons sixty-five years of age, widows fifty-five years of age or older, or totally disabled, providing a penalty, and making an appropriation therefor.

Read first time and **passed on file.**

Senate File 491, by Senators Schwieger, Hansen, Kennedy, Blouin, Coleman, Nystrom, Winkelman, Taylor, Kelly, Palmer, Gluba, Briles, Miller of Marshall, Doderer, Scott and Orr, a bill for an act relating to financing the freeway-expressway system between Dubuque and Sioux City, Iowa, and other portions of the system, and making appropriations.

Read first time and **passed on file.**

Senate File 492, by Senators Palmer, Blouin, Willits and Orr, a bill for an act to abolish the Iowa aeronautics commission and transferring certain functions to the department of public safety.

Read first time and **passed on file.**

Senate File 493, by Senator Winkelman, a bill for an act relating to warning signs for unsafe county bridges.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 383, a bill for an act relating to the licensing and regulating of grain dealers and providing penalties.

Read first time and **passed on file.**

House File 609, a bill for an act to amend Title fifteen (XV) of the Code to provide authority for municipally-owned utilities to participate with other utilities and electric cooperatives in the acquiring and financing of jointly-owned facilities for the generation, acquisition or transmission of electric energy.

Read first time and **passed on file.**

SENATE CONCURRENT RESOLUTION 35

By Winkelman, Schwieger, Schaben and Lamborn
(Drake, Welden and Dunton)

Whereas, the United States Congress is considering legislation relating to the Federal Highway Trust Fund; and

Whereas, the proposed legislation will affect the state's highway program for the fiscal years beginning July 1, 1973, July 1, 1974, and July 1, 1975; and

Whereas, since the creation of the Federal Highway Trust Fund in 1956, Iowa has been a donor state contributing more to the fund than it has received; and

Whereas, it is now proposed to reduce the rate of funding for the completion of the national system of interstate and defense highways in favor of urban transportation programs including nonhighway facilities with fund distribution based upon urban population which will be advantageous to states with more urban population than Iowa; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That to avoid increased disparity between contributions and receipts, the initial purpose and distribution formula of the federal highway trust fund be retained, that the national system of interstate and defense highways be completed and fully funded and that the present level of funding of the interstate system which amounts to four billion dollars annually be retained for fiscal years beginning July 1, 1973, July 1, 1974, and July 1, 1975; and

Be It Further Resolved, That increased federal assistance to public transit, both urban and rural, is desirable and should be funded from revenues other than the Federal Highway Trust Fund; and

Be It Further Resolved, That a copy of this resolution be forwarded to the Governor of the State of Iowa, Robert D. Ray; to the President of the United States, Richard M. Nixon; to each member of the Iowa Congressional Delegation; to the Secretary of Transportation of the United States Department of Transportation; to each member of the United States House of Representatives Public Works Committee; and to each member of the United States Senate Public Works Committee.

EXPLANATION OF VOTE

MR. PRESIDENT: Due to illness, I was absent from the Senate chamber on Friday, April 13, 1973. Had I been present, I would have voted "Aye" on confirmation of the appointments of Roger Jensen, Robert C. Yapp, Michael Vincent Dunn, Lois Emanuel, E. Newell Foust, and Fred Moore. Also, I would have voted "Aye" on Senate Files 456, 206 and 301.

WILLARD R. HANSEN

REPORTS OF COMMITTEES

Senator Griffin submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 452**, a bill for an act permitting a city or a town to join with a township in building and maintaining a memorial building, 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 cities and towns to which was referred **Senate File 453**, a bill for an act relating to the compensation of elected city officers, 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 cities and towns to which was referred **House File 372**, a bill for an act relating to the municipal recreation fund, 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 Rabedeaux submitted the following reports:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **Senate File 105**, a bill for an act relating to safety standards and equipment on motor vehicles used by railroad companies, to the authority of the Iowa State Commerce Commission, and to provide penalties for violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—394

- 1 Amend Senate File 105 as follows:
- 2 1. Page 2, line 6 by inserting after the second word "vehicle"
- 3 the following: "owned and operated by the railroads".
- 4 2. Page 3, by striking lines 4 through 7, and renumbering the
- 5 remaining subsections.
- 6 3. Page 4, by striking lines 30, 31, 32 and 33, and inserting
- 7 in lieu thereof the following:
- 8 "thereof, the owner shall be subject to a fine not exceeding
- 9 five hundred dollars."

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **Senate Concurrent Resolution 27**, a resolution memorializing Congress to amend the Hatch Act, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 294**, a bill for an act relating to the compensation paid to short-hand reporters of the district court, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—393

- 1 Amend Senate File 294, page 3, line 5, by striking the
- 2 words "of the district court" and inserting in lieu
- 3 thereof the following: "[of the district court]".

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—392

- 1 Amend Senate File 376, page 11, line 5, by striking
- 2 the word "a" and inserting in lieu thereof the words
- 3 "an approved".

TOM RILEY

S—395

- 1 Amend Senate File 483 as follows:

- 2 1. By striking everything after the enacting clause
- 3 and inserting in lieu thereof the following:

- 4 Section 1. There is appropriated from the general
- 5 fund of the state the sum of twenty-eight million five
- 6 hundred thousand (28,500,000) dollars, or so much thereof
- 7 as is necessary, for deposit in a service compensation
- 8 fund, hereby created, to be used in the manner provided
- 9 in this Act.

10 Sec. 2. *NEW SECTION.* PERSONS ENTITLED TO RECEIVE

- 11 COMPENSATION. Every person who served not less than
- 12 one hundred twenty days on active duty, in the armed
- 13 forces of the United States, at any time between August
- 14 5, 1964 and ending on January 27, 1973, both dates
- 15 inclusive, and who at the time of entering into service
- 16 was a legal resident of the state of Iowa, and who had
- 17 maintained such residence for a period of at least six
- 18 months immediately prior thereto, and was honorably
- 19 separated or discharged from such service, or is still
- 20 in active service in an honorable status, or has been
- 21 retired, or has been furloughed to a reserve, or has
- 22 been placed on inactive status, shall be entitled to
- 23 receive from the service compensation fund ten dollars
- 24 for each month that such person was in active domestic
- 25 service, and twelve and one-half dollars for each month

Page 2

- 1 that such person was in active foreign service all prior
- 2 to July 1, 1973, not to exceed a total sum of five
- 3 hundred dollars; however, a person who was a prisoner
- 4 of war shall not be subject to the five hundred dollar
- 5 limitation and shall be paid the amount otherwise
- 6 entitled to under the provisions of this section. As
- 7 used in this Act "foreign service" means service outside
- 8 the continental limits of the North American continent,
- 9 except service in the states of Alaska and Hawaii shall
- 10 not be deemed foreign service, and foreign service
- 11 includes service in all territories of the United States.
- 12 Compensation for a fraction of a month shall not be
- 13 considered unless it be sixteen days or more in which
- 14 event it shall be computed as a full month. No person
- 15 shall be entitled to such compensation who received
- 16 a bonus or compensation of like nature, as provided
- 17 in this Act, from another state. A person shall not
- 18 be entitled to such compensation who being in the service
- 19 of the armed forces of the United States, subsequent
- 20 to August 4, 1964 refused on conscientious, political,

21 religious, or other grounds to subject himself to
 22 military discipline. Service in the merchant marine
 23 shall not be considered for the purposes of this Act.
 24 Service for six months or less for the sole purpose
 25 of training shall not be considered for the purposes

Page 3

1 of this Act. The surviving unmarried widow or widower,
 2 child or children, mother, father, or person standing
 3 in loco parentis, in the order named and none other,
 4 of any deceased person, shall be paid the compensation
 5 that such deceased person would be entitled to under
 6 this Act, if living; but, if any person has heretofore
 7 died or shall hereafter die, or is disabled, from
 8 service-connected causes incurred between August 5, 1964
 9 and January 27, 1973, both dates inclusive, and who
 10 has not received the benefits of this Act, he or the
 11 first of survivors as designated by this Act and in
 12 the order named, shall be paid five hundred dollars,
 13 or the amount entitled to because he was a prisoner
 14 of war, regardless of the length of such service. If
 15 an eligible beneficiary is a minor at the time
 16 compensation is payable, the same may be paid to a
 17 custodian duly recognized by the United States veterans
 18 administration.

19 **Sec. 3. NEW SECTION. DEFINITION OF ACTIVE DUTY.**
 20 "Active duty" in the armed forces of the United States
 21 means full-time duty in the armed forces of the United
 22 States, excluding active duty for training purposes
 23 only and excluding any period a person was assigned
 24 by the armed forces to a civilian institution for a
 25 course of education or training which was substantially

Page 4

1 the same as established courses offered to civilians,
 2 or as a cadet or midshipman, however enrolled, at one
 3 of the service academies.

4 **Sec. 4. NEW SECTION. SERVICE COMPENSATION BOARD.**

5 There is created a board to be known as the "service
 6 compensation board" to consist of the persons who serve
 7 on the bonus board created by chapter thirty-five (35)
 8 of the Code.

9 **Sec. 5. NEW SECTION. APPLICATIONS FOR COMPENSA-
 TION—**

10 **APPROVAL.** It is the duty of the service compensation
 11 board to administer the provisions of this Act, to
 12 examine all applications and approve or disapprove the
 13 same and make any investigation necessary to establish
 14 facts. In the event an application is disapproved by
 15 the board, the claimant may appeal to the district court
 16 of the state of Iowa in and for the county of his legal
 17 residence within a period of thirty days from date of
 18 mailing by registered mail of notice of such disapproval.
 19 The appeal shall be perfected by filing in the office
 20 of the board, a written notice of appeal setting forth
 21 the order or finding appealed from and the grounds of

22 the appeal. Within thirty days after the filing of
 23 such notice of appeal the board shall make, certify,
 24 and file in the office of the clerk of the district
 25 court to which the appeal is taken, a full and complete

Page 5

1 transcript of all documents in the proceeding, including
 2 any depositions, a transcript or certification of the
 3 evidence, if reported, including the notice of appeal.
 4 The clerk shall immediately docket such appeal. The
 5 appeal shall be heard in such district court as in
 6 equity de novo. Appeal may be taken to the supreme
 7 court from any final order or judgment or decree of
 8 the district court. A claimant who successfully appeals
 9 the disapproval of an application shall be paid such
 10 amount as he is entitled to as determined by the court
 11 from the service compensation fund and, in addition,
 12 he shall be paid the actual amount of legal fees incurred
 13 which legal fees shall be paid in the same manner as
 14 administrative costs. When any application has been
 15 approved by the board, payment shall be made to the
 16 applicant in accordance with the provisions of this
 17 Act. It is the duty of the board to prepare vouchers
 18 and transmit the same to the state comptroller in payment
 19 of the compensation claims provided for in this Act
 20 and other necessary administrative expenses. The state
 21 comptroller shall issue a warrant for the amount stated
 22 therein and the treasurer of state shall pay such
 23 warrants out of said service compensation fund. The
 24 board may employ such assistants and incur such other
 25 expenses as may be necessary for such administration

Page 6

1 and the carrying out of the provisions of this Act,
 2 and the funds necessary for such administration and
 3 carrying out the provisions of this Act shall be expended
 4 from the service compensation fund. Such assistants
 5 as the board may determine shall be exempt from the
 6 provisions of chapter nineteen A (19A) of the Code and
 7 shall give bond in an amount as may be fixed by the
 8 board, and shall, whenever practicable, be persons
 9 within the classes as defined in section two (2) of
 10 this Act. The board may make, adopt and promulgate
 11 rules and regulations for the carrying out of the
 12 provisions of this Act as it deems necessary and
 13 expedient and which are not inconsistent with any
 14 provisions of this Act.

15 **Sec. 6. NEW SECTION. TIME FOR MAKING APPLICATIONS.**

16 Before receiving any compensation under the provisions
 17 of this Act, the claimant, or his successor in interest,
 18 shall file with the service compensation board,
 19 application on forms provided by the board. The
 20 application shall be filed within four years subsequent
 21 to January 27, 1973.

22 **Sec. 7. NEW SECTION. FALSE STATEMENT—PENALTY.**

23 Whoever knowingly makes a false statement, oral or

24 written, relating to a material fact in supporting a
25 claim under the provisions of this Act, shall be punished

Page 7

1 by a fine of not more than one thousand dollars or be
2 imprisoned for not more than one year, or punished by
3 both such fine and imprisonment, and shall forfeit all
4 benefits he or she might have been entitled to under
5 this Act.

6 Sec. 8. *NEW SECTION. TAX EXEMPTION.* All payments
7 and allowances made under this Act shall be exempt from
8 taxation and from levy and sale on execution.

9 2. Page 1, by striking lines 2 through 8, inclusive,
10 and inserting in lieu thereof the words "fund, appropri-
11 ating moneys from the general fund of the state for
12 deposit in the service compensation fund, providing
13 administrative procedures, and providing a penalty."

JAMES W. GRIFFIN, SR.
NORMAN RODGERS

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, April 17, 1973.

JOURNAL OF THE SENATE

ONE HUNDREDTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, APRIL 17, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Norbert Jolivette, pastor of the Lutheran Church of America, Jewell, Iowa.

The Journal of Monday, April 16, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Waterbury, Waterloo, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Eighteen students from Eldora Community School, Eldora, Iowa, accompanied by Mrs. Reed and Mrs. Olson. Senator Miller of Des Moines.

Eight students, members of Boy Scout Troop 3, from Marion, Iowa, accompanied by Don Eichenberger. Senator Riley.

Forty students from Carroll Community School, Carroll, Iowa, accompanied by Wanda Throckmorton. Senator Nolin.

Forty students from St. Mary's of Panama School, Portsmouth, Iowa, accompanied by Mrs. Fox Houven. Senator Schaben.

Fourteen students, members of the Young Democrats, from Cass County, accompanied by Mrs. Herring. Senator Schaben.

PETITIONS

The following petitions were presented and placed on file:

By Senator Scott, from twenty-two members of the W. R. C. Corps 74, Clear Lake, Iowa, favoring May 30 as Memorial Day.

By Senator Scott, from thirty-six members of the North Iowa Association of Life Underwriters, Mason City, Iowa, opposing the sale of group tax sheltered annuities to Iowa teachers.

By Senator Blouin, from eight residents of Dubuque County, urging the passage of Senate File 218 to improve the Iowa National Guard.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Heying, from eighteen residents of Fayette County.

Senator Hansen, from twenty-six residents of the Western Home, Cedar Falls, Iowa.

Senator Taylor, from thirty-seven residents of Franklin, Cerro Gordo and Butler Counties.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 482.

Senate File 482

The Senate resumed consideration of Senate File 482, a bill for an act relating to the establishment of community-based correctional programs and services.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 482) the vote was:

Rule 24 was invoked.

Ayes, 39:

Andersen	Griffin	Murray	Rodgers
Blouin	Hansen	Nolin	Schaben
Briles	Heying	Nystrom	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Kelly	Palmer	Scott
DeKoster	Kennedy	Plymat	Shaff
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Taylor
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Robinson	Willits

Nays, 6:

Bergman	McCartney	Miller of	Rabedeaux
Hill		Marshall	Winkelman

Absent or not voting, 5:

Hultman	Milligan	Riley	Tieden
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schwieger asked and received unanimous consent that Senate File 71 be withdrawn from further consideration of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 3, 32 and 149.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 3, 32 and 149.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 17th day of April, 1973, sent to the Governor for his approval: Senate Files 3, 32 and 149.

DALE L. TIEDEN, Chairman

Passed on file.

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Potter 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 member of the Senate:

D. C. Nolan, Johnson County.

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following memorial resolution committee on D. C. Nolan:

Senator Riley, Chairman
Senator Shaw
Senator Doderer

INTRODUCTION OF BILLS

Senate File 494, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state of Iowa to the Iowa beer and liquor control department for capital improvements.

Read first time and **placed on calendar**.

Senate File 495, 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 496, by committee on county government, a bill for an act relating to cooperation between cities and towns in constructing and maintaining roads in certain **counties**.

Referred to committee on **ways and means** (under rule 37).

Senate File 497, by committee on schools, a bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students.

Read first time and **placed on calendar**.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 498, by committee on appropriations, a bill for an act relating to a pay and allowance plan for officers and enlisted men in active state service.

Read first time and placed on calendar.

Senate File 499, by committee on appropriations, a bill for an act to appropriate from moneys received by the Iowa aeronautics commission.

Read first time and placed on calendar.

SENATE CONCURRENT RESOLUTION 36

By Committee on State Government

Whereas, the age of majority has been lowered twice in the last two years; and

Whereas, the divorce laws were thoroughly studied during the 1967-1968 legislative interim and the dissolution of marriage law was enacted in 1970; and

Whereas, the laws governing marriage have not been studied or revised for many years; and

Whereas, the laws governing marriage appear to be obsolete, inconsistent and in need of revision; *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the Legislative Council establish a study committee for the purpose of conducting a comprehensive study of the laws relating to marriage in Iowa; and

Be It Further Resolved, That the study committee shall consist of legislators representing both the Senate and the House of Representatives and both political parties, and may include nonlegislative members knowledgeable in the area; and

Be It Further Resolved, That the study committee make periodic reports to the Legislative Council and submit a final report, including necessary bill drafts to implement its recommendations, to the Legislative Council. Copies of the report approved by the Legislative Council shall be submitted to the 1974 session of the Sixty-fifth General Assembly.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 271 Appropriations (Rule 37)

H. F. 356 Judiciary

H. F. 373 State government

H. F. 375 State government

H. F. 395 Schools

H. F. 572 Appropriations

H. F. 574 Appropriations

H. F. 612 Appropriations

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering calendar:

H. F. 186

S. F. 440

S. F. 73

S. F. 329

CLIFTON C. LAMBORN, Chairman

EXPLANATION OF VOTE

MR. PRESIDENT: I was called out of the Senate chamber for a conference in the Governor's office during the final vote on Senate File 482. Had I been present I would have voted "aye".

GEORGE F. MILLIGAN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 291**, a bill for an act making an appropriation to the commission on aging, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 403**, a bill for an act to appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 271**, a bill for an act relating to the establishment of regional library system and making an appropriation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—402

- 1 Amend Senate File 271 as follows:
- 2 1. Page 6, line 12, by inserting after the word
- 3 "levy" the words " , if any,".
- 4 2. Page 6, line 13, by striking all after
- 5 the period and lines 14 through 16, inclusive.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 30**, a resolution to reestablish the Regulation of Consumer Credit Study Committee, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 33**, a resolution to appoint a study committee for the purpose of continuing the study of mental health and juvenile institutions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House Concurrent Resolution 33**, a resolution relating to assistance to governmental subdivisions in the economic redevelopment of planning region XV, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—398

- 1 Amend Senate File 50 as follows:
- 2 1. Page 1, line 13, by inserting after the word
- 3 "*state*" the words "*for not less than five years*".
- 4 2. Page 1, by inserting after line 13 the
- 5 following section:
- 6 Sec. Section one hundred forty-six point twenty-
- 7 one (146.21), Code 1973, is amended to read as follows:
- 8 146.21 ADDITIONAL WAIVERS. Upon presentation to
- 9 said board of examiners of a certificate from any
- 10 college or university accredited by the north central
- 11 association of [secondary schools] *colleges* and [colleges]
- 12 *secondary schools* that the person seeking a certificate
- 13 of proficiency under the provisions of this chapter has
- 14 completed a course of study in one or more of said
- 15 basic sciences of the number of hours provided for in
- 16 section 146.16 of this chapter and has attained a grade
- 17 of seventy-five percent in said subject or subjects the
- 18 said board of examiners shall waive examination in said
- 19 subject or subjects, and if said applicant shall have
- 20 completed a course of study in all of said basic sciences
- 21 of the number of hours provided for herein and has at-
- 22 tained an average grade of seventy-five percent in each
- 23 of said subjects the board of examiners shall upon
- 24 receipt of a certificate to that effect setting forth
- 25 the grades of the applicant in each of said subjects as

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1 hereinbefore provided issue to said applicant a
 2 certificate of proficiency in the basic sciences as
 3 provided for under the Iowa basic science law without
 4 further examination.

LUCAS J. DeKOSTER

S—401

1 Amend Senate File 50 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting in lieu thereof the following:
 4 Section 1. Chapter one hundred forty-six (146), Code
 5 1973, is repealed.
 6 Sec. 2. Terms of office of members of the board of
 7 basic science examiners shall expire on the effective
 8 date of this Act.
 9 2. Amend the title, page 1, by striking the words
 10 "relating to exemption from" and inserting in lieu
 11 thereof the words "to abolish".

MINNETTE F. DODERER
 WILLARD HANSEN

S—403

1 Amend Senate File 294, page 3, by inserting after line 27 the
 2 following new section and renumbering the remaining section.
 3 Sec. Section six hundred five point nine (605.9), Code
 4 1973, is amended to read as follows:
 5 605.9 POPULATION DETERMINED—PROPORTION OF PAY-
 6 MENT—ASSISTANTS.

7 Immediately after the results of each decennial federal census are
 8 published, the chief judge of each judicial district shall determine
 9 therefrom the population of each county of said district, and shall
 10 certify to the county auditor of each such county the percentage
 11 proportion of the population of each such county to the aggregate
 12 population of all of the counties in said judicial district. *The*
 13 *chief judge shall select one county to issue warrants to the*
 14 *reporter in the amount of his total compensation.* Each county
 15 auditor of the other counties in the district shall issue warrants
 16 to [said reporter] *the county treasurer of the county paying the*
 17 *reporter* in the percentage amount of the total compensation of said
 18 reporter as certified by the district judges, and the county
 19 treasurer shall pay same out of any funds in the county treasury
 20 not otherwise appropriated.

21 In the event it is determined by any judge of the district
 22 court that it is necessary to employ an additional shorthand
 23 reporter because of an extraordinary volume of work, or because of
 24 the temporary illness or incapacity of a regular shorthand reporter,
 25 such judge may appoint a temporary shorthand reporter who shall
 serve as required by said judge, and shall be paid compensation on

Page 2

1 a per diem basis at the prevailing rates of compensation for such
 2 reporters as may be determined by the judge. [In such event, the
 3 district judge shall certify to each county auditor in his judicial
 4 district the name of the shorthand reporter so appointed, and the
 5 amount of compensation which shall be paid, and said reporter shall

6 be paid in the same manner and in the same proportions as is herein
 7 provided.] *A temporary shorthand reporter shall be paid in the same*
 8 *manner as a regular reporter.*

E. KEVIN KELLY

S—399

1 Amend Senate File 477 as follows:
 2 1. Page 12, by adding the following section after line 19:
 3 Sec. Section six hundred two point thirty-one
 4 (602.31), Code 1973, is amended to read as follows:
 5 602.31 SALARY, EXPENSES, RETIREMENT. The annual
 6 salary of each district associate judge, payable from the
 7 general fund of the state of Iowa, shall be the sum of
 8 [seventeen] *nineteen* thousand two hundred dollars. District
 9 associate judges shall also receive from the state their
 10 actual and necessary expenses in the performance of their
 11 duties away from the city of their residence, in accordance
 12 with section 605.2. District associate judges who are
 13 members of the judicial retirement system under chapter
 14 605A shall remain members thereof; but the state of Iowa,
 15 instead of the city and county, shall deduct four percent
 16 from their salaries for the judicial retirement fund and
 17 shall contribute the public's portion to the judicial
 18 retirement fund.
 19 2. By renumbering sections to conform with this amendment.

WILLIAM E. GLUBA
 ELIZABETH SHAW
 E. KEVIN KELLY

S—396

1 Amend Senate File 477 as follows:
 2 1. Page 14, by adding after line 1 the following
 3 new section:
 4 Sec. Section six hundred two point thirty-
 5 four (602.34), unnumbered paragraphs one (1) and two
 6 (2), Code 1973, are amended to read as follows:
 7 Elective clerks and elective bailiffs of municipal
 8 courts who are in office on June 30, 1973, and municip-
 9 al court deputy clerks and deputy bailiffs who are
 10 in office on that date, shall on July 1, 1973, become
 11 deputies of the district court clerks and sheriffs
 12 respectively, in the counties of their residence. *The*
 13 *elective clerks and elective bailiffs shall be known*
 14 *as associate district court clerks and associate deputy*
 15 *sheriffs, respectively, and the duties performed by*
 16 *them as municipal court clerks and sheriffs shall be*
 17 *retained by them to the maximum extent feasible in*
 18 *their new positions, and the positions hereby created*
 19 *shall terminate when the associate district court clerks*
 20 *or associate deputy sheriffs cease holding office in*
 21 *their particular counties.* The boards of supervisors
 22 may enlarge the district court clerks' and sheriffs'
 23 facilities accordingly, and shall have authority to
 24 build, remodel, purchase, and lease real and personal
 25 property and equipment for such purpose, subject to

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1 chapter 75 and sections 332.7 and 332.8, where appli-
 2 cable. The compensation and other benefits received
 3 on January 1, 1972, by the individuals who so become
 4 *associates and* deputies shall not be reduced after
 5 June 30, 1973, from the amount on that date, unless all
 6 the deputies of the office are similarly reduced, but
 7 shall be paid by the counties of their residence; pro-
 8 vided, that if the salary of any *associate or* deputy
 9 equals or exceeds the salary of the district court clerk
 10 or sheriff of whom he is *associate or* deputy, then
 11 the salary of the particular district court clerk or
 12 sheriff shall be increased so as to exceed the salary
 13 of the *associate or* deputy by the sum of two hundred
 14 dollars per year.

15 The individuals who were elective municipal court
 16 clerks and bailiffs on June 30, 1973, and who were
 17 municipal court deputy clerks and deputy bailiffs on
 18 that date, may as *associates and* deputies of the district
 19 court clerks and sheriffs be suspended, demoted, or
 20 discharged by the district court clerks and sheriffs only
 21 for neglect of duty, disobedience of orders, misconduct,
 22 or failure to properly perform duties, by pursuing the
 23 procedure provided by sections 365.19 through 365.26; and
 24 in these cases the district court clerk or sheriff
 25 shall be deemed to be the person having the appointing

Page 3

1 power, the county auditor shall perform the functions
 2 of the mayor or city manager, the board of supervisors
 3 shall perform the functions of the civil service
 4 commission, and the county attorney shall perform the
 5 functions of the city attorney or solicitor.

6 2. By renumbering sections and correcting internal
 7 references in accordance with this amendment.

LUCAS J. DeKOSTER
 GEORGE R. KINLEY

S—397

1 Amend Senate File 477 as follows:

2 1. Page 16, line 34, by striking the word "In" and
 3 inserting in lieu thereof the words "[In] For".

4 2. Page 17, lines 1 and 2, by striking the words
 5 "county judicial magistrate appointing commission" and
 6 inserting in lieu thereof the words "[county judicial
 7 magistrate appointing commission] *district judges*
 8 *sitting en banc*".

9 3. Page 42, by adding after line 22 the following
 10 new division:

DIVISION III

12 Sec. Section six hundred two point fifty
 13 (602.50), unnumbered paragraph one (1), Code 1973, is amended
 14 by striking the paragraph and inserting in lieu
 15 thereof the following:

16 During April of 1974 and during April of the year in
 17 which magistrates' terms expire, the district judges

18 of each district, sitting en banc, shall, by majority
 19 vote, appoint Iowa judicial magistrates in that number
 20 and at those locations indicated by the supreme court
 21 administrator pursuant to section six hundred two point
 22 fifty-seven (602.57) of the Code. The judges shall
 23 appoint no more magistrates than allocated to the counties
 24 by the supreme court administrator except as provided
 25 in section six hundred two point fifty-seven (602.57)

Page 2

1 of the Code. The appointment of each judicial magistrate
 2 shall be subject to confirmation by majority vote of the
 3 district judicial nominating commission of the judicial
 4 district within thirty days, failing which, the appoint-
 5 ment shall be of no effect. The judicial magistrates
 6 appointed under this section shall take office July 1,
 7 1974 and every two years thereafter, however full-time
 8 judicial magistrates shall serve a term of four years
 9 and shall be subject to appointment every four years
 10 thereafter. The judges shall certify the names and
 11 addresses of the magistrates appointed to the clerk of
 12 the district court. The clerk shall certify to the
 13 supreme court administrator and to the state comptroller
 14 the names and addresses of magistrates so appointed.
 15 Judicial magistrates shall be officers of the state.

16 Sec. Section six hundred two point fifty-one
 17 (602.51), Code 1973, is amended by striking the section
 18 and inserting in lieu thereof the following:

19 602.51 FULL-TIME MAGISTRATES. Of the number of
 20 magistrates allotted, there shall be one magistrate
 21 who shall devote his entire time to the duties of his
 22 position in those counties having a population, accord-
 23 ing to the last federal decennial census, of more than
 24 thirty-five thousand and less than eighty thousand.
 25 There shall be two such magistrates in those counties

Page 3

1 having a population of more than eighty thousand and less
 2 than one hundred twenty-five thousand. There shall be
 3 three such magistrates in any county having a population
 4 of more than one hundred twenty-five thousand and less than
 5 two hundred thousand people. There shall be four such
 6 magistrates in counties having a population of two hundred
 7 thousand people or above. In those counties in which
 8 a district court associate judge or judges resides, the
 9 district court associate judge or judges shall be con-
 10 sidered full-time judicial magistrates for the purposes
 11 of this section. In those counties authorized more full-
 12 time magistrates than have district court associate
 13 judges residing therein, the district judges, at the time
 14 of appointment, shall determine which magistrate or
 15 magistrates shall serve on a full-time basis.

16 Sec. Section six hundred two point fifty-eight
 17 (602.58), Code 1973, is amended by striking the section
 18 and inserting in lieu thereof the following:

19 602.58 ADDITIONAL JUDICIAL MAGISTRATE ALLOWED. In

20 those counties which are allotted one judicial magistrate
 21 under section six hundred two point fifty-seven (602.57)
 22 or six hundred two point fifty-nine (602.59) of the Code, the
 23 district judges sitting en banc may, by majority vote,
 24 decide to appoint one additional judicial magistrate.
 25 In those counties appointing an additional magistrate

Page 4

1 under this section, each magistrate shall receive a
 2 salary of two thousand four hundred dollars per year.
 3 Sec. All county judicial magistrate appointing
 4 commissions are abolished as of January 1, 1974.
 5 Sec. Sections six hundred two point forty-two
 6 (602.42), six hundred two point forty-three (602.43),
 7 six hundred two point forty-four (602.44), six hundred
 8 two point forty-five (602.45), six hundred two point
 9 forty-six (602.46), six hundred two point forty-seven
 10 (602.47), six hundred two point forty-eight (602.48),
 11 and six hundred two point forty-nine (602.49), Code
 12 1973, are repealed.
 13 Sec. Division III of this Act shall take
 14 effect January 1, 1974.

TOM RILEY
 EARL M. WILLITS

S—404

1 Amend House File 186 as amended and passed by the House as
 2 follows:
 3 1. Page 2, by striking lines 1 through 23, inclusive and
 4 inserting in lieu thereof the following:
 5 Section 1. Section five hundred nine point one (509.1),
 6 subsection three (3), Code 1973, is amended by adding a new
 7 paragraph to read as follows:
 8 *NEW PARAGRAPH.* The maximum premium which may be charged
 9 for insurance on the life of a debtor shall be seventy-five
 10 cents per one hundred dollars per annum on the initial amount
 11 of insurance where the insurance declines on a monthly basis.
 12 For level term insurance and for insurance that declines on
 13 other than a monthly basis, the rate shall be the actuarial
 14 equivalent of the above charge or premium. There may be
 15 a minimum charge of not more than five dollars.
 16 2. By renumbering the sections to conform with this amendment.

C. JOSEPH COLEMAN
 BERL E. PRIEBE
 JAMES E. BRILES
 CLIFTON C. LAMBORN
 CALVIN O. HULTMAN

S—400

1 Amend House File 270, as amended, passed and reprinted
 2 by the House as follows:
 3 1. Page 6B, by striking the words "sixty days of the date
 4 of the sale" in lines 48 and 49 and inserting in lieu
 5 thereof the words "thirty days following each calendar
 6 quarters".

7 2. Page 6B, by striking the words "at the time of
8 processing" in lines 50 and 51 and inserting in lieu
9 thereof the words "within thirty days following each
10 calendar quarter".

11 3. Page 7A, line 11 by striking the words "the last day of
12 each month" and inserting in lieu thereof the words "thirty
13 days following each calendar quarter".

H. L. HEYING

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, April 18, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, APRIL 18, 1973

The Senate met in regular session, President Neu, presiding.

Prayer was offered by the Reverend Walter Vanderlinden, pastor of the Free Methodist Church, Knoxville, Iowa.

The Journal of Tuesday, April 17, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John E. Rawls, Ottumwa, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty students from Twin Rivers Community School, Bode, Iowa, accompanied by Mr. Brock and Mr. Raney. Senator Priebe.

Fifty-two students from Adel Community High School, Adel, Iowa, accompanied by their instructors, Mike Myers and Bill Kimber. Senator Rodgers.

Eighty-five students from Corning Community School, Corning, Iowa, accompanied by their principal, Marvin D. Steffen. Senator Briles.

Forty-five students from Harmony High School, Harmony, Iowa, accompanied by Terry Fore. Senator Schwengels.

Forty students from Anita High School, Anita, Iowa, accompanied by John Burke and Marvin Schall. Senator Nolin.

Eighty students from McKinley Elementary School, Muscatine, Iowa, accompanied by Mary Daufeldt, Sally Houven and Mr. Huber. Senator Rabedeaux.

Sixty-six students from Centerville Community School, Centerville, Iowa, accompanied by their instructors, Helen Oglesby and Mrs. Van Oort. Senator Ramsey.

Forty-six students from Milford Community School, Milford,

Iowa, accompanied by Ruth Ann Van Donslear, Bonnie Schultz and George Morris. Senator Bergman.

PETITIONS

The following petitions were presented and placed on file:

By Senator Bergman, from thirty-four members of the Iowa Bow Hunters Association of Clay and Dickinson Counties opposing an identical open season for taking deer by firearm or bow and arrow.

By Senator Briles, from forty-three residents of Adams and Montgomery Counties favoring the sale of beer and liquor on Sunday.

By the following Senators, opposing the sale of beer and liquor on Sunday:

Senator Tieden, from fifty residents of Delaware County.

Senator Winkelman, from twenty-four residents of Ida, Sac and Crawford Counties.

Senator Plymat, from fifty-six residents of Polk County.

Senator Gallagher, from twenty-seven residents of Buchanan County.

RESOLUTION

The following resolution from the Linn County Board of Supervisors, dated April 12, 1973, was presented and placed on file by Senator Robinson:

Whereas, there has been introduced in the Iowa Senate on the 14th day of February, 1973, under Senate File 188, an act relating to the right of garnishment to collect delinquent personal property taxes, and

Whereas, under the date of January 23, 1973, an attorney general's opinion was issued stating that "Chapter 135D, Code of Iowa, 1973 (Mobile Home Taxes) creates a tax enforceable by means of distress warrant," and

Whereas, there does not now exist the right of garnishment to collect delinquent personal property taxes, and/or delinquent Mobile Home Taxes.

Now, Therefore, Be It and It Is Hereby Resolved, by the Linn County Board of Supervisors, Linn County, Iowa, this date met in lawful session that the 1973 Iowa Legislature give the passage of Senate File 188 its **priority consideration**. (Note: State Revenue Agencies and Federal Revenue Agencies now have this right when collecting taxes.)

REPORTS OF INVESTIGATING COMMITTEES

Senator Lamborn submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dr. M. A. Dalchow of Maquoketa, Iowa for Iowa Natural Resources Council under the provisions of Section 455A.4, Code 1973, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

CLIFTON C. LAMBORN, Chairman
LEONARD C. ANDERSEN
NORMAN G. RODGERS

The motion prevailed and the report was adopted.

Senator Lamborn moved the appointment of Dr. M. A. Dalchow as a member of the Iowa National Resources Council be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 35:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schwengels
Briles	Kennedy	Nystrom	Schwieger
Curtis	Lamborn	Orr	Scott
DeKoster	McCartney	Plymat	Shaff
Gallagher	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman
Hansen			

Nays, none.

Absent or not voting, 15:

Blouin	Junkins	Milligan	Schaben
Coleman	Kelly	Palmer	Shaw
Doderer	Kinley	Riley	Van Gilst
Hill	Kyhl	Robinson	

President Neu declared the appointment of Dr. M. A. Dalchow as a member of the Iowa Natural Resources Council confirmed for the regular six-year term ending June 30, 1979.

Senator Rodgers submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Herb Reed of Winterset, Iowa, for appointment as a member of the State Conservation Commission for the State of Iowa under the provisions of Sections 107.1 and 107.2, Code 1973, for the regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

NORMAN G. RODGERS, Chairman
LUCAS J. DeKOSTER
ELIZABETH R. MILLER

The motion prevailed and the report was adopted.

Senator Rodgers moved the appointment of Herb Reed as a member of the State Conservation Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 40:

Andersen	Hansen	Murray	Robinson
Bergman	Heying	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 10:

Doderer	Kelly	Riley	Shaff
Hill	Kyhl	Schaben	Shaw
Junkins	Milligan		

President Neu declared the appointment of Herb Reed as a member of the State Conservation Commission confirmed for the regular six-year term ending June 30, 1979.

Senator Schwengels submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Herbert L. Campbell of Washington, Iowa, for an appointment to the Air Quality Commission of the Iowa Department of Environmental Quality under the provisions of Section 455B.4, Code 1973, for the regular one-year term ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

FORREST V. SCHWENGELS, Chairman
TOM RILEY
C. JOSEPH COLEMAN

The motion prevailed and the report was adopted.

Senator Schwengels moved the appointment of Herbert L. Campbell as a member of the Air Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed" the vote was:

Ayes, 38:

Andersen	Hansen	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Blouin	Kennedy	Nystrom	Schwieger
Briles	Kinley	Orr	Scott
Coleman	Lamborn	Palmer	Taylor
Curtis	McCartney	Plymat	Tieden
DeKoster	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Rodgers	
Griffin			

Nays, none.

Absent or not voting, 12:

Doderer	Junkins	Milligan	Robinson
Heying	Kelly	Priebe	Shaff
Hill	Kyhl	Riley	Shaw

President Neu declared the appointment of Herbert L. Campbell as a member of the Air Quality Commission of the Department of Environmental Quality confirmed for the regular one-year term ending June 30, 1974.

Senator Hansen submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Harry Slife of Cedar Falls, Iowa, for the Iowa State Board of Regents under the provisions of Section 262.3, Code 1973, for the regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLARD R. HANSEN, Chairman
LOWELL L. JUNKINS
WILLIAM P. WINKELMAN

The motion prevailed and the report was adopted.

Senator Hansen moved the appointment of Harry Slife as a member of the State Board of Regents be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 41:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Rodgers	

Nays, none.

Absent or not voting, 9:

Doderer	Kelly	Milligan	Robinson
Hill	Kyhl	Riley	Shaw
Junkins			

President Neu declared the appointment of Harry Slife as a member of the State Board of Regents confirmed for the regular six-year term ending June 30, 1979.

CONSIDERATION OF BILLS

Senate File 488

On motion of Senator DeKoster, Senate File 488, a bill for an act making appropriations to certain state agencies, was taken up for consideration.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 488) the vote was:

Ayes, 41:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nystrom	Schwengels
Blouin	Hultman	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall	Rodgers	

Nays, none.

Absent or not voting, 9:

Doderer	Kelly	Milligan	Riley
Hill	Kyhl	Nolin	Shaw
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 489

On motion of Senator Bergman, Senate File 489, a bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission, was taken up for consideration.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 489) the vote was:

Ayes, 43:

Andersen	Heying	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Robinson	Winkelman
Griffin	Miller of	Rodgers	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

Doderer	Kyhl	Palmer	Shaw
Hill	Milligan	Riley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 477** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent that action on **Senate File 50** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

House File 186

On motion of Senator McCartney, House File 186, a bill for an act relating to the regulation of premium rates for credit life and credit accident and health insurance and providing a penalty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman offered amendment S—404 filed by Senators Coleman, Priebe, et al.:

S—404

- 1 Amend House File 186 as amended and passed by the House as
- 2 follows:
- 3 1. Page 2, by striking lines 1 through 23, inclusive and
- 4 inserting in lieu thereof the following:
- 5 Section 1. Section five hundred nine point one (509.1),

- 6 subsection three (3), Code 1973, is amended by adding a new
 7 paragraph to read as follows:
 8 *NEW PARAGRAPH.* The maximum premium which may be charged
 9 for insurance on the life of a debtor shall be seventy-five
 10 cents per one hundred dollars per annum on the initial amount
 11 of insurance where the insurance declines on a monthly basis.
 12 For level term insurance and for insurance that declines on
 13 other than a monthly basis, the rate shall be the actuarial
 14 equivalent of the above charge or premium. There may be
 15 a minimum charge of not more than five dollars.
 16 2. By renumbering the sections to conform with this amendment.

Senator Gallagher called for a division of the amendment, all after the period in line 14 and all of line 15 to be considered as division S—404B; the remainder of the amendment to be considered as division S—404A.

Senator Taylor took the chair at 10:15 a.m.

Senator Hultman offered amendment S—407 to division S—404A and moved its adoption:

S—407

- 1 Amend Coleman, et al., amendment S—404 to House File 186,
 2 by striking lines 5, 6, and 7, and the words "*NEW*
 3 *PARAGRAPH*" in line 8, and inserting in lieu thereof
 4 the following: "Section 1. *NEW SECTION*".

President Neu took the chair at 10:35 a.m.

The Chair called for a division.

The amendment to division S—404A was adopted.

Senator Coleman moved the adoption of division S—404A as amended.

Roll call was requested.

On the question "Shall division S—404A as amended be adopted?" (H.F. 186) the vote was:

Rule 24 was invoked.

Ayes, 29:

Bergman	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kennedy	Potter	Taylor
Curtis	Lamborn	Priebe	Tieden
Glenn	Miller of	Rabedaux	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Heying	Miller of	Rodgers	Winkelman
Hultman	Marshall	Schwengels	

Nays, 14:

Andersen	Gluba	Murray	Plymat
Blouin	Hansen	Orr	Robinson
DeKoster	Kinley	Palmer	Shaff
Gallagher	McCartney		

Voting present, 1:

Milligan

Absent or not voting, 6:

Doderer	Kyhl	Schaben	Shaw
Hill	Riley		

Division S—404A as amended was adopted.

Senator Coleman moved the adoption of division S—404B.

Roll call was requested.

On the question "Shall division S—404B be adopted?" (H.F. 186) the vote was:

Ayes, 11:

Briles	Junkins	Lamborn	Nystrom
Coleman	Kelly	Miller of	Schwengels
Hultman	Kennedy	Des Moines	Van Gilst

Nays, 28:

Andersen	Griffin	Murray	Ramsey
Bergman	Hansen	Nolin	Robinson
Blouin	Heying	Orr	Rodgers
Curtis	Kinley	Palmer	Schwieger
DeKoster	McCartney	Plymat	Scott
Gallagher	Miller of	Potter	Willits
Glenn	Marshall	Rabedeaux	Winkelman
Gluba			

Voting present, 2:

Milligan	Priebe
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Absent or not voting, 9:

Doderer	Riley	Shaff	Taylor
Hill	Schaben	Shaw	Tieden
Kyhl			

Division S—404B lost.

Senator Schwieger offered amendment S—405 and moved its adoption:

S—405

- 1 Amend House File 186 as amended, passed, and
- 2 reprinted by the House, page 3B, line 40, by in-
- 3 serting after the word "income" the following:
- 4 "; however, it shall not exceed twenty-five thousand
- 5 dollars".

Roll call was requested.

On the question "Shall amendment S—405 be adopted?" (H.F. 186) the vote was:

Ayes, 18:

Andersen	Hansen	Potter	Shaff
Bergman	Murray	Ramsey	Taylor
Blouin	Orr	Robinson	Tieden
Gallagher	Palmer	Schwieger	Willits
Gluba	Plymat		

Nays, 23:

Briles	Kelly	Miller of	Rodgers
Curtis	Kennedy	Marshall	Schwengels
DeKoster	Kinley	Nolin	Scott
Griffin	Lamborn	Nystrom	Van Gilst
Heying	McCartney	Priebe	Winkelman
Hultman	Miller of	Rabedeaux	
Junkins	Des Moines		

Voting present, 2:

Coleman	Milligan
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Absent or not voting, 7:

Doderer	Hill	Riley	Shaw
Glenn	Kyhl	Schaben	

The amendment lost.

Senator Priebe offered amendment S—406 and moved its adoption:

S—406

- 1 Amend House File 186 as amended, passed, and
- 2 reprinted by the House, page 3B, line 40 by in-
- 3 setting after the word "income" the following:
- 4 "; however, it shall not exceed thirty-five thousand
- 5 dollars".

Roll call was requested.

On the question "Shall amendment S—406 be adopted?" (H.F. 186) the vote was:

Ayes, 29:

Andersen	Heying	Palmer	Schwieger
Bergman	Kinley	Plymat	Scott
Blouin	McCartney	Potter	Shaff
Briles	Murray	Priebe	Taylor
Gallagher	Nolin	Ramsey	Tieden
Glenn	Nystrom	Rodgers	Willits
Gluba	Orr	Schwengels	Winkelman
Hansen			

Nays, 10:

Curtis	Hultman	Kennedy	Miller of
DeKoster	Junkins	Lamborn	Marshall
Griffin	Kelly		Van Gilst

Voting present, 3:

Coleman	Miller of Des Moines	Milligan
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Absent or not voting, 8:

Doderer	Kyhl	Riley	Schaben
Hill	Rabedeaux	Robinson	Shaw

The amendment was adopted.

Senator Nystrom took the chair at 11:45 a.m.

Senator McCartney offered amendment S—408 and moved its adoption:

S—408

- 1 Amend House File 186, as passed and reprinted by the
- 2 House, page 3b, by inserting after line 50 the following new sections:
- 3 "Sec. *NEW SECTION*. No individual policy of credit
- 4 accident and health insurance or certificate under a policy
- 5 of group credit accident and health insurance shall be
- 6 issued for delivery or delivered in this state unless the
- 7 premium rates charged for the insurance are approved by the
- 8 commissioner of insurance.
- 9 Sec. *NEW SECTION*. Rates for such credit accident
- 10 and health insurance shall be made in accordance with the
- 11 following provisions:
- 12 1. Rates shall not be excessive, inadequate or unfairly
- 13 discriminatory.
- 14 2. Due consideration shall be given to past and prospec-
- 15 tive loss experience within and outside this state, to a rea-
- 16 sonable margin for underwriting profit and contingencies,
- 17 to past and prospective expenses both countrywide and those
- 18 especially applicable to this state, and to all other rele-
- 19 vant factors within and outside this state, but rates shall
- 20 be deemed reasonable under this Act if they reasonably may
- 21 be expected to produce a ratio of fifty percent by dividing
- 22 claims incurred by premiums earned.
- 23 3. The commissioner shall, after a public hearing,
- 24 approve a reasonable charge or premium for credit accident
- 25 and health insurance as he deems appropriate and necessary

Page 2

- 1 for the implementation of this section."

The amendment was adopted.

Senator Schwieger offered amendment S—410:

S—410

- 1 Amend House File 186 as amended, passed and reprinted by
- 2 the House, page 1, line 2, by inserting after the word
- 3 "insurance" the following: " , providing for a maximum
- 4 level of credit life insurance,".

On motion of Senator Gallagher, the amendment was adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 186) the vote was:

Ayes, 40:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, 2:

Kelly Robinson

Voting present, 1:

Milligan

Absent or not voting, 7:

DeKoster	Hill	Riley	Taylor
Doderer	Kyhl	Shaw	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 175, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 549, a bill for an act providing an exception to laws relating to prohibited employment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 625, a bill for an act relating to war orphans' educational aid fund.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 232, a bill for an act to appropriate from moneys received by certain commissions, boards and departments.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 232

1 Amend Senate File 232 as follows:

2 1. Page 3, by striking all of lines 10 through 19

3 and inserting in lieu thereof the following:

4 Sec. 3. A contingency shall not include any pur-
5 pose or project which was presented to the general
6 assembly or any standing committee or subcommittee of
7 a standing committee by any person by way of a bill, pro-
8 posed bill, amendment to a bill, written document, or a
9 proposal which is documented by the minutes, records,
10 or reports of a committee or subcommittee, and which
11 failed to be enacted into law; however, for the purpose
12 of this Act, a necessity of additional operating funds
13 may be construed as a contingency.

14 Before any of the funds authorized to be expended
15 by this Act shall be allocated for contingencies, it
16 shall be determined by the executive council that a
17 contingency exists and that the contingency was neither
18 existent while the general assembly was in session nor
19 reasonably foreseeable at that time, and that the pro-
20 posed allocation shall be for the best interest of the
21 state.

22 If a contingency arises or could reasonably be fore-
23 seen during the time the general assembly is in session,
24 expenditures for the contingency must be authorized by
25 the general assembly.

Page 2

1 2. Further amend by renumbering the remaining

2 sections as necessary.

HOUSE MESSAGES CONSIDERED

House File 175, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties.

Read first time and **passed on file.**

House File 549, a bill for an act providing an exception to laws relating to prohibited employment and making the exception retroactive.

Read first time and **passed on file.**

House File 625, a bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 37

By Kinley (Fitzgerald)

Whereas, legislation relating to no-fault motor vehicle insurance is pending in both houses of the General Assembly; and

Whereas, meaningful consideration cannot be given to these measures without reliable studies of their projected effects on the cost of motor vehicle insurance; and

Whereas, a reliable cost study of major legislation affecting insurance rates is beyond the resources of individual legislators; and

Whereas, the interim subcommittees of the General Assembly which have been charged with the study of no-fault motor vehicle insurance have not been provided the necessary resources to study the costs of proposed legislation and have had to rely on private studies performed by the insurance companies themselves; and

Whereas, the Ford Foundation and United States Department of Transportation have made arrangements for providing cost analyses of no-fault insurance bills to states requesting such service at a cost to the individual states of from three to five thousand dollars per bill; and

Whereas, it is the duty of all Iowa legislators to have the fullest possible knowledge of the effect of major legislation before acting thereon; and

Whereas, the General Assembly has an invaluable opportunity to provide detailed information as to the costs of the various no-fault proposals which would enable legislators to act responsibly and in the best interests of the people, but has so far not taken action in this regard; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly provide the necessary funds, direction, and authority to take fullest advantage of the resources offered to state governments through the Ford Foundation and the United States Department of Transportation to provide cost analyses of the approaches to motor vehicle no-fault insurance as contained in Senate File 369, House File 107, and in any other pending legislation, for the information and use of the citizens of Iowa and their legislators in making rational and responsible decisions, comparisons and proposals regarding this important subject.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 18, 1973, the Governor had approved and transmitted to the Secretary of State the following bills:

H. F. 27—Changing the observance date of Veterans' Day.

H. F. 242—Making an appropriation to the board of architectural examiners and providing for the administration of funds designated for use of such board.

H. F. 401—Relating to transfer of patients to the university hospital.

H. F. 402—Relating to the placing of permit numbers on containers of agricultural seeds.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 35 State government
- S. F. 490 Ways and means
- S. F. 491 State government
- S. F. 492 State government
- S. F. 493 County government
- H. F. 383 Agriculture
- H. F. 609 Ways and means

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 186 passed the Senate.

W. R. RABEDEAUX

SENATE CONCURRENT RESOLUTION 38

By Shaw, Doderer, Curtis, Willits, Murray,
Winkelman, Nolin, and Schwengels

Whereas, it has become apparent that the Iowa Public Employees' Retirement System (IPERS) lacks the flexibility to adapt its benefits to the diverse needs of the 114,000 persons covered by the program; and

Whereas, questions have been raised concerning the different levels of contributions and benefits provided under the several state and local retirement systems; and

Whereas, there is growing discontent caused by the advantages of the variable annuity programs offered Board of Regents employees, covered by the Teacher Insurance Annuity Association-College Equity Retirement Fund (TIAA-CREF) compared with the fixed annuity program of IPERS; and

Whereas, the 1972 Congressional changes in Social Security will have a major impact on other benefit plans, including those at the state and local level; and

Whereas, it appears necessary to integrate state and local level benefit plans with Social Security to prepare for the eventuality of a national pension program; and

Whereas, a recent decision of the Iowa Supreme Court has disclosed questions about the relationship between pensions provided by chapter four hundred ten (410) of the Code, and the retirement allowance under chapter four hundred eleven (411) of the Code, for policemen and firemen; and

Whereas, information from the IPERS' consulting actuaries indicates making changes in the structure of the annuity system would require study over a period of at least six months to one year; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Legislative Council is authorized to establish a study committee composed of members of the two houses of the General Assembly representing the two political parties and citizen members knowledgeable in the subject matter area to conduct a comprehensive study of pension plans and retirement programs available to Iowa public employees. The study shall include but not be limited to various benefits available to public employees; the relationship of IPERS benefits to Social Security benefits for public employees so covered; investment of pension funds; variable annuities; benefit determination based upon salary levels; plans for early retirement; and comparison of benefits available under the various pension plans and retirement programs.

Be It Further Resolved, That the study committee, through the IPERS Division of the Employment Security Commission, employ a consulting actuary to conduct necessary research, submit periodic reports to the Legislative Council and submit a final report, including necessary bill drafts, to implement its recommendations to the Legislative Council and the General Assembly meeting in 1975.

EXPLANATION OF VOTE

I was on the telephone when the vote for Herbert L. Campbell's confirmation was taken. I would like to be recorded as voting "Aye" on his confirmation.

H. L. HEYING

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 270**, a bill for an act to provide an excise tax on the sale of eggs, providing for the establishment of an Iowa egg council and providing a penalty for violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—409

- 1 Amend House File 270, as amended, passed and reprinted
- 2 by the House as follows:
- 3 1. Page 2A, line 4 by striking the words "one thousand
- 4 or more".
- 5 2. Page 6B, line 46 by striking the word "shall" and
- 6 inserting in lieu thereof the word "may".
- 7 3. Page 6B, lines 48 and 49 by striking the words "sixty
- 8 days of the date of the sale" and inserting in lieu
- 9 thereof the words "thirty days following each calendar
- 10 quarter".

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 134**, a bill for an act relating to the regulation of the practice of public accounting; to enlarge the state board of accountancy; to pre-

scribe its powers and duties; and to provide penalties for violations of the provisions of this act, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S-412

1 Amend Senate File 134 as follows:

2 1. Page 20, line 19, by adding after the period the
3 following: "Nothing in this subsection shall prohibit
4 the use of the title or designation 'accountant' by persons
5 other than those holding a current permit issued under
6 section eight (8) of this Act."

7 2. Page 20, line 20, by striking the word "of" and
8 inserting in lieu thereof the word "or".

9 3. Page 20, by striking lines 22, 23 and 24, and insert-
10 ing in lieu thereof the following: "to any opinion".

11 4. Page 20, by striking line 25 and inserting in lieu
12 thereof the following: "attesting to the reliability
13 of any".

14 5. Page 20, line 26, by striking the phrase "or
15 estimate".

16 6. Page 21, by striking lines 8, 9 and 10 and inserting
17 in lieu thereof the following: "tion name to any".

18 7. Page 21, by striking line 11 and inserting in lieu
19 thereof the following: "opinion attesting to the
20 reliability".

21 8. Page 21, line 12, by striking the words "or estimate".

22 9. Page 21, by striking lines 22 through 34 and renumber-
23 ing the remaining subsection.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 156**, a bill for an act relating to the definition of employees eligible for group insurance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 220**, a bill for an act relating to the operation of metal tracked and metal tired vehicles on streets and roads, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 250**, a bill for an act relating to standards for local

health services and authorizing a tax levy, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 403**, a bill for an act relating to attorneys, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—413

- 1 Amend Senate File 403 as follows:
- 2 1. Page 2, line 6, by striking the word "*promulate*" and
- 3 inserting in lieu thereof the word "*promulgate*".
- 4 2. Page 2, by striking lines 14, 15 and 16 and inserting
- 5 in lieu thereof the following:
- 6 "2. An applicant must hold a degree from a reputable
- 7 law school as determined by the Iowa supreme court."
- 8 3. Page 3, by striking lines 23 and 24 and inserting
- 9 in lieu thereof the following:
- 10 "or taught law at a reputable law school as defined by
- 11 the Iowa supreme court for five full years within".

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 116**, a bill for an act relating to the appeal of a condemnation award, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 364**, a bill for an act to legalize and validate the special election of the Lamoni Community School District, in the County of Decatur, State of Iowa, held on December 28, 1972, on the proposition of issuing School Bonds in the sum of not to exceed \$50,000.00 for the purpose of purchasing from Graceland College one existing building, known as Herald Hall, remodeling the same for use as a school house, purchasing from Marvin Johnston one existing building, and for such allied development or improvement as shall be required for proper utilization of such property, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 45**, a bill for an act relating to providing for representation of the federal government on the midwest nuclear board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 29**, a resolution creating a committee to study the transportation of grain and other related agricultural problems, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House Concurrent Resolution 25**, a resolution creating a committee to study requests of all departments asking for microfilming equipment as well as the need of any state department for storage of documents, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENT FILED

S—411

- 1 Amend Senate File 440 as follows:
- 2 1. Page 2, line 10, by inserting after the word
- 3 "any" the following: "*voluntary nonprofit hospital,*
- 4 *clinic, or health care facility as defined in sub-*
- 5 *section (8) of section one hundred thirty-five C point*
- 6 *one (135C.1) of the Code, or of any*".
- 7 2. Page 2, line 28, by inserting after the word
- 8 "in" the following: "*a voluntary nonprofit hospital,*
- 9 *clinic, or health care facility or in*".
- 10 3. Page 2, line 33, by inserting after the word
- 11 "sidings," the following: "*trackage,*".
- 12 4. Page 4, line 30, by inserting after the second
- 13 word "projects" the following: "*or for voluntary non-*
- 14 *profit hospital, clinic, or health care facilities,*".
- 15 5. Page 11, line 8, by inserting after the word
- 16 "facilities" the following: "*or for voluntary non-*
- 17 *profit hospitals, clinic or health facilities,*".
- 18 6. Page 13, line 2, by striking the period and
- 19 inserting the following: "*nor to any municipality in*

20 *connection with any project for the benefit of a volun-*
21 *tary nonprofit hospital, clinic, or health care facility,*
22 *the property of which is otherwise exempt under the pro-*
23 *visions of chapter four hundred twenty-seven (427) of the*
24 *Code.*

BARTON L. SCHWIEGER

On motion of Senator Rabedeaux, the Senate adjourned until
9:00 a.m., Thursday, April 19, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, APRIL 19, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend William McConnelee, pastor of the Presbyterian Church, Montrose, Iowa.

The Journal of Wednesday, April 18, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Milford D. Hayden, Cherokee, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Murray for the day on request of Senator Ramsey.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Fifty students from Whittier and Harlan Elementary Schools, Ames, Iowa, accompanied by their instructors, Mrs. Albright and Mrs. Pier. Senator Murray.

Thirty students, members of the Johnson County 4-H Club, accompanied by Larry Aldeman. Senator Doderer.

Twelve students, members of Boy Scout Troop 99 from Anamosa, Iowa, accompanied by Warran Wortman and Ray Cox. Senator Riley.

Thirty-three students from Rolfe Community High School, Rolfe, Iowa, accompanied by Marshall Farley. Senators Priebe and Winkelman.

Forty students from Ledyard Community School, Ledyard, Iowa. Senator Priebe.

Twenty-eight students from State Center Community School, State Center, Iowa, accompanied by Mrs. German. Senator Miller of Marshall.

Thirty-nine students from Orient-Macksburg Community School, Orient, Iowa, accompanied by Mrs. Herr and Mr. Tussey. Senator Rodgers.

PETITIONS

The following petitions were presented and placed on file:

By Senator Junkins, from forty-eight residents of Des Moines County opposing the sale of beer and liquor on Sunday.

By Senator Schaben, from forty-seven residents of Shelby County opposing any change in the Iowa abortion law.

INTRODUCTION OF BILLS

Senate File 500, by committee on human resources, a bill for an act relating to visitation rights.

Read first time and **placed on calendar**.

Senate File 501, by committee on human resources, a bill for an act relating to the selection of polling places for elections.

Read first time and **placed on calendar**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 291.

House File 291

On motion of Senator Schwieger, House File 291, a bill for an act making an appropriation to the commission on aging, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 291) the vote was:

Ayes, 37:

Andersen	Heying	Plymat	Schwieger
Bergman	Kennedy	Potter	Scott
Blouin	Lamborn	Priebe	Shaff
Briles	McCartney	Rabedeaux	Shaw
Coleman	Miller of	Ramsey	Taylor
Curtis	Marshall	Riley	Tieden
DeKoster	Milligan	Rodgers	Van Gilst
Doderer	Nolin	Schaben	Willits
Gallagher	Nystrom	Schwengels	Winkelman
Gluba	Orr		

Nays, none.

Absent or not voting, 13:

Glenn	Hultman	Kyhl	Murray
Griffin	Junkins	Miller of	Palmer
Hansen	Kelly	Des Moines	Robinson
Hill	Kinley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 494

On motion of Senator Shaw, Senate File 494, a bill for an act making an appropriation from the general fund of the state of Iowa to the Iowa beer and liquor control department for capital improvements, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 494) the vote was:

Ayes, 39:

Andersen	Heying	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Blouin	Kennedy	Orr	Schwieger
Briles	Lamborn	Potter	Scott
Coleman	McCartney	Priebe	Shaff
Curtis	Miller of	Rabedeaux	Shaw
DeKoster	Des Moines	Ramsey	Tieden
Doderer	Miller of	Riley	Van Gilst
Gallagher	Marshall	Robinson	Willits
Gluba	Milligan	Rodgers	Winkelman
Hansen			

Nays, none.

Absent or not voting, 11:

Glenn	Junkins	Kyhl	Plymat
Griffin	Kelly	Murray	Taylor
Hill	Kinley	Palmer	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 498

On motion of Senator Shaw, Senate File 498, a bill for an act relating to a pay and allowance plan for officers and enlisted men in active state service, was taken up for consideration.

Senator Riley took the chair at 9:25 a.m.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question (S.F. 498) "Shall the bill pass?" the vote was:

Ayes, 16:

Bergman	Hansen	Plymat	Riley
Curtis	McCartney	Potter	Schwieger
DeKoster	Miller of	Rabedaux	Shaff
Doderer	Marshall	Ramsey	Shaw
Gluba			

Nays, 28:

Andersen	Hultman	Milligan	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kennedy	Nystrom	Scott
Coleman	Kinley	Orr	Tieden
Gallagher	Lamborn	Palmer	Van Gilst
Glenn	Miller of	Priebe	Willits
Heying	Des Moines	Rodgers	Winkelman
Hill			

Absent or not voting, 6:

Griffin	Kyhl	Robinson	Taylor
Kelly	Murray		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senate File 499

On motion of Senator Winkelman, Senate File 499, a bill for an act to appropriate from moneys received by the Iowa aeronautics commission, was taken up for consideration.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 499) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Schwieger
Coleman	Junkins	Plymat	Scott
Curtis	Kennedy	Potter	Shaff
DeKoster	Kinley	Priebe	Shaw
Doderer	Lamborn	Rabedaux	Taylor
Gallagher	McCartney	Ramsey	Tieden
Glenn	Miller of	Riley	Van Gilst
Gluba	Des Moines	Robinson	Winkelman
Griffin	Miller of	Rodgers	
Hansen	Marshall		

Nays, 3:

Blouin	Palmer	Willits
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Absent or not voting, 4:

Kelly	Kyhl	Murray	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 403

On motion of Senator Shaw, House File 403, a bill for an act to appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 403) the vote was:

Ayes, 45:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman
Heying	Milligan	Rodgers	

Nays, none.

Absent or not voting, 5:

Coleman	Kelly	Kyhl	Murray
Doderer			

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 232**

Senator DeKoster called up for consideration Senate File 232, a bill for an act to appropriate from moneys received by certain commissions, boards, and departments, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 232 as follows:
- 2 1. Page 3, by striking all of lines 10 through 19
- 3 and inserting in lieu thereof the following:
- 4 Sec. 3. A contingency shall not include any pur-
- 5 pose or project which was presented to the general
- 6 assembly or any standing committee or subcommittee of
- 7 a standing committee by any person by way of a bill, pro-
- 8 posed bill, amendment to a bill, written document, or a
- 9 proposal which is documented by the minutes, records, and
- 10 or reports of a committee or subcommittee, and which

11 failed to be enacted into law; however, for the purpose
 12 of this Act, a necessity of additional operating funds
 13 may be construed as a contingency.

14 Before any of the funds authorized to be expended
 15 by this Act shall be allocated for contingencies, it
 16 shall be determined by the executive council that a
 17 contingency exists and that the contingency was neither
 18 existent while the general assembly was in session nor
 19 reasonably foreseeable at that time, and that the pro-
 20 posed allocation shall be for the best interest of the
 21 state.

22 If a contingency arises or could reasonably be fore-
 23 seen during the time the general assembly is in session,
 24 expenditures for the contingency must be authorized by
 25 the general assembly.

Page 2

- 1 2. Further amend by renumbering the remaining
- 2 sections as necessary.

The motion prevailed and the Senate concurred in the House amendments.

Senator DeKoster moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 232) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Rodgers	
Heying			

Nays, none.

Absent or not voting, 4:

Doderer	Kyhl	Murray	Robinson
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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 50

On motion of Senator Kelly, Senate File 50, a bill for an act relating to exemption from the basic science examination, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—401 filed by Senators Doderer and Hansen:

S—401

- 1 Amend Senate File 50 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting in lieu thereof the following:
 4 Section 1. Chapter one hundred forty-six (146), Code
 5 1973, is repealed.
 6 Sec. 2. Terms of office of members of the board of
 7 basic science examiners shall expire on the effective
 8 date of this Act.
 9 2. Amend the title, page 1, by striking the words
 10 "relating to exemption from" and inserting in lieu
 11 thereof the words "to abolish".

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Riley presiding.

Senate File 50

The Senate resumed consideration of Senate File 50 and amendment S—401.

Senator Hansen moved the adoption of the amendment.

Roll call was requested.

On the question "Shall amendment S—401 be adopted?" (S.F. 50) the vote was:

Ayes, 35:

Bergman	Heying	Milligan	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Orr	Scott
Coleman	Junkins	Palmer	Taylor
Curtis	Kennedy	Plymat	Tieden
Doderer	Kinley	Priebe	Van Gilst
Gallagher	Lamborn	Ramsey	Willits
Glenn	Miller of	Robinson	Winkelman
Gluba	Des Moines	Rodgers	
Hansen			

Nays, 10:

Andersen	Kelly	Potter	Schwieger
DeKoster	Miller of	Rabedeaux	Shaw
Griffin	Marshall	Riley	

Absent or not voting, 5:

Kyhl	Murray	Nystrom	Shaff
McCartney			

The amendment was adopted.

Amendment S—398 by Senator DeKoster ruled out of order with the adoption of amendment S—401.

Senator Kelly asked unanimous consent to withdraw his name as sponsor of Senate File 50.

Objection was raised.

Senator Kelly moved that he be permitted to withdraw his name as sponsor of Senate File 50.

Senator Lamborn raised the point of order that, if the motion by Senator Kelly prevailed, Senate File 50 would be without a sponsor as required by Senate Rule 29.

The Chair ruled the point not well taken and that after a bill had been introduced, recommended for passage by a committee, considered by the Senate, and moved to its last reading, a sponsor would not be required.

Senator Doderer moved as a substitute motion that the original sponsor of the bill be permitted to withdraw his name and that Senators Hansen and Doderer be made co-sponsors.

The motion prevailed.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 50) the vote was:

Ayes, 36:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hultman	Orr	Scott
Briles	Junkins	Palmer	Shaff
Coleman	Kennedy	Plymat	Taylor
Curtis	Kinley	Potter	Tieden
Doderer	Lamborn	Ramsey	Van Gilst
Gallagher	Miller of	Robinson	Willits
Glenn	Des Moines	Rodgers	Winkelman
Gluba			

Nays, 8:

DeKoster	Kelly	Riley	Shaw
Griffin	Miller of	Schwieger	
Hill	Marshall		

Absent or not voting, 6:

Kyhl	Murray	Priebe	Rabedeaux
McCartney	Nystrom		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 40, relating to the Federal Highway Trust Fund.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 40

By Drake, Welden and Dunton

(Winkelman, Schwieger, Schaben and Lamborn)

Whereas, the United States Congress is considering legislation relating to the Federal Highway Trust Fund; and

Whereas, the proposed legislation will affect the state's highway program for the fiscal years beginning July 1, 1973, July 1, 1974, and July 1, 1975; and

Whereas, since the creation of the Federal Highway Trust Fund in 1956, Iowa has been a donor state contributing more to the fund than it has received; and

Whereas, it is now proposed to reduce the rate of funding for the completion of the national system of interstate and defense highways in favor of urban transportation programs including nonhighway facilities with fund distribution based upon urban population which will be advantageous to states with more urban population than Iowa; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That to avoid increased disparity between contributions and receipts, the initial purpose and distribution formula of the federal highway trust fund be retained, that the national system of interstate and defense highways be completed and fully funded and that the present level of funding of the interstate system which amounts to four billion dollars annually be retained for fiscal years beginning July 1, 1973, July 1, 1974, and July 1, 1975; and

Be It Further Resolved, That increased federal assistance to public transit, both urban and rural, is desirable and should be funded from revenues other than the Federal Highway Trust Fund; and

Be It Further Resolved, That a copy of this resolution be forwarded to the Governor of the State of Iowa, Robert D. Ray; to the President of the United States, Richard M. Nixon; to each member of the Iowa Congressional Delegation; to the Secretary of Transportation of the United States Department of Transportation; to each member of the United States House of Representatives Public Works Committee; and to each member of the United States Senate Public Works Committee.

INTRODUCTION OF BILLS

Senate Joint Resolution 13, by Senator Shaw (Freeman), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the manner in which a vacancy in the membership of the General Assembly is filled.

Read first time and **passed on file.**

Senate Joint Resolution 14, by Senator Shaw, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the general assembly, the basis for apportionment of members, and the time when reapportionment is required.

Read first time and **passed on file.**

Senate File 502, by Senator McCartney, a bill for an act relating to group insurance for public employees and their spouses and dependents.

Read first time and **passed on file.**

Senate File 503, by committee on appropriations, a bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

Read first time and **placed on calendar.**

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 37 State government
- S.C.R. 38 State government
- S.J.R. 13 Judiciary
- S.J.R. 14 Judiciary
- S. F. 502 State government
- H. F. 549 Rules
- H. F. 625 Appropriations

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 498 failed to pass the Senate on April 19, 1973.

CLIFTON C. LAMBORN

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 19, 1973, the Governor had approved and transmitted to the Secretary of State the following bills:

- S. F. 3—Relating to improvement bonds and special assessments on certain property outside of cities.
- S. F. 32—Relating to the seal used by a notary public.
- S. F. 149—Clarifying legal settlement of a minor child residing in an institution.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber attending the funeral of former Senator D. C. Nolan on April 18, 1973. Had I been present I would have voted "Aye" on the following confirmations and bills:

Dr. M. A. Dalchow of Maquoketa, Iowa, to the Iowa Natural Resources Council;

Herb Reed of Winterset, Iowa, to the State Conservation Commission;

Herbert L. Campbell of Washington, Iowa, to the Air Quality Commission;

Harry Slife of Cedar Falls, Iowa, to the Board of Regents;

Senate Files 488, 489, and House File 186.

ELIZABETH SHAW

SUBCOMMITTEE ASSIGNMENTS

Senate File 271 Appropriations— Education	Senate File 485 Hill, Chairman Curtis Lamborn	House File 360 Hultman, Chairman Heying Miller of Des Moines
Senate File 460 Miller of Marshall, Chairman Gallagher Kelly	Senate File 486 Shaw, Chairman Andersen Scott	House File 384 Hultman, Chairman Heying Miller of Des Moines
Senate File 461 Miller of Marshall, Chairman Gallagher Kelly	Senate File 492 Nystrom, Chairman Schwengels Junkins	House File 543 Hultman, Chairman Heying Miller of Des Moines
Senate File 468 Miller of Des Moines, Chairman Gallagher Miller of Marshall	Senate File 496 Lamborn, Chairman Schwengels Palmer	House File 572 Appropriations— State Department
Senate File 471 Kelly, Chairman Ramsey Kinley	Senate Concurrent Resolution 35 Nystrom, Chairman Schwengels Junkins	House File 574 Appropriations— Human Resources
Senate File 472 DeKoster, Chairman Potter Coleman	House File 327 Tieden, Chairman Blouin Scott	House File 612 Appropriations— State Department
Senate File 475 McCartney, Chairman Kelly Glenn	House File 356 Potter, Chairman McCartney Willits	House Concurrent Resolution 30 Tieden, Chairman Blouin Scott

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 376**, a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, 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:**

pass:
S—414

- 1 Amend Senate File 376 as follows:
- 2 1. Page 2, line 26, by inserting after the word
- 3 "insurance" the words "and net worth as defined herein".
- 4 2. Page 2, by inserting after line 28 the following
- 5 new subsection, and renumbering the remaining subsections:
- 6 "Net worth" means the total assets of the claimant less
- 7 his total liabilities. The value of property shall be its
- 8 market value. For purposes of computing a claimant's income,
- 9 ten percent of his net worth exceeding thirty-five thousand
- 10 dollars shall be considered as income.
- 11 3. Page 9, line 3, by inserting after the word "income"
- 12 the words "and a financial statement of the claimant's net
- 13 worth".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 174**, a bill for an act relating to confined game birds and animals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 272**, a bill for an act relating to the use of trotlines, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 282**, a bill for an act relating to water navigation regulations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 292**, a bill for an act relating to the taking of wild turkey and providing for a special license fee, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—418

- 1 Amend Senate File 139, page 33, line 30, by striking
- 2 the word "twenty-five" and inserting in lieu thereof the
- 3 word "forty".

JAMES W. GRIFFIN, SR.

S—417

- 1 Amend Senate File 329, page 3, line 14, by adding
- 2 after the word "person" the word "primarily".

CALVIN O. HULTMAN

S—416

- 1 Amend the appropriations committee amendment S—414
- 2 filed April 19 to Senate File 376, line 12, by striking
- 3 the word "financial".

ELIZABETH SHAW

S—415

- 1 Amend Senate File 495, page 2, by striking lines 30
- 2 through 35 and inserting in lieu thereof the following:
- 3 *"b. Who employs at least one person regularly. An*
- 4 *employer shall be deemed to employ a person regularly*
- 5 *if he employs at least one person for forty hours or more*
- 6 *per week for thirteen consecutive weeks during any part of*
- 7 *the preceding twelve months."*

LUCAS J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Monday, April 23, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, APRIL 23, 1973

The Senate met in regular session, Senator McCartney presiding.

Prayer was offered by the Reverend Charles Mehaffey, pastor of the Asbury United Methodist Church, Cedar Rapids, Iowa.

The Journal of Thursday, April 19, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Fangman, Carroll, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Shaw for the day on request of Senator Briles.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty-six students from Pleasantville Community School, Pleasantville, Iowa, accompanied by Marvin Cook. Senator Hill.

Thirty-five students, members of Girl Scout Troop 206, Fort Dodge, Iowa, accompanied by Mrs. David Roquet and Mrs. Jerry Mobley. Senator Coleman.

Eighteen students from Marshalltown High School, Marshalltown, Iowa, accompanied by Francis Burnham. Senator Miller.

Thirteen students, members of Girl Scout Cadette Troop 144, Dows, Iowa, accompanied by Mrs. Elmer Hanson and Mrs. W. A. Danker. Senator Taylor.

Twelve students, members of Girl Scout Cadette Troop 256, Davenport, Iowa, accompanied by Mrs. George Jensen and Mrs. Leroy Orr. Senator Gluba.

Ten students, members of the Campfire Girls, from the First Congregational Church, Cedar Rapids, Iowa, accompanied by Mrs. Young, Mrs. Schults and Mrs. Walters. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Riley, from eighteen residents of Linn County opposing pornographic literature on newsstands.

By Senator Gluba, from twenty residents of Scott County favoring the creation of a Spanish-speaking peoples study commission.

By Senator Priebe, from sixteen residents of Emmet County opposing the sale of beer and liquor on Sunday.

By Senator Gluba, from two hundred forty-four inmates of Fort Madison Penitentiary, Fort Madison, Iowa, favoring the appointment of an assistant citizens' aide who shall investigate complaints relating to penal or correctional agencies.

INTRODUCTION OF BILLS

Senate File 504, by committee on state government, a bill for an act relating to the establishment of a state division of alcoholism and providing for a comprehensive program of education, treatment, and rehabilitation.

Read first time and **placed on calendar**.

Senate File 505, by committee on state government (committee on transportation), a bill for an act relating to the regulation of motor vehicle odometers.

Read first time and **placed on calendar**.

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order Senate File 452.

Senate File 452

On motion of Senator Rodgers, Senate File 452, a bill for an act permitting a city or a town to join with a township in building and maintaining a memorial building, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman moved that further action on Senate File 452 be deferred and that the bill retain its place on the calendar.

The motion lost.

Senator Rodgers moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 452) the vote was:

Ayes, 35:

Andersen	Hansen	Nolin	Schaben
Blouin	Heying	Nystrom	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Marshall	Robinson	Van Gilst
Griffin	Murray	Rodgers	Willits

Nays, 1:

Winkelman

Absent or not voting, 14:

Bergman	Kelly	Miller of	Ramsey
DeKoster	Kinley	Des Moines	Riley
Doderer	Kyhl	Milligan	Shaw
Hill	Lamborn	Rabedeaux	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter took the chair at 9:32 a.m.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 440.

Senate File 440

On motion of Senator Plymat, Senate File 440, a bill for an act relating to the financing of projects by cities, towns and counties, was taken up for consideration.

Senator Schwieger offered amendment S—411 filed by him and moved its adoption.

S—411

1 Amend Senate File 440 as follows:

- 2 1. Page 2, line 10, by inserting after the word
- 3 "any" the following "*voluntary nonprofit hospital,*
- 4 *clinic, or health care facility as defined in sub-*
- 5 *section (8) of section one hundred thirty-five C point*
- 6 *one (135C.1) of the Code, or of any*".
- 7 2. Page 2, line 28, by inserting after the word
- 8 "in" the following: "*a voluntary nonprofit hospital,*
- 9 *clinic, or health care facility or in*".

- 10 3. Page 2, line 33, by inserting after the word
11 "sidings", the following: "*trackage*,".
- 12 4. Page 4, line 30, by inserting after the second
13 word "projects" the following: "*or for voluntary non-*
14 *profit hospital, clinic, or health care facilities*,".
- 15 5. Page 11, line 8, by inserting after the word
16 "facilities" the following: "*or for voluntary non-*
17 *profit hospitals, clinic or health facilities*,".
- 18 6. Page 13, line 2, by striking the period and
19 inserting the following: "*nor to any municipality in*
20 *connection with any project for the benefit of a volun-*
21 *tary nonprofit hospital, clinic, or health care facility,*
22 *the property of which is otherwise exempt under the pro-*
23 *visions of chapter four hundred twenty-seven (427) of the*
24 *Code.*"

The amendment was adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on Senate File 440 be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 73.

Senate File 73

On motion of Senator Glenn, Senate File 73, a bill for an act relating to the citizens' aide, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schaben offered amendment S—204 filed by Senator Coleman:

S—204

- 1 Amend Senate File 73 as follows:
2 1. Page 1, line 7, by inserting after the word
3 "relating" the word "only".

Senator Coleman moved the adoption of the amendment.

Division was called for.

The amendment was 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. 73) the vote was:

Ayes, 38:

Andersen	Gluba	Miller of	Rabedeaux
Bergman	Griffin	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Briles	Junkins	Murray	Rodgers
Coleman	Kelly	Nolin	Schaben
Curtis	Kennedy	Nystrom	Schwengels
DeKoster	Kinley	Orr	Schwieger
Doderer	Lamborn	Palmer	Scott
Gallagher	Miller of	Plymat	Van Gilst
Glenn	Des Moines	Potter	Willits

Nays, 10:

Hansen	McCartney	Shaff	Tieden
Hill	Priebe	Taylor	Winkelman
Hultman	Ramsey		

Absent or not voting, 2:

Kyhl	Shaw
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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 Rabedeaux took the chair at 11:08 a.m.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 329.

Senate File 329

On motion of Senator McCartney, Senate File 329, a bill for an act relating to home solicitation sales and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney offered amendment S—419 and moved its adoption:

S—419

- 1 Amend Senate File 329 as follows:
- 2 1. Page 2, lines 3 and 10, by striking the words
- 3 "Home solicitation sale" and inserting in lieu thereof the
- 4 words "Door-to-door sale".
- 5 2. Page 3, line 26, by striking the words "home
- 6 solicitation sale" and inserting in lieu thereof the words
- 7 "door-to-door sale".
- 8 3. Page 4, lines 5 and 6, by striking the words "home
- 9 solicitation sales" and inserting in lieu thereof the
- 10 words "door-to-door sales".
- 11 4. Page 1, line 1, by striking the words "home soli-
- 12 citation sales" and inserting in lieu thereof the words
- 13 "door-to-door sales".

The amendment was adopted.

Senator McCartney offered amendment S—369 filed by him and moved its adoption:

S—369

- 1 Amend Senate File 329, page 3, line 7, by inserting
- 2 after the word "insurance" the words "and prepaid health
- 3 service plans,".

The amendment was adopted.

Senator Hultman asked and received unanimous consent to withdraw amendment S—417 filed by him on April 19, 1973.

Senator Schwieger offered amendment S—421 by Senators Schwieger and Doderer and moved its adoption:

S—421

- 1 Amend Senate File 329 as follows:
- 2 1. Page 2, line 27, by striking the word "three"
- 3 and inserting in lieu thereof the word "five".
- 4 2. Page 4, line 1, by striking the word "third"
- 5 and inserting in lieu thereof the word "fifth".
- 6 3. Page 4, line 17, by striking the word "three"
- 7 and inserting in lieu thereof the word "five".
- 8 4. Page 5, line 15, by striking the word "third"
- 9 and inserting in lieu thereof the word "fifth".

Division was called for.

The amendment lost.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 329) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl	Nystrom	Priebe	Shaw
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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.

CONCURRENT RESOLUTION PENDING

Senator Lamborn asked and received unanimous consent to take up for consideration **House Concurrent Resolution 40** found on page 955 of the Senate Journal.

Senator Willits moved that further action on House Concurrent Resolution 40 be deferred.

(House Concurrent Resolution 40 pending.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 506, by committee on county government, a bill for an act relating to membership fees in the Iowa association of counties.

Read first time and **placed on calendar**.

Senate File 507, by Senators Kennedy, Priebe and Robinson, a bill for an act relating to the licensing of funeral homes and to provide penalty.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 39

By Gluba, Milligan, Doderer, Schwieger, Griffin, Blouin,
Bergman, DeKoster, Coleman, Murray, Lamborn,
Van Gilst, Kennedy, Plymat, Willits, Kinley,
Palmer, Hansen, Shaw, Robinson, Rodgers,
Potter, Kelly, Gallagher, Andersen, Curtis,
Junkins, Miller of Des Moines, Nolin,
Scott and Schaben.

Whereas, the Bureau of the Census of the United States Department of Commerce estimates that the elderly in Iowa (persons over sixty-five years of age) comprise 12.4 percent of the total population of Iowa, or approximately 350,300 persons; and

Whereas, this compares to a national percentage of elderly of 9.6 percent, making Iowa's percentage of elderly the second highest in the nation; and

Whereas, the Bureau of the Census of the United States Department of Commerce estimates that the physically handicapped in Iowa (persons under sixty-five years of age) comprise 5.3 percent of the total population of Iowa, or approximately 150,000 persons; and

Whereas, disproportional numbers of elderly in Iowa reside in rural areas as a result of urban trends; and

Whereas, rural sections of the State of Iowa having a high percentage of elderly also have a shortage of medical personnel and health care facilities available to serve the elderly; and

Whereas, twenty-five percent of all Iowans over sixty-five years of age are classified as poor; and

Whereas, sixty-four percent of Iowa farmers between the ages of sixty-five through sixty-nine earn less than four thousand dollars annually and their income continues to decrease with age; and

Whereas, many of the elderly in Iowa are the victims of inflation as a result of an inadequate fixed income; and

Whereas, as a result of a combination of a fixed income and high property taxes, many elderly are forced to give up family residences or no longer maintain their physical property, and others are forced into institutional settings; and

Whereas, families of physically handicapped persons who are unable to properly care for such persons place them in institutional settings accommodating primarily elderly and terminally ill persons; and

Whereas, many of these institutional facilities for the aging in Iowa are overcrowded, have long waiting lists, and are not in compliance with rules and regulations setting minimum standards for health care facilities; and

Whereas, as a result of this overcrowding, the emotional, spiritual, therapeutic, and rehabilitative needs of many elderly and physically handicapped persons have been neglected; and

Whereas, health care costs are prohibitive for the majority of the elderly on fixed incomes and for the physically handicapped whose income comes primarily from government grants; and

Whereas, long-range projections show that the numbers of elderly and physically handicapped persons in the State of Iowa will continue to increase; and

Whereas, the State of Iowa acknowledges its responsibility to care for its elderly and physically handicapped people in keeping with the dictates of social justice, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council is authorized to create a study committee, as provided by law, which committee shall include members of the General Assembly and nonlegislative members knowledgeable of the problems of the elderly in Iowa, to look into the quality of life of Iowa's elderly and physically handicapped citizens and to develop, in cooperation with existing governmental agencies, new and more realistic approaches to coping with the problems besetting the elderly and physically handicapped in Iowa, and

Be It Further Resolved, That the study committee look into such matters as developing ways to encourage and make it possible for Iowa's elderly citizens to maintain themselves in their own homes or living quarters, with a minimum of community services, so long as they desire or until such time as it becomes physically or mentally impossible for them to do so and to encourage and make it possible for Iowa's physically handicapped to purchase the necessary services and housing facilities to maintain independent living as long as they desire or until such time as it becomes physically impossible for them to do so; and

Be It Further Resolved, That the study consider the possible need of developing a master plan for the creation and encouragement of more housing and health care facilities for the elderly and physically handicapped, including but not limited to, retirement homes, custodial homes, nursing homes, and extended health care facilities and supportive community services; 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-fifth General Assembly meeting in the year 1974, and shall be accompanied by legislative bill drafts to carry out the recommendations of the committee.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering calendar:

S. F. 441

S. F. 436

S. F. 295

S. F. 495

S. F. 497

CLIFTON C. LAMBORN, Chairman

EXPLANATION OF VOTE

MR. PRESIDENT: I voted "no" on Senate File 73 for the reason that the bill as amended unduly restricts the opportunity of the citizens' aide to fully utilize the services of his aides. Had the bill not been amended in such a fashion, I would have voted for passage.

RALPH F. McCARTNEY

AMENDMENTS FILED

S—424

- 1 Amend Senate File 440 as follows:
- 2 1. Page 2, line 12, by inserting after the words
- 3 "for the" the word "*producing*,".
- 4 2. Page 2, line 16, by inserting after the words
- 5 "*engaged in*" the word "*producing*,".

H. L. HEYING
DALE L. TIEDEN
RAY TAYLOR
JAMES E. BRILES

S—420

- 1 Amend Senate File 440, page 2, line 29, by in-
- 2 serting after the third word "or" the following:
- 3 "*a commercial enterprise engaged in storing, handling,*
- 4 *warehousing, distributing or selling products of*
- 5 *agriculture, or*".

BARTON L. SCHWIEGER
KENNETH D. SCOTT

S—423

- 1 Amend Senate File 441 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the

3 following:

4 "Section 1. Section three hundred thirty-one point
5 twenty-two (331.22), Code 1973, is amended by adding the
6 following new paragraph:

7 *NEW PARAGRAPH.* In addition to the annual salary
8 provided for in the schedule in this section, each member
9 of a board of supervisors shall receive as salary com-
10 pensation a sum equal to ten percent of the salary to
11 which he is entitled as of January 1, 1973.

12 Sec. 2. Section three hundred forty point one
13 (340.1), Code 1973, is amended by adding the follow-
14 ing new paragraph:

15 *NEW PARAGRAPH.* In addition to the annual compensa-
16 tion provided for by adding the sums of columns "A"
17 and "B", each county officer shall receive as
18 salary compensation the sum of one thousand eight
19 hundred dollars annually.

20 Sec. 3. Section three hundred forty point seven
21 (340.7), subsections eleven (11) and twelve (12), Code
22 1973, are amended to read as follows:

23 11. Two hundred thousand and less than [three hundred]
24 *two hundred fifty* thousand, fifteen thousand dollars.

25 12. In counties of [three hundred] *two hundred fifty*

Page 2

1 thousand or more, sixteen thousand dollars.

2 Sec. 4. Section three hundred forty point seven
3 (340.7), Code 1973, is amended by adding the following
4 new paragraph:

5 *NEW PARAGRAPH.* In addition to the annual salary
6 based on county population provided for in this section,
7 each sheriff shall receive as salary compensation the
8 sum of one thousand eight hundred dollars annually.

9 Sec. 5. Section three hundred forty point nine
10 (340.9), Code 1973, is amended by adding the following
11 new paragraph:

12 *NEW PARAGRAPH.* In addition to the annual salary
13 based on county population provided for in this section,
14 each county attorney shall receive as salary compensa-
15 tion the sum of one thousand eight hundred dollars
16 annually.

17 Sec. 6. Notwithstanding the provisions of section
18 three hundred forty point three (340.3) of the Code,
19 the salary increases provided for in this Act may be
20 granted, by resolution of the board of supervisors,
21 on the effective date of this Act if sufficient funds
22 are available for that purpose."

CHARLES P. MILLER
CLIFTON C. LAMBORN
JAMES E. BRILES
ELIZABETH R. MILLER
GENE V. KENNEDY
C. JOSEPH COLEMAN

S—422

- 1 Amend House Concurrent Resolution 40, found on pages
- 2 879 and 880 of the House Journal, April 16, 1973, by
- 3 inserting after the second resolving paragraph the follow-
- 4 ing:
- 5 "*Be It Further Resolved*, if money is to be diverted
- 6 from the Federal Highway Trust Fund for public transit,
- 7 it should be at the option of the state; and"

MINNETTE DODERER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, April 24, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, APRIL 24, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Bob Lemmermann, pastor of the First Methodist Church, Nashua, Iowa.

The Journal of Monday, April 23, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Earl Stine, Jr., Ida Grove, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed Brigadier General Joseph B. Flatt, former member of the Senate and House of Representatives from Madison County.

President Neu welcomed the Honorable Vera H. Shivvers, former member of the Senate from Marion County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-five students from Semco High School, Gilman, Iowa, accompanied by Dave Mohr. Senator Miller of Des Moines.

Eleven students from Linn Mar Community School, Marion, Iowa, accompanied by Mrs. Zeran, Mrs. Horner, Mrs. Ruley and Mrs. Mollenhouer. Senator Riley.

Forty-two students from Gilmore City Community School, Gilmore City, Iowa, accompanied by Marilyn Hinnens and Darlene Hudak. Senator Winkelman.

Marie Angeles Madrigal from Tulancingo, Hidalgo, Mexico, participant in the Experimental International Living Program. Senator Winkelman.

PETITIONS

The following petitions were presented and placed on file:

By Senator Miller, from thirty-four residents of Des Moines, Scott, Johnson and Monroe Counties favoring legislation to require all corporations engaged in agricultural production in Iowa to register each year with the Secretary of State by April 15, a report of the preceding year's activities giving the name of the corporation, amount of land owned and leased, number and names of stockholders, value of the corporation itself, amount and par value of authorized stock.

By Senator Miller, from twenty-nine residents of Des Moines County opposing the sale of beer and liquor on Sunday.

By Senator Shaw, from seven residents of Scott County opposing the sale of beer and liquor on Sunday.

REPORTS OF INVESTIGATING COMMITTEES

Senator Shaw submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Meredith U. Deevers of Bettendorf, Iowa, for an appointment as a member of the Council on Social Services for the State of Iowa under the provisions of Section 217.2, Code 1973, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH SHAW, Chairman
JOHN S. MURRAY
C. JOSEPH COLEMAN

The motion prevailed and the report was adopted.

Senator Shaw moved the appointment of Meredith U. Deevers as a member of the Council of Social Services be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 48:

Andersen	Gluba	Lamborn	Palmer
Bergman	Griffin	Miller of	Plymat
Blouin	Hansen	Des Moines	Potter
Briles	Heying	Miller of	Priebe
Coleman	Hill	Marshall	Rabedeaux
Curtis	Hultman	Milligan	Ramsey
DeKoster	Junkins	Murray	Riley
Doderer	Kelly	Nolin	Robinson
Gallagher	Kennedy	Nystrom	Rodgers
Glenn	Kinley	Orr	Schaben

Schwengels
Schwieger
Scott

Shaff
Shaw
Taylor

Tieden
Van Gilst
Willits

Winkelman

Nays, none.

Absent or not voting, 2:

Kyhl

McCartney

President Neu declared the appointment of Meredith U. Deevers as a member of the Council of Social Services confirmed for the regular six-year term ending June 30, 1979.

Senator Taylor submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Graydon Anderson of Greene, Iowa, for Air Quality Commission of the Iowa Department of Environmental Quality under the provisions of Section 455B.4, Code 1973, for the regular three-year term beginning June 30, 1973 and ending June 30, 1976, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RAY TAYLOR, Chairman
WARREN E. CURTIS
JOAN Y. ORR

The motion prevailed and the report was adopted.

Senator Taylor moved the appointment of Graydon Anderson as a member of the Air Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

Andersen
Bergman
Blouin
Briles
Coleman
Curtis
DeKoster
Doderer
Gallagher
Glenn
Gluba
Griffin

Hansen
Heying
Hultman
Junkins
Kelly
Kennedy
Lamborn
Miller of
Des Moines
Miller of
Marshall
Milligan

Murray
Nolin
Nystrom
Orr
Palmer
Plymat
Potter
Priebe
Rabedeaux
Ramsey
Riley
Robinson

Rodgers
Schaben
Schwengels
Schwieger
Scott
Shaff
Shaw
Taylor
Tieden
Van Gilst
Willits
Winkelman

Nays, none.

Absent or not voting, 4:

Hill

Kinley

Kyhl

McCartney

President Neu declared the appointment of Graydon Anderson as a member of the Air Quality Commission of the Department

of Environmental Quality confirmed for the regular three-year term ending June 30, 1976.

Senator Riley submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Robert C. Landess of West Des Moines, Iowa, for appointment as Industrial Commissioner under the provisions of Section 86.1, Code 1973, for the regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

TOM RILEY, Chairman
EUGENE M. HILL
GEORGE F. MILLIGAN

The motion prevailed and the report was adopted.

Senator Riley moved the appointment of Robert C. Landess as Industrial Commissioner be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Robinson
Blouin	Hultman	Murray	Rodgers
Briles	Junkins	Nolin	Schaben
Coleman	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Orr	Schwieger
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Bergman	Hill	Kyhl	Scott
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President Neu declared the appointment of Robert C. Landess as Industrial Commissioner confirmed for the regular six-year term ending June 30, 1979.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 131 and 175.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 131 and 175.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 24th day of April 1973, sent to the Governor for his approval: Senate Files 131 and 175.

DALE L. TIEDEN, Chairman

Passed on file.

CONCURRENT RESOLUTION PENDING

House Concurrent Resolution 40

The Senate resumed consideration of House Concurrent Resolution 40, found on page 955 of the Senate Journal, considered and pending on April 23, 1973.

Senator Willits withdrew his motion to defer action on the resolution.

Senator Doderer offered amendment S—422 and moved its adoption:

S—422

- 1 Amend House Concurrent Resolution 40, found on pages
- 2 879 and 880 of the House Journal, April 16, 1973, by
- 3 inserting after the second resolving paragraph the follow-
- 4 ing:
- 5 "*Be It Further Resolved*, if money is to be diverted
- 6 from the Federal Highway Trust Fund for public transit,
- 7 it should be at the option of the state; and".

The amendment was adopted.

(House Concurrent Resolution 40 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Willits requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 441.

Senate File 441

On motion of Senator Miller of Marshall, Senate File 441, a bill for an act relating to the salaries of county officers, was taken up for consideration.

Senator Kelly offered amendment S—350 filed April 5, 1973, by the committee on county government and found on pages 807-809, inclusive, of the Senate Journal.

Action on amendment S—350 was temporarily deferred.

Senator Miller of Des Moines offered amendment S—423 filed by Senators Miller, Lamborn, et al.:

S—423

- 1 Amend Senate File 441 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the
- 3 following:
- 4 "Section 1. Section three hundred thirty-one point
- 5 twenty-two (331.22), Code 1973, is amended by adding the
- 6 following new paragraph:
- 7 *NEW PARAGRAPH.* In addition to the annual salary
- 8 provided for in the schedule in this section, each member
- 9 of a board of supervisors shall receive as salary com-
- 10 pensation a sum equal to ten percent of the salary to
- 11 which he is entitled as of January 1, 1973.
- 12 Sec. 2. Section three hundred forty point one
- 13 (340.1), Code 1973, is amended by adding the follow-
- 14 ing new paragraph:
- 15 *NEW PARAGRAPH.* In addition to the annual compensa-
- 16 tion provided for by adding the sums of columns "A"
- 17 and "B", each county officer shall receive as
- 18 salary compensation the sum of one thousand eight

19 hundred dollars annually.

20 Sec. 3. Section three hundred forty point seven
21 (340.7), subsections eleven (11) and twelve (12), Code
22 1973, are amended to read as follows:

23 11. Two hundred thousand and less than [three hundred]
24 *two hundred fifty* thousand, fifteen thousand dollars.

25 12. In counties of [three hundred] *two hundred fifty*

Page 2

1 thousand or more, sixteen thousand dollars.

2 Sec. 4. Section three hundred forty point seven
3 (340.7), Code 1973, is amended by adding the following
4 new paragraph:

5 **NEW PARAGRAPH.** In addition to the annual salary
6 based on county population provided for in this section,
7 each sheriff shall receive as salary compensation the
8 sum of one thousand eight hundred dollars annually.

9 Sec. 5. Section three hundred forty point nine
10 (340.9), Code 1973, is amended by adding the following
11 new paragraph:

12 **NEW PARAGRAPH.** In addition to the annual salary
13 based on county population provided for in this section,
14 each county attorney shall receive as salary compensa-
15 tion the sum of one thousand eight hundred dollars
16 annually.

17 Sec. 6. Notwithstanding the provisions of section
18 three hundred forty point three (340.3) of the Code,
19 the salary increases provided for in this Act may be
20 granted, by resolution of the board of supervisors,
21 on the effective date of this Act if sufficient funds
22 are available for that purpose."

Senator Palmer offered amendment S—436 to the amendment,
filed by Senators Palmer and Kennedy, and moved its adoption:
S—436

1 Amend the Miller, et al., amendment S—423 to Senate File
2 441 as follows:

- 3 1. Page 1, by striking lines 20 through 25.
- 4 2. Page 2, by striking line 1.
- 5 3. By renumbering the remaining sections.

Division was called for.

Amendment S—436 to the amendment lost.

Senator McCartney offered amendment S—437 to the amend-
ment:

S—437

1 Amend the Miller, et al., amendment S—423, to Senate
2 File 441, as follows:

- 3 1. Page 1, line 10, by striking the word "ten" and
4 inserting in lieu thereof the word "fifteen".

Senator McCartney moved the adoption of his amendment to
the amendment and requested a roll call.

On the question "Shall amendment S—437 to the amendment be adopted?" (S.F. 441) the vote was:

Rule 24 was invoked.

Ayes, 21:

Blouin	Kinley	Palmer	Scott
Doderer	McCartney	Priebe	Taylor
Glenn	Miller of	Rodgers	Tieden
Hultman	Marshall	Schaben	Van Gilst
Junkins	Nystrom	Schwengels	Winkelman
Kennedy	Orr		

Nays, 23:

Andersen	Gluba	Lamborn	Rabedeaux
Bergman	Griffin	Miller of	Riley
Briles	Hansen	Des Moines	Schwieger
Curtis	Heying	Murray	Shaff
DeKoster	Hill	Nolin	Shaw
Gallagher	Kelly	Potter	Willits

Absent or not voting, 6:

Coleman	Milligan	Ramsey	Robinson
Kyhl	Plymat		

Amendment S—437 to the amendment lost.

Senator Shaff offered amendment S—441 to the amendment:

S—441

1 Amend the Miller of Des Moines, et al., amendment S—423
 2 to Senate File 441, page 1, by adding after line 11 the
 3 following new section and renumbering the remaining
 4 sections:
 5 Sec. Section three hundred thirty-one point
 6 twenty-two (331.22), unnumbered paragraph two (2),
 7 Code 1973, is amended to read as follows:
 8 These salaries shall be in full payment of all
 9 services rendered to the county by said supervisors
 10 except statutory mileage while actually engaged in the
 11 performance of official duties. Such mileage shall be
 12 limited to one thousand dollars for each supervisor *plus*
 13 *two trips from home to county seat per week*. Supervisors
 14 on boards of more than five members shall receive a
 15 salary equal to the total salaries received by a five
 16 member board pursuant to the population schedule, divided
 17 by the number of members on such board.

Senator Potter took the chair at 4:35 p.m.

Senator Shaff moved the adoption of amendment S—441 to the amendment and called for a division.

Amendment S—441 to the amendment lost.

Senator Shaff withdrew amendment S—440 to the amendment:

S—440

- 1 Amend the Miller of Des Moines, et al., amendment S—423
- 2 filed April 23 to Senate File 441, page 1, line 10,
- 3 by striking the word "ten" and inserting in lieu thereof
- 4 the word "five".

Senator Bergman offered amendment S—445 to the amendment by Senators Bergman and Schwengels and moved its adoption:

S—445

- 1 Amend the Miller, et al., amendment S—423, line 11, to Senate
- 2 File 441, by adding after the period the following sentence:
- 3 "The additional compensation provided in this paragraph
- 4 applies to boards of supervisors whether paid on a per diem
- 5 basis or by annual salary."

Amendment S—445 to the amendment was adopted.

Senator Doderer offered amendment S—439 to the amendment and moved its adoption:

S—439

- 1 Amend the Miller of Des Moines, et al., amendment S—423,
- 2 page 2, to Senate File 441, by striking lines 15 and 16 and
- 3 inserting in lieu thereof the following:
- 4 "tion a sum equal to twenty percent of the salary to which
- 5 the county attorney is entitled as of January 1, 1973."

Amendment S—439 to the amendment lost.

Senator Doderer withdrew amendment S—444 to the amendment:

S—444

- 1 Amend the Miller of Des Moines, et al., amendment S—423
- 2 to Senate File 441 as follows:
- 3 1. Page 1, by striking lines 18 and 19 and inserting
- 4 in lieu thereof the words "salary compensation a sum equal
- 5 to twenty percent of the salary to which the county officer
- 6 is entitled as of January 1, 1973."
- 7 2. Page 2, by striking line 8 and inserting in lieu
- 8 thereof the words "sum equal to twenty percent of the
- 9 salary to which each sheriff is entitled as of January 1,
- 10 1973."

Senator Palmer offered amendment S—442 to the amendment by Senators Palmer, Willits and Kinley and moved its adoption:

S—442

- 1 Amend the Miller, et al., amendment S—423 to Senate File
- 2 441 as follows:
- 3 1. Page 1, line 19, by inserting after the word
- 4 "annually" the words " , except in counties of two
- 5 hundred fifty thousand or more, the additional
- 6 compensation shall be two thousand eight hundred
- 7 dollars annually".

8 2. Page 2, line 16, by inserting after the word
 9 "annually" the words ", except in counties of two
 10 hundred fifty thousand or more, the additional
 11 compensation shall be two thousand eight hundred
 12 dollars annually".

Amendment S—442 to the amendment was adopted.

Senator Briles offered amendment S—427 to the amendment
 by Senators Miller of Marshall and Briles:

S—427

1 Amend the Miller, et al., amendment S—423 to Senate File 441, page
 2, 2,
 2 by inserting after line 22 the following new section:
 3 Sec. Chapter three hundred forty (340), Code
 4 1973, is amended by adding the following new section:
 5 *NEW SECTION. COST OF LIVING.* When the consumer price
 6 index as determined and published by the bureau of labor
 7 statistics of the United States department of labor shows
 8 a cost of living increase of three points or more in any
 9 fiscal year ending the thirtieth of June, the salaries of
 10 the county officers specified in sections three hundred
 11 thirty-one point twenty-two (331.22), three hundred forty
 12 point one (340.1), three hundred forty point seven (340.7),
 13 and three hundred forty point nine (340.9) of the Code shall
 14 be increased by two hundred dollars for each three-point
 15 increase in the cost of living beginning on the following
 16 first of January. If the cost of living increase is less
 17 than three points for any fiscal year ending on the
 18 thirtieth of June, no salary adjustment shall be made
 19 until the cost of living increase has accumulated to a
 20 total of three points or more for the preceding two or
 21 more fiscal years.
 22 If the cost of living index shows a cost of living
 23 decrease of three points or more in any such fiscal year,
 24 the salaries of the county officers specified in sections
 25 three hundred twenty-one point twenty-two (321.22), three

Page 2

1 hundred forty point one (340.1), three hundred forty point
 2 seven (340.7), and three hundred forty point nine (340.9)
 3 of the Code shall be decreased two hundred dollars beginning
 4 on the following first of January for each three-point
 5 decrease in the cost of living. If the cost of living
 6 decrease is less than three points for any such fiscal
 7 year, no salary adjustment shall be made until the cost
 8 of living decrease has accumulated to a total of three
 9 points or more for the preceding two or more fiscal years.
 10 The total amount of any cost of living decreases in
 11 salaries under this section shall not exceed the total
 12 amount of the cost of living increases in salaries under
 13 this section.

Senator Miller of Marshall moved the adoption of amendment
 S—427 to the amendment.

Division was called for.

Amendment S—427 to the amendment lost.

President Neu took the chair at 5:20 p.m.

Senator Kelly offered amendment S—431 to the amendment:

S—431

1 Amend amendment S—423 filed April 23, 1973, by Miller,
2 et al., to Senate File 441, by adding after line 22, page 2, the following:

3 "Sec. 7. *NEW SECTION*. There is created in each
4 county a county compensation commission consisting of
5 three members. The chief judge of the judicial district
6 in which the county is located shall appoint the chairman
7 of the commission and the board of supervisors shall appoint
8 the remaining two members. Not more than two members of the
9 commission shall be members of the same political party and
10 no member of the commission shall be an officer or employee
11 of any other public agency. The members of the commission
12 shall be residents of the county which they serve.

13 Sec. 8. *NEW SECTION*. The members of the county
14 compensation commission shall be appointed to six-year
15 terms except that, of the initial commission appointed,
16 the member appointed by the chief judge of the judicial
17 district shall be appointed for a six-year term, one
18 member appointed by the board of supervisors shall be
19 appointed for a four-year term, and the remaining member
20 shall be appointed for a two-year term. Each term
21 shall begin on the first of July of the year of appoint-
22 ment and each vacancy shall be filled for the unexpired
23 term in the same manner as the original appointment. No
24 member shall serve for more than one six-year term.

25 The members of the commission shall receive no com-

Page 2

1 pension, but they shall be reimbursed for their actual
2 travel and other necessary expenses incurred in the per-
3 formance of their official duties.

4 Sec. 9. *NEW SECTION*. The county compensation com-
5 mission shall meet at the call of the chairman or upon
6 the written request of a majority of its members. The
7 board of supervisors shall provide the necessary office
8 facilities and the technical and clerical assistance
9 requested by the commission to accomplish the purposes
10 of this Act.

11 The concurrence of a majority of the members of the
12 commission shall determine any matter relating to its
13 duties.

14 Sec. 10. *NEW SECTION*. The county compensation commis-
15 sion shall review the compensation paid to the elective
16 county officers and review the compensation paid for com-
17 parable offices in other counties of this state, other
18 states, private enterprise, and the federal government.
19 Based on such review and other factors deemed pertinent,
20 the commission shall make its determination as to the

21 compensation levels for the elective county officers.

22 During the month of January, 1975 and each two years
23 thereafter, the commission shall report its compensation
24 determinations for the elective county officers to the
25 board of supervisors. The determinations presented in

Page 3

1 the report of the commission shall become effective on
2 the first of July next following its presentation unless
3 it is rejected in total by the board of supervisors.
4 Upon rejection, the board of supervisors, within thirty
5 days after receipt of the report, may state its objec-
6 tions to the compensation report and request reconsidera-
7 tion by the commission. If reconsideration is requested
8 the final report of the commission shall be submitted to
9 the board of supervisors not later than sixty days before
10 its effective date as provided in this section. If the
11 final report is also rejected, the compensation of the
12 elective county officers shall remain unchanged for the
13 next fiscal biennium.

14 Sec. 11. *NEW SECTION.* The expenses of the county
15 compensation commission members and the salaries and
16 expenses of any technical and clerical assistance pro-
17 vided by the board of supervisors shall be paid from
18 the general fund of the county.

19 Sec. 12. Section three hundred thirty-one point
20 twenty-two (331.22), Code 1973, is amended by striking

21 the section and inserting in lieu thereof the following:
22 331.22 COMPENSATION OF SUPERVISORS. The board of
23 supervisors shall receive an annual salary or per diem
24 compensation determined by the county compensation com-
25 mission as provided in section ten (10) of this Act.

Page 4

1 Sec. 13. Section three hundred forty point one (340.1),
2 Code 1973, is amended by striking the section and inserting
3 in lieu thereof the following:

4 340.1 COMPENSATION OF AUDITOR, TREASURER, RECORD-
ER.

5 AND CLERK. The annual salary of the county auditor, county
6 treasurer, county recorder, and clerk of the district court
7 shall be determined by the county compensation commis-
8 sion as provided in section ten (10) of this Act.

9 Sec. 14. Section three hundred forty point seven
10 (340.7), Code 1973, is amended by striking the section
11 and inserting in lieu thereof the following:

12 340.7 COMPENSATION OF SHERIFF. The annual salary
13 of the sheriff shall be determined by the county com-
14 pensation commission as provided in section ten (10)
15 of this Act.

16 Sec. 15. Section three hundred forty point nine
17 (340.9), Code 1973, is amended by striking the section
18 and inserting in lieu thereof the following:

19 340.9 COMPENSATION OF COUNTY ATTORNEY. The annual
20 salary of the county attorney shall be determined by
21 the county compensation commission as provided in

- 22 section ten (10) of this Act.
 23 Sec. 16. Section three hundred forty point three
 24 (§40.3), Code 1973, is repealed.
 25 Sec. 17. The provisions of sections seven (7)

Page 5

1 through sixteen (16) of this Act shall be effective
 2 July 1, 1974, and the annual salary or per diem
 3 compensation of the members of the board of supervisors,
 4 county treasurer, county auditor, county recorder,
 5 county attorney, sheriff, and clerk of the district
 6 court on and after July 1, 1974 shall be the same
 7 salary or per diem compensation to which he is entitled
 8 on June 30, 1974 until such compensation or salary is
 9 modified by the county compensation commission as pro-
 10 vided in section ten (10) of this Act."

Senator Kelly moved the adoption of amendment S—431 to the amendment and requested a roll call.

On the question "Shall amendment S—431 to the amendment be adopted?" (S.F. 441) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Gluba	Miller of	Priebe
Blouin	Hansen	Marshall	Rodgers
Briles	Junkins	Nolin	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kinley	Palmer	Van Gilst
Gallagher			

Nays, 23:

Bergman	Hultman	Murray	Shaff
Doderer	Kennedy	Nystrom	Shaw
Glenn	Lamborn	Potter	Taylor
Griffin	McCartney	Rabedaux	Tieden
Heying	Miller of	Riley	Willits
Hill	Des Moines	Schwengels	Winkelman

Absent or not voting, 7:

Coleman	Milligan	Ramsey	Schaben
Kyhl	Plymat	Robinson	

Amendment S—431 to the amendment lost.

Senator Willits moved that further action on Senate File 441 be deferred.

Senator Willits withdrew his motion to defer.

Senator Miller of Des Moines moved the adoption of amendment S—423 as amended and requested a roll call.

On the question "Shall amendment S—423 as amended be adopted?" (S.F. 441) the vote was:

Ayes, 34:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaff
DeKoster	Lamborn	Potter	Shaw
Glenn	Miller of	Rabedeaux	Taylor
Gluba	Des Moines	Riley	Van Gilst
Griffin	Miller of	Rodgers	Winkelman
Heying	Marshall	Schaben	
Hill			

Nays, 10:

Blouin	Hansen	Palmer	Tieden
Doderer	Kelly	Priebe	Willits
Gallagher	McCartney		

Absent or not voting, 6:

Coleman	Milligan	Ramsey	Robinson
Kyhl	Plymat		

Amendment S—423 as amended was adopted.

Amendment S—350, previously deferred, was ruled out of order with the adoption of S—423.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 441) the vote was:

Rule 24 was invoked.

Ayes, 42:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nolin	Schwieger
Blouin	Kelly	Nystrom	Scott
Briles	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Riley	Willits
Hansen	Miller of	Rodgers	Winkelman
Heying	Marshall	Schaben	
Hill			

Nays, 2:

Doderer	Gallagher		
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Absent or not voting, 6:

Coleman	Milligan	Ramsey	Robinson
Kyhl	Plymat		

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 508, by committee on appropriations, a bill for an act to appropriate funds to the state highway commission for designated capital improvement programs.

Read first time and placed on calendar.

Senate File 509, by committee on human resources, a bill for an act relating to autopsies and postmortem examinations.

Read first time and placed on calendar.

Senate File 510, by committee on state government, a bill for an act relating to persons permitted to inspect certain records and reports of the employment security commission.

Read first time and placed on calendar.

COMMUNICATION FROM THE SECRETARY OF STATE

April 24, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 48 was published in the Hampton Chronicle, Hampton, Iowa, April 19, 1973, and in The Red Oak Express, Red Oak, Iowa, April 19, 1973.

I further certify that Senate File 231 was published in the Times-Democrat, Davenport, Iowa, April 6, 1973, and in The Maquoketa Community Press, Maquoketa, Iowa, April 10, 1973.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 39 State government

S. F. 507 Judiciary

EXPLANATION OF VOTE

MR. PRESIDENT: Because I was in the office of the Governor, I was absent from the Senate chamber Tuesday morning, April 24, 1973. Had I been present, I would have voted "Aye" on the appointment of Robert C. Landess as Industrial Commissioner.

KENNETH D. SCOTT

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 625**, a bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 163**, a bill for an act relating to the operation of school buses, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—426

- 1 Amend Senate File 163 by striking everything after
- 2 the enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. Section three hundred twenty-one
- 5 point three hundred seventy-two (321.372), subsection
- 6 one (1), Code 1973, is amended to read as follows:
- 7 1. The driver of any school bus used to trans-
- 8 port children to and from a public or private school
- 9 shall, when stopping to receive or discharge pupils,
- 10 turn on flashing warning lamps at a distance of not
- 11 less than three hundred feet nor more than five
- 12 hundred feet from the point where said pupils are to
- 13 be received or discharged from the bus. At the point
- 14 of receiving or discharging pupils the driver of the
- 15 bus shall bring bus to a stop, turn off the amber
- 16 flashing warning lamps, turn on the red flashing
- 17 warning lamps, and extend the stop arm. After receiving
- 18 or discharging pupils, the bus driver shall turn off all
- 19 flashing warning lamps, retract the stop arm and proceed
- 20 on the route. [No] *The driver of a school bus shall not*
- 21 stop to load or unload pupils unless there is at least
- 22 three hundred feet of clear vision in each direction.
- 23 [A] *The driver of a school bus, when operating on a*
- 24 highway with four or more lanes shall not to load
- 25 or unload pupils who must cross the highway, except

Page 2

- 1 at designated stops where pupils who must cross the
- 2 highway may do so at points where there are official
- 3 traffic control devices or police officers.
- 4 *The driver of a school bus shall, while*
- 5 *carrying passengers, have the headlights turned*
- 6 *on at all times.*

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 383**, a bill for an act relating to the Uniform Support of Dependents Law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 46**, a bill for an act relating to snow tires used on designated snow routes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—425

- 1 Amend House File 46 as passed by the House by strik-
- 2 ing all after the word "[safety]" in line 15 and lines 16
- 3 through 21 inclusive and inserting in lieu thereof the
- 4 words "*new, recapped, retreaded, or rebuilt tires for*
- 5 *automobiles and trucks, having a center skid depth of at*
- 6 *least four thirty-seconds inches deep and having anti-*
- 7 *skid patterns in the tread surfaces to form bars, buttons,*
- 8 *or blocks. The anti-skid pattern of the tread area on*
- 9 *a snow tire shall have at least two of the following*
- 10 *characteristics:*
- 11 *a. There are some lug, block or rib edges that are*
- 12 *at an angle of not less than forty-five degrees and not*
- 13 *more than ninety degrees to the circumference from the*
- 14 *vehicle direction of travel.*
- 15 *b. There are lugs or blocks at the tread edge pro-*
- 16 *truding at least one-half inch in a direction which is*
- 17 *generally perpendicular to the direction of travel.*
- 18 *c. At least half of the total length of voids between*
- 19 *adjacent lugs, blocks, or ribs exceeds twenty-hundredths*
- 20 *of an inch in width. The length of grooves is not*
- 21 *included in the total length.*
- 22 *d. Some blocks or lugs are separated by voids, but*
- 23 *separation by grooves shall not fulfill this requirement."*

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 127**, a bill for an act relating to class "A" liquor control licenses of clubs which are branches of chartered veterans organizations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 209**, a bill for an act correcting erroneous, inconsistent and

obsolete sections of the Code of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 309**, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Area Community College (Merged Area XI) in the Counties of Adair, Audubon, Boone, Carroll, Clarke, Crawford, Dallas, Greene, Guthrie, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Polk, Poweshiek, Shelby, Story and Warren, State of Iowa, in connection with an election authorizing the levy of a tax and declaring the validity of said election and the validity of taxes levied pursuant thereto, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Andersen submitted the following report:

MR. PRESIDENT: Your committee on rules to which was referred **House File 549**, a bill for an act providing an exception to laws relating to prohibited employment and making the exception retroactive, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LEONARD C. ANDERSEN, Chairman

Ordered passed on file.

Senator Hansen submitted the following reports:

MR. PRESIDENT: Your committee on schools to which was referred **Senate File 176**, a bill for an act relating to property exchanges between a school corporation and the state or a state agency, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred **Senate File 311**, a bill for an act relating to the athletic team of a school, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred **Senate File 335**, a bill for an act relating to the general fund of school districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 375**, a bill for an act creating a division of grain resources research within the Iowa development commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 112**, a bill for an act relating to the highway grade crossing safety 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 219**, a bill for an act relating to special assessment deficiencies, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—429

1 Amend House File 219 as follows:

2 1. Page 3, by inserting after line 35 the following new
3 sentence: "Certification to county auditor shall include a
4 legal description of each lot."

5 2. Page 4, by inserting in line 7 after the word
6 "permits" the following: ", certification to the county
7 auditor shall include a legal description of each lot".

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—435

1 Amend Senate Concurrent Resolution 36 on page 918
2 of the Senate Journal dated April 17, 1973, line 3 of the
3 first resolving paragraph, by striking the word "marriage"
4 and inserting in lieu thereof the words "domestic relations,
5 including marriage, adoption, and illegitimacy".

MINNETTE F. DODERER

S—443

1 Amend Senate Concurrent Resolution 36 as follows:

2 By striking the first resolving clause and inserting
3 in lieu thereof the following:

4 "*Be It Resolved by the Senate, the House Concurring,*
5 That the Legislative Council establish a study committee
6 for the purpose of conducting a comprehensive study of
7 the laws relating to domestic relations, including but

8 not limited to marriage, adoption, legitimacy and other
9 laws relating to the family.”

MINNETTE F. DODERER

S—446

1 Amend Senate File 171 as follows:

2 1. Page 2, by adding the following section after line 13:

3 Sec. Section one hundred eleven point twenty-
4 seven (111.27), Code 1973, is amended to read as follows:

5 111.27 MANAGEMENT BY [MUNICIPALITIES] *CITIES,*
TOWNS, OR

6 *COUNTIES.* The commission may enter into an agreement or
7 arrangement with the board of supervisors of any county or
8 the council of any city or town whereby such county, city,
9 or town shall undertake the care and maintenance of any
10 lands under the jurisdiction of the commission. Counties,
11 cities, and towns are authorized to maintain such lands and
12 to pay the expense thereof from the general fund of such
13 county, city or town as the case may be. *City, town or*
14 *county governments may enter lands under the jurisdiction*
15 *of the commission to perform necessary care and maintenance*
16 *of an immediate nature without the prior approval of the*
17 *commission; any city, town or county government so acting*
18 *shall submit to the commission its reasons for acting,*
19 *including the necessity for immediate action, and a claim*
20 *for any expenditures made. The commission shall reimburse*
21 *the city, town or county for all expenditures made in*
22 *performing the necessary care and maintenance.*

23 2. Page 1, line 2 by inserting before the period the words
24 “and authorizing certain local governments to participate
25 in and be reimbursed for necessary care and maintenance of

Page 2

1 state lands”.

H. L. HEYING

S—432

1 Amend Senate File 223 as follows:

2 1. Page 2, before line 1, by inserting the following
3 as section one (1) of the bill and renumbering the
4 following sections of the bill accordingly:

5 Section 1. Section one hundred forty-nine point
6 five (149.5), Code 1973, is amended to read as follows:

7 149.5 AMPUTATIONS—GENERAL ANESTHETICS. A license
8 to practice podiatry shall not authorize the licensee
9 to amputate the human foot or perform any surgery on
10 the human body at or above the ankle, or use any
11 anesthetics other than local.

12 *A registered podiatrist may prescribe and dispense*
13 *drugs for the treatment of human foot ailments as pro-*
14 *vided in section one hundred forty-nine point one*
15 *(149.1) of the Code.*

RALPH W. POTTER

S—433

1 Amend the Van Gilst amendment S—253 to Senate File 332
2 page 1, line 10 by inserting after the word “vehicles,” the

3 words "vehicles operated by veterinarians in the course of
4 their profession".

CALVIN HULTMAN

S-428

1 Amend Senate File 440 as follows:

2 1. Page 5, line 23, by inserting before the period the
3 words "*, subject to approval by the voters as provided in*
4 *section four hundred nineteen point nine (419.9), of the*
5 *Code*".

6 2. Page 11, by inserting after line 17 the following
7 new section:

8 Sec. Section four hundred nineteen point nine
9 (419.9), Code 1973, is amended to read as follows:

10 419.9 [PUBLIC HEARING] *SPECIAL ELECTION*. Prior to the
11 issuance of any bonds under authority of this chapter, the
12 municipality shall conduct a [public hearing] *special election*
13 on the proposal to issue said bonds. Notice of intention to
14 issue the bonds, specifying the amount and purpose thereof
15 and the time and place of [hearing] *the election*, shall be
16 published [at least once not less than fifteen days prior
17 to the date fixed for the hearing] *once each week for at*
18 *least three consecutive weeks* in a newspaper published
19 and having a general circulation within the municipality.
20 If there is no newspaper published therein, the notice
21 shall be published in a newspaper published in the county
22 and having a general circulation in the municipality.
23 [At the time and place fixed for the public hearing the
24 governing body of the municipality shall give all local
25 residents who appear at the hearing an opportunity to

Page 2

1 express their views for or against the proposal to issue
2 the bonds and at the hearing, or any adjournment thereof,
3 shall adopt a resolution determining whether or not to
4 proceed with the issuance of the bonds.] *The notice must*
5 *state the date of the election, the hours of opening and*
6 *closing the polls and the location thereof and the ques-*
7 *tion to be submitted. The election must be held on a*
8 *date not less than five nor more than twenty days after*
9 *the last publication of the notice. At the election the*
10 *ballot used for the submission of the proposition must*
11 *be in substantially the form for submitting special ques-*
12 *tions at general elections. The proposition of issuing*
13 *revenue bonds under authority of this chapter is not*
14 *carried or adopted unless the vote in favor of the propo-*
15 *sition is equal to at least a majority of the total vote*
16 *cast for and against the proposition at the election.*
17 *If the proposition of issuing the bonds is approved by*
18 *the voters, the municipality may proceed with the issuance*
19 *of the bonds. Costs of the special election shall be*
20 *paid by the private college or university, industry,*
21 *commercial enterprise, or utility which will use the*
22 *project.*

23 3. Renumber sections and correct internal references

24 in conformity with this amendment.

MICHAEL T. BLOUIN
 NORMAN RODGERS
 WILLIAM PALMER
 DALE L. TIEDEN
 CLIFTON C. LAMBORN
 H. L. HEYING
 MINNETTE DODERER

S—430

1 Amend House Concurrent Resolution 40, found on
 2 pages 879 and 880 of the House Journal, April 16,
 3 1973, by inserting after the second resolving paragraph
 4 the following:
 5 *“Be It Further Resolved, that the Federal Aid High-*
 6 *way Act should contain a provision for feasibility*
 7 *study of an interstate route from St. Louis to Minneapolis*
 8 *via Burlington area, Cedar Rapids, Waterloo.”*

BARTON L. SCHWIEGER

S—447

1 Amend House File 175, as amended, passed, and re-
 2 printed, page 2, line 20, by striking the period and
 3 inserting in lieu thereof the following: *“, however*
 4 *the board of supervisors may contract with the*
 5 *sheriff or other persons to care for prisoners for*
 6 *a fee not to exceed five dollars per prisoner per*
 7 *day or fraction of a day. If the board of super-*
 8 *visors contract for the care of prisoners the*
 9 *provisions of section three hundred thirty-eight*
 10 *point two (338.2) of the Code shall not apply.”*

COMMITTEE ON COUNTY GOVERNMENT
 JAMES E. BRILES, Chairman

S—434

1 Amend House File 186 as amended, passed and reprinted
 2 by the House, page 2, by striking lines 21 through 23,
 3 inclusive and inserting in lieu thereof the following:
 4 *“a reasonable charge or premium for credit accident and*
 5 *health insurance as he deems appropriate and necessary*
 6 *for the implementation of this section. A charge or*
 7 *premium of not more than seventy-five cents per annum*
 8 *per one hundred dollars of the initial amount of de-*
 9 *creasing term credit life insurance, or its actuarial*
 10 *equivalent for credit life insurance written on other*
 11 *than the decreasing term basis, shall be conclusively*
 12 *presumed to meet the requirements of this section.”*

W. R. RABEDEAUX
 RALPH F. McCARTNEY

S—438

1 Amend House File 270 as amended, passed and reprinted by
 2 the House as follows:
 3 1. Page 4A, line 1, by inserting after the word “force”
 4 the words “; however, upon receipt of a petition signed

5 by at least fifty producers requesting a referendum
6 election to determine whether to terminate the establish-
7 ment of the Iowa egg council and to terminate the im-
8 position of the excise tax as provided herein, the
9 secretary shall call a referendum to be conducted within
10 sixty days following the receipt of the petition. The
11 petitioners shall guarantee the payment of the costs of
12 such referendum.

COMMITTEE ON AGRICULTURE
DALE L. TIEDEN, Chairman

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, April 25, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, APRIL 25, 1973

The Senate met in regular session, Senator Rabedeaux presiding.

Prayer was offered by the Reverend David Saunders, pastor of the First Presbyterian Church, State Center, Iowa.

The Journal of Tuesday, April 24, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gary L. LeValley, Fort Dodge, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Briles for the day on request of Senator McCartney; Senator Milligan for the day on request of Senator Hultman; Senator Schaben for the day on request of Senator Kennedy; Senator Plymat for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

Fifty-eight students from Dunkerton Community School, Dunkerton, Iowa, accompanied by Mrs. Patricia Sapp and Miss Kathy Grimm. Senator Gallagher.

Seventy students from North Tama County Community High School, Traer, Iowa, accompanied by their principal, Bob Clark, and instructor, Don Lau. Senator Orr.

Thirty-five students, members of the TARS from Chickasaw County, accompanied by Mrs. Robert Hewitt. Senator McCartney.

Twelve students from Jamaica Community High School, Jamaica, Iowa, accompanied by Miss Brentner. Senator Rodgers.

Eighty students from Sidney Community School, Sidney, Iowa, accompanied by their instructors, Lonnie Houchin, Mrs. Williams and Mr. Kerns. Senator Hultman.

Fifty students from Gilbert Community School, Gilbert, Iowa, accompanied by Mrs. Jackson and Mrs. Trow. Senator Nystrom.

Fifteen students from Lone Tree Community School, Lone Tree, Iowa, accompanied by LaVerne E. Barton. Senator Rabe-deaux.

Thirty-three students from Dallas Center Community School, Dallas Center, Iowa, accompanied by Mr. Graham. Senator Rodgers.

Thirty-five students from Benton Community High School, Van Horne, Iowa, accompanied by Don Logan. Senator Orr.

Eighty students from Forest City Community High School, Forest City, Iowa. Senator Priebe.

PETITIONS

The following petitions were presented and placed on file:

By Senator Taylor, from thirteen residents of Hancock County opposing the sale of beer and liquor on Sunday.

By Senator DeKoster, from twenty-one residents of Lyon County opposing the sale of beer and liquor on Sunday.

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 17, relating to the effective date of laws.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 155, a bill for an act relating to the sale of unused right of way by the state highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 551, a bill for an act relating to state per pupil aid for laboratory 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 287, a bill for an act relating to the Iowa public employees' retirement system.

WILLIAM H. HARBOR
Chief Clerk of the House

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 287

1 Amend the Senate amendment to House File 287 as
2 follows:
3 1. By striking line 3.
4 2. By striking lines 4 through 6.
5 3. By striking lines 10 through 16.
6 4. By striking lines 20 through 25.
7 5. By striking lines 29 through 35.
8 6. By striking lines 36 through 41.
9 7. The House has amended the Senate amendment by
10 adding thereto the following amendment:
11 Page 4, line 28, by inserting after the period the
12 following:

13 "Any individual who as of July 1, 1973 is a re-
14 tired member and who made application for and received
15 a refund of contributions made under the abolished
16 system, may, by filing a written election with the
17 commission between July 1, 1973 and July 1, 1974, have
18 the commission retain fifty percent of the monthly in-
19 crease in retiree benefits that will accrue to the in-
20 dividual because of prior service. If the monthly in-
21 crease in retirement benefits is less than ten dollars,
22 the commission shall retain five dollars of the scheduled
23 increase, and if the monthly increase is less than five
24 dollars, the provisions of this paragraph shall not apply.
25 The commission shall continue to retain such funds until

Page 2

1 the withdrawn contributions, together with interest
2 accrued to July 1, 1973, have been repaid. Due notice of
3 this provision shall be sent to all retired members as of
4 July 1, 1973."

5 8. The House has further amended the Senate
6 amendment by adding thereto the following amendment:

7 Amend the title by striking all of said title
8 after line 1 and inserting in lieu thereof the
9 following:

10 "system by increasing the membership and the per
11 diem of the advisory investment board, increasing the
12 covered wages, reducing the number of years required
13 to become a vested member, providing for prior service
14 credit, providing for service after age sixty-five,
15 permitting retroactive payments, allowing full-time
16 employment with benefits after age sixty-five, in-
17 creasing the membership benefit formula, providing a
18 minimum monthly benefit, changing the method of com-
19 puting the rate of interest credit for members, and
20 increasing the percent of the total cost price of
21 common stocks held by the retirement fund.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 17, a joint resolution relating to the effective date of laws.

Read first time and passed on file.

House File 155, a bill for an act relating to the sale of unused right of way by the state highway commission by land contract, providing for the payment of interest thereon, and the taxation of land sold on contract.

Read first time and passed on file.

House File 551, a bill for an act relating to state per pupil aid for laboratory schools.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 356.

Senate File 356

On motion of Senator Taylor, Senate File 356, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties, was taken up for consideration.

Senator Taylor asked and received unanimous consent that **House File 175** be substituted for **Senate File 356**.

House File 175

On motion of Senator Taylor, House File 175, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties, was taken up for consideration.

Senator Taylor offered the following amendment S—447 filed by the committee on county government and moved its adoption:

S—447

- 1 Amend House File 175, as amended, passed, and re-
- 2 printed, page 2, line 20, by striking the period and
- 3 inserting in lieu thereof the following: "*however*
- 4 *the board of supervisors may contract with the*
- 5 *sheriff or other persons to care for prisoners for*
- 6 *a fee not to exceed five dollars per prisoner per*
- 7 *day or fraction of a day. If the board of super-*
- 8 *visors contract for the care of prisoners the*
- 9 *provisions of section three hundred thirty-eight*
- 10 *point two (338.2) of the Code shall not apply."*

The amendment was adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 175) the vote was:

Ayes, 42:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nolin	Schwieger
Blouin	Kelly	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedaux	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Hansen	Miller of	Robinson	Winkelman
Heying	Marshall	Rodgers	
Hill			

Nays, none.

Absent or not voting, 8:

Briles	Gluba	Milligan	Riley
Doderer	Kyhl	Plymat	Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Taylor asked and received unanimous consent that Senate File 356 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 453.

Senate File 453

On motion of Senator Kelly, Senate File 453, a bill for an act relating to the compensation of elected city officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 453) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Murray	Schwengels
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Nystrom	Shaff
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Rabedaux	Winkelman
Griffin	Des Moines	Ramsey	

Nays, none.

Absent or not voting, 9:

Briles	Milligan	Riley	Schwieger
Hultman	Plymat	Schaben	Tieden
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 495.

Senate File 495

On motion of Senator DeKoster, Senate File 495, a bill for an act relating to workmen's compensation, was taken up for consideration.

Senator DeKoster offered amendment S—415 filed by him and moved its adoption:

S—415

- 1 Amend Senate File 495, page 2, by striking lines 30
- 2 through 35 and inserting in lieu thereof the following:
- 3 *"b. Who employs at least one person regularly. An*
- 4 *employer shall be deemed to employ a person regularly*
- 5 *if he employs at least one person for forty hours or more*
- 6 *per week for thirteen consecutive weeks during any part of*
- 7 *the preceding twelve months."*

The amendment was adopted.

Senator Glenn offered amendment S—450 and moved its adoption:

S—450

- 1 Amend Senate File 495, page 2, as follows:
- 2 1. Line 3 by striking the word "person" and inserting in
- 3 lieu thereof the word "employee".
- 4 2. Line 8 by striking the word "person" and inserting
- 5 in lieu thereof the word "employee".

The amendment was adopted.

Senator Priebe offered amendment S—449 by Senators Priebe and Tieden and moved its adoption:

S—449

- 1 Amend Senate File 495, page 2, line 24, by striking
- 2 the numeral "1974" and inserting in lieu thereof the
- 3 numerals "1975".

President Neu took the chair at 10:45 a.m.

The amendment lost.

Senator Glenn offered amendment S—452:

S—452

1 Amend Senate File 495 as follows:

- 2 1. Page 2, line 5, by striking the figures "1975"
 3 and inserting in lieu thereof the figures "1974".
 4 2. Page 2, line 14, by striking the figures "1975"
 5 and inserting in lieu thereof the figures "1974".

Senator Glenn moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—452 be adopted?" (S.F. 495) the vote was:

Ayes, 25:

Andersen	Heying	Orr	Rodgers
Bergman	Hill	Palmer	Scott
Blouin	Junkins	Priebe	Tieden
Doderer	Kennedy	Ramsey	Van Gilst
Gallagher	Kinley	Riley	Willits
Glenn	Miller of		Winkelman
Gluba	Des Moines		
Hansen			

Nays, 15:

Coleman	Hultman	Nystrom	Schwengels
Curtis	Lamborn	Potter	Schwieger
DeKoster	McCartney	Rabedeaux	Shaw
Griffin	Murray	Robinson	

Absent or not voting, 10:

Briles	Miller of	Nolin	Shaff
Kelly	Marshall	Plymat	Taylor
Kyhl	Milligan	Schaben	

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. 495) the vote was:

Ayes, 42:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schwengels
Blouin	Hill	Nystrom	Schwieger
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Potter	Shaw
Doderer	Kinley	Priebe	Tieden
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	McCartney	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Des Moines	Robinson	

Nays, 2:

Hultman Miller of
 Marshall

Absent or not voting, 6:

Briles Milligan Schaben Taylor
Kyhl Plymat

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 41, 210, 262 and 328.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 41, 210, 262 and 328.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 436.

Senate File 436

On motion of Senator McCartney, Senate File 436, a bill for an act relating to state per pupil aid for laboratory schools, was taken up for consideration.

Senator McCartney asked and received unanimous consent that House File 551 be substituted for Senate File 436.

House File 551

On motion of Senator McCartney, House File 551, a bill for an act relating to state per pupil aid for laboratory schools, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 551) the vote was :

Ayes, 40:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schwengels
Blouin	Hultman	Murray	Schwieger
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Nystrom	Shaw
DeKoster	Kinley	Orr	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman
Hansen		Riley	

Nays, none.

Absent or not voting, 10:

Briles	Kyhl	Plymat	Schaben
Doderer	Milligan	Robinson	Shaff
Kennedy	Palmer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCartney asked and received unanimous consent that Senate File 436 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 295.

Senate File 295

On motion of Senator Schwieger, Senate File 295, a bill for an act relating to the department of social services and the merit system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 295) the vote was :

Ayes, 38:

Andersen	Glenn	Junkins	Murray
Bergman	Gluba	Kelly	Nystrom
Coleman	Griffin	Kinley	Orr
Curtis	Hansen	Lamborn	Potter
DeKoster	Heying	McCartney	Priebe
Doderer	Hill	Miller of	Ramsey
Gallagher	Hultman	Marshall	Riley

Rodgers
Schwengels
Schwieger

Scott
Shaff
Shaw

Taylor
Tieden
Van Gilst

Willits
Winkelman

Nays, 3:

Blouin

Kennedy

Rabedeaux

Absent or not voting, 9:

Briles
Kyhl

Miller of
Des Moines
Milligan

Nolin
Palmer
Plymat

Robinson
Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate File 47** be withdrawn from further consideration of the Senate.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 315, a bill for an act to prohibit the allocation of sales tax receipts to the road use tax fund.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 511, by committee on appropriations, a bill for an act to appropriate funds from the general fund of the state for establishing community-based correctional programs and services.

Read first time and placed on calendar.

Senate File 512, by committee on human and industrial relations, a bill for an act relating to holidays for state employees.

Read first time and placed on calendar.

Senate File 513, by committee on appropriations, a bill for an act making an appropriation from the general fund to the state comptroller for the substitution or replacement, in whole or in part, of any federal funds which are not available to the state for previously existing federal programs financed in whole or in part by federal funds during the period beginning July 1, 1972, and ending March 31, 1973.

Read first time and placed on calendar.

Senate File 514, by committee on judiciary, a bill for an act to amend the rules of civil procedure proposed by the supreme court.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 315, a bill for an act to prohibit the allocation of sales tax receipts to the road use tax fund.

Read first time and passed on file.

COMMUNICATION FROM THE IOWA CRIME COMMISSION

The progress report of the Iowa Crime Commission submitted to the Governor and the members of the Sixty-fifth General Assembly to fulfill the reporting requirements of the Law Enforcement Assistance Administration, has been received and placed on file in the office of the Secretary of the Senate.

REPORTS OF COMMITTEES

Senator Tieden submitted the following reports:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 203**, a bill for an act relating to the testing of motor fuels, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 383**, a bill for an act relating to the licensing and regulating of grain dealers and providing penalties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—456

- 1 Amend House File 383 as amended and passed by the House
- 2 as follows:

- 3 1. Page 2, line 1, by inserting after the word "resale"
4 the following: ", but does not include the owner or
5 operator of a farm who does not hold himself out as so
6 engaged".
7 2. Page 2, line 12, by adding after the period the follow-
8 ing: "Those buying grain exclusively for cash or with
9 a cashier's check shall be excluded from this Act".

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 426**, a bill for an act relating to the Iowa law enforcement academy and the merit employment system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House Concurrent Resolution 17**, a resolution relating to legal assistance for examining boards, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House Concurrent Resolution 18**, a resolution relating to continuing education requirements for members of professions or occupations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 373**, a bill for an act relating to a duty of a township clerk, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—448

- 1 Amend Senate Joint Resolution 10 as follows:
2 1. Page 1, by inserting after line 5 the following:
3 "Whereas, the state of Iowa has not designated a
4 state insect such as the ladybug which provides a

5 valuable service to the state of Iowa by destroying
6 offensive insects; and”.

7 2. Page 1, by inserting after line 18 the following:

8 “Sec. 2. That the ladybug be designated as the state
9 insect and that it be declared that the ladybug shall
10 not be needlessly injured or killed in this state.”

11 3. Amend the title on page 1, line 2, by inserting
12 after the word “Iowa” the words “and designating a
13 state insect”.

NORMAN G. RODGERS

S—459

1 Amend Senate File 271 as follows:

2 1. Page 2, line 14, by striking the word “elected” and
3 inserting in lieu thereof the word “appointed”.

4 2. Page 3, by striking lines 27 through 35, inclusive,
5 and inserting in lieu thereof the following new sections:

6 Sec. *NEW SECTION. APPOINTMENT.* Regional library
7 trustees shall be appointed by the governor from lists of
8 nominees submitted for each appointment by the board of
9 trustees of the state traveling library or its successor and
10 the Iowa library association. At least two nominees shall be
11 submitted for each appointment to a regional library board.

12 Sec. *NEW SECTION. TERMS.* Trustees appointed to a
13 regional board shall serve terms of four years, except that
14 trustees appointed to the initial board shall determine their
15 respective terms by lot so that three members shall serve
16 terms of two years and four members shall serve terms of four
17 years. Vacancies shall be filled for the unexpired term in
18 the manner of the original appointment. No trustee shall
19 serve on a local library board or be employed by a library
20 during his term of office as a regional library trustee.

21 3. Page 4, by striking lines 1 through 22 inclusive.

22 4. By renumbering the remaining sections as necessary.

JOHN S. MURRAY

S—455

1 Amend Senate File 487 as follows:

2 1. Page 2, line 21, by striking the word “subsection”
3 and inserting in lieu thereof the word “subsections”.

4 2. Page 2, by inserting after line 23, the following
5 new subsection:

6 *NEW SUBSECTION.* The rental or leasing of a housing
7 accommodation within which residents of both sexes must
8 share a common bathroom facility on the same floor of the
9 building.

10 3. Page 2, by inserting after line 23, the following
11 new section:

12 Sec. Section six hundred one A point fifteen

13 (601A.15), Code 1973, is amended to read as follows:

14 601A.15 [SEX OR] AGE PROVISIONS NOT APPLICABLE TO
15 RETIREMENT PLANS. The provisions of this chapter
16 relating to discrimination because of [sex or] age shall

17 not be construed to apply to any retirement plan or benefit
 18 system of any employer unless such plan or system is a
 19 mere subterfuge adopted for the purpose of evading the
 20 provisions of this chapter.

21 4. Amend the title, page 1, line 1, by inserting
 22 after the word "housing" the words "and retirement plans".

MINNETTE DODERER

S—454

1 Amend Senate File 509, page 1, by inserting
 2 the following section after line 23:
 3 Sec. Section three hundred thirty-
 4 nine point thirteen (339.13), Code 1973, unnumbered
 5 paragraph two (2), is amended by adding the following
 6 new sentence:

7 *New Sentence.* However, the body of a deceased
 8 person may be sent out of state for the purpose of
 9 an autopsy or postmortem examination if the county
 10 which is charged with performing such functions does
 11 not have adequate facilities available and the
 12 medical examiner certifies in writing that the out-
 13 of-state autopsy or postmortem examination is
 14 necessary.

BARTON L. SCHWIEGER

S—451

1 Amend House File 270 as amended, passed and reprinted
 2 by the House:

3 1. Page 2A, by striking line 5, and
 4 inserting in lieu thereof the following:
 5 "the eggs of which are sold in this state through
 6 commercial channels,".

BASS VAN GILST

S—458

1 Amend House File 270, as amended, passed and reprinted
 2 by the House, page 7A, line 18 by inserting after the
 3 word "payable" the words "immediately on request if
 4 accompanied by an affidavit stating the requested refund
 5 is to be used by the producer for advertising eggs in a
 6 manner of his own choosing, and".

H. L. HEYING

S—457

1 Amend House File 270, as amended, passed and reprinted
 2 by the House, page 8, line 21, by adding the following
 3 sentences:

4 "Out of state purchasers or processors shall be
 5 subject to the same obligations as processors or purchasers
 6 within the state. Instate processors or purchasers shall
 7 be held responsible for the check-off. No eggs shall
 8 be subject to a check-off more than once."

H. L. HEYING

S—453

1 Amend House File 549 as follows:

2 1. Page 2, line 14, by inserting after the word
3 "of" the words "three thousand".

4 2. Page 2, lines 16 and 17, by striking the words
5 "*nor shall it apply to the employment of clerks of*
6 *members of the general assembly*".

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, April 26, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, APRIL 26, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend William Sorensen, pastor of the Central Lutheran Church, Des Moines, Iowa.

The Journal of Wednesday, April 26, 1973, was adopted.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Stanley M. Haugland, Lake Mills, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Milligan for the day and Senator Schwengels for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twelve students from Cedar Falls High School, Cedar Falls, Iowa, accompanied by Ron Leymaster. Senator Hansen.

Eighty-four students from Rockford Senior High School, Rockford, Iowa, accompanied by Gary Achenbach. Senator McCartney.

Thirty-three students from Dallas Center Community School, Dallas Center, Iowa, accompanied by Ron Graham. Senator Rodgers.

Five members of Campfire Girls from Cedar Rapids, Iowa, accompanied by Mrs. Sullivan and Mrs. Loney. Senator Riley.

Sixteen students, members of TARS from Iowa Falls, Iowa, accompanied by Beverly Ellefson. Senator Taylor.

Forty students from St. Mary's School, Humboldt, Iowa, accompanied by Sister Terese Marie. Senators Priebe and Coleman.

Thirty-seven students from Saydel Elementary School, Des Moines, Iowa, accompanied by Mrs. Selland. Senator Willits.

Ninety students from Des Moines Technical High School, Des Moines, Iowa, accompanied by their instructor J. P. Farrow. Senator Milligan.

Eighty students from Harris-Lake Park Community School, Lake Park, Iowa. Senator Bergman.

Thirty-three students from Corwith-Wesley Community School, Corwith, Iowa, accompanied by Mike Pearson and Bob Basset. Senator Priebe.

Fifty-six students from East Greene Community School, Grand Junction, Iowa, accompanied by Mrs. Dyann Fials and Mrs. Fritz. Senator Nystrom.

Forty-eight students from Logan-Magnolia Community High School, Logan, Iowa, accompanied by Lewis Hughes. Senator Schaben.

Seventy students from Interstate 35 Community High School, Truro, Iowa, accompanied by Vinita Schall, Gary Holiday, Richard Hall and Roy Elben. Senator Rodgers.

Sixty-five students from Granger-Woodward Community School, Woodward, Iowa, accompanied by Mrs. Marjane Blair. Senator Rodgers.

MOTION WITHDRAWN

Senator Glenn moved that Senate Rules 5, 6, 7, 10, 38, 41 and 42 be suspended for the purpose of taking up Senate File 4 for immediate consideration.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Glenn asked and received unanimous consent to withdraw his motion to suspend the rules.

MOTION TO RECONSIDER ADOPTED

House File 45

Senator Lamborn called up the following motion to reconsider filed by him on April 6, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 45 failed to pass the Senate on April 6, 1973.

Senator Glenn took the chair at 11:12 a.m.

On the question "Shall the motion to reconsider be adopted?" (H.F. 45) the vote was:

Ayes, 30:

Andersen	Hansen	Murray	Riley
Bergman	Hill	Nystrom	Robinson
Briles	Hultman	Orr	Rodgers
Coleman	Kelly	Plymat	Schwieger
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Rabedeaux	Tieden
Doderer	Miller of	Ramsey	Winkelman
Glenn	Marshall		
Griffin			

Nays, 15:

Blouin	Kennedy	Nolin	Scott
Gallagher	Kinley	Palmer	Shaff
Heying	Miller of	Priebe	Van Gilst
Junkins	Des Moines	Schaben	Willits

Absent or not voting, 5:

Gluba	Milligan	Schwengels	Taylor
Kyhl			

The motion prevailed.

Senator Lamborn moved to reconsider the vote by which House File 45 went to its last reading, which motion prevailed.

On motion of Senator Lamborn, House File 45, a bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state, was taken up for reconsideration.

Senator Heying moved to reconsider the vote by which the state government committee amendment S—97 was adopted by the Senate on April 4, 1973.

(House File 45 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MOTION TO RECONSIDER LOST

House File 186

Senator Rabedeaux called up the following motion to reconsider filed by him on April 18, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 186 passed the Senate.

Senator Shaw took the chair at 1:44 p.m.

Senator Coleman moved that further action on the motion to reconsider House File 186 be deferred.

Roll call was requested.

On the question "Shall the motion to reconsider be deferred?" (H.F. 186) the vote was:

Ayes, 8:

Bergman	Kelly	Nolin	Van Gilst
Coleman	Miller of	Tieden	
Hill	Des Moines		

Nays, 34:

Andersen	Griffin	Palmer	Schaben
Blouin	Hansen	Plymat	Schwieger
Briles	Heying	Potter	Scott
Curtis	Hultman	Priebe	Shaff
DeKoster	Junkins	Rabedeaux	Shaw
Doderer	Lamborn	Riley	Taylor
Gallagher	McCartney	Robinson	Willits
Glenn	Nystrom	Rodgers	Winkelman
Gluba	Orr		

Absent or not voting, 8:

Kennedy	Miller of	Milligan	Ramsey
Kinley	Marshall	Murray	Schwengels
Kyhl			

The motion to defer lost.

On the question "Shall the motion to reconsider be adopted?" (H.F. 186) the vote was:

Ayes, 24:

Andersen	Hansen	Nystrom	Schwieger
Bergman	Heying	Orr	Shaff
Briles	Hill	Plymat	Shaw
Curtis	Hultman	Potter	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Griffin	McCartney	Riley	Winkelman

Nays, 18:

Blouin	Junkins	Nolin	Schaben
Coleman	Kelly	Palmer	Scott
Doderer	Kennedy	Priebe	Van Gilst
Gallagher	Miller of	Robinson	Willits
Glenn	Des Moines	Rodgers	

Absent or not voting, 8:

Gluba	Miller of	Milligan	Ramsey
Kinley	Marshall	Murray	Schwengels
Kyhl			

The motion to reconsider having failed to receive a constitutional majority was declared to have failed to be adopted.

SENATE RECEDED

House File 122

Senator Hill called up House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, amended by the Senate March 22, 1973, and moved that the Senate insist on its amendment.

Senator Blouin moved that the Senate recede from its amendment to House File 122 and requested a roll call.

On the question "Shall the motion to recede from the Senate amendment be adopted?" (H.F. 122) the vote was:

Rule 24 was invoked.

Ayes, 22:

Andersen	Glenn	Murray	Rodgers
Bergman	Gluba	Nystrom	Shaff
Blouin	Hansen	Orr	Shaw
Curtis	Kinley	Palmer	Van Gilst
Doderer	Miller of	Plymat	Willits
Gallagher	Des Moines	Priebe	

Nays, 22:

Briles	Hultman	Potter	Schwieger
Coleman	Junkins	Rabedaux	Scott
DeKoster	Kelly	Riley	Taylor
Griffin	Kennedy	Robinson	Tieden
Heying	Lamborn	Schaben	Winkelman
Hill	Nolin		

Absent or not voting, 6:

Kyhl	Miller of	Milligan	Schwengels
McCartney	Marshall	Ramsey	

President Neu took the chair at 3:29 p.m.

The Chair announced the result of the roll call, cast an "aye" vote to break the tie and the motion to recede prevailed.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 122) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Glenn	Murray	Rodgers
Bergman	Hansen	Nystrom	Shaw
Blouin	Kinley	Orr	Van Gilst
Curtis	Miller of	Palmer	Willits
Doderer	Des Moines	Plymat	Winkelman
Gallagher			

Nays, 22:

Briles	Junkins	Priebe	Schwieger
Coleman	Kelly	Rabedeaux	Scott
DeKoster	Kennedy	Riley	Shaff
Heying	Lamborn	Robinson	Taylor
Hill	Nolin	Schaben	Tieden
Hultman	Potter		

Absent or not voting, 8:

Gluba	McCartney	Milligan	Schwengels
Griffin	Miller of	Ramsey	
Kyhl	Marshall		

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 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 359, a bill for an act amending the state school foundation program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 594, a bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 359

- 1 Amend the Senate amendment to House File 359 as
- 2 follows:
- 3 1. By striking lines 5 through 14.
- 4 2. By striking lines 15 and 16.
- 5 3. By striking lines 17 through 24.
- 6 4. By striking lines 25 through 29 and in-
- 7 serting in lieu thereof the following:
- 8 "5. Pages 12 and 13, by striking line 35 on
- 9 page 12 and lines 1 through 3 on page 13 and insert-
- 10 ing in lieu thereof the following:

11 '6. If a district has unusual circumstances,
 12 creating an unusual need for additional funds, includ-
 13 ing but not limited to the following circumstances, the
 14 committee may grant supplemental aid to the district
 15 from any funds appropriated to the department of public
 16 instruction for the use of the school budget review
 17 committee for this purpose, and such aid shall be
 18 miscellaneous income and shall not be included in
 19 district cost; or may establish a modified allowable
 20 growth for the district by increasing its allowable
 21 growth; or both.'"

22 By striking lines 32 and 33 and inserting in
 23 lieu thereof the following:

24 "7. Page 14A, by striking lines 14 through 16
 25 and inserting in lieu thereof the following:

Page 2

1 'or purposes of furnishing, equipping, and con-
 2 tributing to the construction of a new building or
 3 structure for which the voters of the district have
 4 approved a bond issue as provided by law or a tax as
 5 provided in chapter 278 of the Code. No other'."

6 6. By striking lines 34 through 37.

7 7. By striking lines 42 and 43.

HOUSE MESSAGE CONSIDERED

House File 594, a bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to non-public school students.

Read first time and passed on file.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 122 failed to pass the Senate on April 26, 1973.

ROGER J. SHAFF

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 26, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 131—Relating to the time of payment of inheritance tax.

S. F. 175—Relating to workmen's compensation for employees engaged in agricultural work.

H. F. 41—Relating to temporary restrictions on weight and load of certain motor vehicles, and to provide penalties for violations of temporary restrictions.

- H. F. 210—Prohibiting the sale, offer for sale, and distribution of teasel or teasel seeds and providing a penalty.
- H. F. 262—Relating to the notification of the termination of farm tenancies.
- H. F. 328—Increasing the tax on little cigars.

SENATE CONCURRENT RESOLUTION 40

By Hultman and Priebe (Dunlap and Middleswart)

Whereas, the Iowa development commission is the agency designated in the Code to acquaint Iowans with agricultural opportunities in the state and the Iowa department of agriculture is the agency designated in the Code to encourage, promote, and advance the interests of agriculture; and

Whereas, the two agencies have overlapping jurisdiction relating to the promotion of agriculture in Iowa; and

Whereas, in recent years the number of agricultural commodity associations authorized by law to utilize tax assessments on the first sale of agricultural products to promote the agricultural commodity have increased; and

Whereas, clarification is needed to define the authority of state agencies and commodity associations designated to promote agriculture; *Now Therefore*,

Be It Resolved by the Senate, The House Concurring, That the legislative council establish a study committee for the purpose of defining the authority of state agencies and commodity associations designated to promote agriculture in Iowa in order to establish more unified and better promotion of the agricultural industry in Iowa and to establish a state plan for future promotion of agriculture; and

Be It Further Resolved, That the study committee shall consist of legislators representing both the Senate and the House of Representatives and both political parties; and

Be It Further Resolved, That the study committee make periodic reports to the legislative council and submit a final report, along with necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report accepted by the legislative council shall be submitted to the Second Session of the Sixty-fifth General Assembly meeting in 1974.

EXPLANATION OF VOTE

MR. PRESIDENT: On Wednesday, April 25, 1973, I was absent from the Senate chamber. Had I been present I would have voted "Aye" on Senate Files 453, 495 and 295; House Files 175 and 551.

JAMES F. SCHABEN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H.J.R. 17 Judiciary

H. F. 155 State government

REPORTS OF COMMITTEE

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred House File 190, a bill for an act relating to unlawful truck speed limits, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred House File 193, a bill for an act relating to the movement of vehicles and loads of excessive size and weight under permit during daylight hours and holidays, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—463

- 1 Amend Senate File 223 as follows:
- 2 1. Page 2, before line 1, by inserting the following
- 3 as section one (1) of the bill and renumbering the
- 4 following sections of the bill accordingly:
- 5 Section 1. Section one hundred forty-nine point
- 6 five (149.5), Code 1973, is amended to read as follows:
- 7 149.5 AMPUTATIONS—GENERAL ANESTHETICS. A license
- 8 to practice podiatry shall not authorize the licensee
- 9 to amputate the human foot or perform any surgery on
- 10 the human body at or above the ankle, or use any
- 11 anesthetics other than local.
- 12 *A registered podiatrist may prescribe and administer*
- 13 *drugs for the treatment of human foot ailments as pro-*
- 14 *vided in section one hundred forty-nine point one*
- 15 *(149.1) of the Code.*

RALPH W. POTTER

S—460

- 1 Amend Senate File 513, page 2, line 14, by striking
- 2 the words "but are not limited to,".

CALVIN O. HULTMAN
W. R. RABEDAUX

S—461

- 1 Amend state government committee amendment S—97 to House
- 2 line 7, by inserting after the word "council" the
- 3 words "and the agreement of the board of supervisors
- 4 in the county where the property is located".

H. L. HEYING

S—465

- 1 Amend the Doderer and Schwieger amendment S—338 to
- 2 House File 240 by striking in line 4 the word "or" and
- 3 inserting in lieu thereof the words "*in cooperation with*".

MINNETTE DODERER

S—462

- 1 Amend House File 594, as amended and passed by the
- 2 House, page 5 by striking lines 19 through 24 and insert-
- 3 ing in lieu thereof the following:
- 4 "Title to instructional equipment and materials,
- 5 scientific instruments and audio visual resources, in-
- 6 cluding projectors, film and other equipment, shall
- 7 remain with the local school district, county school
- 8 system, joint county system, or equivalent intermediate
- 9 unit providing same. An inventory shall be kept of
- 10 equipment and materials provided. Such inventory and
- 11 inventoried items shall be available for inspection by
- 12 the proper authorities."

EUGENE M. HILL

S—464

- 1 Amend House File 594 as follows:
- 2 1. Page 5, by striking lines 31 through 33 inclusive and
- 3 inserting in lieu thereof the following: "fered only at
- 4 public school sites."

JOAN ORR
EUGENE M. HILL

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Friday, April 27, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, APRIL 27, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. Arthur Kindred, pastor of the Ventura United Methodist Church, Ventura, Iowa.

The Journal of Thursday, April 27, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Roy W. Overton, West Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Gluba for the day on request of Senator Glenn; Senator Milligan for the day and Senator Taylor for the day on request of Senator Lamborn.

SPECIAL GUEST

Senator Curtis rose on a point of personal privilege to present to the Senate Mr. and Mrs. Byron L. Godbersen from Ida Grove, Iowa. Mr. Godbersen, President of Midwest Industries, Inc., has been selected by the Small Business Administration as the "National Small Businessman of the Year."

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

One hundred five students from Fellows Elementary School, Ames, Iowa, accompanied by Mrs. Saxton, Mrs. Boyd and Mrs. Haas. Senator Murray.

Fifty-seven students from Mallard High School, Mallard, Iowa, accompanied by Mrs. Erling Hansen, Mrs. Lester Gehrt and Mr. Rauscher. Senator Curtis.

Fifty students from South Elementary School, Webster City, Iowa, accompanied by Mrs. Lee, Mrs. Stewart and Mrs. Montgomery. Senator Nystrom.

Fifty-eight residents from Franklin Elementary School, Muscatine, Iowa, accompanied by their principal, Mr. Lange, and instructors, Mrs. Walters and Mr. Keaney. Senator Rabedeaux.

Twenty-five students from Columbus Elementary School, Chariton, Iowa, accompanied by Thelma Barnhart, Iva Kendall and Mrs. McDonald. Senator Van Gilst.

Fifty students from Oakland Community School, Oakland, Iowa, accompanied by Donald Clark. Senator Hultman.

PETITION

The following petition was presented and placed on file:

By Senator DeKoster, from thirty-three residents of Sioux and Plymouth Counties favoring the sale of beer and liquor on Sunday.

INTRODUCTION OF BILLS

Senate File 515, by committee on schools, a bill for an act relating to municipal tort claims.

Read first time and placed on calendar.

REPORTS OF INVESTIGATING COMMITTEES

Senator Schwieger submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dale K. DeKoster of Waterloo, Iowa for appointment as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System for the state of Iowa under the provisions of Section 97B.8, Code 1973, for the regular six-year term beginning July 1, 1973 and ending June 30, 1979 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

BARTON L. SCHWIEGER, Chairman
JAMES W. GRIFFIN, SR.
CLOYD E. ROBINSON

The motion prevailed and the report was adopted.

Senator Miller of Marshall took the chair at 9:20 a.m.

Senator Schwieger moved the appointment of Dale K. DeKoster as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 38:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Robinson	
Hansen			

Nays, none.

Absent or not voting, 12:

Doderer	Kyhl	Plymat	Shaff
Gluba	Milligan	Rabedeaux	Taylor
Kelly	Murray	Riley	Tieden

The Chair declared the appointment of Dale K. DeKoster as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System confirmed for the regular six-year term ending June 30, 1979.

Senator Nystrom submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Elwyn Hemken of Blairsburg, Iowa, for appointment as a member of the Commission for the Blind, for the State of Iowa under the provisions of Section 601B.1, Code 1973, for the regular three-year term beginning July 1, 1973 and ending June 30, 1976, begs leave to report, that it has made investigation and recommends that the appointment be confirmed.

JOHN N. NYSTROM, Chairman
TOM RILEY
JAMES F. SCHABEN

The motion prevailed and the report was adopted.

Senator Nystrom moved the appointment of Elwyn Hemken as a member of the Commission for the Blind be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 40:

Andersen	Griffin	Lamborn	Nystrom
Bergman	Hansen	McCartney	Orr
Blouin	Heying	Miller of	Palmer
Briles	Hill	Des Moines	Potter
Coleman	Hultman	Miller of	Priebe
DeKoster	Junkins	Marshall	Rabedeaux
Gallagher	Kennedy	Murray	Ramsey
Glenn	Kinley	Nolin	Robinson

Rodgers
Schaben
Schwengels

Schwieger
Scott
Shaw

Tieden
Van Gilst

Willits
Winkelman

Nays, none.

Absent or not voting, 10:

Curtis
Doderer
Gluba

Kelly
Kyh
Milligan

Plymat
Riley

Shaff
Taylor

The Chair declared the appointment of Elwyn Hemken as a member of the Commission for the Blind confirmed for the regular three-year term ending June 30, 1976.

Senator Potter submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Gregory O. Hapgood of Marion, Linn County, Iowa, for appointment as a member of the City Development Board for the State of Iowa under the provisions of Section 33, Chapter 1088 of the Acts of the Second Regular Session, Sixty-fourth General Assembly, for the six-year term ending June 30, 1978 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH W. POTTER, Chairman
WILLIAM E. GLUBA
CALVIN O. HULTMAN

The motion prevailed and the report was adopted.

Senator Potter moved the appointment of Gregory O. Hapgood as a member of the City Development Board be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 37:

Andersen
Bergman
Blouin
Briles
Coleman
DeKoster
Gallagher
Glenn
Griffin
Hansen

Heying
Hill
Junkins
Kinley
Lamborn
McCartney
Miller of
Des Moines
Miller of
Marshall

Nolin
Nystrom
Orr
Palmer
Potter
Priebe
Rabedeaux
Ramsey
Robinson
Rodgers

Schaben
Schwengels
Schwieger
Scott
Shaw
Tieden
Van Gilst
Willits
Winkelman

Nays, none.

Absent or not voting, 13:

Curtis
Doderer
Gluba
Hultman

Kelly
Kennedy
Kyh

Milligan
Murray
Plymat

Riley
Shaff
Taylor

The Chair declared the appointment of Gregory O. Hapgood as a member of the City Development Board confirmed for the regular six-year term ending June 30, 1978.

CONSIDERATION OF BILLS

Senate File 503

On motion of Senator Winkelman, Senate File 503, a bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission, was taken up for consideration.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 503) the vote was:

Ayes, 39:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Potter	Shaw
DeKoster	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, none.

Absent or not voting, 11:

Doderer	Kyhl	Plymat	Taylor
Gluba	Lamborn	Riley	Tieden
Kelly	Milligan	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 508

On motion of Senator Winkelman, Senate File 508, a bill for an act to appropriate funds to the state highway commission for designated capital improvement programs, was taken up for consideration.

President Neu took the chair at 10:10 a.m.

Senator Kennedy moved that further action on Senate File 508 be deferred.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (S.F. 508) the vote was:

Ayes, 15:

Blouin	Heying	Miller of	Priebe
Coleman	Kelly	Des Moines	Scott
Doderer	Kennedy	Orr	Tieden
Gallagher	Kinley	Palmer	Willits

Nays, 26:

Andersen	Hansen	Murray	Rodgers
Bergman	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Schwieger
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Rabedaux	Van Gilst
Glenn	Miller of	Ramsey	Winkelman
Griffin	Marshall	Robinson	

Absent or not voting, 9:

Gluba	Milligan	Riley	Shaff
Junkins	Plymat	Schaben	Taylor
Kyhl			

The motion lost.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 508) the vote was:

Ayes, 34:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hill	Marshall	Robinson
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kinley	Nystrom	Shaw
DeKoster	Lamborn	Orr	Van Gilst
Doderer	McCartney	Palmer	Willits
Glenn	Miller of	Potter	Winkelman
Gluba	Des Moines	Rabedaux	
Griffin			

Nays, 9:

Blouin	Kelly	Priebe	Scott
Gallagher	Kennedy	Rodgers	Tieden
Heying			

Absent or not voting, 7:

Kyhl	Plymat	Schaben	Taylor
Milligan	Riley	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 625

On motion of Senator Potter, House File 625, a bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board, with report of committee rec-

ommending 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. 625) the vote was:

Ayes, 40:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schaben
Briles	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman
Hansen		Robinson	

Nays none.

Absent or not voting, 10:

Blouin	Kyhl	Plymat	Shaff
Gluba	Milligan	Riley	Taylor
Kelly	Murray		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 511

On motion of Senator Schwieger, Senate File 511, a bill for an act to appropriate funds from the general fund of the state for establishing community-based correctional programs and services, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 511) the vote was:

Ayes, 36:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Murray	Schaben
Briles	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines		

Nays, 7:

Hill	McCartney	Ramsey	Winkelman
Hultman	Rabedeaux	Tieden	

Absent or not voting, 7:

Gluba
Kyhl

Milligan
Plymat

Riley
Shaff

Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 487.

Senate File 487

On motion of Senator Doderer, Senate File 487, a bill for an act to prohibit sex discrimination in housing, was taken up for consideration.

Senator Ramsey took the chair at 11:20 a.m.

Senator Doderer offered amendment S—455 filed by her and moved its adoption:

S—455

1 Amend Senate File 487 as follows:

2 1. Page 2, line 21, by striking the word "subsection"
3 and inserting in lieu thereof the word "subsections".

4 2. Page 2, by inserting after line 23, the following
5 new subsection:

6 *NEW SUBSECTION.* The rental or leasing of a housing
7 accommodation within which residents of both sexes must
8 share a common bathroom facility on the same floor of the
9 building.

10 3. Page 2, by inserting after line 23, the following
11 new section:

12 Sec. Section six hundred one A point fifteen
13 (601A.15), Code 1973, is amended to read as follows:

14 601A.15 [SEX OR] AGE PROVISIONS NOT APPLICABLE TO
15 RETIREMENT PLANS. The provisions of this chapter
16 relating to discrimination because of [sex or] age shall
17 not be construed to apply to any retirement plan or benefit
18 system of any employer unless such plan or system is a
19 mere subterfuge adopted for the purpose of evading the
20 provisions of this chapter.

21 4. Amend the title, page 1, line 1, by inserting
22 after the word "housing" the words "and retirement plans".

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. 487) the vote was:

Ayes, 38:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hill	Des Moines	Rodgers
Blouin	Hultman	Murray	Schaben
Briles	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Griffin		Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 12:

DeKoster	Miller of	Plymat	Shaff
Gluba	Marshall	Riley	Taylor
Heying	Milligan	Robinson	Tieden
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 372.

House File 372

On motion of Senator Nolin, House File 372, a bill for an act relating to the municipal recreation fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 372) the vote was:

Ayes, 37:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Rabedeaux	Tieden
Doderer	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Robinson	Willits
Griffin	Des Moines	Rodgers	Winkelman
Hansen	Murray		

Nays, none.

Absent or not voting, 13:

DeKoster	Kelly	Milligan	Riley
Gallagher	Kyhl	Plymat	Shaff
Gluba	Miller of	Priebe	Taylor
Heying	Marshall		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Nolin asked and received unanimous consent that Senate File 322 be withdrawn from further consideration of the Senate.

CONCURRENT RESOLUTION

House Concurrent Resolution 33

On motion of Senator Nystrom, the following resolution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted:

HOUSE CONCURRENT RESOLUTION 33

By Poncey, Harper, Brunow and Dunton

Whereas, the governments and governmental subdivisions included in the Office for Planning and Programming's planning region XV are currently experiencing severe strain due to the employment cutbacks and attendant displacement of workers from John Morrell and Company, now United Brands; and

Whereas, the city of Ottumwa, and other cities and towns in planning region XV will experience even more intense economic dislocation when present income maintenance programs of the Iowa employment security commission expire; and

Whereas, the resources of numerous state agencies could be applied to improve the future prospects of the residents of this area and the continuing growth and prosperity of this region; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa General Assembly urges the executive branch of the State of Iowa to initiate and seek cooperation and assistance from both citizen and public bodies, including boards, commissions, and state agencies for the purpose of planning for and providing priority technical assistance to governmental subdivisions in the economic redevelopment of planning region XV.

Senator Nystrom moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (H.C.R. 33) the vote was:

Ayes, 37:

Andersen	Griffin	McCartney	Potter
Bergman	Hansen	Miller of	Rabedeaux
Blouin	Hill	Des Moines	Ramsey
Briles	Hultman	Murray	Robinson
Curtis	Junkins	Nolin	Rodgers
Doderer	Kennedy	Nystrom	Schaben
Gallagher	Kinley	Orr	Schwengels
Glenn	Lamborn	Palmer	Schwieger

Scott	Tieden	Willits	Winkelman
Shaw	Van Gilst		

Nays, none.

Absent or not voting, 13:

Coleman	Kelly	Milligan	Riley
DeKoster	Kyhl	Plymat	Shaff
Gluba	Miller of	Priebe	Taylor
Heying	Marshall		

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 45.

Senate File 45

On motion of Senator Doderer, Senate File 45, a bill for an act providing for representation of the federal government on the midwest nuclear board, 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. 45)

Ayes, 36:

Andersen	Hultman	Nolin	Schaben
Bergman	Junkins	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Griffin	Des Moines	Robinson	Willits
Hansen	Murray	Rodgers	Winkelman
Hill			

Nays, none.

Absent or not voting, 14:

Blouin	Heying	Miller of	Priebe
Coleman	Kelly	Marshall	Riley
DeKoster	Kyhl	Milligan	Shaff
Gluba		Plymat	Taylor

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 656, a bill for an act creating a veterans' service compensation fund.

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 to appropriate funds from general fund to higher education facilities commission for state-supported scholarship program.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 656, a bill for an act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty.

Read first time and **passed on file**.

House File 682, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program.

Read first time and **passed on file**.

RESOLUTION ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following resolution to committee:

S.C.R. 40 State government

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 13	Senate File 492	House File 148
Kinley, Chairman	Nystrom, Chairman	Coleman, Chairman
Glenn	Schwengels	Murray
McCartney	Junkins	Miller of Des Moines
Senate Joint Resolution 14	Senate File 502	House File 373
Kelly, Chairman	Junkins, Chairman	Murray, Chairman
Ramsey	Hansen	Schwieger
Kinley	Schwengels	Nolin
Senate File 399	Senate Concurrent Resolution 37	House File 375
Murray, Chairman	Schwengels, Chairman	Hill, Chairman
Doderer	Junkins	Murray
Coleman	Schwieger	Winkelman
Senate File 474	Senate Concurrent Resolution 38	House File 625
Gluba, Chairman	Winkelman, Chairman	Appropriations—Education
Milligan	Hansen	
Schwieger	Nolin	

AMENDMENTS FILED

S—468

1 Amend Senate File 376, page 6, by inserting after line 29
 2 the following new paragraph:
 3 Notwithstanding the provisions of this section, the amount
 4 of the reimbursement for property taxes accrued for a home-
 5 stead in any county in which a special charter city is lo-
 6 cated which levies and collects its taxes shall be paid to
 7 the claimant and the county treasurer of the county from the
 8 state general fund on or before September first of each year
 9 commencing in 1974. When the claimant who resides within the
 10 corporate limits of the special charter city in that county
 11 pays the taxes due to the county treasurer, the county trea-
 12 surer shall pay to the city treasurer of the special charter
 13 city the amount of the reimbursement to the claimant and the
 14 county treasurer which exceeds the amount of the tax due by
 15 the claimant and collectible by the county treasurer. The
 16 county treasurer shall properly identify the claimant and his
 17 homestead and the city treasurer shall credit the amount
 18 received from the county treasurer against property taxes
 19 levied and collectible by the special charter city. If the
 20 amount of the reimbursement received by the city treasurer
 21 exceeds the amount of tax due by the claimant, the city
 22 treasurer shall refund the remainder to the claimant.

ELIZABETH SHAW

S—467

1 Amend Senate File 513 as follows:
 2 1. Page 3, by adding after line 3 the following:
 3 Sec. The provisions of this Act shall not allow
 4 the expenditure or allocation of funds for a purpose, program,
 5 or project for which funds have been appropriated or made
 6 available by any other bill enacted by the First Session of
 7 the Sixty-fifth General Assembly. In addition, the provi-
 8 sions of this Act shall not allow the expenditure or alloca-
 9 tion of funds for any purpose, program, or project which was
 10 presented to the general assembly or any standing committee
 11 or subcommittee of a standing committee by any person by way
 12 of a bill, proposed bill, amendment to a bill, written
 13 document, or a proposal which is documented by the minutes,
 14 records, or reports of a committee or subcommittee, and
 15 which failed to be enacted into law.
 16 2. By renumbering the remaining section to conform with this
 17 amendment.
 18 3. Page 1, line 6, by adding before the period the words
 19 "and limiting the expenditure of funds appropriated by this
 20 Act to purposes, programs, or projects not otherwise con-
 21 sidered by the general assembly".

CALVIN O. HULTMAN

S—469

1 Amend House File 45, as amended and passed by the House,
 2 as follows:

3 Page 3, by adding after line 24 the following new
4 section:

5 Sec. *NEW SECTION.* Before any real estate is trans-
6 ferred or sold under this Act, and if such real estate was
7 originally obtained on behalf of the state through eminent
8 domain proceedings, it shall be offered for sale to the per-
9 son from whom it was obtained at not more than its original
10 purchase price less a deduction for the proportionate share
11 of parcel used by the agency. The agency transferring or
12 selling the real estate shall notify the original owner by
13 restricted certified mail at least forty-five days prior to
14 the date the real estate is to be transferred or sold. If
15 the original owner cannot be located, a publication in a
16 newspaper of general circulation within the area where the
17 real estate is located shall be made stating that the real
18 estate in question will be transferred or sold and that the
19 original owner may purchase such real estate under terms
20 agreed upon between the seller and buyer, not exceeding the
21 original purchase price less a deduction for the proportionate
22 share of parcel used by the state agency, if the original
23 owner will contact the state agency within fifteen days of
24 publication of the notice. The publication must be made

Page 2

1 within thirty days of the proposed transfer or sale.

MICHAEL T. BLOUIN
BERL E. PRIEBE
JOAN Y. ORR
WILLIAM D. PALMER
JAMES V. GALLAGHER
GENE V. KENNEDY
GEORGE R. KINLEY
CLOYD E. ROBINSON
H. L. HEYING
WARREN E. CURTIS

S—466

1 Amend House File 594, as amended and passed by the
2 House, as follows.:

- 3 1. Page 3, by striking all after the period in line
4 3 and all of lines 4 through 18, and inserting in lieu thereof the
5 following: "Funds allocated by the department for approved
6 plans and claims for reimbursement to each local school
7 district shall not be paid for services to students who
8 attend nonpublic schools that practice discrimination on
9 the basis of race, color, or place of national origin."
10 2. Page 4, by striking all after the period in line
11 2 and all of lines 3 through 22.

WILLARD R. HANSEN
GENE V. KENNEDY
LEONARD C. ANDERSEN
RAY TAYLOR
KENNETH D. SCOTT
CLIFTON C. LAMBORN

JAMES W. GRIFFIN, SR.
ROGER J. SHAFF
JAMES E. BRILES
CALVIN O. HULTMAN
LUCAS J. DeKOSTER
WARREN E. CURTIS
RALPH W. POTTER
DALE L. TIEDEN
WILLIAM P. WINKELMAN
TOM RILEY
GEORGE R. KINLEY
CHARLES P. MILLER
BERL E. PRIEBE
H. L. HEYING
MICHAEL T. BLOUIN
BASS VAN GILST
LOWELL L. JUNKINS
JAMES F. SCHABEN
JAMES V. GALLAGHER
IRVIN L. BERGMAN
WILLIAM N. PLYMAT
JOHN N. NYSTROM
CLOYD E. ROBINSON
NORMAN RODGERS
E. KEVIN KELLY
KARL NOLIN
C. JOSEPH COLEMAN
WILLIAM E. GLUBA
JOHN S. MURRAY
RALPH F. McCARTNEY
FORREST V. SCHWENGELS

On motion of Senator Potter, the Senate adjourned until 9:00 a.m., Monday, April 30, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, APRIL 30, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father James Kiernan, pastor of St. Johns Catholic Church, Des Moines, Iowa.

The Journal of Friday, April 27, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. G. W. Marme, DeWitt, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Junkins from the morning session on request of Senator Schwengels; Senator Willits from the morning session on request of Senator Miller of Des Moines.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Herbert L. Ollenburg, former member of the Senate from Hancock County who was present in the Senate chamber.

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty students from Gladbrook High School, Gladbrook, Iowa, accompanied by Steve Wegner. Senator Kyhl.

Six students, members of Campfire Girls, from Johnson Elementary School, Cedar Rapids, Iowa, accompanied by Mr. and Mrs. Robert Hupp. Senator Riley.

Twenty-five students from Prescott Community School, Prescott, Iowa, accompanied by Mrs. Marjorie McKee. Senator Briles.

PETITIONS

The following petitions were presented and placed on file:

By Senator Ramsey, from twelve residents of Clarke County opposing the sale of beer and liquor on Sunday.

By Senator Gluba, from thirty-three residents of Scott County favoring the creation of a Spanish-speaking peoples study commission.

INTRODUCTION OF BILLS

Senate File 516, by committee on ways and means, a bill for an act to provide for the assessment and taxation of the property of municipally-owned electric utilities held under joint ownership.

Read first time and placed on calendar.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Present, 30:

Andersen	Heying	Milligan	Schaben
Blouin	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Lamborn	Plymat	Tieden
DeKoster	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Winkelman
Griffin	Marshall	Rodgers	

Absent, 20:

Bergman	Kelly	Nystrom	Robinson
Doderer	Kinley	Palmer	Schwieger
Gallagher	Kyhl	Rabedeaux	Shaw
Gluba	Miller of	Ramsey	Taylor
Hansen	Des Moines	Riley	Willits
Junkins			

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 364.

House File 364

On motion of Senator Kinley, House File 364, a bill for an act to legalize and validate the special election of the Lamoni Community School District, in the County of Decatur, State of Iowa, held on December 28, 1972, on the proposition of issuing School Bonds in the sum of not to exceed \$50,000.00 for the purpose of purchasing from Graceland College one existing building, known as Herald Hall, remodeling the same for use as a school

house, purchasing from Marvin Johnston one existing building, and for such allied development or improvement as shall be required for proper utilization of such property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 364) the vote was:

Ayes, 34:

Andersen	Hultman	Milligan	Rodgers
Blouin	Kennedy	Murray	Schaben
Briles	Kinley	Nolin	Schwengels
Coleman	Lamborn	Nystrom	Scott
Curtis	McCartney	Orr	Shaff
DeKoster	Miller of	Plymat	Tieden
Doderer	Des Moines	Potter	Van Gilst
Glenn	Miller of	Priebe	Winkelman
Griffin	Marshall	Robinson	
Heying			

Nays, none.

Absent or not voting, 16:

Bergman	Hill	Palmer	Schwieger
Gallagher	Junkins	Rabedeaux	Shaw
Gluba	Kelly	Ramsey	Taylor
Hansen	Kyhl	Riley	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 219.

House File 219

On motion of Senator Griffin, House File 219, a bill for an act relating to special assessment deficiencies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Griffin offered amendment S—429 by the committee on ways and means and moved its adoption:

S—429

- 1 Amend House File 219 as follows:
- 2 1. Page 3, by inserting after line 35 the following new
- 3 sentence: "Certification to county auditor shall include a
- 4 legal description of each lot."
- 5 2. Page 4, by inserting in line 7 after the word
- 6 "permits" the following: ", certification to the county
- 7 auditor shall include a legal description of each lot".

The amendment was adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 219) the vote was:

Ayes, 24:

Blouin	Hill	Miller of	Rodgers
Coleman	Kennedy	Marshall	Schaben
Curtis	Kinley	Murray	Schwengels
Doderer	Lamborn	Nystrom	Shaff
Glenn	Miller of	Plymat	Taylor
Griffin	Des Moines	Potter	Van Gilst
Hansen		Robinson	

Nays, 13:

Andersen	Hultman	Nolin	Scott
Briles	McCartney	Orr	Tieden
DeKoster	Milligan	Priebe	Winkelman
Heying			

Absent or not voting, 13:

Bergman	Kelly	Rabedeaux	Schwieger
Gallagher	Kyhl	Ramsey	Shaw
Gluba	Palmer	Riley	Willits
Junkins			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 219 failed to pass the Senate.

LEONARD C. ANDERSEN

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 440.

Senate File 440

On motion of Senator Plymat, Senate File 440, a bill for an act relating to the financing of projects by cities, towns and counties, was taken up for further consideration.

Senator Heying offered amendment S—424 filed by Senators Heying, et al.:

S—424

- 1 Amend Senate File 440 as follows:
- 2 1. Page 2, line 12, by inserting after the words
- 3 "for the" the word "*producing*,"
- 4 2. Page 2, line 16, by inserting after the words
- 5 "*engaged in*" the word "*producing*,"

(Action on amendment S—424 pending.)

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on Senate File 440 be deferred and that the bill retain its place on the calendar under unfinished business.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 359

Senator Hansen called up for consideration House File 359, a bill for an act amending the state school foundation program, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment:

- 1 Amend the Senate amendment to House File 359 as
- 2 follows:
- 3 1. By striking lines 5 through 14.
- 4 2. By striking lines 15 and 16.
- 5 3. By striking lines 17 through 24.
- 6 4. By striking lines 25 through 29 and in-
- 7 serting in lieu thereof the following:
- 8 "5. Pages 12 and 13, by striking line 35 on
- 9 page 12 and lines 1 through 3 on page 13 and insert-
- 10 ing in lieu thereof the following:
- 11 '6. If a district has unusual circumstances,
- 12 creating an unusual need for additional funds, includ-
- 13 ing but not limited to the following circumstances, the
- 14 committee may grant supplemental aid to the district
- 15 from any funds appropriated to the department of public
- 16 instruction for the use of the school budget review
- 17 committee for this purpose, and such aid shall be
- 18 miscellaneous income and shall not be included in
- 19 district cost; or may establish a modified allowable
- 20 growth for the district by increasing its allowable
- 21 growth; or both.'"
- 22 By striking lines 32 and 33 and inserting in
- 23 lieu thereof the following:
- 24 "7. Page 14A, by striking lines 14 through 16
- 25 and inserting in lieu thereof the following:

Page 2

- 1 'or purposes of furnishing, equipping, and con-
- 2 tributing to the construction of a new building or
- 3 structure for which the voters of the district have
- 4 approved a bond issue as provided by law or a tax as
- 5 provided in chapter 278 of the Code. No other'."
- 6 6. By striking lines 34 through 37.
- 7 7. By striking lines 42 and 43.

Senator Taylor took the chair at 10:05 a.m.

President Neu took the chair at 10:15 a.m.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment to the Senate amendment?" (H. F. 359) the vote was:

Ayes, 32:

Andersen	Kelly	Milligan	Ramsey
Briles	Kennedy	Murray	Robinson
Coleman	Kinley	Nolin	Rodgers
Glenn	Lamborn	Nystrom	Schwengels
Gluba	McCartney	Orr	Schwieger
Griffin	Miller of	Plymat	Shaff
Hansen	Des Moines	Potter	Taylor
Hill	Miller of	Rabedeaux	Van Gilst
Hultman	Marshall		

Nays, 14:

Bergman	Doderer	Priebe	Shaw
Blouin	Gallagher	Schaben	Tieden
Curtis	Heying	Scott	Winkelman
DeKoster	Palmer		

Absent or not voting, 4:

Jenkins	Kyhl	Riley	Willits
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The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Hansen 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. 359) the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Robinson	

Nays, 1:

Heying

Absent or not voting, 4:

Jenkins	Kyhl	Riley	Willits
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

EXPLANATION OF VOTE

MR. PRESIDENT: I voted for the School Foundation Plan when it passed the Senate the first time. I voted against the bill when the Senate concurred in an amendment that would take state school aid away from the property which is owned by the state. The amendment was a discriminatory one for those areas where the state owns a good percentage of the land, as it does in my area.

H. L. HEYING

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 497.

Senate File 497

On motion of Senator Hansen, Senate File 497, a bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students, was taken up for consideration.

Senator Hansen asked and received unanimous consent that House File 594 be substituted for Senate File 497.

House File 594

On motion of Senator Hansen, House File 594, a bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students, was taken up for consideration.

Senator Hansen offered amendment S—466 filed by Senators Hansen, Kennedy, et al.:

S—466

- 1 Amend House File 594, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 3, by striking all after the period in line
- 4 3 and all of lines 4 through 18, and inserting in lieu the
- 5 following: "Fund allocated by the department for approved
- 6 plans and claims for reimbursement to each local school
- 7 district shall not be paid for services to students who
- 8 attend nonpublic schools that practice discrimination on
- 9 the basis of race, color, or place of national origin."
- 10 2. Page 4, by striking all after the period in line
- 11 2 and all of lines 3 through 22.

Senator Hill offered amendment S—470 to the amendment:
S—470

- 1 Amend the Hansen, et al., amendment S—466 to House File 594
- 2 as amended and passed by the House, line 9, by inserting
- 3 after the first word “of” the following: “sex, religion.”

Senator Hill moved the adoption of his amendment to the amendment and requested a roll call.

On the question “Shall amendment S—470 to the amendment be adopted?” (H.F. 594) the vote was:

Ayes, 12:

Bergman	Griffin	Orr	Rabedeaux
Curtis	Hill	Plymat	Ramsey
Gluba	Hultman	Potter	Schwengels

Nays, 34:

Andersen	Kelly	Milligan	Schaben
Blouin	Kennedy	Murray	Schwieger
Briles	Kinley	Nolin	Scott
Coleman	Lamborn	Nystrom	Shaff
DeKoster	McCartney	Palmer	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Riley	Tieden
Hansen	Miller of	Robinson	Van Gilst
Heying	Marshall	Rodgers	Winkelman

Absent or not voting, 4:

Doderer	Junkins	Kyhl	Willits
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Amendment S—470 to the amendment lost.

Senator Doderer offered amendment S—471 to the amendment and moved its adoption:

S—471

- 1 Amend the Hansen, et al., amendment S—466, filed April 27,
- 2 1973, to House File 594 as amended and passed by the House, by
- 3 striking lines 7, 8, and 9 and inserting in lieu thereof the
- 4 following: “district shall not be paid for delivery of auxiliary
- 5 services and materials to students who attend nonpublic
- 6 schools that have policies which discriminate among students
- 7 on the basis of race, color, creed, sex, or place of national
- 8 origin, except that it shall not be considered discrimination
- 9 for a nonpublic school to limit enrollment to students of one
- 10 sex or one creed.”

Roll call was requested.

On the question “Shall amendment S—471 to the amendment be adopted?” (H.F. 594) the vote was:

Ayes, 33:

Andersen	Griffin	Murray	Schwengels
Bergman	Hansen	Nystrom	Schwieger
Blouin	Kelly	Palmer	Scott
Briles	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Riley	Tieden
Glenn	Milligan	Rodgers	Willits
Gluba			

Nays, 13:

Coleman	Hultman	Miller of	Ramsey
DeKoster	Miller of	Marshall	Robinson
Heying	Des Moines	Nolin	Van Gilst
Hill		Orr	Winkelman

Absent or not voting, 4:

Junkins	Kyhl	Rabedeaux	Schaben
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Amendment S—471 to the amendment was adopted.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Present, 37:

Andersen	Heying	Nystrom	Schwengels
Blouin	Hill	Orr	Schwieger
Curtis	Hultman	Plymat	Scott
DeKoster	Kennedy	Potter	Shaff
Doderer	Kinley	Priebe	Shaw
Gallagher	Lamborn	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Van Gilst
Gluba	Miller of	Rodgers	Willits
Griffin	Marshall	Schaben	Winkelman
Hansen	Nolin		

Absent, 13:

Bergman	Kelly	Milligan	Riley
Briles	Kyhl	Murray	Robinson
Coleman	Miller of	Palmer	Taylor
Junkins	Des Moines		

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

House File 594

The Senate resumed consideration of House File 594 and the Hansen, et al., amendment S—466 as amended.

On motion of Senator Hansen, amendment S—466 as amended was adopted.

Senator Doderer offered amendment S—474 and moved its adoption:

S—474

- 1 Amend House File 594, page 4, line 53 by striking
- 2 the word "bill" and inserting in lieu thereof the word
- 3 "collect", and line 54 by striking the word "to" and
- 4 inserting in lieu thereof the word "from".

Amendment S—474 was adopted.

Senator Hill offered amendment S—462 filed by him:

S—462

- 1 Amend House File 594, as amended and passed by the
- 2 House, page 5 by striking lines 19 through 24 and insert-
- 3 ing in lieu thereof the following:
- 4 "Title to instructional equipment and materials,
- 5 scientific instruments and audio visual resources, in-
- 6 cluding projectors, film and other equipment, shall
- 7 remain with the local school district, county school
- 8 system, joint county system, or equivalent intermediate
- 9 unit providing same. An inventory shall be kept of
- 10 equipment and materials provided. Such inventory and
- 11 inventoried items shall be available for inspection by
- 12 the proper authorities."

Senator Coleman offered amendment S—476 to the amendment and moved its adoption:

S—476

- 1 Amend amendment S—462 to House File 594, by striking lines 1, 2
and
- 2 3 and inserting in lieu thereof the following:
- 3 Amend House File 594 as amended and passed by the
- 4 House, page 5, by adding after line 24 the following:

Roll call was requested.

On the question "Shall amendment S—476 to the amendment be adopted?" (H.F. 594) the vote was:

Rule 24 was invoked.

Ayes, 45:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall	Rodgers	

Nays, 3:

Hill	Orr	Rabedeaux
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Absent or not voting, 2:

Junkins	Kyhl
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Amendment S—476 to the amendment was adopted.

On motion of Senator Hill, amendment S—462 as amended was adopted.

Senator Orr offered amendment S—464 filed by Senators Orr and Hill and moved its adoption:

S—464

- 1 Amend House File 594 as follows:
- 2 1. Page 5, by striking lines 31 through 33 inclusive and
- 3 inserting in lieu thereof the following: "fered only at
- 4 public school sites."

Roll call was requested.

On the question "Shall amendment S—464 be adopted?" (H.F. 594) the vote was:

Rule 24 was invoked.

Ayes, 16:

Curtis	Miller of	Rabedeaux	Shaw
Doderer	Marshall	Ramsey	Taylor
Glenn	Murray	Schwengels	Willits
Hill	Orr	Shaff	Winkelman
Lamborn			

Nays, 32:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schaben
Briles	Kelly	Palmer	Schwieger
Coleman	Kennedy	Plymat	Scott
DeKoster	Kinley	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Gluba	Miller of	Riley	
Griffin	Des Moines		

Absent or not voting, 2:

Junkins Kyhl

Amendment S—464 lost.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 594) the vote was:

Ayes, 39:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Kelly	Nolin	Schwengels
Briles	Kennedy	Nystrom	Schwieger
Coleman	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, 9:

Curtis	Orr	Ramsey	Shaw
Glenn	Potter	Shaff	Taylor
Hill			

Absent or not voting, 2:

Junkins Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Hansen asked and received unanimous consent that **Senate File 497** 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 passed the following bill in which the concurrence of the House was asked:

Senate File 291, a bill for an act to provide for the eradication of swine tuberculosis.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 346, a bill for an act appropriating funds to the bureau of labor for deposit in the amusement inspection fund to finance amusement ride inspections.

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 state-approved premises for cattle feedlots and grazing areas.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 234, a bill for an act relating to the use of eminent domain by county boards of supervisors for any secondary road.

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 motor vehicle accident records.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 416, a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 547, a bill for an act relating to the requirements for the chief of police and the chief of the fire department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 585, a bill for an act to amend the unified trial court Act.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 628, a bill for an act allowing the director of the Iowa beer and liquor control department to establish state liquor stores at any location in the state deemed logical.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 629, a bill for an act relating to the distribution of funds obtained from retail beer permit fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 637, a bill for an act amending the Iowa Banking Act relating to permissible investments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 639, a bill for an act relating to the annual certificate of authority of insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 658, a bill for an act relating to the membership of municipal planning and zoning commissions and boards of adjustment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 670, a bill for an act relating to printing controversies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 675, a bill for an act to legalize and validate the procedures of Sioux County Board of Supervisors in contracting for construction of office building in Orange City.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 703, a bill for an act to appropriate from the primary road fund to the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 517, by committee on agriculture, a bill for an act relating to the sale of certain commodities by weight.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File 234, a bill for an act relating to the use of eminent domain by county boards of supervisors for any secondary road.

Read first time and passed on file.

House File 251, a bill for an act relating to motor vehicle accident records.

Read first time and passed on file.

House File 416, a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.

Read first time and passed on file.

House File 547, a bill for an act relating to the requirements for the chief of police and the chief of the fire department.

Read first time and passed on file.

House File 585, a bill for an act to amend the unified trial court Act by making certain corrections and changes in the procedure to be followed in cases involving small claims, nonindictable misdemeanors, and traffic violations; relating to the jurisdiction and office of judicial magistrate and district associate judge; abolishing the office of full-time magistrate; and making neces-

sary corrective amendments to various provisions of law to accord with the structure and intent of the unified trial court Act.

Read first time and passed on file.

House File 628, a bill for an act allowing the director of the Iowa beer and liquor control department to establish, with the approval of the Iowa beer and liquor control council, state liquor stores at any location in the state deemed logical and feasible and eliminating the restriction that state liquor stores may be established only in incorporated cities or towns.

Read first time and passed on file.

House File 629, a bill for an act relating to the distribution of funds obtained from retail beer permit fees.

Read first time and passed on file.

House File 637, a bill for an act amending the Iowa banking Act relating to permissible investments by banks, livestock loans by banks, and investments of fiduciary accounts by banks.

Read first time and passed on file.

House File 639, a bill for an act relating to the annual certificate of authority of insurance companies.

Read first time and passed on file.

House File 658, a bill for an act relating to the membership of municipal planning and zoning commissions and boards of adjustment.

Read first time and passed on file.

House File 670, a bill for an act relating to printing controversies.

Read first time and passed on file.

House File 675, a bill for an act to legalize and validate the procedures followed by Sioux County Board of Supervisors in contracting with the Fischer Construction Company, Haarsma Plumbing and Heating Company, and Fred's Electrical Company for the construction of a new office building in Orange City, Iowa, for the County Engineer's office.

Read first time and passed on file.

House File 703, a bill for an act to appropriate from the primary road fund to the state highway commission, and relating

to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for employees under the state merit system.

Read first time and passed on file.

SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

MR. PRESIDENT: Your committee on personnel reports the resignation of Thomas M. Fitzgerald as Assistant Law Clerk, effective April 29, and the appointment of William J. Rold of Harlan as Assistant Law Clerk, effective April 30, 1973.

JAMES E. BRILES, Chairman
W. R. RABEDEAUX
LUCAS J. DeKOSTER

COMMUNICATION FROM THE
IOWA CIVIL RIGHTS COMMISSION

The Seventh Annual Report of the Iowa Civil Rights Commission, submitted to the Governor and the members of the Sixty-fifth General Assembly in accordance with Section 601A.5, 1973 Code of Iowa, has been received and placed on file in the office of the Secretary of the Senate.

AMENDMENTS FILED

S—479

- 1 Amend Senate File 376, page 4, line 4, by striking
- 2 the word "twenty" and inserting in lieu thereof the
- 3 word "twenty-five".

WILLIAM E. GLUBA
WILLIAM D. PALMER
GEORGE R. KINLEY
MICHAEL T. BLOUIN

S—480

- 1 Amend Senate File 376 as follows:
- 2 1. Page 7, by striking lines 17 through 32, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 Sec. *NEW SECTION*. SCHEDULE FOR CLAIMS FOR
- 5 REIMBURSEMENT. The claimant shall be entitled to a claim for
- 6 reimbursement equal to an amount by which the property taxes
- 7 accrued or rent constituting property taxes accrued exceeds
- 8 the household income according to the following schedule:
- 9 Claim For Reimbursement Shall Be
- 10 Equal To An Amount By Which The
- 11 Property Taxes Accrued
- 12 Or Rent Constituting
- 13 Property Taxes Accrued
- 14 If The Household Exceeds The Following Percentage

Income Is:	Of The Claimant's Household Income:
15 \$ 0 - 999.99	1%
16 1,000 - 1,999.99	3
17 2,000 - 2,999.99	4
18 3,000 - 3,999.99	5
19 4,000 - 4,999.99	6
20 5,000 - 5,999.99	7
21	
22 2. Page 8, by striking lines 14 through 19, inclusive, and	
23 inserting in lieu thereof the following:	
24 Sec..... <i>NEW SECTION</i> . MAXIMUM CREDIT. The amount	
25 of the reimbursement which shall be allowed in any taxable	

Page 2

- 1 year for property taxes accrued or rent constituting property
- 2 taxes accrued shall not exceed four hundred fifty dollars.

WILLIAM E. GLUBA
 GEORGE R. KINLEY
 WILLIAM D. PALMER

S—472

- 1 Amend the Schwieger-Scott amendment S—420 to Senate
- 2 File 440, line 3, by inserting after the word "*in*" the
- 3 word "*producing*".

KENNETH D. SCOTT

S—477

- 1 Amend Senate File 491 as follows:
- 2 1. Page 2, by striking line 35, and page 3, by striking
- 3 lines 1 through 7, and inserting in lieu thereof the follow-
- 4 ing:
- 5 "the following limitations:
- 6 1. Completion of interstate construction already commenced
- 7 on the effective date of this Act.
- 8 2. Completion of a road within a highway transportation
- 9 corridor generally providing reasonably direct service between
- 10 the cities of Dubuque, Waterloo, Fort Dodge and Sioux City,
- 11 Iowa.
- 12 3. Completion of a road between Des Moines, Ottumwa, and
- 13 Burlington, Iowa.
- 14 4. Completion of a road between Iowa City and Keokuk,
- 15 Iowa, and south to the Missouri border.
- 16 5. Completion of a road between Dubuque and Cedar Rapids,
- 17 Iowa.
- 18 6. Completion of a road between Waterloo and the junction
- 19 of the road with highway eighteen west of New Hampton, Iowa."
- 20 2. Page 3, by striking lines 8 through 10 and inserting
- 21 in lieu thereof the words "The principal amount of bonds
- 22 issued in any fis-".
- 23 3. Page 3, line 15, by inserting after the period the
- 24 following: "However, the Sixty-seventh General Assembly is
- 25 requested to review the provisions of this Act and the

Page 2

1 reports of the commission as to the use of the proceeds of
2 bonds, and consider whether the authority for the issuance of
3 bonds under this Act shall be continued after June 30, 1978.”
4 4. Page 5, by striking lines 34 and 35, and page 6, by
5 striking lines 1 through 7, and inserting in lieu thereof the
6 following: “expressway system as provided in section three
7 (3) of this Act. The commission shall report annually to the
8 general assembly the amount of construction completed on the
9 routes for which bond proceeds are used, the amounts spent
10 from bond proceeds and from other sources on these routes,
11 and the condition of the fund. The commission shall maximize
12 the use of federal funds available for use in connection with
13 the construction provided for in this Act.”

BARTON L. SCHWIEGER

S—478

1 Amend the Blouin, et al., amendment, S—469, to House
2 File 45, as amended and passed by the House, line 5, by
3 striking the word “Before” and inserting in lieu thereof the
4 words “Except as otherwise provided by federal law or require-
5 ment, before”.

MICHAEL T. BLOUIN

S—473

1 Amend House File 219, page 4, line 4, by striking the word
2 “twenty” and inserting in lieu thereof the word “ten”.

LUCAS. J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, May 1, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FOURTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MAY 1, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Right Reverend Monsignor A. W. Behrens, pastor of the St. John's Catholic Church, Bancroft, Iowa.

The Journal of Monday, April 30, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Willis K. Dankle, Clear Lake, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Pearle P. DeHart, former member of the Senate from Story County who was present in the Senate chamber.

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty students from Lamoni Elementary School, Lamoni, Iowa, accompanied by Dorothy Harris. Senator Ramsey.

Thirty students from Carroll Community School, Carroll, Iowa, accompanied by their instructor, Robert Rogers. Senator Nolin.

Fifty-three students from Cedar Falls Community School, Cedar Falls, Iowa, accompanied by their instructors, Marilyn Dalziel and John York. Senator Hansen.

Ten students, members of Campfire Girls, from Hoover Elementary School, Cedar Rapids, Iowa. Senator Robinson.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 287

Senator Curtis called up for consideration House File 287, a bill for an act relating to the Iowa public employees' retirement

system, amended by the Senate, further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

1 Amend the Senate amendment to House File 287 as
2 follows:
3 1. By striking line 3.
4 2. By striking lines 4 through 6.
5 3. By striking lines 10 through 16.
6 4. By striking lines 20 through 25.
7 5. By striking lines 29 through 35.
8 6. By striking lines 36 through 41.
9 7. The House has amended the Senate amendment by
10 adding thereto the following amendment:
11 Page 4, line 28, by inserting after the period the
12 following:
13 "Any individual who as of July 1, 1973 is a re-
14 tired member and who made application for and received
15 a refund of contributions made under the abolished
16 system, may, by filing a written election with the
17 commission between July 1, 1973 and July 1, 1974, have
18 the commission retain fifty percent of the monthly in-
19 crease in retiree benefits that will accrue to the in-
20 dividual because of prior service. If the monthly in-
21 crease in retirement benefits is less than ten dollars,
22 the commission shall retain five dollars of the scheduled
23 increase, and if the monthly increase is less than five
24 dollars, the provisions of this paragraph shall not apply.
25 The commission shall continue to retain such funds until

Page 2

1 the withdrawn contributions, together with interest
2 accrued to July 1, 1973, have been repaid. Due notice of
3 this provision shall be sent to all retired members as of
4 July 1, 1973."
5 8. The House has further amended the Senate
6 amendment by adding thereto the following amendment:
7 Amend the title by striking all of said title
8 after line 1 and inserting in lieu thereof the
9 following:
10 "system by increasing the membership and the per
11 diem of the advisory investment board, increasing the
12 covered wages, reducing the number of years required
13 to become a vested member, providing for prior service
14 credit, providing for service after age sixty-five,
15 permitting retroactive payments, allowing full-time
16 employment with benefits after age sixty-five, in-
17 creasing the membership benefit formula, providing a
18 minimum monthly benefit, changing the method of com-
19 puting the rate of interest credit for members, and
20 increasing the percent of the total cost price of
21 common stocks held by the retirement fund.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Curtis 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. 287) the vote was:

Ayes, 44:

Andersen	Heying	Nolin	Schaben
Bergman	Hultman	Orr	Schwengels
Blouin	Junkins	Palmer	Schwieger
Briles	Kennedy	Plymat	Scott
Coleman	Kinley	Potter	Shaff
Curtis	Lamborn	Priebe	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Doderer	Des Moines	Ramsey	Tieden
Gallagher	Miller of	Riley	Van Gilst
Glenn	Marshall	Robinson	Willits
Gluba	Milligan	Rodgers	Winkelman
Griffin	Murray		

Nays, none.

Absent or not voting, 6:

Hansen	Kelly	McCartney	Nystrom
Hill	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 376.

Senate File 376

On motion of Senator Shaff, Senate File 376, a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor, with report of the committee on appropriations recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Shaw offered amendment S—414 by the committee on appropriations:

S—414

1 Amend Senate File 376 as follows:

- 2 1. Page 2, line 26, by inserting after the word
 3 "insurance" the words ", and net worth as defined herein".
 4 2. Page 2, by inserting after line 28 the following
 5 new subsection, and renumbering the remaining subsections:
 6 "Net worth" means the total assets of the claimant less
 7 his total liabilities. The value of property shall be its
 8 market value. For purposes of computing a claimant's income,
 9 ten percent of his net worth exceeding thirty-five thousand
 10 dollars shall be considered as income.
 11 3. Page 9, line 3, by inserting after the word "income"
 12 the words "and a financial statement of the claimant's net
 13 worth".

Senator Shaw offered amendment S—416 to the amendment and moved its adoption:

S—416

- 1 Amend the appropriations committee amendment S—414
 2 filed April 19 to Senate File 376, line 12, by striking
 3 the word "financial".

Roll call was requested.

On the question "Shall amendment S—416 to the amendment be adopted?" (S.F. 376) the vote was:

Ayes, 27:

Andersen	Hultman	Milligan	Shaff
Blouin	Junkins	Murray	Shaw
DeKoster	Kelly	Orr	Taylor
Glenn	Lamborn	Potter	Van Gilst
Gluba	McCartney	Rabedaux	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Schwengels	
Heying			

Nays, 18:

Bergman	Kennedy	Palmer	Rodgers
Coleman	Kinley	Plymat	Schaben
Doderer	Miller of	Priebe	Scott
Gallagher	Des Moines	Ramsey	Tieden
Hill	Nolin	Robinson	

Absent or not voting, 5:

Briles	Kyhl	Nystrom	Schwieger
Curtis			

Amendment S—416 to the amendment was adopted.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

CONSIDERATION OF BILLS

Senate File 376

The Senate resumed consideration of Senate File 376 and amendment S—414 as amended.

(Senate File 376 pending on adjournment.)

INTRODUCTION OF BILLS

Senate File 518, by committee on appropriations, a bill for an act relating to the administration fund of the state conservation commission.

Read first time and placed on calendar.

Senate File 519, by committee on appropriations, a bill for an act appropriating funds to certain intergovernmental agencies.

Read first time and placed on calendar.

Senate File 520, by committee on appropriations, a bill for an act to appropriate the fish and game protection fund for use by the state conservation commission.

Read first time and placed on calendar.

Senate File 521, by committee on appropriations, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission.

Read first time and placed on calendar.

Senate File 522, by committee on ways and means, a bill for an act relating to fees for inspection of amusement rides, devices, concessions, and booths.

Read first time and placed on calendar.

Senate File 523, by committee on appropriations, a bill for an act making an appropriation to the committee on employment of the handicapped.

Read first time and placed on calendar.

Senate File 524, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions.

Read first time and placed on calendar.

Senate File 525, by committee on appropriations, a bill for an act making an appropriation from the general fund to the Iowa law enforcement academy.

Read first time and placed on calendar.

SENATE FILE WITHDRAWN FROM COMMITTEE

MR. PRESIDENT: Pursuant to Rule 41 of the Rules of the Senate, Sixty-fifth General Assembly, we, the undersigned, petition for the withdrawal of Senate File 139 from the committee on ways and means, and that said Senate File be placed on the Senate calendar.

JAMES W. GRIFFIN, SR.
MICHAEL T. BLOUIN
WILLARD R. HANSEN
WILLIAM E. GLUBA
JAMES V. GALLAGHER
GENE V. KENNEDY
GEORGE R. KINLEY
KARL NOLIN
C. JOSEPH COLEMAN
TOM RILEY
WILLIAM D. PALMER
EARL M. WILLITS
LEONARD C. ANDERSEN
CLOYD E. ROBINSON
BERL E. PRIEBE
CHARLES P. MILLER
DALE L. TIEDEN
JOHN N. NYSTROM
FORREST V. SCHWENGELS
BARTON L. SCHWIEGER
JAMES E. BRILES
HILARIUS L. HEYING
LOWELL L. JUNKINS
ELIZABETH O. SHAW
RALPH F. McCARTNEY
MINNETTE F. DODERER

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the reappointment of Senator Barton L. Schwieger to the Departmental Rules Review Committee for a regular four-year term, beginning May 1, 1973.

EXPLANATION OF VOTE

MR. PRESIDENT: Due to unavoidable circumstances, I was absent from the Senate on Monday, April 30, 1973. Had I been present, I would have voted "aye" on House Files 364, 359 and 594.

LOWELL L. JUNKINS

BILLS ASSIGNED TO COMMITTEE

H. F. 234	Judiciary
H. F. 251	Judiciary
H. F. 416	Human resources
H. F. 547	Cities and towns
H. F. 628	State government
H. F. 629	State government
H. F. 637	Commerce
H. F. 639	Commerce
H. F. 656	Appropriations
H. F. 658	Cities and towns
H. F. 670	State government
H. F. 675	Judiciary
H. F. 682	Appropriations
H. F. 703	Appropriations

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 572**, a bill for an act to make appropriations to members of the advisory investment board of the Iowa public employees' retirement system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 612**, a bill for an act to appropriate funds to defray expenses of the inaugural ball, 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 Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **House File 38**, a bill for an act relating to salaries for deputy sheriffs in counties where district court is held in two places, begs leave to

report it has had the same under consideration and recommends the same **do pass.**

JAMES E. BRILES

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 37**, a resolution to make cost analyses on no-fault motor vehicle insurance available to legislators, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—486

- 1 Amend Senate Concurrent Resolution 37, found on page
- 2 940 of the Senate Journal of April 18, 1973, by
- 3 adding after the resolving clause the following:
- 4 "*Be It Further Resolved*, That the legislative
- 5 council provide the legislative service bureau with
- 6 the necessary direction and authority to carry out
- 7 the intent of this resolution."

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 236**, a bill for an act relating to payment of salaries of state employees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

WARREN E. CURTIS, Chairman

Order passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 242**, a bill for an act relating to the taxation of pension and retirement insurance premiums, 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 **Senate File 393**, a bill for an act relating to the military service tax exemption, begs leave to report it has had the same under consideration and recommends the same **do pass.**

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—481

- 1 Amend the Gluba, et al., amendment S—480, filed April 30,
 2 1973, to Senate File 376 as follows:
 3 1. Page 1, line 17 by striking the percentage figure "3"
 4 and inserting in lieu thereof the percentage figure "2".
 5 2. Page 1, line 18 by striking the percentage figure "4"
 6 and inserting in lieu thereof the percentage figure "3".
 7 3. Page 1, line 19 by striking the percentage figure "5"
 8 and inserting in lieu thereof the percentage figure "4".
 9 4. Page 1, line 20 by striking the percentage figure "6"
 10 and inserting in lieu thereof the percentage figure "5".
 11 5. Page 1, line 21 by striking the percentage figure "7"
 12 and inserting in lieu thereof the percentage figure "6".

WILLIAM E. GLUBA
 GEORGE R. KINLEY
 WILLIAM D. PALMER

S—484

- 1 Amend Senate File 376 as follows:
 2 1. Page 7, by striking lines 17 through 32, inclusive, and
 3 inserting in lieu thereof the following:
 4 Sec. *NEW SECTION*. SCHEDULE FOR CLAIMS FOR
 5 REIMBURSEMENT. The claimant shall be entitled to a claim for
 6 reimbursement equal to an amount by which the property taxes
 7 accrued or rent constituting property taxes accrued exceeds
 8 the household income according to the following schedule:
 9 Claim For Reimbursement Shall Be
 10 Equal To An Amount By Which The
 11 Property Taxes Accrued
 12 Or Rent Constituting
 13 Property Taxes Accrued
 14 Exceeds The Following Percentage
 15 Of The Claimant's Household Income:
 16 \$ 0 - 999.99 1%
 17 1,000 - 1,999.99 2
 18 2,000 - 2,999.99 3
 19 3,000 - 3,999.99 4
 20 4,000 - 4,999.99 5
 21 5,000 - 5,999.99 6
 22 2. Page 8, by striking lines 14 through 19, inclusive, and
 23 inserting in lieu thereof the following:
 24 Sec. *NEW SECTION*. MAXIMUM CREDIT. The amount
 25 of the reimbursement which shall be allowed in any taxable

Page 2

- 1 year for property taxes accrued or rent constituting property
 2 taxes accrued shall not exceed four hundred fifty dollars.

WILLIAM E. GLUBA
 GEORGE R. KINLEY
 WILLIAM D. PALMER

S—483

- 1 Amend Senate File 376 as follows:
 2 1. Page 10, line 8, by inserting after the word "state"

3 the words " or any landlord who fails to publish notice as
4 required by this Act,".

5 2. Page 11, by inserting after line 1, the following new
6 section, and renumbering the remaining sections.

7 Sec..... *NEW SECTION. CLAIMANT TO NOTIFY LANDLORD.*
Any

8 claimant filing a claim for reimbursement for rent consti-
9 tuting property taxes accrued under the provisions of this
10 Act shall serve notice, by ordinary mail, upon the landlord
11 stating that the claimant has filed a claim for reimburse-
12 ment. If the landlord increased the monthly rental charge
13 in effect on or after January 1, 1973, or any increases are
14 put into effect subsequent to the time the claimant has
15 served notice on the landlord or within one year from the
16 date the claimant serves notice on the landlord, the land-
17 lord shall publish notice of such fact within thirty days of
18 any increase in a newspaper of general circulation in the
19 county in which the rental property is located. The notice
20 shall state the amount of the monthly rental charge on
21 January 1, 1973, and prior to the increase, the new monthly
22 rental charge, and the reasons for the increase in the
23 monthly rental charge.

WILLIAM N. PLYMAT

S—482

1 Amend House File 585, as amended, passed, and reprinted
2 by the House, page 9, by striking lines 5, 6, and 7 and
3 renumbering the remaining sections.

MICHAEL T. BLOUIN

S—485

1 Amend House File 585, as amended, passed and reprinted
2 by the House, page 13A, line 29, by striking the word
3 "*fifteen*" and inserting in lieu thereof the word
4 "*thirty*".

CLOYD E. ROBINSON

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, May 2, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MAY 2, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend W. Michael Bicklen, pastor of the United Methodist Church, Stuart, Iowa.

The Journal of Tuesday, May 1, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. J. Emanuel, Ottumwa, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Heying for the day on request of Senator Priebe; Senator Willits for the morning session on request of Senator Miller of Des Moines.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-six students, members of Town and Country YWCA Y-Teens, from Clarinda High School, Clarinda, Iowa, accompanied by Doretta Youngman. Senators Briles and Hultman.

Ten students from Plymouth County Community Schools, accompanied by Mrs. Winters and Mr. and Mrs. Banks. Senator DeKoster.

Seventy students from East Buchanan Community School, Winthrop, Iowa, accompanied by Mrs. Quint and Mr. Foster. Senator Gallagher.

Seventy students from Adel-DeSoto Community School, DeSoto, Iowa, accompanied by Mrs. Smith. Senator Rodgers.

Forty-three students from Panora-Linden Community High School, Panora, Iowa, accompanied by Mrs. Norman Ketelson and Wiley Snell. Senator Rodgers.

Forty-three students from Roosevelt and Monroe Junior High Schools, Mason City, Iowa, accompanied by Dick Attleson and John Winger. Senator Scott.

Thirty-two students from St. Bernard Elementary School, Breda, Iowa, accompanied by their principal, Sister Rose Ellen. Senator Winkelman.

Twenty-six students from Cincinnati Elementary Community School, Cincinnati, Iowa, accompanied by Miss Farnsworth. Senator Ramsey.

PETITION

The following petition was presented and placed on file:

By Senator Riley, from eighteen residents of Linn County opposing the sale or display of obscene books and magazines in public places.

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 to legalize and validate the proceedings of the board of township trustees of Saylor Township.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 676, a bill for an act to legalize and validate proceedings of the Town Council of the Town of Sanborn.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 677, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Worth County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 678, a bill for an act to legalize and validate proceedings of the City Council of the City of Sac City.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 679, a bill for an act to legalize and validate proceedings of the Board of Trustees of the Stuart Municipal Utilities of the Town of Stuart.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 676, a bill for an act to legalize and validate the proceedings of the Town Council of the Town of Sanborn, in the County of O'Brien, State of Iowa, in connection with the placing of the management and control of the Waterworks System of said Town in the Town Council.

Read first time and **passed on file.**

House File 677, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Worth County, Iowa,

acting for and on behalf of Drainage Districts No. 24, No. 34 and No. 52, Worth County, Iowa, in connection with the assessing of benefits for a common outlet for such Drainage Districts, the levying of special assessments against the lands in such Drainage Districts, and the issuance of Special Assessment Bonds and such Drainage Districts, and declaring the validity of such special assessments, and proceedings authorizing the issuance of Special Assessment Bonds and declaring that such bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations according to their terms.

Read first time and **passed on file.**

House File 678, a bill for an act to legalize and validate the proceedings of the City Council of the City of Sac City, Sac County, State of Iowa, in connection with the award of a contract and the levying of special assessments for the construction of Sanitary Sewer Program No. 1, 1972.

Read first time and **passed on file.**

House File 679, a bill for an act to legalize and validate the proceedings of the Board of Trustees of the Stuart Municipal Utilities of the Town of Stuart, Iowa, in the Counties of Adair and Guthrie, State of Iowa, in amending certain Resolutions for the authorization and issuance of Water Revenue Bonds, dated March 15, 1963, and March 1, 1967, to increase the maximum rates which may be charged to consumers of water.

Read first time and **passed on file.**

SENATE FILE 139 REREFERRED TO COMMITTEE

Senate File 139

Senator Lamborn moved that Senate File 139 be rereferred to the ways and means committee.

Senator Griffin moved as a substitute motion that Senate Rule 5 be suspended and that Senate File 139 be taken up for immediate consideration.

Senator Griffin withdrew his motion to suspend the rules.

Roll call was requested on the Lamborn motion to rerefer Senate File 139 to committee.

On the question "Shall the motion to rerefer to committee on ways and means be adopted?" (S.F. 139) the vote was:

Ayes, 26:

Andersen	Glenn	McCartney	Orr
Bergman	Hill	Miller of	Plymat
Curtis	Hultman	Marshall	Potter
DeKoster	Kelly	Milligan	Rabedeaux
Doderer	Lamborn	Nystrom	Riley

Rodgers
Schwengels

Shaff
Shaw

Taylor
Van Gilst

Winkelman

Nays, 20:

Blouin
Briles
Coleman
Gallagher
Gluba
Griffin

Hansen
Junkins
Kennedy
Kinley
Miller of
Des Moines

Murray
Nolin
Palmer
Priebe
Ramsey

Robinson
Schaben
Schwieger
Scott

Absent or not voting, 4:

Heying

Kyhl

Tieden

Willits

The motion prevailed and **Senate File 139** was **rereferred** to the committee on ways and means.

REPORTS OF INVESTIGATING COMMITTEES

Senator Nolin submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Stephen Garst of Coon Rapids, Iowa, for appointment as a member of the Iowa Highway Commission under the provisions of Section 307.2, Code 1973, for the regular four-year term beginning July 1, 1973, and ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

KARL NOLIN, Chairman
LEONARD C. ANDERSEN
FORREST V. SCHWENGELS

The motion prevailed and the report was adopted.

Senator Nolin moved the appointment of Stephen Garst as a member of the Iowa State Highway Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 43:

Andersen
Bergman
Briles
Coleman
Curtis
DeKoster
Doderer
Gallagher
Glenn
Gluba
Griffin
Hansen

Hill
Hultman
Junkins
Kennedy
Kinley
Lamborn
McCartney
Miller of
Des Moines
Miller of
Marshall

Milligan
Murray
Nolin
Nystrom
Orr
Plymat
Potter
Priebe
Rabedeaux
Ramsey
Riley

Robinson
Rodgers
Schwengels
Schwieger
Scott
Shaff
Shaw
Taylor
Van Gilst
Winkelman

Nays, none.

Voting present, 2:

Blouin

Palmer

Absent or not voting, 5:

Heying	Schaben	Tieden	Willits
Kyhl			

President Neu declared the appointment of Stephen Garst as a member of the Iowa State Highway Commission confirmed for the regular four-year term ending June 30, 1977.

Senator Shaff submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of David O. Shaff of Clinton, Clinton County, Iowa, as a member of the Iowa Highway Commission under the provisions of Section 307.2 of the 1973 Code of Iowa, for a regular four-year term beginning July 1, 1973 and ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ROGER J. SHAFF, Chairman
WILLIAM D. PALMER
RICHARD R. RAMSEY

The motion prevailed and the report was adopted.

Senator Shaff moved the appointment of David O. Shaff as a member of the Iowa State Highway Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Hansen
Glenn	Miller of	Priebe	Taylor
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, none.

Absent or not voting, 5:

Gallagher	Kyhl	Tieden	Willits
Heying			

President Neu declared the appointment of David O. Shaff as a member of the Iowa State Highway Commission confirmed for the regular four-year term ending June 30, 1977.

ADOPTION OF SUPPLEMENTAL REPORT OF PERSONNEL COMMITTEE

Senator Briles called up the Supplemental Report of the Com-

mittee on Personnel found on page 1049 of the Senate Journal, and moved its adoption.

The motion prevailed and the report was adopted.

UNFINISHED BUSINESS

Senate File 376

The Senate resumed consideration of Senate File 376, a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor, and the appropriations committee amendment S—414 as amended.

Senator Shaw offered amendment S—488 to the amendment by Senators Shaw and Plymat and moved its adoption:
S—488

- 1 Amend the committee on appropriations amendment S—414 to
- 2 Senate File 376, line 13, by adding after the word "worth"
- 3 the following words "above thirty-five thousand dollars".

Amendment S—488 to the amendment was adopted.

Senator Shaw moved the adoption of amendment S—414 as amended.

Roll call was requested.

On the question "Shall S—414 amendment as amended be adopted?" (S.F. 376) the vote was:

Ayes, 40:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nystrom	Rodgers
Briles	Kennedy	Orr	Schaben
Curtis	Kinley	Palmer	Schwengels
DeKoster	Lamborn	Plymat	Schwieger
Doderer	McCartney	Potter	Scott
Gallagher	Miller of	Priebe	Shaw
Glenn	Des Moines	Rabedeaux	Taylor
Gluba	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, 4:

Coleman	Nolin	Shaff	Van Gilst
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Absent or not voting, 6:

Griffin	Kelly	Tieden	Willits
Heying	Kyhl		

Amendment S—414 as amended was adopted.

Senator Gluba offered amendment S—479 filed by Senators Gluba, et al.:

S—479

- 1 Amend Senate File 376, page 4, line 4, by striking
- 2 the word "twenty" and inserting in lieu thereof the
- 3 word "twenty-five".

Senator Gluba moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—479 be adopted?" (S.F. 376) the vote was:

Rule 24 was invoked.

Ayes, 21:

Blouin	Junkins	Orr	Schaben
Coleman	Kennedy	Falmer	Schwieger
Doderer	Kinley	Priebe	Scott
Gallagher	Miller of	Robinson	Van Gilst
Glenn	Des Moines	Rodgers	Willits
Gluba	Nolin		

Nays, 26:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Briles	Kelly	Nystrom	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Griffin	Miller of	Rabedeaux	Winkelman
Hansen	Marshall	Ramsey	

Absent or not voting, 3:

Heying	Kyhl	Tieden
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Amendment S—479 lost.

(Senate File 376 pending.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMUNICATION

The following communication was presented and placed on file:

OFFICE OF THE GOVERNOR

State Capitol

Des Moines, Iowa 50319

April 27, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the names of the following:

Mr. George K. Annan of Clarinda, Page County;

Mr. Walter Hagen of Waterville, Allamakee County,

Iowa, for appointment as members of the State Soil Conservation Committee for the State of Iowa under the provision of Section 467A.4 of the 1973 Code of Iowa, for six-year terms beginning July 1, 1973, and ending June 30, 1979.

Sincerely,

ROBERT D. RAY
Governor

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 66, a bill for an act relating to furloughs and work release programs for inmates.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 488, a bill for an act making appropriations to certain state agencies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 508, a bill for an act to appropriate funds to the state highway commission for designated capital improvement programs.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 42, directing that all resolutions calling for interim studies be delivered to the President pro tempore and the Speaker for consideration by the Legislative Council.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 648, a bill for an act relating to a local fuel tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 683, a bill for an act to appropriate from general fund to the higher education facilities commission administrative funds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 704, a bill for an act raising the compensation paid to members of certain boards and commissions.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 66

1 Amend Senate File 66 as follows:

2 1. Page 2, line 15, by inserting after the word

3 "*Furloughs*" the words "*for a period not to exceed*
4 *fourteen days*".

5 2. Page 2, line 20, by inserting after the
6 word "*Furloughs*" the words "*for a period not to*
7 *exceed fourteen days*".

8 3. Page 2, by striking lines 27 through 35 and
9 inserting in lieu thereof the following:
10 "247A.5 HOUSING FACILITIES. The department shall
11 designate and adopt facilities in the institutions
12 and camps under its jurisdiction for the housing of
13 inmates granted work release privileges. In areas
14 where facilities are not within reasonable proximity
15 of the place of employment of an inmate so released,
16 the department may contract with the proper authori-
17 ties of political subdivisions of the state or
18 suitable public or private agencies for the quarter-
19 ing of the inmate in local [confinement] *housing*
20 facilities. The committee shall".

21 4. Page 3, by inserting at the end of line 3 the
22 word "*temporarily*".

INTRODUCTION OF BILLS

Senate File 526, by committee on state government, a bill for an act relating to the proclamation of a state of emergency, limiting speed limits and providing penalties.

Read first time and **placed on calendar.**

Senate File 527, by committee on human resources, a bill for an act authorizing the state board for vocational education to make disability determinations under the federal supplemental security income program for the aged, blind, and disabled.

Read first time and **placed on calendar.**

Senate File 528, by committee on county government, a bill for an act relating to the licensing of dogs.

Read first time and **placed on calendar.**

HOUSE MESSAGES CONSIDERED

House File 648, a bill for an act relating to a local fuel tax, providing for state administration, and providing penalties.

Read first time and **passed on file.**

House File 683, a bill for an act to appropriate from the general fund of the state to the higher education facilities commission administrative funds and funds for the medical student tuition loan program.

Read first time and **passed on file.**

House File 704, a bill for an act raising the compensation paid to members of certain boards and commissions.

Read first time and **passed on file.**

ANNOUNCEMENT OF INVESTIGATING COMMITTEES

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

As members of the Soil Conservation Committee for the State of Iowa:

George K. Annan, Clarinda, Iowa, for a regular six-year term ending June 30, 1979.

Senator Briles, Chairman
 Senator Miller of Des Moines
 Senator Taylor

Walter Hagen, Waterville, Iowa, for a regular six-year term ending June 30, 1979.

Senator Tieden, Chairman
 Senator Ramsey
 Senator Van Gilst

COMMUNICATION FROM THE SECRETARY OF STATE

Mr. Ralph R. Brown
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that House File 242 was published in The Waverly Democrat, Waverly, Iowa, April 26, 1973, and in The Woodbine Twiner, Woodbine, Iowa, April 26, 1973.

Respectfully submitted,
 MELVIN D. SYNHORST
 Secretary of State

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering committee calendar:

S. F. 426	H. F. 193	S. F. 481
S. F. 105	H. F. 191	S. F. 383
S. F. 134		

CLIFTON C. LAMBORN, Chairman

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 434	Appropriations (Rule 37)
H. F. 315	Appropriations
H. F. 648	Ways and means
H. F. 676	Judiciary
H. F. 677	Judiciary
H. F. 678	Judiciary

H. F. 679 Judiciary
 H. F. 683 Appropriations
 H. F. 704 Appropriations

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 547**, a bill for an act relating to the requirements for the chief of police and the chief of the fire department, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 189**, a bill for an act relating to the movement of truck trailers manufactured in this state, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 434**, a bill for an act relating to providing financial assistance for the establishment and operation of community day care centers and for training courses for employees of community day care centers, and to make an appropriation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

(Referred to appropriations, under Rule 37.)

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 447**, a bill for an act relating to the commission on the aging, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—493

- 1 Amend Senate File 447, page 3, by striking lines
- 2 23 through 28 and inserting in lieu thereof the following:
- 3 *NEW SUBSECTION*. Seek resources to provide direct
- 4 service programs and services to the aging at the state,
- 5 regional, county or local levels and provide services
- 6 through contract arrangements with public or private
- 7 nonprofit agencies.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 148**, a bill for an act relating to the soldiers relief fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 188**, a bill for an act relating to garnishment for delinquent personal property taxes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 246**, a bill for an act relating to annual reports of corporations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 324**, a bill for an act to legalize and validate the proceedings of the Board of Township Trustees of Lewis Township of Pottawattamie County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said Township, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 353**, a bill for an act to provide for the registration of sanitarians, sanitarians-in-training and sanitarian assistants and to provide for the establishment of a board of registration of sanitarians, and to provide a penalty for certain violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—489

- 1 Amend Senate File 353 as follows:
- 2 1. Page 4, by inserting after line 6 the follow-
- 3 ing section:
- 4 Sec. *NEW SECTION*. An applicant for registra-
- 5 tion shall not be ineligible because of age, citizen-

6 ship, sex, race, religion, marital status, or national
7 origin although the application form may require citi-
8 zenship information. The board may consider the past
9 felony record of the applicant. Character references
10 may be required, but shall not be obtained from reg-
11 istered sanitarians, sanitarians-in-training, or
12 sanitarian assistants. The board may require that
13 the application contain a recent photograph of
14 the applicant.

15 2. Page 4, line 14, by inserting after the word
16 "board" the words "and shall be conducted in the
17 same manner as examinations for sanitarians."

18 3. Page 4, line 26, by inserting after the period
19 the following: "The members of the board may designate
20 representatives of the department of health to conduct
21 the written portion of the examination. The members
22 of the board representing the general public shall not
23 participate in conducting or grading the examination."

24 4. Page 4, line 30, by striking the words "may be
25 examined again at any time".

Page 2

1 5. Page 4, by striking lines 31 and 32 and inserting
2 in lieu thereof the words "shall be allowed to take the
3 examination at the next scheduled time. Thereafter the
4 applicant shall be allowed to take the examination at
5 the discretion of the board."

6 6. Page 5, line 3, by striking the word "five" and
7 inserting in lieu thereof the word "seven".

8 7. Page 5, line 12, by inserting after the period
9 the following: "In addition two members shall be
10 appointed by the governor who are not registered
11 sanitarians and who shall represent the general public.
12 The members of the board who are appointed by the
13 governor shall be subject to the approval of two-thirds
14 of the members of the senate. After July 1, 1979 each
15 registered sanitarian shall have been registered as a
16 sanitarian for at least five years, the last two of
17 which were in this state.

18 Professional associations or societies composed of
19 registered sanitarians may recommend the names of
20 potential board members to the governor, but the
21 governor shall not be bound by the recommendations.
22 Sanitarian members of the board shall not be required
23 to have membership in any professional association or
24 society composed of sanitarians."

25 8. Page 5, line 16, by inserting after the second word

Page 3

1 "one" the word "sanitarian".

2 9. Page 5, line 18, by inserting after the period
3 the following: "One member representing the general
4 public for a term expiring December 31, 1974; and one
5 for a term expiring December 31, 1976. Members shall
6 serve no more than three terms or nine years, which-
7 ever is least.

8 10. Page 5, line 33, by inserting after the word
9 "year" the words "at the seat of government. The
10 board shall meet".

11 11. Page 6, line 21, by inserting after the period
12 the following: "Per diem and expenses shall be dis-
13 bursed within the limits of funds appropriated to the
14 board."

15 12. Page 6, by striking lines 26 and 27 and insert-
16 ing in lieu thereof the words "shall deposit the fees
17 in the general fund of the state."

18 13. Page 7, lines 5 and 6, by striking the words
19 "the board of registration of sanitarians fund" and
20 inserting in lieu thereof the words "funds appropriated
21 to the board".

22 14. Page 7, line 25, by striking the words "of
23 twenty dollars" and inserting in lieu thereof the
24 words "set by the board".

25 15. Page 7, line 27, by striking the word "for"

Page 4

1 and inserting in lieu thereof the words "based upon".

2 16. Page 7, line 27, by inserting after the word
3 "of" the word "administering".

4 17. Page 7, by striking lines 28 through 34, inclu-
5 sive, and inserting in lieu thereof the following:

6 "Registration shall expire annually as determined
7 by the board. The board shall notify every person
8 registered under this Act of the date of expiration
9 of his registration and the amount of the fee required
10 for its renewal for one year. The notice shall be
11 mailed at least one month in advance of the expiration
12 date. Failure to renew the registration within a
13 reasonable time after the expiration shall not invalidate
14 the registration, but a reasonable penalty may be
15 assessed by the board."

16 18. Page 7, by inserting before line 35 the follow-
17 ing new section:

18 Sec. *NEW SECTION. FEES.* The board shall
19 collect and account for all fees and pay them to the
20 treasurer of state who shall deposit the fees in the
21 general fund of the state. The board shall set the
22 fees for examination, for registration, and for renewal
23 of registration. The fee for examination shall be
24 based upon the annual cost of administering the examina-
25 tions. The fees for registration and renewal of registra-

Page 5

1 tion shall be based upon the administrative costs of
2 sustaining the board, which shall include but shall
3 not be limited to, the costs for:

4 1. Per diem, expenses, and travel for board
5 members.

6 2. Office facilities, supplies, and equipment.

7 3. Clerical assistance.

8 19. By renumbering the sections to conform with this amendment.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—490

- 1 Amend Senate Concurrent Resolution 37, found on page 940
- 2 of the Senate Journal of April 18, 1973 by adding after the
- 3 resolving clause, the following:
- 4 *"Be It Further Resolved, That the legislative service*
- 5 *bureau provide such aid as may be needed to implement this*
- 6 *resolution pursuant to this resolution and such direction*
- 7 *as may be provided by the members of the general assembly*
- 8 *who will be members of the legislative council by virtue of*
- 9 *their positions as provided in section 2.49 of the Code."*

WARREN E. CURTIS

S—491

- 1 Amend Senate File 315, line 11, by inserting after the
- 2 word "*salary*" the following: "*plus additional benefits,*
- 3 *over and above the additional benefits given all full-*
- 4 *time employees,".*

RALPH W. POTTER

S—492

- 1 Amend Senate File 376 as follows:
- 2 1. Page 2, line 35, by striking the word "one"
- 3 and page 3, line 1, by striking "half" and inserting
- 4 in lieu thereof the word "one".
- 5 2. Page 5, by striking lines 24 and 25 and the
- 6 words "but not exceeding forty acres of land." in line 26.

EARL M. WILLITS
ELIZABETH SHAW

S—487

- 1 Amend Senate File 376, page 9, by inserting after line 9,
- 2 the following new paragraph:
- 3 If the claimant is receiving a federal supplemental
- 4 security income grant pursuant to Title sixteen (XVI) of the
- 5 United States Social Security Act, as amended to January 1,
- 6 1973, this shall be accepted as verification of eligibility.

MINNETTE F. DODERER

S—494

- 1 Amend House File 612, passed by the House as follows: Page
- 2 2, lines 2 and 3, by striking the words and figures "nine
- 3 thousand four hundred six dollars and ninety-seven cents
- 4 (\$9,406.97)" and inserting in lieu thereof the words and
- 5 figures "ten thousand, two hundred two dollars and ninety-
- 6 seven cents (\$10,202.97)".

CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Thursday, May 3, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MAY 3, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father John Peters, pastor of the St. Mary's Catholic Church, Vinton, Iowa.

The Journal of Wednesday, May 2, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. H. Miller, Sac City, Iowa.

DISTINGUISHED GUEST

President Neu presented the Honorable Kermit A. Sande, Attorney General of the State of South Dakota, who was present in the Senate chamber.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Harry L. Cowden, former member of the Senate from Guthrie County who was present in the Senate chamber.

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-five students from Callanan Junior High School, Des Moines, Iowa, accompanied by Mrs. Smith, Mrs. Scott and Gerald LaBlanc. Senator Milligan.

Sixty students from Manilla Community Elementary School, Manilla, Iowa, accompanied by Jessie Mason and Duane Siepter. Senator Nolin.

Fourteen students from Mason City High School, Mason City, Iowa, accompanied by their instructor, Jim Blietz. Senator Scott.

Forty-three students from Marquette High School, Bellevue, Iowa, accompanied by Father Phillip Schmidt, Sister Mary Vincent and Sister Elise Vega. Senator Kennedy.

One hundred students from Monticello High School, Monticello, Iowa, accompanied by Keith Stomp, Ken Weber and John Cook. Senator Kennedy.

Thirty-one students from Dumont Community School, Dumont, Iowa, accompanied by Miss Bane and Mrs. Beadle. Senator Kyhl.

PETITION

The following petition was presented and placed on file:

By Senator Andersen, from thirty-nine residents of Woodbury and Plymouth Counties opposing the sale or display of obscene books and magazines in public places.

INTRODUCTION OF BILL

Senate File 529, by committee on appropriations, a bill for an act making an appropriation to the commission on aging.

Read first time and **placed on calendar**.

UNFINISHED BUSINESS

Senate File 376

The Senate resumed consideration of Senate File 376, a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor.

Senator Willits offered amendment S—492 filed by Senators Willits and Shaw and moved its adoption:

S—492

- 1 Amend Senate File 376 as follows:
- 2 1. Page 2, line 35, by striking the word "one-
- 3 and page 3, line 1, by striking "half" and inserting
- 4 in lieu thereof the word "one".
- 5 2. Page 5, by striking lines 24 and 25 and the
- 6 words "but not exceeding forty acres of land." in line 26.

Amendment S—492 was adopted.

Senator Gluba asked and received unanimous consent to withdraw amendments S—480 and S—481 filed by Senators Gluba, Kinley and Palmer.

Senator Gluba offered amendment S—484 filed by Senators Gluba, Kinley and Palmer:

S—484

- 1 Amend Senate File 376 as follows:

2 1. Page 7, by striking lines 17 through 32, inclusive, and
 3 inserting in lieu thereof the following:
 4 Sec. *NEW SECTION. SCHEDULE FOR CLAIMS FOR*
 5 *REIMBURSEMENT.* The claimant shall be entitled to a claim for
 6 reimbursement equal to an amount by which the property taxes
 7 accrued or rent constituting property taxes accrued exceeds
 8 the household income according to the following schedule:

9		Claim For Reimbursement Shall Be
10		Equal To An Amount By Which The
11		Property Taxes Accrued
12		Or Rent Constituting
13		Property Taxes Accrued
14	If The Household	Exceeds The Following Percentage
15	Income Is:	Of The Claimant's Household Income:
16	\$ 0 - 999.99	1%
17	1,000 - 1,999.99	2
18	2,000 - 2,999.99	3
19	3,000 - 3,999.99	4
20	4,000 - 4,999.99	5
21	5,000 - 5,999.99	6

22 2. Page 8, by striking lines 14 through 19, inclusive, and
 23 inserting in lieu thereof the following:
 24 Sec. *NEW SECTION. MAXIMUM CREDIT.* The amount
 25 of the reimbursement which shall be allowed in any taxable

Page 2

- 1 year for property taxes accrued or rent constituting property
- 2 taxes accrued shall not exceed four hundred fifty dollars.

Senator Winkelman took the chair at 9:58 a.m.

Senator Hill offered amendment S—497 to the amendment and moved its adoption:

S—497

- 1 Amend the Gluba, et al., amendment S—484 to Senate File
- 2 376 by striking line 21.

Amendment S—497 to the amendment was adopted.

President Neu took the chair at 10:24 a.m.

Senator Gluba moved the adoption of amendment S—484 as amended and requested a roll call.

On the question "Shall amendment S—484 as amended be adopted?" (S.F. 376) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kelly	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Riley	Willits
Gluba	Miller of	Robinson	
	Des Moines		

Nays, 26:

Andersen	Heying	Murray	Schwieger
Bergman	Hultman	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Schwengels	

Absent or not voting, 1:

Kyhl

Amendment S—484 as amended lost.

Senator Shaw withdrew amendment S—468 filed by her on April 27, 1973.

Senator Gluba offered amendment S—499 by Senators Gluba and Willits:

S—499

- 1 Amend Senate File 376, page 8, line 19 by striking the word
- 2 "five" and inserting in lieu thereof the word "seven".

Senator Gluba offered amendment S—500 to the amendment and moved its adoption:

S—500

- 1 Amend the Gluba-Willits amendment S—499, filed May 3, 1973,
- 2 to Senate File 376, by inserting before the period in line
- 3 2 the following: ", and page 8, line 16 by striking the
- 4 word "five" and inserting in lieu thereof the word "seven".

Amendment S—500 to the amendment was adopted.

Senator Gluba moved the adoption of amendment S—499 as amended and requested a roll call.

On the question "Shall amendment S—499 as amended be adopted?" (S.F. 376) the vote was:

Rule 24 was invoked.

Ayes, 22:

Andersen	Gluba	Milligan	Rodgers
Blouin	Junkins	Orr	Schaben
Coleman	Kennedy	Plymat	Schwieger
Doderer	Kinley	Priebe	Scott
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines	Robinson	

Nays, 25:

Bergman	Hill	Murray	Shaff
Briles	Hultman	Nystrom	Shaw
Curtis	Kelly	Potter	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Griffin	McCartney	Ramsey	Van Gilst
Hansen	Miller of	Schwengels	Winkelman
Heying	Marshall		

Absent or not voting, 3:

Kyhl Nolin Palmer

Amendment S—499 as amended lost.

Senator Doderer offered amendment S—487 filed by her and moved its adoption:

S—487

- 1 Amend Senate File 376, page 9, by inserting after line 9,
- 2 the following new paragraph:
- 3 If the claimant is receiving a federal supplemental
- 4 security income grant pursuant to Title sixteen (XVI) of the
- 5 United States Social Security Act, as amended to January 1,
- 6 1973, this shall be accepted as verification of eligibility.

Amendment S—487 was adopted.

Senator Plymat offered amendment S—483 filed by him:

S—483

- 1 Amend Senate File 376 as follows:

- 2 1. Page 10, line 8, by inserting after the word "state"
- 3 the words ", or any landlord who fails to publish notice as
- 4 required by this Act,".

- 5 2. Page 11, by inserting after line 1, the following new
- 6 section, and renumbering the remaining sections.

- 7 Sec. *NEW SECTION. CLAIMANT TO NOTIFY LANDLORD.*

Any

- 8 claimant filing a claim for reimbursement for rent consti-
- 9 tuting property taxes accrued under the provisions of this
- 10 Act shall serve notice, by ordinary mail, upon the landlord
- 11 stating that the claimant has filed a claim for reimburse-
- 12 ment. If the landlord increased the monthly rental charge
- 13 in effect on or after January 1, 1973, or any increases are
- 14 put into effect subsequent to the time the claimant has
- 15 served notice on the landlord or within one year from the
- 16 date the claimant serves notice on the landlord, the land-
- 17 lord shall publish notice of such fact within thirty days of
- 18 any increase in a newspaper of general circulation in the
- 19 county in which the rental property is located. The notice
- 20 shall state the amount of the monthly rental charge on
- 21 January 1, 1973, and prior to the increase, the new monthly
- 22 rental charge, and the reasons for the increase in the
- 23 monthly rental charge.

Senator Andersen raised a point of order that the amendment was not germane to the title of the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Plymat called for a division of the amendment into two divisions, lines 1 through 11 and "ment." on line 12 to be considered as division S—483A, remainder of the amendment, as division S—483B.

The Chair ruled that the amendment was not divisible.

Senator Plymat moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—483 be adopted?" (S.F. 376) the vote was:

Ayes, 12:

Curtis	Hansen	Plymat	Schwieger
DeKoster	Heying	Priebe	Scott
Glenn	Kelly	Riley	Shaw

Nays, 33:

Andersen	Junkins	Milligan	Schaben
Bergman	Kennedy	Murray	Schwengels
Blouin	Kinley	Nystrom	Shaff
Briles	Lamborn	Orr	Taylor
Coleman	McCartney	Palmer	Tieden
Gluba	Miller of	Potter	Van Gilst
Griffin	Des Moines	Rabedaux	Willits
Hill	Miller of	Ramsey	Winkelman
Hultman	Marshall	Robinson	

Absent or not voting, 5:

Doderer	Kyhl	Nolin	Rodgers
Gallagher			

Amendment S—483 lost.

Senator Hill offered amendment S—502:

S—502

1 Amend Senate File 376, page 7, by striking line 32.

Senator Hill moved the adoption of his amendment.

Roll call was requested.

On the question "Shall amendment S—502 be adopted?" (S.F. 376) the vote was:

Ayes, 9:

Bergman	Heying	Hultman	Orr
Briles	Hill	Nystrom	Schaben
DeKoster			

Nays, 37:

Andersen	Junkins	Murray	Rodgers
Blouin	Kelly	Nolin	Schwengels
Coleman	Kennedy	Palmer	Schwieger
Curtis	Kinley	Plymat	Scott
Doderer	McCartney	Potter	Shaff
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen	Milligan	Robinson	

Absent or not voting, 4:

Kyhl Lamborn Shaw Tieden

Amendment S—502 lost.

Senator Riley offered amendment S—392 filed by him and moved its adoption:

S—392

- 1 Amend Senate File 376, page 11, line 5, by striking
- 2 the word "a" and inserting in lieu thereof the words
- 3 "an approved".

Amendment S—392 was adopted.

Senator Priebe moved to reconsider the vote by which amendment S—492 by Senators Willits and Shaw was adopted.

The motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 232, 291, 346 and 444.

DALE L. TIEDEN
 Chairman, Senate Committee
 CHARLES F. STROTHMAN
 Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 232, 291, 346 and 444.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 3rd day of May, 1973, sent to the Governor for his approval: Senate Files 232, 291, 346 and 444.

DALE L. TIEDEN, Chairman

Passed on file.

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

UNFINISHED BUSINESS

Senate File 376

The Senate resumed consideration of Senate File 376.

Amendment S—492 was taken up for reconsideration.

Senator Priebe called for a division of the amendment, section 1 to be considered as division S—492A ; section 2 to be considered as division S—492B.

On motion of Senator Willits, division S—492A was adopted.

Senator McCartney took the chair at 2:23 p.m.

Senator Willits moved the adoption of division S—492B and requested a roll call.

On the question “Shall division S—492B of the amendment be adopted?” (S.F. 376) the vote was :

Ayes, 16:

Blouin	Kelly	Milligan	Riley
DeKoster	Kinley	Murray	Schwieger
Doderer	Miller of	Palmer	Shaw
Glenn	Des Moines	Plymat	Willits
Gluba			

Nays, 33:

Andersen	Hill	Nystrom	Schaben
Bergman	Hultman	Orr	Schwengels
Briles	Junkins	Potter	Scott
Coleman	Kennedy	Priebe	Shaff
Curtis	Lamborn	Rabedeaux	Taylor
Gallagher	McCartney	Ramsey	Tieden
Griffin	Miller of	Robinson	Van Gilst
Hansen	Marshall	Rodgers	Winkelman
Heying	Nolin		

Absent or not voting, 1:

Kyhl

Division S—492B of the amendment lost.

Senator Schwieger offered amendment S—504 by Senators Schwieger and Gluba and moved its adoption :

S—504

- 1 Amend Senate File 376 as follows:
- 2 1. Page 11, by inserting after line 1, the follow-
- 3 ing new sections, and renumbering the remaining sections:
- 4 Sec. *NEW SECTION. RENT INCREASE—REQUEST AND*

5 ORDER FOR REDUCTION. If upon petition by a claimant the
6 department of revenue determines that a landlord has in-
7 creased the claimant's rent solely because the claimant
8 is eligible for a homestead tax rent refund, the de-
9 partment of revenue shall request the landlord to reduce
10 the rent appropriately.

11 If the landlord fails to comply with the request of
12 the department of revenue within fifteen days of notice
13 of the request, the department of revenue shall order
14 the rent reduced by an appropriate amount.

15 Sec. *NEW SECTION. HEARINGS AND JUDICIAL RE-
VIEW.*

16 If the department of revenue orders a landlord to reduce
17 rent to a claimant, then upon the request of the land-
18 lord the department of revenue shall hold a prompt hear-
19 ing of the matter, to be conducted in accordance with
20 the provisions of the rules provided by the department.

21 Any decision of the department of revenue pursuant
22 to a hearing conducted under this section is reviewable
23 as provided in the rules provided by the department.

24 Sec. *NEW SECTION. DEFENSE TO ACTION FOR NON-
25 PAYMENT OF RENT.* It is an affirmative defense to any

Page 2

1 action by a landlord based upon nonpayment or partial
2 payment of rent that the landlord increased the rent
3 solely because he knew that the tenant had received, or
4 was eligible for, a homestead tax rent refund under this
5 Act.

6 Sec. *NEW SECTION. DISCRIMINATION IN RENTALS
7 OR RENT CHARGES.* Discrimination by a landlord in the
8 rental of or in rent charges for a homestead because he
9 has received or is eligible for a homestead tax rent re-
10 fund is a misdemeanor and is punishable by section fifteen
11 (15) of this Act.

Roll call was requested.

On the question "Shall amendment S—504 be adopted?" (S.F.
376) the vote was:

Rule 24 was invoked.

Ayes, 25:

Andersen	Gluba	Orr	Shaff
Blouin	Griffin	Palmer	Shaw
Curtis	Hansen	Plymat	Taylor
DeKoster	Kelly	Potter	Tieden
Doderer	Kinley	Riley	Willits
Gallagher	Milligan	Schwieger	Winkelman
Glenn			

Nays, 24:

Bergman	Heying	Junkins	McCartney
Briles	Hill	Kennedy	Miller of
Coleman	Hultman	Lamborn	Des Moines

Miller of Marshall Murray Nolin	Nystrom Priebe Rabedeaux Ramsey	Robinson Rodgers Schaben	Schwengels Scott Van Gilst
--	--	--------------------------------	----------------------------------

Absent or not voting, 1:

Kyhl

Amendment S—504 was adopted.

Senator Riley offered amendment S—501 by Senators Riley and Kelly:

S—501

- 1 Amend Senate File 376, page 8, as follows:
- 2 1. Line 16, by striking the word "five" and inserting
- 3 in lieu thereof the word "six".
- 4 2. Line 19, by striking the word "five" and inserting
- 5 in lieu thereof the word "six".

Senator Riley moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—501 be adopted?" (S.F. 376) the vote was:

Rule 24 was invoked.

Ayes, 27:

Andersen Blouin Coleman Doderer Gallagher Glenn Gluba	Hansen Junkins Kelly Kennedy Kinley Miller of Des Moines	Milligan Murray Nolin Orr Palmer Plymat Potter	Riley Robinson Rodgers Schaben Schwieger Scott Willits
---	--	--	--

Nays, 22:

Bergman Briles Curtis DeKoster Griffin Heying	Hill Hultman Lamborn McCartney Miller of Marshall	Nystrom Priebe Rabedeaux Ramsey Schwengels Shaff	Shaw Taylor Tieden Van Gilst Winkelman
--	--	---	--

Absent or not voting, 1:

Kyhl

Amendment S—501 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. 376) the vote was:

Rule 24 was invoked.

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that **Senate File 376** be **immediately messaged** to the House, which request was complied with.

INTRODUCTION OF BILL

Senate File 530, by committee on state government, a bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and minerals, and to transfer certain administrative powers and duties to other state agencies.

Read first time and **placed on calendar**.

EXPLANATIONS OF VOTE

MR. PRESIDENT: I voted against amendment S—504 to Senate File 376 for the reason that it provides an affirmative defense to an entire cause of action brought for unpaid rent and not a defense to that part of the rent sued for and which was increased by reason of the credit provided by the bill.

RALPH F. McCARTNEY

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on the confirmation of Stephen Garst of Coon Rapids, Iowa, for appointment as a member of the Iowa Highway Commission. Had I been present, I would have voted "Aye".

JAMES F. SCHABEN

SENATE RESOLUTION 4

By Hill and Lamborn

Whereas, the Transportation Subcommittee of the Senate Appropriations Committee requested from the Iowa State Highway Commission a cost estimate of a suggested addition to the Commission Laboratory Building at Ames; and

Whereas, the "in house" cost estimate provided by the Commission appears to the Committee to be ridiculously high, and designed to encourage support for a more costly remodeling project; *Now Therefore*

Be It Resolved by the Senate: That the President of the Senate is hereby authorized to approve the payment of a sum of not more than \$500.00 for the employment of an architect to prepare an independent cost estimate of the aforementioned addition. The state comptroller is hereby authorized and directed to issue a warrant in payment upon a requisition signed by the President of the Senate, as provided for in sections two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1971.

COMMUNICATION

The following communication has been received from the Secretary of Health, Education and Welfare and placed on file in the office of the Secretary of Senate:

April 25, 1973

Honorable Ralph R. Brown
Secretary of the Senate
Iowa Senate
Des Moines, Iowa 50319

Dear Mr. Brown:

Thank you for sending us the Senate Concurrent Resolution 28 concerning the proposed social service regulations.

I would like to comment on several of the proposed program changes mentioned in the resolution with the hope that some of the misconceptions can be cleared.

Under the proposed regulations, Federal social service funds may be used for day care for children to enable the parent to participate in employment, training, or receipt of needed services. Day care for this purpose may be provided in the child's own home or in any public or private facility which meets acceptable standards, including preschool, Head Start, or other similar centers.

However, day care which is not in support of the employment or training of the parent, but which is provided solely for the child for education or other purposes, would not be authorized under the proposed regulations.

The Department is sympathetic to the problem of those mothers whose income is above the standard for public assistance payment, but nevertheless depend on day care to retain their jobs. Day care for their children often prevents them from becoming dependent on public assistance. This is a complex problem and we are looking at possible alternative solutions to it. We are considering certain exceptions to the work related provisions for children with special handicaps, such as mental retardation, who also meet the other categorical requirements.

Title IV-A of the Social Security Act, Section 408(a) (1), provides for

Federal matching for foster care for dependent children if the child is removed from his own or a relative's home as a result of a judicial determination to the effect that continuation therein would be contrary to the welfare of the child. The regulation, therefore, is based on this requirement of this Act.

Foster care services consist of recruitment, study and approval of the foster family home or group care facility; counseling with the child, his own family and the foster family or group care facility prior to and during placement; services for the child while awaiting placement; services to improve conditions in the child's own home to enable the child to return to his home or to the home of a relative and periodic review of the placement to determine the continued appropriateness of foster care.

Under Title III of the Revenue Sharing Act of 1972, family planning is one of the five services specifically exempted from the requirement that not more than ten percent of Federal social service funds may be expended for persons who are not now applicants for or recipients of public assistance.

The Congress has recognized the value of family planning services. The Social Security Amendments of 1972 (H.R. 1) increased the Federal matching rate for family planning services to 90 percent under both the Aid to Families with Dependent Children program and the Medicaid program. Moreover, the offering, arranging and provision of family planning services is made mandatory under both programs. Any State failing to carry out this mandate under the AFDC program is penalized by a one percent reduction of all Federal funds for that program.

The comments contained in the resolution will be carefully analyzed and considered, together with others we have received, before a decision is reached on final regulations.

Sincerely,

CASPAR W. WEINBERGER
Secretary

REPORTS OF COMMITTEES

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 328**, a bill for an act relating to variable contracts of annuities and life insurance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **Senate File 380**, a bill for a act relating to pension benefits for policemen and firemen, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Senate Rules Governing Lobbyists, page 71 of the
 2 Rules of Procedure 1973-74, as follows:
 3 Rule 9, line 7, by striking the word "the" and inserting the
 4 word "all".
 5 Rule 9, lines 7 and 8, by striking the words "in excess of five
 6 dollars".

COMMITTEE ON ETHICS
 ROGER J. SHAFF, Chairman

- 1 Amend the Senate Rules Governing Lobbyists, page 72 of
 2 the Rules of Procedure 1973-74, by adding after Rule 9, the
 3 following new Rule:
 4 "9a. The secretary of the Senate shall inform the ethics
 5 committee of the reports which are filed pursuant to rules 6
 6 and 9 and shall report to the ethics committee the names of
 7 any senators or lobbyists who have failed to file reports or
 8 who appear not to have filed complete reports. The ethics com-
 9 mittee shall require any senator or lobbyist who appears not
 10 to have filed a complete report to appear before the committee".

COMMITTEE ON ETHICS
 ROGER J. SHAFF, Chairman

S—507

- 1 Amend Senate File 504 as follows:
 2 1. Page 19, by adding after line 23, the following new
 3 section:
 4 Sec. Section one hundred twenty-three point fifty-
 5 three (123.53), subsection three (3), Code 1973, is amended
 6 by striking the subsection and inserting in lieu thereof the
 7 following:
 8 3. The treasurer of the state shall distribute a percent-
 9 age of the gross sales made by the state liquor stores in
 10 amounts as follows:
 11 a. Ten percent of the gross sales to the cities and towns
 12 of the state on a semiannual basis. Such amounts shall be
 13 distributed to the cities and towns of the state in proportion
 14 to the population that each incorporated city or town bears
 15 to the total population of all incorporated cities and towns
 16 of the state as computed by the latest federal census. A
 17 city or town may have one special federal census taken each
 18 decade, and the population figure thus obtained shall be used
 19 in apportioning amounts under this subsection beginning the
 20 calendar year following the year in which the special census
 21 is certified by the secretary of state. Such apportionment
 22 shall be made semiannually as of July first and January first
 23 of each year. Warrants for the same shall be issued by the
 24 state comptroller upon certification of the treasurer of state
 25 and mailed to the city clerk of each incorporated city and

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- 1 town of the state and shall be made payable to such incorpo-
 2 rated city or town and shall be subject to expenditure under
 3 the direction of the city council or other governing bodies
 4 of such incorporated city or town for any lawful municipal

5 purpose. It shall be a lawful municipal purpose for cities
 6 and towns to allocate a portion of the above funds for the
 7 purpose of financing the activities of the city or town com-
 8 mission or committee on alcoholism as approved by the director
 9 of the division of alcoholism, such commission or committee
 10 to be appointed by the council. The commission or committee
 11 may use any funds so allocated for the treatment, rehabilita-
 12 tion, and education of alcoholics in Iowa.

13 b. Ten percent of the gross sales shall be allocated and
 14 paid quarterly to each county treasurer of those counties
 15 which participate in alcohol rehabilitation programs by agree-
 16 ment with the approved treatment facilities in their area, or
 17 establish an approved treatment facility within the legal
 18 boundaries of that county by the end of the first quarter in
 19 which money is received. The fund shall be distributed in an
 20 amount determined by dividing the total population of each
 21 county by the total population of the state according to the
 22 latest federal decennial census.

23 c. Revenues allocated and paid pursuant to the provisions
 24 of paragraph b of this subsection shall be used to carry on a
 25 county program of education, prevention, treatment, and

Page 3

1 rehabilitation to combat alcoholism; to provide a system of
 2 coordination and interagency cooperation throughout the
 3 county; and to pay for the care, maintenance and treatment of
 4 the alcoholic, provided all such nonmedical treatment after
 5 the first seven days is with the approval of the local
 6 approved treatment facility, however, such payment will not
 7 be made from this fund to mental health institutions under the
 8 department of social services.

9 The expenditure of funds by the board of supervisors shall
 10 be reviewed by the division of alcoholism from the records
 11 existing in the state comptroller's office and the state
 12 auditor's office.

13 d. The provisions of section eight point thirty-three
 14 (8.33) of the Code shall apply to the funds distributed pur-
 15 suant to paragraph b of this subsection, and such funds shall
 16 revert to the general fund of the state.

17 2. Renumber sections and correct internal references as
 18 necessary to accord with this amendment.

ELIZABETH SHAW

S—505

1 Amend Senate File 517, page 2, line 19, by inserting after
 2 the word "capacity" the words "or less".

DALE L. TIEDEN

S—495

1 Amend Senate File 522 as follows:
 2 Page 2, line 4, by striking the words "Fees for inspection"
 3 and inserting in lieu thereof the words "Annual inspection fees".

CLIFTON C. LAMBORN

S—496

1 Amend Senate File 522, page 2, by striking lines 16
 2 through 20 and inserting in lieu thereof the following:

3 "Sec. 2. This Act, being deemed of immediate
4 importance, shall take effect and be in force from and
5 after its publication in The DeWitt Observer, a newspaper
6 published in DeWitt, Iowa, and in the Times-Democrat, a
7 newspaper published in Davenport, Iowa."

ROGER J. SHAFF
ELIZABETH SHAW

S—498

1 Amend House File 193, as amended, passed, and reprinted
2 by the House, page 1, by inserting after line 4, the follow-
3 ing new section, and renumbering the remaining section.

4 Sec. Section three hundred twenty-one point four
5 hundred fifty-seven (321.457), subsection six (6), Code 1973,
6 is amended to read as follows:

7 6. No combination of three vehicles coupled together one
8 of which is a motor vehicle, unladen or with load, shall
9 have an [over-all] *overall* length, inclusive of front and rear
10 bumpers in excess of [sixty] *sixty-five* feet.

11 *A combination of three vehicles in excess of sixty feet*
12 *but not in excess of sixty-five feet may be operated only*
13 *as follows:*

14 *a. On four-lane highways or on highways other than four-*
15 *lane highways when moving to or from a point within five*
16 *miles, on the most direct route, of a four-lane highway.*

17 *b. On other highways designated by the state highway*
18 *commission.*

W. R. RABEDEAUX

S—506

1 Amend House File 585 as amended, passed, and reprinted
2 by the House, as follows:

3 1. Page 2, by striking lines 11 through 35.

4 2. Page 3, by striking lines 1 through 18.

5 3. Page 3, by striking lines 22 through 35.

6 4. Page 4, by striking lines 1 through 8, and
7 inserting in lieu thereof the following:

8 2. The number of judgeships to which each of the
9 judicial districts shall be entitled shall be determined
10 from time to time according to the following formula,
11 giving equal weight to cases filed and population:
12 In districts containing a city of fifty thousand or
13 more population, there shall be one judgeship per five
14 hundred fifty combined civil and criminal filings
15 excluding small claims and misdemeanors and forty
16 thousand population, or major fraction of either; in
17 all other districts there shall be one judgeship per
18 four hundred fifty combined civil and criminal filings
19 and forty thousand population, or major fraction of
20 either; provided, the seat of government shall be
21 entitled to one additional judgeship. *The filings*
22 *included in the determinations to be made under this*
23 *subsection shall not include small claims, nonindictable*
24 *misdemeanors filed after June 30, 1973, and indictable*
25 *misdemeanors assigned to district associate judges and*

Page 2

- 1 *judicial magistrates after June 30, 1973, as shown on*
 2 *their administrative reports, but they shall include*
 3 *appeals from decisions of judicial magistrates, district*
 4 *associate judges, and district judges sitting as judicial*
 5 *magistrates. The figures on filings shall be the average*
 6 *for the latest available previous three-year period*
 7 *and when current census figures on population are not*
 8 *available, figures shall be taken from the state*
 9 *department of health computations.*
- 10 5. Page 5, by striking lines 12 through 35.
 11 6. Page 6, by striking lines 1 through 22.
 12 7. Page 7, line 30, by inserting after the figure
 13 "(602.50)," the words and figure "unnumbered paragraph
 14 two (2),".
- 15 8. Page 7, by striking lines 32 through 35.
 16 9. Page 8, by striking lines 1 through 26.
 17 10. Page 9, by striking lines 8 through 35.
 18 11. Page 10, by striking lines 1 through 10, and
 19 inserting in lieu thereof the following new sections:
 20 Sec. Section six hundred two point fifty-seven
 21 (602.57), unnumbered paragraph one (1), Code 1973, is
 22 amended to read as follows:
 23 There shall be a combined total of two hundred twenty
 24 Iowa judicial magistrates and district court associate
 25 judges [combined] except as provided in section 602.58.

Page 3

- 1 During January of 1974 and every two years thereafter,
 2 the supreme court administrator shall apportion the
 3 number of [district] *judicial magistrates, excluding*
 4 *district associate judges*, among the counties in
 5 accordance with the following criteria:
 6 Sec. Section six hundred two point fifty-nine
 7 (602.59), unnumbered paragraph one (1), Code 1973, is
 8 amended to read as follows:
 9 The allotment of the judicial magistrates [to be
 10 appointed] in 1973 shall be as follows:
 11 Sec. Section six hundred two point fifty-nine
 12 (602.59), Code 1973, is amended by adding the following
 13 new unnumbered paragraph:
 14 **NEW UNNUMBERED PARAGRAPH.** In those counties in which
 15 a district court associate judge or judges reside, the
 16 district court associate judge or judges shall be
 17 considered judicial magistrates for the purposes of
 18 this section.
 19 12. Page 10, by adding after line 31 the following
 20 new section:
 21 Sec. This section shall take effect July 1,
 22 1974. Section two hundred thirty-one point three
 23 (231.3), unnumbered paragraph one (1), Code 1973, is
 24 amended to read as follows:
 25 The chief judge of the district shall designate one

Page 4

- 1 or more of the district judges [or], district associate

2 judges, [or both] *judicial magistrates, or any thereof,*
 3 to act as judge or judges of the juvenile court in any
 4 county or counties.

5 13. Page 13, by inserting after line 14 the following
 6 new sections:

7 Sec. Section three hundred forty point sixteen
 8 (340.16), Code 1973, is amended to read as follows:

9 340.16 SALARIES—GENERAL FUND. The salaries fixed
 10 by the foregoing sections of this chapter shall be paid
 11 out of the general fund of the county *except as otherwise*
 12 *provided by law.*

13 Sec. Section four hundred forty-four point
 14 ten (444.10), Code 1973, is amended by striking the
 15 section and inserting in lieu thereof the following:

16 444.10 COURT EXPENSE. All expenses incidental to
 17 the maintenance and operation of courts in the county
 18 shall be paid from a fund to be known as the court
 19 expense fund notwithstanding any other provision of
 20 law, and the board of supervisors may levy for the fund
 21 a rate of tax as may be necessary to pay all court
 22 expenses chargeable to the county. These expenses shall
 23 include the salaries of the employees and miscellaneous
 24 expenses of the office of sheriff in an amount not to
 25 exceed fifty percent of the budget of his office and

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1 the salaries of the employees and miscellaneous expenses
 2 of the following institutions, personnel, and offices:
 3 County attorney, clerk of the district court, grand
 4 jury, referee in probate, office of friend of the court,
 5 sheriff, juvenile court, court reporter, pretrial
 6 release, court appointed attorney, public defender,
 7 and any and all other expenses relating to the operation
 8 of the courts of the county required by law not otherwise
 9 paid for by the state.

10 14. Page 13A, by striking lines 15 through 32.

11 15. Page 15A, by striking lines 11 and 12 and insert-
 12 ing in lieu thereof the following: "election. District
 13 court associate judges shall be subject to the same
 14 removal procedures as that of judicial magistrates."

15 16. Page 15A, by adding after line 14, the following
 16 new section:

17 Sec. Section six hundred two point thirty
 18 (602.30), Code 1973, is amended to read as follows:

19 602.30 VACANCIES. A vacancy in the office of
 20 district associate judge after June 30, 1973, shall
 21 not be filled *and all funds, dockets, and records*
 22 *relating to the office so vacated shall be promptly*
 23 *deposited with the clerk of court who issued the docket.*

24 17. Page 15A, by striking lines 15 through 31.

25 18. Page 15B, line 36, by inserting after the word

Page 6

1 "shall" the words "serve as full-time magistrates and".

2 19. Page 15B, line 43, by striking the word "five"

3 and inserting in lieu thereof the word "two".

4 20. Page 16B, line 37, by striking the word "are"
5 and inserting in lieu thereof the words "[are] were".

6 21. Page 16B, line 37, by striking the words and
7 figures "June 30, 1973" and inserting in lieu thereof
8 the words and figures "[June 30, 1973] March 1, 1972".

9 22. Page 16B, by striking lines 41 through 45 and
10 inserting in lieu thereof the following: "in the coun-
11 ties of their residence."

12 23. Page 16B, by striking lines 63 through 67.

13 24. Page 16B, line 69, by striking the words and
14 figures "June 30, 1973" and inserting in lieu thereof
15 the words and figures "[June 30, 1973] March 1, 1972".

16 25. Page 17, by striking lines 18 through 35 and
17 inserting in lieu thereof the following new sections:

18 Sec. Section six hundred two point fifty-one
19 (602.51), Code 1973, is amended to read as follows:
20 602.51 FULL-TIME MAGISTRATES. Of the number of
21 magistrates allotted, there shall be one magistrate
22 who shall devote his entire time to the duties of his
23 position [including the holding of court on each weekday
24 except for a reasonable vacation period] in those counties
25 having a population, according to the last federal

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1 decennial census, of more than thirty-five thousand
2 and less than eighty thousand. There shall be two such
3 magistrates in those counties having a population of
4 more than eighty thousand and less than one hundred
5 twenty-five thousand. There shall be three such
6 magistrates in any county having a population of more
7 than one hundred twenty-five thousand and less than
8 two hundred thousand people. There shall be four such
9 magistrates in counties having a population of two
10 hundred thousand people or above. In those counties
11 in which a district court associate judge [or judges]
12 resides, the district court associate judge [or judges]
13 shall be considered full-time judicial magistrates for
14 the purposes of this section. In those counties
15 authorized more full-time magistrates than have district
16 court associate judges residing therein, the county
17 judicial magistrate appointing commission shall determine
18 which magistrate or magistrates shall serve on a full-
19 time basis.

20 Sec. This section shall take effect July 1,
21 1974. Section six hundred two point fifty-two (602.52),
22 Code 1973, is amended to read as follows:
23 602.52 QUALIFICATIONS, AGE. A judicial magistrate
24 shall be *licensed to practice law in this state, shall*
25 *be an elector of the county of appointment during his*

Page 8

1 *term of office, shall be less than seventy-two years*
2 *of age, and shall cease to hold office upon attaining*
3 *that age.*

4 Sec. This section shall take effect July 1,
5 1974. Section six hundred two point fifty-four (602.54),

6 Code 1973, is amended to read as follows:
 7 602.54 SALARY, EXPENSES. Each judicial magistrate
 8 shall receive a salary payable from the general fund
 9 of the state and also his actual and necessary expenses
 10 in the performance of his duties while away from the
 11 city or town of his residence, in accordance with section
 12 605.2. The salary of judicial magistrates, except as
 13 otherwise provided herein, shall be the sum of [four]
 14 *six* thousand [eight hundred] dollars annually. The
 15 judicial magistrates serving as full-time magistrates
 16 shall receive an annual salary of seventeen thousand
 17 two hundred dollars. Judicial magistrates except
 18 district associate judges shall be members of the Iowa
 19 public employees' retirement system.
 20 26. Page 18, by striking lines 1 through 15.
 21 27. Page 19, by striking lines 13 through 33 and
 22 inserting in lieu thereof the following new sections:
 23 Sec. This section shall take effect July 1,
 24 1974. Section six hundred two point fifty-eight
 25 (602.58), Code 1973, is amended to read as follows: ,

Page 9

1 602.58 ADDITIONAL JUDICIAL MAGISTRATE ALLOWED.
 2 In those counties which are allotted one judicial
 3 magistrate under section 602.57 or 602.59, the county
 4 judicial magistrate appointing commission may, by
 5 majority vote, decide to appoint one additional judicial
 6 magistrate. In those counties appointing an additional
 7 magistrate under this section, each magistrate shall
 8 receive a salary of [two] *three* thousand [four hundred]
 9 dollars per year.
 10 Sec. 6. This section shall take effect July 1,
 11 1974. **NEW SECTION. JURISDICTION, VENUE.** Judicial
 12 magistrates shall have jurisdiction of indictable and
 13 nonindictable misdemeanors, including traffic and
 14 ordinance violations, preliminary hearings, search
 15 warrant proceedings, and small claims and the
 16 jurisdiction provided for in section two hundred thirty-
 17 one point three (231.3) of the Code when designated
 18 a judge of the juvenile court. They shall also have
 19 jurisdiction to exercise the powers specified in sections
 20 seven hundred forty-eight point two (748.2), six hundred
 21 forty-four point two (644.2), and six hundred forty-
 22 four point twelve (644.12) of the Code. They shall
 23 have power to act any place within the district as
 24 directed, and venue shall be the same as in other
 25 district court proceedings. While exercising

Page 10

1 jurisdiction of indictable misdemeanors, judicial magis-
 2 trates shall employ district judges' practice and
 3 procedure.
 4 For purposes of administration judicial magistrates
 5 shall be under the jurisdiction of the chief judge of
 6 the judicial district. Judicial magistrates shall be

7 subject to the same rules and laws that apply to district
8 judges except as otherwise provided in this chapter.

9 28. Page 23, by striking lines 11 through 14.

10 29. Page 26, line 23, by striking the words "[one
11 thousand] *five hundred*" and inserting in lieu thereof
12 the words "one thousand".

13 30. Page 31, line 8, by striking the word "*provides*"
14 and inserting in lieu thereof the word "*provided*".

15 31. Page 31, line 19, by striking the words "[shall]
16 *may*" and inserting in lieu thereof the word "shall".

17 32. Page 36, by striking line 24 and inserting in
18 lieu thereof the following: "(753.15), subsections
19 two (2) and six (6), Code 1973, are amended to read".

20 33. Page 36, by inserting after line 31 the
21 following:

22 "6. Excess speed up to [ten] *fifteen* miles per hour
23 over the legal limit, [twenty dollars] *one dollar for*
24 *each mile per hour over the limit but with a minimum*
25 *fine of ten dollars.*"

Page 11

1 34. Page 37, line 3, by striking the word "twice"
2 and inserting in lieu thereof the word "[twice]".

3 35. Page 37, line 4, by striking the word "twice"
4 and inserting in lieu thereof the word "[twice]".

5 36. Page 38, line 22, by inserting after
6 the word "tried" the words "before the nearest available
7 magistrate".

8 37. Page 40A, by striking lines 29 through 34 and
9 inserting in lieu thereof the following: "for trial.
10 However, the magistrate may set a trial date within
11 fifteen days after plea is entered upon written appli-
12 cation by the defendant."

13 38. Page 41A, line 6, by striking the words "[Either
14 party] *A defendant*" and inserting in lieu thereof the
15 words "Either party".

16 39. Page 42, by adding after line 20 the following
17 new section:

18 Sec. Section seven hundred sixty-six point
19 seven (766.7), Code 1973, is amended to read as follows:
20 766.7 TRAFFIC VIOLATIONS. The provisions of sections
21 766.2 through 766.6 shall not apply to traffic violations
22 *to which sections seven hundred fifty-three point fifteen*
23 *(753.15) and seven hundred fifty-three point sixteen*
24 *(753.16) of the Code are applicable.*

25 40. Page 43, by striking lines 1 through 6 and

Page 12

1 inserting in lieu thereof the following new section:

2 Sec. This section shall take effect July 1,
3 1974. *NEW SECTION. TRANSFER OF MISDEMEANORS.* District
4 judges may transfer any indictable misdemeanors pending
5 before them to the nearest district associate judge
6 or judicial magistrate within the judicial district.

7 41. Page 43, by striking lines 14 through 16 and

8 inserting in lieu thereof the following new sections:
9 Sec. For the fiscal year beginning July 1,
10 1973 and ending June 30, 1974, judicial magistrates
11 shall have jurisdiction of nonindictable misdemeanors,
12 including traffic and ordinance violations preliminary
13 hearings, search warrant proceedings, and small claims.
14 They shall also have jurisdiction to exercise the powers
15 specified in sections seven hundred forty-eight point
16 two (748.2), six hundred forty-four point two (644.2),
17 and six hundred forty-four point twelve (644.12) of
18 the Code. They shall have power to act any place within
19 the district as directed, and venue shall be the same
20 as in other district court proceedings.
21 For purposes of administration judicial magistrates
22 shall be under the jurisdiction of the chief judge of
23 the judicial district. Judicial magistrates shall be
24 subject to the same rules and laws that apply to district
25 judges except as otherwise provided by law.

Page 13

1 Sec. For the fiscal year beginning July 1,
2 1973 and ending June 30, 1974 district judges may
3 transfer any indictable misdemeanors pending before
4 them to the nearest district associate judge within
5 the judicial district.
6 Sec. Section three hundred forty point
7 seventeen (340.17), six hundred two point sixty (602.60),
8 and seven hundred seventy-four point twelve (774.12),
9 Code 1973, are repealed.
10 42. By renumbering sections and correcting internal
11 references as necessary in accordance with this amend-
12 ment.

COMMITTEE ON JUDICIARY
TOM RILEY, Chairman

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, May 4, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SEVENTEENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MAY 4, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Ray McCain, pastor of the Hillcrest Baptist Church, Davenport, Iowa.

The Journal of Thursday, May 3, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Johnson, Des Moines, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty-eight students from Bryant Elementary School, Boone, Iowa, accompanied by their principal, Mrs. Lewiston, and instructors, Mrs. Alvin Enslow and Mrs. Larry Norman. Senator Nystrom.

Thirty-five students from Irving Elementary School, Ottumwa, Iowa. Senator Glenn.

Fifteen members of Cadette Girl Scouts from Mason City, Iowa, accompanied by Mrs. Wayne Rodgers and Mrs. Al Levenhagen. Senator Scott.

One hundred students from Sigourney Elementary School, Sigourney, Iowa, accompanied by their instructors, Mrs. Perkins, Mrs. Lyle, Mrs. Nicholson and Mr. Beddic. Senator Schwengels.

PETITIONS

The following petitions were presented and placed on file:

By Senator Winkelman, from twenty-four residents of Calhoun County favoring the sale of beer and liquor on Sunday.

By Senator Taylor, from thirty-seven residents of Wright County opposing the sale of beer and liquor on Sunday.

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 329, a bill for an act relating to door-to-door sales.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 489, a bill for an act to appropriate money from dairy industry fund to Iowa dairy industry commission.

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 186, a bill for an act relating to the regulation of premium rates for credit life and credit accident and health insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:.

House File 223, a bill for an act relating to the compensation paid to shorthand reporters of the district court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 459, a bill for an act relating to the qualifications of the commissioner of public health.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 650, a bill for an act relating to the chairman of the commerce commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 716, a bill for an act appropriating funds transferred to the marine fuel tax fund to state conservation commission.

House File 647, a bill for an act relating to subdivided land.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE
AMENDMENT TO HOUSE FILE 186

1 Amend the Senate amendment to House File 186 as
2 follows:

3 1. By striking lines 3 through 12 and

4 inserting in lieu thereof the following:

5 "1. Page 2, by striking lines 21 through 23,

6 inclusive and inserting in lieu thereof the following:

7 "a reasonable charge or premium for credit accident

8 and health insurance as he deems appropriate and

9 necessary for the implementation of this section. A

10 charge or premium of not more than seventy-five cents
11 per annum per one hundred dollars of the initial
12 amount of decreasing term credit life insurance, or its
13 actuarial equivalent for credit life insurance
14 written on other than the decreasing term basis, shall
15 be conclusively presumed to meet the requirements of
16 this section."

17 2. By striking lines 16 through 42.

INTRODUCTION OF BILL

Senate File 531, by committee on human and industrial relations, a bill for an act relating to public employment relations and providing penalties for violations.

Read first time and referred to **committee on state government** (under Rule 37).

HOUSE MESSAGES CONSIDERED

House File 223, a bill for an act relating to the compensation paid to shorthand reporters of the district court and participation in group insurance plans.

Read first time and **passed on file**.

House File 459, a bill for an act relating to the qualifications of the commissioner of public health.

Read first time and **passed on file**.

House File 647, a bill for an act relating to subdivided land and providing penalties.

Read first time and **passed on file**.

House File 650, a bill for an act relating to the chairman of the commerce commission.

Read first time and **passed on file**.

House File 716, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission.

Read first time and **passed on file**.

WITHDRAWN

Senator DeKoster asked and received unanimous consent that **Senate File 529** be **withdrawn** from further consideration of the Senate.

ADOPTION OF RESOLUTIONS

Senate Resolution 4

Senator Hill asked and received unanimous consent to take up for immediate consideration the following resolution:

SENATE RESOLUTION 4

By Hill and Lamborn

Whereas, the Transportation Subcommittee of the Senate Appropriations Committee requested from the Iowa State Highway Commission a cost estimate of a suggested addition to the Commission Laboratory Building at Ames; and

Whereas, the "in house" cost estimate provided by the Commission appears to the Committee to be ridiculously high, and designed to encourage support for a more costly remodeling project; *Now Therefore*

Be It Resolved by the Senate: That the President of the Senate is hereby authorized to approve the payment of a sum of not more than \$500.00 for the employment of an architect to prepare an independent cost estimate of the aforementioned addition. The state comptroller is hereby authorized and directed to issue a warrant in payment upon a requisition signed by the President of the Senate, as provided for in sections two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1971.

Senator Hill asked and received unanimous consent that the resolution be amended by striking the word "ridiculously" from line 7.

Senator Hill moved the adoption of the resolution as amended.

The motion prevailed and the resolution as amended was adopted.

Senate Concurrent Resolution 27

Senator Lamborn asked and received unanimous consent to take up out of order Senate Concurrent Resolution 27.

On motion of Senator Murray, the following resolution, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

SENATE CONCURRENT RESOLUTION 27

By Murray, Schwieger, Briles, Gluba, Andersen, Schaben,
Van Gilst, Bergman and Robinson

Whereas, the provisions of the federal Hatch Act regarding political activity of federal employees also extend to state and local public employees who are paid wholly or in part out of federal funds, either directly or through grants-in-aid; and

Whereas, the increase in members and extent of federally-funded programs in which the states and local units of government participate results

in a larger number of public employees becoming subject to the provisions of the Hatch Act; and

Whereas, restrictions in state laws similar to those in the Hatch Act have been held by state and federal courts to be unconstitutional infringements upon the political rights of public employee citizens, and it is desirable to preserve for these citizens the maximum practicable right to participate in the political life of the nation and the states; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Congress of the United States be memorialized to amend the federal Hatch Act by removing from it those provisions which prohibit state and local government employees from exercising the full rights and responsibilities of citizenship and taking an active part in the political life of their nation and state; and

Be It Further Resolved, That the Secretary of the Senate shall cause copies of this memorial to be sent to the presiding officer of the Senate, and of the House of Representatives of the United States and to each member of the Iowa Congressional delegation.

Senator Murray moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (S.C.R. 27) the vote was:

Ayes, 37:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Heying	Nolin	Rodgers
Briles	Junkins	Nystrom	Schaben
Coleman	Kelly	Orr	Schwengels
Curtis	Kennedy	Potter	Schwieger
Doderer	Kinley	Priebe	Scott
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines		

Nays, 10:

DeKoster	McCartney	Shaff	Tieden
Hill	Miller of	Shaw	Winkelman
Hultman	Marshall	Taylor	

Absent or not voting, 3:

Kyhl	Palmer	Plymat
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The motion prevailed and the resolution was adopted.

MOTION TO RECONSIDER ADOPTED

House File 122

Senator Shaff called up the following motion to reconsider filed by him April 26, 1973, on House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 122 failed to pass the Senate on April 26, 1973.

On the question "Shall the motion to reconsider be adopted?" (H.F. 122) the vote was:

Ayes, 39:

Andersen	Griffin	Milligan	Rodgers
Bergman	Hansen	Murray	Schwengels
Blouin	Hill	Nolin	Scott
Briles	Junkins	Nystrom	Shaff
Coleman	Kinley	Orr	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Van Gilst
Doderer	Miller of	Rabedeaux	Willits
Gallagher	Des Moines	Ramsey	Winkelman
Glenn	Miller of	Riley	
Gluba	Marshall		

Nays, 8:

Heying	Kelly	Robinson	Schwieger
Hultman	Kennedy	Schaben	Tieden

Absent or not voting, 3:

Kyhl	Palmer	Plymat
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The motion prevailed.

Senator Shaff moved to reconsider the vote by which House File 122 went to its last reading, which motion prevailed.

Senator Shaff moved to reconsider the vote by which the Senate receded from its amendment to House File 122.

Roll call was requested.

On the question "Shall the motion to reconsider the vote by which the Senate receded from its amendment be adopted?" (H.F. 122) the vote was:

Ayes, 36:

Andersen	Hansen	Milligan	Riley
Bergman	Hill	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Coleman	Kinley	Orr	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Marshall	Ramsey	Winkelman
Gluba			

Nays, 11:

Glenn	Kennedy	Robinson	Tieden
Griffin	Miller of	Schaben	Willits
Heying	Des Moines	Schwieger	
Hultman			

Absent or not voting, 3:

Kyhl	Palmer	Plymat
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The motion prevailed.

SENATE INSISTED

Senator Blouin moved that the Senate recede from its amendment to House File 122.

On the question "Shall the motion to recede from the Senate amendment be adopted?" (H.F. 122) the vote was:

Ayes, 4:

Coleman	Glenn	Heying	Kennedy
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Nays, 43:

Andersen	Junkins	Nolin	Schaben
Bergman	Kelly	Nystrom	Schwengels
Blouin	Kinley	Orr	Schwieger
Briles	Lamborn	Palmer	Scott
Curtis	McCartney	Potter	Shaff
DeKoster	Miller of	Priebe	Shaw
Doderer	Des Moines	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Gluba	Marshall	Riley	Van Gilst
Hansen	Milligan	Robinson	Willits
Hill	Murray	Rodgers	Winkelman
Hultman			

Absent or not voting, 3:

Griffin	Kyhl	Plymat
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The motion lost and the Senate insisted on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on **House File 122**, on the part of the Senate: Senators Hansen, chairman; Lamborn, Shaff, Blouin and Hill.

Senator Briles took the chair at 10:35 a.m.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 516.

Senate File 516

On motion of Senator Shaff, Senate File 516, a bill for an act to provide for the assessment and taxation of the property of municipally-owned electric utilities held under joint ownership, was taken up for consideration.

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. 516) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Griffin	Hultman	Kyhl	Plymat
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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 Lamborn asked and received unanimous consent to take up out of order Senate File 522.

Senate File 522

On motion of Senator Shaff, Senate File 522, a bill for an act relating to fees for inspection of amusement rides, devices, concessions, and booths, was taken up for consideration.

Senator Lamborn offered amendment S—495 filed by him and moved its adoption:

S—495

- 1 Amend Senate File 522 as follows:
- 2 Page 2, line 4, by striking the words "Fees for inspection"
- 3 and inserting in lieu thereof the words "Annual inspection fees".

The amendment was adopted.

Senator DeKoster offered amendment S—508 and moved its adoption:

S—508

- 1 Amend Senate File 522, page 2, by striking lines 16
- 2 through 20, inclusive.

The amendment was adopted.

Senator Shaff withdrew amendment S—496 filed by Senators Shaff and Shaw on May 3, 1973.

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. 522) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Hansen	Marshall	Rodgers	

Nays, none.

Absent or not voting, 5:

Griffin	Kyhl	Plymat	Priebe
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on Senate File 513 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 518

On motion of Senator Milligan, Senate File 518, a bill for an act relating to the administration fund of the state conservation commission, was taken up for consideration.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 518) the vote was:

Ayes, 47:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Griffin Kyhl Plymat

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 519

On motion of Senator Shaw, Senate File 519, a bill for an act appropriating funds to certain intergovernmental agencies, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 519) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Heying	Marshall		

Nays, none.

Absent or not voting, 6:

Griffin Kyhl Plymat Riley
Hansen Orr

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 520

On motion of Senator Milligan, Senate File 520, a bill for an act to appropriate the fish and game protection fund for use by the state conservation commission, was taken up for consideration.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 520) the vote was:

Ayes, 44:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Heying	Marshall	Robinson	Winkelman
Hill	Milligan		

Nays, none.**Absent or not voting, 6:**

Doderer	Hansen	Riley	Shaff
Griffin	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 521

On motion of Senator Milligan, Senate File 521, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission, was taken up for consideration.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 521) the vote was:

Ayes, 42:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Winkelman
Griffin	Milligan	Robinson	

Nays, none.**Absent or not voting, 8:**

Doderer	Kyhl	Riley	Willits
Hansen	Miller of	Van Gilst	
Hill	Des Moines		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 523

On motion of Senator Schwieger, Senate File 523, a bill for an act making an appropriation to the committee on employment of the handicapped, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 523) the vote was:

Ayes, 45:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengler
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Heying	Marshall	Robinson	

Nays, none.**Absent or not voting, 5:**

Griffin	Kyhl	Riley	Van Gilst
Hansen			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 524

On motion of Senator Lamborn, Senate File 524, a bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions, was taken up for consideration.

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. 524) the vote was:

Ayes, 44:

Andersen	Glenn	Lamborn	Nystrom
Bergman	Gluba	McCartney	Orr
Blouin	Griffin	Miller of	Palmer
Briles	Heying	Des Moines	Plymat
Coleman	Hill	Miller of	Potter
Curtis	Hultman	Marshall	Priebe
DeKoster	Junkins	Milligan	Rabedeaux
Doderer	Kennedy	Murray	Ramsey
Gallagher	Kinley	Nolin	Robinson

Rodgers	Schwieger	Taylor	Willits
Schaben	Scott	Tieden	Winkelman
Schwengels	Shaw		

Nays, 1:

Kelly

Absent or not voting, 5:

Hansen	Riley	Shaff	Van Gilst
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 525

On motion of Senator Winkelman, Senate File 525, a bill for an act making an appropriation from the general fund to the Iowa law enforcement academy, was taken up for consideration.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 525) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Robinson	
Heying			

Nays, none.

Absent or not voting, 4:

Hansen	Kyhl	Riley	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.

DEFERRED

Senator Shaw asked and received unanimous consent that action on House File 572 be deferred and that the bill retain its place on the calendar.

House File 612

On motion of Senator Shaw, House File 612, a bill for an act to appropriate funds to defray expenses of the inaugural cere-

monies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn offered amendment S—494 filed by him and moved its adoption:

S—494

1 Amend House File 612, passed by the House as follows: Page
2 2, lines 2 and 3, by striking the words and figures "nine
3 thousand four hundred six dollars and ninety-seven cents
4 (\$9,406.97)" and inserting in lieu thereof the words and
5 figures "ten thousand, two hundred two dollars and ninety-
6 seven cents (\$10,202.97)".

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 612) the vote was:

Ayes, 47:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Hansen	Kyhl	Riley
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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 joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 19, a joint resolution to approve contracting for cost analyses of no-fault motor vehicle insurance legislation.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, exempting certain com-

mercial vehicles from the use tax, the Representative from Van Buren, Mr. Millen, chairman; the Representative from Ringgold, Mr. Anderson; the Representative from Lee, Mr. Clark; the Representative from Warren, Mr. Middleswart; and the Representative from Worth, Mr. Norland.

WILLIAM H. HARBOR
Chief Clerk of the House

INTRODUCTION OF BILLS

Senate File 532, by committee on appropriations, a bill for an act to appropriate and authorize expenditures from the vehicle dispatcher revolving fund.

Read first time and placed on calendar.

Senate File 533, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the various divisions of the department of general services.

Read first time and placed on calendar.

Senate File 534, by committee on appropriations, a bill for an act to appropriate and authorize expenditures from moneys received by the department of general services centralized printing permanent revolving fund.

Read first time and placed on calendar.

Senate File 535, by committee on appropriations, a bill for an act to appropriate and authorize expenditures from moneys received by the department of general services revolving fund.

Read first time and placed on calendar.

Senate File 536, by committee on judiciary, a bill for an act relating to court actions for the recovery of property.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House Joint Resolution 19, a joint resolution to approve contracting for cost analyses of no-fault motor vehicle insurance legislation.

Read first time and passed on file.

SUBCOMMITTEE ASSIGNMENTS

Senate File 400
Briles, Chairman
Hultman
Priebe

Senate File 412
Riley, Chairman
Taylor
Palmer

Senate File 416
Hultman, Chairman
Glenn
Rabedeaux

Senate File 434 Appropriations— Human Resources	House File 335 Kinley, Chairman Taylor Hultman	House File 648 Potter, Chairman Griffin Van Gilst
Senate File 491 Murray, Chairman Schwengels Junkins	House File 392 Hultman, Chairman Rodgers Briles	House File 656 Appropriations— Human Resources
Senate Concurrent Resolution 35 Nystrom, Chairman Schwengels Junkins	House File 416 Plymat, Chairman Miller of Des Moines Coleman	House File 670 Murray, Chairman Hansen Nolin
Senate Concurrent Resolution 39 Winkelman, Chairman Schwieger Hill	House File 526 Rodgers, Chairman Rabedeaux Curtis	House File 682 Appropriations— Education
Senate Concurrent Resolution 40 Winkelman, Chairman Nolin Nystrom	House File 609 Schwengels, Chairman Potter Rodgers	House File 683 Appropriations— Education
House File 155 Murray, Chairman Schwengels Hill	House File 628 Nystrom, Chairman Schwengels Robinson	House File 703 Appropriations— Transportation
House File 315 Potter, Chairman Shaff Willits	House File 629 Nystrom, Chairman Schwengels Robinson	House File 704 Appropriations— State Department

AMENDMENTS FILED

S—509

- 1 Amend Senate File 530 as follows:
- 2 1. Page 4, by adding after line 22 the following section:
- 3 Sec. Section eighty-three A point six (83A.6),
- 4 Code 1973, is amended by adding the following new para-
- 5 graph:
- 6 *NEW PARAGRAPH.* The department shall inform the
- 7 advisory board of all complaints received relating to
- 8 mining and mining operations.
- 9 2. Page 9, line 9 by adding after the period the words
- 10 "*All operators shall cooperate with the department in*
- 11 *seeking methods of operation which will cause minimum*
- 12 *disruption to the land and property adjoining a mining*
- 13 *operation.*"
- 14 3. By renumbering the remaining sections to conform
- 15 with this amendment.

JAMES V. GALLAGHER
KARL NOLIN
NORMAN RODGERS
DALE L. TIEDEN
CALVIN O. HULTMAN

S—510

- 1 Amend House File 572, as amended and passed by the House,
- 2 on page 2, by inserting after line 17 the following:

3 "Sec. Section ninety-seven B point eight (97B.8),
4 Code 1973, is amended to read as follows:
5 97B.8 ADVISORY INVESTMENT BOARD. A board shall be es-
tab-
6 lished to be known as the "Advisory Investment Board of the
7 Iowa Public Employees' Retirement System", hereinafter called
8 the "board", whose duties shall be to advise and confer with
9 the commission in matters relating to the investment of the
10 trust funds of the Iowa public employees' retirement system.
11 The powers of the board shall be purely advisory and the com-
12 mission shall not be bound in the making of any investment
13 by the recommendations of the board. The board shall consist
14 of five members. Three of the members shall be appointed by
15 the governor, one of whom shall be an executive of a domestic
16 life insurance company, one an executive of a state or
17 national bank operating within the state of Iowa, and the
18 third shall be an executive of a major industrial corporation
19 located within the state of Iowa. The president of the sen-
20 ate shall appoint one member from the membership of the sen-
21 ate and the speaker of the house of representatives shall
22 appoint one member from the membership of the house. The two
23 members appointed by the president of the senate and the
24 speaker of the house of representatives shall be ex officio
25 members of the board. Members appointed by the governor

Page 2

1 shall be paid their actual expenses incurred in performance
2 of their duties and shall receive in addition thereto the sum
3 of twenty-five dollars for each day of service not exceeding
4 forty days per year. [Ex-officio] *Legislative* members shall
5 receive *the sum of forty dollars for each day of service and*
6 *their actual expenses incurred in the performance of their*
7 *duties. The per diem and expenses of the legislative members*
8 *shall be paid from funds appropriated under section two point*
9 *twelve (2.12) of the Code.* The appointive terms of the
10 members appointed by the governor shall be for a period of
11 six years dating from July 1 of the year in which they are
12 appointed, but the governor shall designate, in the case of
13 the original appointees, one who shall serve for a period of
14 two years, a second who shall serve for a period of four
15 years, and a third who shall serve for a period of six years.
16 In the event of vacancy, through resignation or any other
17 cause, in the membership of the board, the governor shall
18 have the power of appointment. Appointees to this board
19 shall be subject to confirmation by a two-thirds vote of the
20 senate, but in the event of interim appointments, such con-
21 firmation shall be necessary at the next session of the
22 senate."

ELIZABETH SHAW

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Monday, May 7, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTIETH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, MAY 7, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend James Ellison, pastor of the Presbyterian Church, Bellevue, Iowa.

The Journal of Friday, May 4, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John L. Bailey, Anamosa, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Schwengels.

PRESENTATION OF VISITORS

Senator Hill rose on a point of personal privilege and presented the Honorable Peter F. Hansen, former member of the Senate from Carroll County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty students from Baxter Community School, Baxter, Iowa, accompanied by Bill Thompson. Senator Miller of Marshall.

Seventy students from Hempstead High School, Dubuque, Iowa, accompanied by their instructor, Don Ruden. Senator Blouin.

Eighty students from Kingsley Elementary School, Waterloo, Iowa, accompanied by their principal, Paul Riggert, instructors, Audrey Wright and Bernadine Schaeffer, and the Honorable Charlene Conklin, former member of the Senate, whose son, Jim, was a member of the class. Senator Schwieger.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 116.

House File 116

On motion of Senator Potter, House File 116, a bill for an act relating to the appeal of a condemnation award, 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. 116) the vote was:

Ayes, 37:

Andersen	Griffin	Murray	Schwengels
Bergman	Heying	Nolin	Schwieger
Blouin	Hill	Orr	Scott
Briles	Hultman	Plymat	Shaff
Coleman	Lamborn	Potter	Taylor
Curtis	Miller of	Priebe	Tieden
DeKoster	Des Moines	Rabedeaux	Van Gilst
Doderer	Miller of	Ramsey	Willits
Glenn	Marshall	Riley	Winkelman
Gluba	Milligan	Rodgers	

Nays, none.

Absent or not voting, 13:

Gallagher	Kennedy	McCartney	Robinson
Hansen	Kinley	Nystrom	Schaben
Junkins	Kyhl	Palmer	Shaw
Kelly			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 501.

Senate File 501

On motion of Senator Schwieger, Senate File 501, a bill for an act relating to the selection of polling places for elections, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 501) the vote was:

Ayes, 40:

Andersen	Doderer	Hultman	Milligan
Bergman	Gallagher	Kinley	Murray
Blouin	Glenn	Lamborn	Nolin
Briles	Gluba	Miller of	Orr
Coleman	Griffin	Des Moines	Palmer
Curtis	Heying	Miller of	Plymat
DeKoster	Hill	Marshall	Potter

Priebe	Robinson	Scott	Van Gilst
Rabedaux	Rodgers	Taylor	Willits
Ramsey	Schwengels	Tieden	Winkelman
Riley	Schwieger		

Nays, none.

Absent or not voting, 10:

Hansen	Kennedy	Nystrom	Shaff
Junkins	Kyhl	Schaben	Shaw
Kelly	McCartney		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 335.

Senate File 335

On motion of Senator Briles, Senate File 335, a bill for an act relating to the general fund of school districts, 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. 335)

Ayes, 41:

Andersen	Griffin	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Rabedaux	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Robinson	

Nays, none.

Voting present, 1:

Orr

Absent or not voting, 8:

Hansen	Kelly	Kyhl	Schaben
Junkins	Kennedy	Nystrom	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 209.

House File 209

On motion of Senator Coleman, House File 209, a bill for an act correcting erroneous, inconsistent and obsolete sections of the Code of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman offered amendment S—264 filed by Senator Riley:

S—264

- 1 Amend House File 209, page 9, by striking lines 8
- 2 through 24 and inserting in lieu thereof the following:
- 3 Sec. 20. Section three hundred thirty-six point three
- 4 (336.3), Code 1973, is amended by striking the section and
- 5 inserting in lieu thereof the following:
- 6 336.3 ABSENCE OF COUNTY ATTORNEY—SUBSTITUTE—
COMPENSATION.
- 7 In case of absence, sickness, or disability of the county attorney
- 8 and his deputies, the court before whom it is his duty to appear,
- 9 and in which there may be business requiring his attention, may
- 10 appoint an attorney to act as county attorney, by order to be
- 11 entered upon the records of the court, and he shall receive out
- 12 of the compensation allowed to the county attorney, in proceedings
- 13 before a judicial magistrate, such sum as the board of supervisors
- 14 shall determine to be reasonable for the services rendered, and,
- 15 if in proceedings before a district associate judge or a district
- 16 judge, such sum as the judge shall determine to be a reasonable
- 17 compensation, and, while acting under said appointment, he shall
- 18 have all the authority and be subject to all the responsibilities
- 19 herein conferred upon county attorneys.

Senator Coleman offered amendment S—273 to the amendment filed by Senator Riley and moved its adoption:

S—273

- 1 Amend the Riley amendment S—264, to House File 209, filed
- 2 March 20, 1973 as follows:
- 3 1. Line 10, by striking the word "at" and inserting in lieu
- 4 thereof the word "to".

The amendment to the amendment was adopted.

On motion of Senator Coleman, amendment S—264 as amended was adopted.

Senator Coleman offered amendment S—323 filed by him and moved its adoption:

S—323

- 1 Amend House File 209 by adding on page 10, after
- 2 line 20, the following new section and renumbering the
- 3 remaining section:
- 4 Sec. Section six hundred twenty-three point
- 5 one (623.1), Code 1973, is amended to read as follows:

6 623.1 JURY FEES IN CRIMINAL ACTIONS. Where the
 7 place of trial in any criminal action is changed to any
 8 county other than that in which the same was properly
 9 commenced, where the trial thereof takes place at a
 10 regular [term] *session* and occupies more than one calendar
 11 day, the judge trying it shall certify the number of days
 12 so occupied, and the county in which the action was
 13 originally commenced shall be liable to the county where
 14 the same is tried for the sum of three dollars per day,
 15 for each jurymen engaged in the trial thereof.

The amendment was adopted.

Senator Coleman offered amendment S—249 filed by Senator Riley and moved its adoption:

S—249

1 Amend House File 209, page 10, by adding a new section as
 2 follows:
 3 Sec. 26. Section twenty-three point one (23.1), Code 1973,
 4 unnumbered paragraph two (2), is amended to read as follows:
 5 The word "municipality" as used in this chapter shall mean
 6 county, except in the exercise of its power to make contracts
 7 for secondary road improvements, city, town, township, school
 8 corporation, state fair board, state board of regents, and
 9 state [board of control] *department of social services*.

The amendment was adopted.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 209) the vote was:

Ayes, 42:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

Doderer	Kelly	Kyhl	Priebe
Junkins	Kennedy	Nystrom	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 309.

House File 309

On motion of Senator Glenn, House File 309, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Area Community College (Merged Area XI) in the counties of Adair, Audubon, Boone, Carroll, Clarke, Crawford, Dallas, Greene, Guthrie, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Polk, Poweshiek, Shelby, Story and Warren, State of Iowa, in connection with an election authorizing the levy of a tax and declaring the validity of said election and the validity of taxes levied pursuant thereto, 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. 309) the vote was:

Ayes, 42:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

Doderer	Kelly	Kyhl	Priebe
Junkins	Kennedy	Nystrom	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 477.

Senate File 477

On motion of Senator DeKoster, Senate File 477, a bill for an act to amend the unified trial court Act by making certain corrections and changes in the procedure to be followed in cases of small claims, nonindictable misdemeanors, and traffic violations; relating to the office and jurisdiction of judicial magistrates and district associate judges; and making necessary corrective amendments in the Code to accord with the structure and intent of the unified trial court Act, was taken up for consideration.

Senator DeKoster asked and received unanimous consent that House File 585 be substituted for Senate File 477.

House File 585

On motion of Senator DeKoster, House File 585, a bill for an act to amend the unified trial court Act by making certain corrections and changes in the procedure to be followed in cases involving small claims, nonindictable misdemeanors, and traffic violations; relating to the jurisdiction and office of judicial magistrate and district associate judge; abolishing the office of full-time magistrate; and making necessary corrective amendments to various provisions of law to accord with the structure and intent of the unified trial court Act, was taken up for consideration.

Senator DeKoster asked and received unanimous consent that John E. Dwyer, Legal Counsel, Legislative Service Bureau, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator DeKoster offered amendment S—506 by the committee on judiciary, filed May 3, 1973, and found on pages 1092-1098, inclusive, of the Senate Journal, and called for a division of the amendment, as follows:

- Division S—506A—Sections 1 through 12; 15 through 21; 24 through 28; 40 and 41.
- Division S—506B—Sections 13 and 14.
- Division S—506C—Sections 22 and 23.
- Division S—506D—Section 29.
- Division S—506E—Section 30.
- Division S—506F—Section 31.
- Division S—506G—Sections 32 and 33.
- Division S—506H—Sections 34 and 35.
- Division S—506I—Section 36.
- Division S—506J—Section 37.
- Division S—506K—Section 38.
- Division S—506L—Section 39.
- Division S—506M—Section 42.

Action on division S—506A was temporarily deferred.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Blouin withdrew amendment S—482 filed by him on May 1, 1973.

Division S—506B of the committee amendment was taken up for consideration.

Senator Ramsey offered amendment S—518 to amendment S—506 by Senators Ramsey, McCartney and Rodgers and called for a division of the amendment as follows:

S—518

Division S—518B

- 1 Amend the committee on judiciary amendment S—506, to House
- 2 File 585 as amended, passed, and reprinted by the House as
- 3 follows:
- 4 1. Page 4, line 6, by striking the word “sections” and in-
- 5 serting in lieu thereof the word “section”.
- 6 2. Page 4, by striking lines 13 through 25.
- 7 3. Page 5, by striking lines 1 through 9.

Division S—518C

- 8 4. Page 6, by adding after line 11 the following:
- 9 “..... Page 16B, line 56, by inserting after the word
- 10 ‘residence’ the words ‘out of the court expense fund notwith-
- 11 standing any other provision of law’”.

Division S—518A

- 12 5. Page 6, by adding after line 15 the following:
- 13 “..... Page 16C, by adding after line 83 the following new
- 14 section:
- 15 Sec. Section six hundred two point thirty-four
- 16 (602.34), unnumbered paragraph four (4), Code 1973, is
- 17 amended to read as follows:
- 18 A municipal court bailiff or deputy bailiff who on June 30,
- 19 1973, is a member of the retirement system provided by chapter
- 20 411 shall continue to be such a member thereafter; and that
- 21 chapter shall continue to apply to them notwithstanding this
- 22 chapter, with the appropriate county deducting from his com-
- 23 pensation his contributions to the retirement fund and the
- 24 county contributing the public’s portion to such fund *out of*
- 25 *the court expense fund notwithstanding any other provision of*

Page 2

- 1 *law.*”
- 2 6. Page 13, lines 6 and 7, by striking the words and
- 3 figures “three hundred forty point seventeen (340.17),”.
- 4 7. Page 13, line 7, by striking the comma after the
- 5 figure “(602.60)”.

Division S—518D

- 6 8. By renumbering the amendment in accord with this
- 7 amendment.

Senator Potter took the chair at 11:47 a.m.

Senator Ramsey moved the adoption of division S—518B of the amendment to division S—506B.

Roll call was requested.

On the question “Shall division S—518B to division S—506B be adopted?” (H.F. 585) the vote was:

Rule 24 was invoked.**Ayes, 26:**

Bergman	Kennedy	Nystrom	Scott
Briles	Lamborn	Potter	Shaff
Coleman	McCartney	Rabedeaux	Taylor
Curtis	Miller of	Ramsey	Tieden
Glenn	Des Moines	Robinson	Van Gilst
Griffin	Miller of	Rodgers	Winkelman
Hill	Marshall	Schaben	
Hultman			

Nays, 21:

Andersen	Heying	Nolin	Riley
Blouin	Kelly	Orr	Schwengels
DeKoster	Kinley	Palmer	Schwieger
Gallagher	Milligan	Plymat	Shaw
Gluba	Murray	Priebe	Willits
Hansen			

Absent or not voting, 3:

Doderer	Junkins	Kyhl
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Division S—518B to division S—506B was adopted.

President Neu took the chair at 12:01 p.m.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 291, 372, 403, 551 and 625.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.**BILLS SIGNED BY THE PRESIDENT**

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 291, 372, 403, 551 and 625.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

President Neu took the chair at 1:34 p.m.

REPORT OF INVESTIGATING COMMITTEE

Senator Milligan submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Verne Lawyer of Des Moines, Iowa, for the Aeronautics Commission for the State of Iowa under the provisions of Section 328.8, Code 1973, for the regular six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE F. MILLIGAN, Chairman
HILARIUS L. HEYING
CALVIN O. HULTMAN

The motion prevailed and the report was adopted.

Senator Milligan moved the appointment of Verne Lawyer as a member of the Aeronautics Commission be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, none.

Voting present 1:

Palmer

Absent or not voting, 2:

Junkins Kyhl

President Neu declared the appointment of Verne Lawyer as a member of the Aeronautics Commission confirmed for the regular six-year term ending June 30, 1979.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that the following bills be immediately messaged to the House:

S.C.R. 27	S. F. 520	S. F. 524
S. F. 516	S. F. 521	S. F. 525
S. F. 518	S. F. 522	H. F. 612
S. F. 519	S. F. 523	

CONSIDERATION OF BILLS

House File 585

The Senate resumed consideration of House File 585 and amendment S—518 to amendment S—506.

Action on divisions S—518A, S—518C and S—518D was temporarily deferred.

On motion of Senator DeKoster, division S—506B as amended was adopted.

Division S—506A of the committee amendment was taken up for consideration.

Senator Potter took the chair at 2:10 p.m.

Senator DeKoster asked and received unanimous consent to withdraw amendment S—512 to division S—506A:

S—512

- 1 Amend the judiciary committee amendment S—506 filed
- 2 May 3, 1973 to House File 585, page 2 by striking lines 17,
- 3 18 and 19 and inserting in lieu thereof the following:
- 4 "10, Page 9, by striking lines 8 through 17.
- 5 11. Page 9, by inserting after line 17 the following
- 6 new sections:"

Senator Blouin offered amendment S—520 to division S—506A by Senators Blouin, Schaben, et al.:

S—520

- 1 Amend the committee on judiciary amendment, S—506, to House
- 2 File 585, as amended, passed and reprinted by the House as
- 3 follows:
- 4 1. Page 1, line 25, by adding after the word "and" the
- 5 words "full-time".
- 6 2. Page 4, line 2, by adding after the word "[both]" the
- 7 words "full-time".
- 8 3. Page 7, by striking lines 23 through 25.
- 9 4. Page 8, by striking lines 1 through 19 and inserting
- 10 in lieu thereof the following:
- 11 602.52 QUALIFICATIONS, AGE. A judicial magistrate shall
- 12 be an elector of the county of appointment, shall be less
- 13 than seventy-two years of age, and shall cease to hold office
- 14 upon attaining that age. *In addition, judicial magistrates*
- 15 *servng on a full-time basis shall be licensed to practice*
- 16 *law in this state.*
- 17 5. Page 8, by striking lines 21 through 25.
- 18 6. Page 9, by striking lines 1 through 25.

19 7. Page 10, by striking lines 1 through 8 and inserting
 20 in lieu thereof the following:
 21 "..... Page 19, by striking lines 25 through 28, and in-
 22 serting in lieu thereof the following: "Judicial magistrates
 23 serving on a full-time basis [and district associate judges]
 24 shall have jurisdiction of indictable misdemeanors. While
 25 exercising that jurisdiction they shall employ district

Page 2

1 judges' practice and procedure."
 2 8. Page 11, by striking line 25 and inserting in lieu
 3 thereof the following:
 4 "..... Page 43, line 5, by striking the words '[full-time
 5 magistrate or]', and inserting in lieu thereof the words
 6 'full-time magistrate or'.
 7 Page 43, by striking lines 14 through 16, and
 8 inserting in lieu thereof the following new section:
 9 Sec. Section three hundred forty point seventeen
 10 (340.17), Code 1973, is repealed."
 11 9. Page 12, by striking lines 1 through 25.
 12 10. Page 13, by striking lines 1 through 9.
 13 11. By renumbering the amendment in accordance with this
 14 amendment.

(House File 585 pending.)

President Neu took the chair at 2:52 p.m.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the reappointment of Senator Warren Curtis to the Capitol Planning Commission for a regular four-year term, beginning May 1, 1973, in accordance with chapter 18A.1, Code 1973.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 7, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 232—To appropriate from moneys received by certain commissions, boards, and departments.
- S. F. 291—Providing for the eradication of swine tuberculosis.
- S. F. 346—Appropriating funds to the Bureau of Labor for deposit in the amusement inspection fund to finance amusement ride inspections.
- S. F. 444—Relating to state-approved premises for cattle feedlots and grazing areas.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from a portion of the Senate session on Friday, May 4, to deliver an address to Iowa School Administrators. Had

I been present, I would have voted "Aye" on Senate Files 519, 520, 521, 523, 524, 525, and House File 612.

WILLARD R. HANSEN

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate Files 501 and 335 and House File 116. Had I been present I would have voted "Aye".

JAMES F. SCHABEN

Ordered passed on file.

REPORT OF COMMITTEE

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred Senate File 379, a bill for an act relating to vacations for state employees, begs leave to report it has had the same under consideration and recommends the same do pass.

W. R. RABEDEAUX

AMENDMENTS FILED

S-522

- 1 Amend Senate File 481, page 5, by striking lines 5 through
- 2 14 and substituting in lieu thereof the following:
- 3 *NEW SUBSECTION.* Any person who believes that an inspection
- 4 was not properly conducted on a motor vehicle owned by him shall
- 5 notify the operator of the vehicle inspection station which
- 6 inspected the vehicle, in writing, within fifteen calendar days
- 7 from the date of the inspection, or prior to such vehicle having
- 8 been driven five hundred miles after the inspection, whichever
- 9 occurs first, or if the vehicle inspection station sold the
- 10 motor vehicle to him, within fifteen calendar days from the
- 11 date of the sale of such vehicle to him, or prior to such
- 12 vehicle having been driven five hundred miles after the sale of
- 13 such vehicle to him, whichever occurs first, specifying the
- 14 complaint or the complaint shall not be considered in any pro-
- 15 ceedings to suspend or revoke the vehicle inspection station's
- 16 permit.

JOHN N. NYSTROM
CALVIN O. HULTMAN

S-515

- 1 Amend House File 28, as amended and passed by the House,
- 2 as follows:
- 3 1. Page 1, by adding the following after line 2:
- 4 "Section 1. Section sixteen point twenty-four (16.24),
- 5 subsection five (5), Code 1973, is amended to read as follows:
- 6 5. To each judge of the supreme court and to each judge
- 7 of the district court [including], two copies; and to each
- 8 district associate judge and each judicial
- 9 magistrate 1 copy
- 10 2. By renumbering the remaining bill sections.

COMMITTEE ON JUDICIARY
TOM RILEY, Chairman

S—517

- 1 Amend House File 585 as amended, passed, and reprinted by
 2 the House as follows:
- 3 1. Page 16A, line 26, by inserting after the word "judge"
 4 the words "and full-time magistrate".
- 5 2. Page 27, line 4, by inserting after the word "clerk"
 6 the words "*with costs assessed to the plaintiff, but*".
- 7 3. Page 31, line 18, by inserting after the word "[clerk]"
 8 the words "*with costs assessed to the plaintiff*".
- 9 4. Page 42, line 24, by inserting after the word "court",
 10 the words "*upon approval by a district judge or district*
 11 *associate judge*".

E. KEVIN KELLY

S—519

- 1 Amend House File 585, as amended, passed, and reprinted by
 2 the House as follows:
- 3 1. Page 16B, line 41, by inserting after the word
 4 "residence.", the words "*The elective clerks and elective*
 5 *bailiffs shall be known as associate district court clerks and*
 6 *associate deputy sheriffs, respectively, and the duties per-*
 7 *formed by them as municipal court clerks and sheriffs shall be*
 8 *retained by them to the maximum extent feasible in their new*
 9 *positions, and the positions thereby created shall terminate*
 10 *when the associate district court clerks or associate deputy*
 11 *sheriffs cease holding office in their particular counties.*"
- 12 2. Page 16B, line 53, by inserting after the word "become"
 13 the words "*associates and*".
- 14 3. Page 16B, line 57, by inserting after the word "any"
 15 the words "*associate or*".
- 16 4. Page 16B, line 59, by inserting after the word "is"
 17 the words "*associate or*".
- 18 5. Page 16B, line 61, by inserting after the words "of
 19 the" the words "*associate or*".
- 20 6. Page 16C, line 71, by inserting after the word "as"
 21 the words "*associates and*".

LUCAS J. DeKOSTER
 GEORGE R. KINLEY

S—525

- 1 Amend House File 585, as amended, passed, and reprinted by
 2 the House as follows:
- 3 1. Page 19, by adding after line 12, the following new
 4 section:
- 5 Sec. Section six hundred two point fifty-eight
 6 (602.58), Code 1973, is amended to read as follows:
- 7 602.58 ADDITIONAL JUDICIAL MAGISTRATE ALLOWED. In
 those
- 8 counties which are allotted one judicial magistrate under sec-
 9 tion 602.57 or 602.59, the [county judicial magistrate appoint-
 10 ing commission] *district judges sitting en banc* may, by major-
 11 ity vote, decide to appoint one additional judicial magistrate.
 12 In those counties appointing an additional magistrate under
 13 this section, each magistrate shall receive a salary of two

14 thousand four hundred dollars per year.
 15 2. Page 43, by adding after line 16 the following new
 16 division:

17 DIVISION III

18 Sec. Section six hundred two point fifty (602.50),
 19 unnumbered paragraph one (1), Code 1973, is amended by striking
 20 the paragraph and inserting in lieu thereof the following:
 21 During April of 1974 and during April of the year in which
 22 magistrates' terms expire, the district judges of each dis-
 23 trict, sitting en banc, shall, by majority vote, appoint Iowa
 24 judicial magistrates in that number and at those locations
 25 indicated by the supreme court administrator pursuant to sec-

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1 tion six hundred two point fifty-seven (602.57) of the Code.
 2 The judges shall appoint no more magistrates than allotted to
 3 the counties by the supreme court administrator except as pro-
 4 vided in section six hundred two point fifty-seven (602.57)
 5 of the Code. The appointment of each judicial magistrate
 6 shall be subject to confirmation by majority vote of the
 7 district judicial nominating commission of the judicial dis-
 8 trict within thirty days, failing which, the appointment shall
 9 be of no effect. The judicial magistrates appointed under this
 10 section shall take office July 1, 1974 and every two years
 11 thereafter, however full-time judicial magistrates shall serve
 12 a term of four years and shall be subject to appointment every
 13 four years thereafter. The judges shall certify the names and
 14 addresses of the magistrates appointed to the clerk of the
 15 district court. The clerk shall certify to the supreme court
 16 administrator and to the state comptroller the names and
 17 addresses of magistrates so appointed. Judicial magistrates
 18 shall be officers of the state.

19 Sec. Section six hundred two point fifty-one (602.51),
 20 Code 1973, is amended by striking the section and inserting in
 21 lieu thereof the following:

22 602.51 FULL-TIME MAGISTRATES. Of the number of magis-
 23 trates
 24 allotted, there shall be one magistrate who shall devote his
 25 entire time to the duties of his position in those counties
 having a population, according to the last federal decennial

Page 3

1 census, of more than thirty-five thousand and less than
 2 eighty thousand. There shall be two such magistrates in those
 3 counties having a population of more than eighty thousand and
 4 less than one hundred twenty-five thousand. There shall be
 5 three such magistrates in any county having a population of
 6 more than one hundred twenty-five thousand and less than two
 7 hundred thousand people. There shall be four such magistrates
 8 in counties having a population of two hundred thousand people
 9 or above. In those counties in which a district court
 10 associate judge or judges resides, the district court associate
 11 judge or judges shall be considered full-time judicial magis-
 12 trates for the purposes of this section. In those counties
 13 authorized more full-time magistrates than have district court

14 associate judges residing therein, the district judges, at the
15 time of appointment, shall determine which magistrate or
16 magistrates shall serve on a full-time basis.

17 Sec. Section six hundred two point fifty-eight
18 (602.58), Code 1973, is amended by striking the section and
19 inserting in lieu thereof the following:

20 602.58 ADDITIONAL JUDICIAL MAGISTRATE ALLOWED. In
those

21 counties which are allotted one judicial magistrate under
22 section six hundred two point fifty-seven (602.57) or six
23 hundred two point fifty-nine (602.59) of the Code, the district
24 judges sitting en banc may, by majority vote, decide to appoint
25 one additional judicial magistrate. In those counties appoint-

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1 ing an additional magistrate under this section, each magis-
2 trate shall receive a salary of two thousand four hundred
3 dollars per year.

4 Sec. All county judicial magistrate appointing com-
5 missions are abolished as of January 1, 1974.

6 Sec. Sections six hundred two point forty-two
7 (602.42), six hundred two point forty-three (602.43), six
8 hundred two point forty-four (602.44), six hundred two point
9 forty-five (602.45), six hundred two point forty-six (602.46),
10 six hundred two point forty-seven (602.47), six hundred two
11 point forty-eight (602.48), and six hundred two point forty-
12 nine (602.49), Code 1973, are repealed.

13 Sec. Division III of this Act shall take effect
14 January 1, 1974.

TOM RILEY
EARL M. WILLITS

S—527

1 Amend the committee on judiciary amendment, S—506, to
2 House File 585, as amended, passed, and reprinted by the
3 House as follows:

4 1. Page 2, by striking lines 12 through 16, and insert-
5 ing in lieu thereof the following:

6 “..... Page 8, by striking lines 14 through 18, and in-
7 sserting in lieu thereof the following: ‘take office on July
8 1, 1974, and every two years thereafter, provided however,
9 full-time judicial magistrates appointed for the term com-
10 mencing July 1, 1974, shall hold office for a term of four
11 years and shall be subject to appointment every four years
12 thereafter. *The commission in selecting judicial magistrates*
13 *shall first consider for appointment applicants who are*
14 *licensed to practice law in Iowa.* The commission shall
15 promptly certify’ ”.

CLIFTON C. LAMBORN

S—526

1 Amend the judiciary committee amendment S—506 to House File
2 585, page 3, by inserting after line 10 the following
3 section, and renumbering the remaining sections:

4 Sec. Section six hundred two point fifty-nine

5 (602.59), subsections two (2) and three (3), Code 1973, are
6 amended to read as follows:

7 2. Two magistrates for each of the following counties:

8 Adair, Appanoose, Boone, Buchanan, Buena Vista, Butler,
9 Carroll, Cass, Chickasaw, Clarke, Clay, Clayton, Crawford,
10 Dallas, Delaware, [Dickinson,] Fayette, Grundy, Hamilton,
11 Hardin, Henry, Iowa, Jackson, Jasper, Jones, Kossuth,
12 Mahaska, Marion, Marshall, Mills, Monona, Page, Poweshiek,
13 Sac, Sioux, Tama, Washington, Winneshiek, and Wright.

14 3. Three magistrates for each of the following counties:

15 Benton, Bremer, Des Moines, *Dickinson*, Floyd, Harrison,
16 Muscatine, Plymouth, Wapello, Warren, and Webster.

E. KEVIN KELLY
IRVIN L. BERGMAN
LUCAS J. DeKOSTER

S—524

1 Amend the judiciary committee amendment S—506, filed
2 May 3, 1973, to House File 585, page 5, by striking line
3 24 and inserting in lieu thereof the following:
4 "17. Page 15A, lines 20 and 21 by striking the words
5 "*set by the legislature*" and inserting in lieu thereof
6 the words "*of nineteen thousand five hundred dollars*".

TOM RILEY
WILLIAM E. GLUBA
ELIZABETH SHAW

S—513

1 Amend the judiciary committee amendment S—506 filed
2 May 3, 1973 to House File 585, page 6 by striking lines
3 9 through 12, inclusive.

LUCAS J. DeKOSTER

S—516

1 Amend the judiciary committee amendment S—506 to House
2 File 585, page 7, line 24, by striking the first word
3 "shall" and inserting in lieu thereof the following:
4 "[shall] *may*".

BERL E. PRIEBE

S—521

1 Amend the judiciary amendment S—506 to House File 585 as
2 passed and reprinted by the House, as follows:
3 1. Page 9, line 12, by striking the words "indictable and".
4 2. Page 10, line 3, by adding the following "A Judicial
5 magistrate licensed to practice law in this state shall also have
6 jurisdiction over indictable misdemeanors."

RALPH F. McCARTNEY

S—514

1 Amend the judiciary committee amendment S—506 filed
2 May 3, 1973 to House File 585, page 11, by striking lines
3 8 through 12, inclusive.

LUCAS J. DeKOSTER

S—523

- 1 Amend House File 656 as amended, passed and reprinted by the
 2 House as follows:
 3 1. Page 2A, lines 9 and 10, by striking the date "June 30"
 4 and inserting in lieu thereof the date "January 27".
 5 2. Page 2A, line 21, by adding a period after the word
 6 "service".
 7 3. Page 2A, by striking lines 22 through 33 and inserting
 8 in lieu thereof "Compensation for a fraction".
 9 4. Page 3, line 15 by striking the date "June 30" and
 10 inserting in lieu thereof the date "January 27".
 11 5. Page 5, line 22, by striking the date "June 30" and
 12 inserting in lieu thereof the date "January 27".

JAMES W. GRIFFIN, SR.
 W. R. RABEDAUX

S—511

- 1 Amend House File 704, as passed by the House, as follows:
 2 1. Page 8, by inserting after line 14 the following:
 3 Sec. Section four hundred sixty-seven A point four
 4 (467A.4), subsection three (3), Code 1973, is amended to
 5 read as follows:
 6 3. The committee shall designate its chairman, and may,
 7 from time to time, change such designation. The director of
 8 the state agricultural extension service shall hold office
 9 so long as he shall retain the office by virtue of which he
 10 shall be serving on the committee. The members appointed by
 11 the governor shall serve for a period of six years. Members
 12 shall be appointed in each odd-numbered year to succeed mem-
 13 bers whose terms expire on June 30 of that year. Appoint-
 14 ments may be made at such other times and for such other
 15 periods as are necessary to fill vacancies on the committee,
 16 and any appointment so made while the general assembly is not
 17 in session shall be subject to confirmation by the senate at
 18 the next session of the general assembly thereafter. No mem-
 19 bers shall be appointed to serve more than two complete six-
 20 year terms. Members designated to represent the secretary
 21 of agriculture, director of the state conservation commis-
 22 sion, or the director of the Iowa natural resources council
 23 shall serve at the pleasure of the officer making such des-
 24 ignation. A majority of the voting members of the committee
 25 shall constitute a quorum, and the concurrence of a majority

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- 1 of the voting members of the committee in any matter within
 2 their duties shall be required for its determination. The
 3 chairman and members of the committee, not otherwise in the
 4 employ of the state, or any political subdivisions, shall
 5 receive [thirty] *forty* dollars per diem as compensation for
 6 their services in the discharge of their duties as members of
 7 the committee. The committee shall determine the number of
 8 days for which any committee member may draw per diem compen-
 9 sation, but the total number of days for which per diem com-

10 pensation is allowed for the entire committee shall not exceed
11 three hundred fifty days per year. They shall also be entitled
12 to expenses, including traveling expenses, necessarily incurred
13 in the discharge of their duties as members of such committee.
14 *The per diem and expenses paid to the committee members shall*
15 *be paid from funds appropriated to the committee.* The com-
16 mittee shall provide for the execution of surety bonds for
17 all employees and officers who shall be entrusted with funds
18 or property, shall provide for the keeping of a full and
19 accurate record of all proceedings and of all resolutions,
20 regulations, and orders issued or adopted, and shall provide
21 for an annual audit of the accounts of receipts and dis-
22 bursements.
23 2. By renumbering the sections to conform to this
24 amendment.

CALVIN O. HULTMAN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, May 8, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MAY 8, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Louis Cronbaugh, pastor of the Church of God, Gladbrook, Iowa.

The Journal of Monday, May 7, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Joseph Spearing, Harlan, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Junkins for the day on request of Senator Schwengels; Senator McCartney for the day on request of Senator Briles.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Rudy Van Drie, former member of the Senate and House of Representatives from Story County, who was present in the Senate chamber.

The Chair welcomed the Honorable Vern Lisle, former member of the Senate and House of Representatives from Page County, who was present in the Senate chamber.

The Chair welcomed the following visitors who were present in the Senate gallery:

Eighteen students from Green Mountain Independent School, Green Mountain, Iowa, accompanied by their instructor, Mrs. Hoing. Senator Miller of Marshall.

Fourteen students, members of Boy Scout Troop 123, Carroll, Iowa, accompanied by Lloyd Thede. Senator Nolin.

Seventy-eight students from Grundy Center Community School, Grundy Center, Iowa, accompanied by their instructors, Jane Jorgenson, Pat Fisher and Connie Eggena. Senator Kyhl.

Nineteen students from Boone-Valley Community School, Renwick, Iowa. Senator Priebe.

Thirty students from Central High School, Waterloo, Iowa, accompanied by Larry Hamilton and Jim Schroeder. Senators Schwieger and Gallagher.

Thirteen visitors from Japan and one from India, in the United States to study egg marketing and production. Senator Nolin.

PETITIONS

The following petitions were presented and placed on file:

By Senator Shaw, from thirty-three residents of Scott County favoring the sale of beer and liquor on Sunday.

By Senator Potter, from twenty residents of Linn County opposing the sale or display of obscene books and magazines in public places.

UNFINISHED BUSINESS

House File 585

The Senate resumed consideration of House File 585, a bill for an act to amend the unified trial court Act, and amendment S—520 to division S—506A of the committee amendment, offered and pending on May 7, 1973.

Senator Potter took the chair at 9:10 a.m.

President Neu took the chair at 9:32 a.m.

Senator Willits took the chair at 10:25 a.m.

Senator Blouin moved the adoption of amendment S—520 to division S—506A and requested a roll call.

On the question "Shall amendment S—520 to division S—506A be adopted?" (H.F. 585) the vote was:

Rule 24 was invoked.

Ayes, 21:

Bergman	Hultman	Rabedeaux	Shaff
Briles	Kinley	Robinson	Taylor
Curtis	Miller of	Rodgers	Tieden
Doderer	Marshall	Schaben	Van Gilst
Gallagher	Nystrom	Scott	Winkelman
Heying	Priebe		

Nays, 24:

Blouin	Kelly	Murray	Ramsey
Coleman	Kennedy	Nolin	Riley
DeKoster	Lamborn	Orr	Schwengels
Glenn	Miller of	Palmer	Schwieger
Gluba	Des Moines	Plymat	Shaw
Hansen	Milligan	Potter	Willits
Hill			

Absent or not voting, 5:

Andersen	Junkins	Kyhl	McCartney
Griffin			

Amendment S—520 to division S—506A lost.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which amendment S—520 to the judiciary committee amendment S—506 to House File 585 failed to be adopted by the Senate.

MICHAEL T. BLOUIN

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Present, 33:

Andersen	Gluba	Miller of	Robinson
Bergman	Hansen	Des Moines	Schwengels
Blouin	Heying	Nolin	Schwieger
Briles	Hill	Orr	Scott
Coleman	Hultman	Potter	Shaw
Curtis	Kelly	Priebe	Taylor
DeKoster	Kennedy	Rabedeaux	Willits
Doderer	Kinley	Ramsey	Winkelman
Gallagher	Lamborn		

Absent, 17:

Glenn	Miller of	Palmer	Schaben
Griffin	Marshall	Plymat	Shaff
Junkins	Milligan	Riley	Tieden
Kyhl	Murray	Rodgers	Van Gilst
McCartney	Nystrom		

Roll call revealed a quorum present.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

UNFINISHED BUSINESS

House File 585

The Senate resumed consideration of House File 585 and division S—506A of the committee amendment.

Senator Lamborn withdrew amendment S—527 to division S—506A filed by him on April 7, 1973.

Senator Kelly offered amendment S—526 to division S—506A filed by Senators Kelly, Bergman and DeKoster and moved its adoption:

S—526

- 1 Amend the judiciary committee amendment S—506 to House File
- 2 585, page 3, by inserting after line 10 the following
- 3 section, and renumbering the remaining sections:
- 4 Sec. Section six hundred two point fifty-nine
- 5 (602.59), subsections two (2) and three (3), Code 1973, are
- 6 amended to read as follows:
- 7 2. Two magistrates for each of the following counties:
- 8 Adair, Appanoose, Boone, Buchanan, Buena Vista, Butler,
- 9 Carroll, Cass, Chickasaw, Clarke, Clay, Clayton, Crawford,
- 10 Dallas, Delaware, [Dickinson,] Fayette, Grundy, Hamilton,
- 11 Hardin, Henry, Iowa, Jackson, Jasper, Jones, Kossuth,
- 12 Mahaska, Marion, Marshall, Mills, Monona, Page, Poweshiek,
- 13 Sac, Sioux, Tama, Washington, Winneshiek, and Wright.
- 14 3. Three magistrates for each of the following counties:
- 15 Benton, Bremer, Des Moines, *Dickinson*, Floyd, Harrison,
- 16 Muscatine, Plymouth, Wapello, Warren, and Webster.

Amendment S—526 to division S—506A was adopted.

Senator Riley offered amendment S—524 to division S—506A filed by Senators Riley, Gluba and Shaw and moved its adoption:

S—524

- 1 Amend the judiciary committee amendment S—506, filed
- 2 May 3, 1973, to House File 585, page 5, by striking line
- 3 24 and inserting in lieu thereof the following:
- 4 "17. Page 15A, lines 20 and 21 by striking the words
- 5 "*set by the legislature*" and inserting in lieu thereof
- 6 the words "*of nineteen thousand five hundred dollars*".

Roll call was requested.

On the question "Shall amendment S—524 to division S—506A be adopted?" (H.F. 585) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Gluba	Nolin	Robinson
Bergman	Kelly	Nystrom	Schaben
Blouin	Kennedy	Palmer	Schwieger
Coleman	Kinley	Plymat	Shaff
Curtis	Milligan	Potter	Shaw
Glenn	Murray	Riley	

Nays, 21:

Briles	Hill	Rabedeaux	Taylor
DeKoster	Lamborn	Ramsey	Tieden
Doderer	Miller of	Rodgers	Van Gilst
Gallagher	Des Moines	Schwengels	Willits
Hansen	Orr	Scott	Winkelman
Heying	Priebe		

Absent or not voting, 6:

Griffin	Junkins	McCartney	Miller of
Hultman	Kyhl		Marshall

Amendment S—524 to division S—506A was adopted.

Division S—518A of the Ramsey, et al., amendment to division S—506A, offered and deferred on May 7, 1973, was taken up for consideration.

On motion of Senator Ramsey, division S—518A to division S—506A was adopted.

Senator Priebe withdrew amendment S—516 to division S—506A filed by him on May 7, 1973.

Senator Taylor offered amendment S—529 to division S—506A and moved its adoption:

S—529

- 1 Amend the judiciary committee amendment S—506 to House File
- 2 585, page 8, by striking from lines 1, 2 and 3 the words
- 3 “, shall be less than seventy-two years of age, and shall
- 4 cease to hold office upon attaining that age” and inserting
- 5 in lieu thereof the words “[, shall be less than seventy-two
- 6 years of age, and shall cease to hold office upon attaining
- 7 that age]”.

Amendment S—529 to division S—506A lost.

Senator McCartney asked and received unanimous consent that action on amendment S—521 to division S—506A be deferred.

Senator Kelly offered amendment S—534 to division S—506A and moved its adoption:

S—534

- 1 Amend the committee on judiciary amendment S—506 to
- 2 House File 585, as amended, passed, and reprinted by the
- 3 House as follows:
- 4 1. Page 2, line 23, by striking the word “twenty” and
- 5 inserting in lieu thereof the words [twenty] *twenty-one*”.

Amendment S—534 to division S—506A was adopted.

(House File 585 pending.)

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 repassed the following bill in which the concurrence of the House was asked:

House File 175, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 508, a bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 655, a bill for an act to correct internal references in the law regulating billboards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 657, a bill for an act relating to the reporting of boating accidents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 684, a bill for an act relating to the movement of grain storage structures on the highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 686, a bill for an act relating to the maximum hours a railway company employee may work.

Also: 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 to appropriate from general fund to the state conservation commission for carrying out specific projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 721, a bill for an act making an appropriation from the general fund to the Iowa reciprocity board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 742, a bill for an act to make an appropriation to the department of history and archives.

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 increasing an appropriation from the commercial feed fund.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 44, extending to Steve Coon congratulations in his career with the Voice of America.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 44

By Kreamer

Whereas, Steve Coon has broadcast to Iowans over radio station WOI, Ames, Iowa, for over three years, giving live broadcast coverage of the daily sessions of the legislature, and

Whereas, members of the General Assembly have found him to be cooperative, courteous and have respected his abilities to report the legislative procedures to radio audiences with accuracy and dispatch, and

Whereas, he has left radio station WOI to join the United States Information Agency and will be working with the Voice of America, a position which will afford him the opportunity to broadcast throughout the world; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the General Assembly extend to Steve Coon its congratulations and best wishes for a successful career with the Voice of America; and

Be It Further Resolved, That a copy of this Resolution be enrolled and signed by the presiding officers of this General Assembly and presented to Mr. and Mrs. Coon.

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 175

- 1 Amend the Senate amendment to House File 175 by
- 2 striking lines 2 through 9 and inserting in lieu
- 3 thereof the following:
- 4 "as follows:
- 5 1. Page 2, line 20, by adding after the period
- 6 the following:
- 7 *However, the board may reimburse the sheriff for*
- 8 *the actual cost of board furnished prisoners directly*
- 9 *by the sheriff, upon presentation of sufficient*
- 10 *documentation showing the actual cost."*
- 11 2. Page 2, line 24, by striking the word "shall"
- 12 and inserting in lieu thereof the words "[shall] may".
- 13 3. Page 3, line 3, by inserting after the word
- 14 "water", the following:
- 15 " , or may contract for the goods and services;".

INTRODUCTION OF BILLS

Senate File 537, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the Iowa drug abuse authority.

Read first time and placed on calendar.

Senate File 538, by committee on appropriations, a bill for an

act making an appropriation from the general fund of the state of Iowa to the board of parole.

Read first time and **placed on calendar.**

Senate File 539, by committee on appropriations, a bill for an act making an appropriation to the department of social services for use of institutions under the bureau of adult corrections.

Read first time and **placed on calendar.**

Senate File 540, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the Iowa commission on alcoholism.

Read first time and **placed on calendar.**

Senate File 541, by committee on appropriations, a bill for an act creating and making an appropriation to the executive council general contingent fund.

Read first time and **placed on calendar.**

Senate File 542, by committee on appropriations, a bill for an act making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs.

Read first time and **placed on calendar.**

Senate File 543, by committee on appropriations, a bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind.

Read first time and **placed on calendar.**

Senate File 544, by committee on human and industrial relations, a bill for an act to appropriate funds from the general fund to the public employment relations board.

Read first time and referred to **committee on appropriations** (under Rule 37).

HOUSE MESSAGES CONSIDERED

House File 508, a bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home and to require the department of social services to submit to the general assembly a proposal for disposition of the Home's physical facilities.

Read first time and **passed on file.**

House File 655, a bill for an act to correct internal references in the law regulating billboards.

Read first time and **passed on file**.

House File 657, a bill for an act relating to the reporting of boating accidents.

Read first time and **passed on file**.

House File 684, a bill for an act relating to the movement of grain storage structures on the highways.

Read first time and **passed on file**.

House File 686, a bill for an act relating to the maximum hours a railway company employee may work.

Read first time and **passed on file**.

House File 720, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects.

Read first time and **passed on file**.

House File 721, a bill for an act making an appropriation from the general fund of the state to the Iowa reciprocity board.

Read first time and **passed on file**.

House File 742, a bill for an act to make an appropriation to the department of history and archives.

Read first time and **passed on file**.

House File 743, a bill for an act increasing an appropriation from the commercial feed fund.

Read first time and **passed on file**.

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 25

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 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties, respectfully submit the following recommendation:

1. That the Senate recede from its amendments to the House amendment to Senate File 25.

2. That the House recede from amendment number 7 and amendment number 14 of the House amendment to Senate File 25.

3. That Senate File 25 as passed and reprinted by the Senate be further amended as follows:

Page 9, by striking lines 26 through 30, inclusive, and inserting in lieu thereof the following:

"Sec. 8. *NEW SECTION. GOVERNING BODY.* The governing body of any health maintenance organization shall be a legal entity separate from the governing body of any other legal entity and may include providers, other individuals, or both, but it shall establish a mechanism to allow a reasonable representation of enrollees to participate in matters of policy and operation as members of the governing body. The commissioner shall establish guidelines to implement this section.

On the part of the Senate:
 W. R. RABEDEAUX, Chairman
 JAMES E. BRILES
 RAY TAYLOR
 BERL E. PRIEBE
 CHARLES P. MILLER

On the part of the House:
 JOAN LIPSKY, Chairman
 W. R. MONROE
 THOMAS J. HIGGINS
 GLENN F. BROCKETT
 C. RAYMOND FISHER

SENATE RESOLUTION 5

By Gluba, Plymat, Doderer, Hansen, Willits, Murray and Blouin

Whereas, Congress is now considering the Department of Defense's request for \$500 million additional transfer authority which is described by the Department of Defense as "necessary to provide the flexibility to transfer funds to meet requirements as they arise during the balance of the year", and

Whereas, \$150 million of the \$500 million transfer authority has already been used to fund Cambodian aerial combat operations which have taken place during the first months of this year, and

Whereas, the Iowa Senate feels quite strongly that this action amounts to a Congressional blank check approving combat activities which have already taken place and giving Congressional approval to any future combat activities, and

Whereas, this kind of after-the-fact approval is all too reminiscent of the entire history of United States involvement in Vietnam and especially of the Gulf of Tonkin Resolution, and

Whereas, the Iowa Senate does not want Congress to underwrite either continuation of aerial warfare or the reintroduction of United States ground combat forces in Southeast Asia, *Now Therefore*,

Be It Resolved by the Senate of the General Assembly of Iowa, That the Senate is frightfully concerned about the steady erosion of Congressional influence in the policy making decisions concerning Southeast Asia, and that the Iowa Senate is very apprehensive that the continuation of aerial warfare can result in eventual reintroduction of ground troops into a combat environment in Indo-China, and therefore the Iowa Senate urgently requests Congress to refuse the request from the Department of Defense for transfer authority and strongly commends to the attention of Congress the Iowa Senate's support for action which will enforce the terms of the Peace Treaty of Paris and prevent further combat activities by United States forces, and

Be It Further Resolved, That copies of this resolution be immediately

forwarded by the Secretary of the Senate to each member of the Iowa Congressional delegation.

SENATE RESOLUTION 6

By Committee on Ways and Means

Whereas, the Senate Committee on Ways and Means has been engaged in studying methods to repeal the tax on personal property; and

Whereas, pursuant to such study the Committee on Ways and Means has drafted and studied a bill which would repeal the personal property tax and provide a business activities tax to replace revenue which would be lost to political subdivisions of this state through the repeal of the personal property tax; and

Whereas, the Senate Committee on Ways and Means has approved a motion which provides that a five member subcommittee continue to study the proposed legislation which would repeal the personal property and substitute a business activities tax for such tax and seek approval of the legislative council for financing this subcommittee during the interim period between the first and second sessions of the Sixty-fifth General Assembly, *Now Therefore*,

Be It Resolved by the Senate, That the Senate approve the action of the Senate Committee on Ways and Means and that the legislative council be requested to approve the study as requested by this resolution and make available staff from the Legislative Service Bureau for such purpose, and that the study committee make a report of its findings to the legislative council and the Committee on Ways and Means of the Senate.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- H.J.R. 19 Appropriations
- H. F. 459 Human resources
- H. F. 647 Commerce
- H. F. 650 Commerce
- H. F. 716 Appropriations

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 8, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- H. F. 291—Making an appropriation to the commission on aging.
- H. F. 372—Relating to the municipal recreation fund.
- H. F. 403—To appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system.

H. F. 551—Relating to state per pupil aid for laboratory schools.

H. F. 625—Relating to war orphans' educational aid fund and making an appropriation to the bonus board.

REPORTS OF COMMITTEES

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **House File 628**, a bill for an act allowing the director of the Iowa beer and liquor control department to establish, with the approval of the Iowa beer and liquor control council, state liquor stores at any location in the state deemed logical and feasible, eliminating the restrictions that state liquor stores may be established only in incorporated cities or towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 629**, a bill for an act relating to the distribution of funds obtained from the retail beer permit fees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 670**, a bill for an act relating to printing controversies, begs leave to report it has had the same under consideration and recommends the same to be **amended as follows; and when so amended the bill do pass**:

S—528

- 1 Amend House File 670 as follows:
- 2 1. Line 8, by adding after the word "twenty" the word
- 3 "*-four*".
- 4 2. Line 9, by striking the words "thirteen and one-third"
- 5 and inserting in lieu thereof the words "[thirteen and
- 6 one-third] *sixteen*".

WARREN E. CURTIS, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 218**, a bill for an act providing an exemption from state income tax for members of the Iowa national guard performing active state service, active duty for training, or training duty, 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 **Senate File 266**, a bill for an act to repeal the tax credit on bovine female cattle three years old and older, 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 **Senate File 321**, a bill for an act to exempt facilities used to control air and water pollution from property 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 **Senate File 381**, a bill for an act relating to a state fuel tax credit, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—541

- 1 Amend Senate File 318 as follows:
- 2 1. Page 2, line 17, by striking the words "two years"
- 3 and inserting in lieu thereof the words "one year".
- 4 2. Page 2, line 21, by striking the word "permanently"
- 5 and inserting in lieu thereof the word "indefinitely".
- 6 3. Page 4, by striking lines 19 through 24.
- 7 4. Page 5, by striking lines 27 through 35.
- 8 5. Page 6, by striking lines 1 through 5 and inserting
- 9 in lieu thereof the following: "[If such person requests
- 10 that a specimen of his blood not be withdrawn, then a
- 11 specimen of his breath, saliva, or urine shall be withdrawn
- 12 at the written request of such peace officer; provided,
- 13 however, that if such person refuses to submit to any
- 14 chemical testing, no test shall be given, and the provisions
- 15 of section 321B.7 shall apply. Subject to the right of a
- 16 person to refuse a blood test or to refuse to submit to any
- 17 chemical testing, such peace officer may determine which of
- 18 said substances shall be tested; and if he requires a breath
- 19 test, he may also require a test of one other of said
- 20 substances. However, if such peace officer fails to provide
- 21 such test within two hours after such arrest, no test shall
- 22 be required, and there shall be no revocation under the pro-
- 23 visions of section 321B.7.] *The peace officer shall determine*
- 24 *which of the four substances, breath, blood, saliva, or urine,*
- 25 *shall be tested. Refusal to submit to a chemical test of*

Page 2

- 1 *urine, saliva, or breath shall be deemed a refusal to submit,*
 2 *and the provisions of section three hundred twenty-one B point*
 3 *seven (321B.7) of the Code shall apply. A refusal to submit*
 4 *to a chemical test of blood shall not be deemed a refusal to*
 5 *submit, but in that case, the peace officer shall then determine*
 6 *which one of the other three substances shall be tested, and*
 7 *shall offer such test."*
 8 5. Page 6, line 8, by striking the words "under arrest"
 9 and inserting in lieu thereof the words "[under arrest]".
 10 6. Page 6, line 12, by striking the word "arrested" and
 11 inserting in lieu thereof the word "[arrested]".

WILLIAM N. PLYMAT

S—532

- 1 Amend Senate File 426, page 1, by striking lines 8 through
 2 12, inclusive, and inserting in lieu thereof the following:
 3 "the office of the governor. [A director of the academy
 4 and such staff as may be necessary for it to function] *The*
 5 *staff of the academy, except the director and his principal*
 6 *assistant, shall be employed pursuant to the Iowa merit*
 7 *system.*

WILLIAM P. WINKELMAN

S—538

- 1 Amend House File 585, as amended, passed, and reprinted by
 2 the House as follows:
 3 1. Page 7, line 19, by striking the words "(state
 4 number) for", and inserting in lieu thereof the following:
 5 "[state number) for]".
 6 2. Page 7, line 20, by striking the word "commis-
 7 sioner (s)", and inserting in lieu thereof the words "[commis-
 8 sioner (s)] *commissioner*".
 9 3. Page 17, by adding after line 17, the following new
 10 sections:
 11 Sec. Section six hundred two point forty-two
 12 (602.42), subsection three (3), Code 1973, is amended to read
 13 as follows:
 14 3. [Two attorneys] *One attorney* elected by the county bar.
 15 Sec. Section six hundred two point forty-four
 16 (602.44), Code 1973, is amended to read as follows:
 17 602.44 ELECTION COMMISSIONERS. The resident members of
 18 the bar of each county shall elect *a* resident [members] *member*
 19 of the bar of such county to the county judicial magistrate
 20 appointing commission for a six-year [terms] *term* beginning on
 21 January 1. During December 1972, and in each December there-
 22 after, immediately preceding the expiration of the terms of
 23 the members of the commission, the members of the bar shall
 24 elect [commissioners to six-year terms] *a commissioner to a*

Page 2

- 1 *six-year term.*
 2 Sec. Section six hundred two point forty-eight
 3 (602.48), Code 1973, is amended to read as follows:
 4 602.48 EXCEPTION. [In the event there is only one resident

5 member of the bar in a county, the number appointed by the
 6 county board of supervisors shall be two.] In the event there
 7 are no attorneys within the county, the county board of super-
 8 visors shall appoint [one commissioner] *two commissioners*.
 9 4. Renumber sections and correct internal references as
 10 necessary in accordance with this amendment.

MINNETTE F. DODERER

S—539

1 Amend House File 585, as amended, passed and reprinted by
 2 the House as follows:

3 1. Page 17, by inserting after line 17 the following new
 4 section:

5 Sec. Section six hundred two point forty-two
 6 (602.42), Code 1973, is amended by adding the following new
 7 unnumbered paragraph:

8 *NEW UNNUMBERED PARAGRAPH.* Not more than three mem-
 9 bers of the
 10 commission shall be of the same political affiliation. The
 11 two members of the bar shall be first elected, and the chief
 12 judge shall then make his appointment. The board of super-
 13 visors shall then make their appointments so as to insure
 14 that no more than one half of the members of the commission
 15 are of the same affiliation.

16 2. Page 43, by adding after line 16 the following new
 17 section:

18 Sec. *NEW SECTION.* The term of all members of
 19 judicial magistrate appointing commissions in the state shall
 20 terminate on December 31, 1973. In December of 1973, members
 21 of the bar shall elect two members of the county bar to the
 22 judicial magistrate appointing commission for five year terms
 23 commencing January 1, 1974. The chief judge of the judicial
 24 district in which the county is located shall appoint a
 25 district judge of the district to each county judicial magis-
 trate appointing commission for a five year term commencing

Page 2

1 January 1, 1974. The board of supervisors of each county
 2 shall appoint three electors to the county judicial magis-
 3 trate appointing commission for five year terms commencing
 4 January 1, 1974. When the terms of the members of the judicial
 5 magistrate appointing commissions appointed or elected
 6 pursuant to this section expire, members shall be elected and
 7 appointed to the commissions as provided in chapter six
 8 hundred two (602) of the Code.

9 3. By renumbering sections and correcting internal
 10 references as necessary in accordance with this amendment.

JOAN ORR

S—533

1 Amend House File 585 as amended, passed and reprinted by
 2 the House as follows:

3 1. Page 41A, by striking lines 15 through 35.
 4 2. Page 41B, by striking line 36.

- 5 3. Page 42, by striking lines 1 through 20.
 6 4. By renumbering the remaining sections to conform to
 7 this amendment.

EUGENE M. HILL

S—537

- 1 Amend the committee on judiciary amendment, S—506, to
 2 House File 585, as amended, passed, and reprinted by the House
 3 as follows:
 4 1. Page 2, by striking lines 12 through 16, and inserting
 5 in lieu thereof the following:
 6 “..... Page 8, by striking lines 14 through 18, and insert-
 7 ing in lieu thereof the following: ‘take office on July 1,
 8 1974, and every two years thereafter, provided however, full-
 9 time judicial magistrates appointed for the term commencing
 10 July 1, 1974, shall hold office for a term of four years and
 11 shall be subject to appointment every four years thereafter.
 12 *The commission in selecting persons for the position of part-
 13 time judicial magistrate shall first consider applicants who
 14 are licensed to practice law in Iowa, shall secondly consider
 15 persons who have attended a school of law for any period of
 16 time or who have other legal training, and if no acceptable
 17 person is selected from the preceding categories, shall then
 18 consider other qualified persons. The commission shall
 19 promptly certify’ ”.*

JOAN ORR

S—535

- 1 Amend the judiciary committee amendment S—506 filed to
 2 House File 585, page 7, by striking lines 22 through 25,
 3 inclusive and page 8, by striking lines 1 through 3 and
 4 inserting in lieu thereof the following:
 5 “Code 1973, is amended by striking the section and
 6 inserting in lieu there of the following:
 7 602.52 QUALIFICATIONS. A full-time judicial magistrate
 8 shall be licensed to practice law in this state, a part-
 9 time judicial magistrate may be licensed to practice law in this state and
 10 the
 10 commission in selecting persons for the position of part-
 11 time judicial magistrate shall first consider for appointment
 12 applicants who are licensed to practice law in this state.
 13 A judicial magistrate shall be an elector of the county of
 14 appointment during his term of office, shall be less than
 15 seventy-two years of age, shall cease to hold office
 16 upon attaining that age.”

CLIFTON C. LAMBORN
 BERL E. PRIEBE

S—540

- 1 Amend House File 656 as amended, passed, and reprinted, as
 2 follows:
 3 1. Page 2A, by striking lines 18 through 35 inclusive.
 4 2. Page 2B, by striking line 36 and inserting in lieu
 5 thereof the following:

6 "compensation fund forty dollars for each month or frac-
7 tion thereof that such person was in active service in the
8 Vietnam area combat zone, all prior to July 1, 1973, not to
9 exceed a total sum of five hundred dollars; however, a per-
10 son who was a prisoner of war shall not be subject to the
11 five hundred dollar limitation but shall be subject to a one
12 thousand dollar limitation.

13 Those persons who were permanently maimed or otherwise
14 disabled while in the armed forces shall not be subject to
15 the five hundred dollar limitation but shall be subject to a
16 one thousand dollar limitation.

17 As used in this Act 'service in the Vietnam area combat
18 zone' means service in a geographical area for which the
19 various armed forces service departments allowed the payment
20 of combat pay at the time of such service. Every person,
21 otherwise qualified under this section except that he did
22 not serve in a Vietnam area combat zone, shall be entitled
23 to receive from the service compensation fund ten dollars
24 for each month that such person was in active service during
25 the time periods specified in this section, not to exceed a

Page 2

1 total sum of two hundred dollars. No person shall".

GEORGE R. KINLEY
JOHN S. MURRAY
MINNETTE DODERER
FORREST SCHWENGELS
E. KEVIN KELLY
WILLIAM E. GLUBA
H. L. HEYING
JAMES GALLAGHER
MICHAEL T. BLOUIN
IRVING L. BERGMAN

S—531

1 Amend House File 656 as amended, passed, and reprinted as
2 follows:

3 1. Page 2A, by striking lines 19 and 20, and inserting in
4 lieu thereof the following: "was in domestic service, and
5 twelve and one-half dollars".

6 2. Page 2A, by striking lines 22 through 24, inclusive.

7 3. Page 2A, by striking lines 27 through 30, inclusive.

8 4. Page 2A, line 33, by inserting after the period the
9 following: "As used in this Act 'foreign service' means
10 service outside the continental limits of the North American
11 continent, except service in the states of Alaska and Hawaii
12 shall not be deemed foreign service, and foreign service
13 includes service in all territories of the United States."

14 5. Page 3, line 8, after the word "surviving" insert the
15 word "unmarried".

16 6. Page 3, line 13, by striking the words "or is dis-
17 abled,".

NORMAN G. RODGERS

S—536

- 1 Amend House Concurrent Resolution 42, found on pages 1070
- 2 and 1071 of the House Journal, by striking from line 21
- 3 on page 1070 the words "pro tempore".

CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Wednesday, May 9, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MAY 10, 1973

The Senate met in regular session, President Neu **presiding**.

The following prayer was offered by the Reverend Anthony Sigwarth, pastor of the St. Mary's Church, Dubuque, Iowa:

Almighty God, the clock here strikes
On many days historic hours;
For here our legislators are
Entrusted with momentous powers.

Bless them for they are Iowa;
The people's votes have sent them here;
And here they forge the destinies
Of many things that we hold dear.

Bless them and thru them bless the state
That great and good things may expand;
Their wisdom can make cities great
And keep in bloom this garden land.

So many voices cry to them;
With thunder speak majorities;
But statesmen also keep in mind
The plight of the minorities.

Almighty Father, share with them
Your glorious creativity
That Iowa's youth may find their dream
In the land of their nativity.

And may they please You, Mighty God,
In all that they enact and do
That, when elections come again,
They may deserve a vote from You.

The Journal of Tuesday, May 8, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harry Stoutland, Ackley, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Schwengels.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-three students from Lytton Community School, Lytton, Iowa, accompanied by their instructor, Tom Sawyer, who were present in the Senate gallery on May 8, 1973. Senator Winkelman.

Twenty-five students from State Center Elementary School, State Center, Iowa, accompanied by Mrs. Speers. Senator Miller of Marshall.

Forty-five students from Valley High School, West Des Moines, Iowa, accompanied by their instructor, Mr. Magill. Senator Milligan.

Forty students from Defiance-Westphalia School, Defiance, Iowa, accompanied by Father McCann and Sister Jeannine. Senators Nolin and Schaben.

Seventy-eight students from Guthrie Center Community School, Guthrie Center, Iowa, accompanied by Mr. Lake and Mr. Brandt. Senator Nolin.

Thirty students from Adair-Casey Community School, Adair, Iowa, accompanied by Mrs. Hartling. Senator Nolin.

Fifty students from Nashua Junior-Senior High School, Nashua, Iowa, accompanied by their instructor, Dave Sands. Senator McCartney.

Sixty students from Davis Elementary School, Grinnell, Iowa, accompanied by Esther Bethel and Sandy White. Senator Orr.

PETITIONS

The following petitions were presented and placed on file:

By Senator Gluba, from twenty-three residents of Iowa favoring the creation of a Spanish-speaking peoples study commission.

By Senator Gluba, from seventy-three residents of Scott County favoring the sale of beer and liquor on Sunday.

RESOLUTION

The following resolution dated May 7, 1973, was presented and placed on file by Senator Scott:

Be It Resolved that the Ventura Community School District of Ventura, Iowa, hereby strongly urges that the Iowa legislature adopt an intermediate

school service agency law containing the provisions as outlined in the proposals set forth, and adopted, by The Iowa Association of School Boards, The Iowa Association of School Administrators, and The Iowa Association of County Superintendents. These official proposals recommend intermediate service agencies of at least three counties, or parts thereof, and 12,000 pupils, K—12, with separate boards, administrations, and taxing authority. Also, all school districts in the state must be a part of an intermediate unit by July 1, 1975.

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 107, a bill for an act relating to the penalty for violation of the provisions for advertising and selling courses of instruction.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 199, a bill for an act to provide a judicial qualifications Act.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 224, a bill for an act relating to the jurisdiction of peace officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 313, a bill for an act relating to bond elections for joint city-county buildings.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 375, a bill for an act relating to recalculation of amounts payable to counties from the moneys and credits tax replacement fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 499, a bill for an act to appropriate from moneys received by the Iowa aeronautics commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 542, a bill for an act relating to the size, weight, and load of vehicles operated on Iowa's roads.

Also: That the House has concurred in Senate amendment and repassed the following bill in which the concurrence of the Senate was asked:

House File 594, a bill for an act to provide reimbursement to local school districts for auxiliary services.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 696, a bill for an act relating to the reissuance of outdated warrants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 700, a bill for an act to add methaqualone to the list of schedule II controlled substances established by the Uniform Controlled Substances Act.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 717, a bill for an act relating to pension benefits for policemen and firemen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 735, a bill for an act to make appropriations to certain persons in settlement of claims made against the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 736, a bill for an act making an appropriation to the Iowa merit employment department.

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 appropriate from general fund to the department of soil conservation.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 199

- 1 Amend Senate File 199 as passed by the Senate
- 2 as follows:
- 3 1. Page 2, by striking lines 11 through 14
- 4 and inserting in lieu thereof the following:
- 5 "The commission members shall serve for
- 6 six-year terms, shall be ineligible for a second
- 7 term, shall hold no other office of and shall
- 8 not be employed by the United States or the state
- 9 of Iowa or of its political subdivisions, except
- 10 for the judicial member. The first".
- 11 2. Page 4, line 28, by striking the period
- 12 and inserting the following: "in accordance with
- 13 the rules of civil procedure."
- 14 3. Page 4, line 29, by striking the period
- 15 and inserting: "by a certified shorthand
- 16 reporter."

INTRODUCTION OF BILLS

Senate File 545, by committee on county government (committee on county government), a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.

Read first time and placed on calendar.

Senate File 546, by committee on state government, a bill for an act relating to the size, weight, and load of vehicles operated on Iowa's roads.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File 542, a bill for an act relating to the size, weight, and load of vehicles operated on Iowa's roads.

Read first time and passed on file.

House File 696, a bill for an act relating to the reissuance of outdated warrants.

Read first time and passed on file.

House File 700, a bill for an act to add methaqualone to the list of schedule II controlled substances established by the uniform controlled substances Act.

Read first time and passed on file.

House File 717, a bill for an act relating to pension benefits for policemen and firemen.

Read first time and passed on file.

House File 735, a bill for an act to make appropriations to certain persons in settlement of claims made against the State of Iowa.

Read first time and passed on file.

House File 736, a bill for an act making an appropriation to the Iowa merit employment department and relating to the method of funding the Iowa merit employment department.

Read first time and passed on file.

House File 737, a bill for an act to appropriate from the general fund of the state to the department of soil conservation.

Read first time and passed on file.

UNFINISHED BUSINESS

House File 585

The Senate resumed consideration of House File 585, a bill for an act to amend the unified trial court Act, and division S—506A of the committee amendment.

Senator Lamborn offered amendment S—535 to division S—506A filed by Senators Lamborn and Priebe and moved its adoption:

S—535

- 1 Amend the judiciary committee amendment S—506 filed to
 - 2 House File 585, page 7, by striking lines 22 through 25,
 - 3 inclusive and page 8, by striking lines 1 through 3 and
 - 4 inserting in lieu thereof the following:
 - 5 "Code 1973, is amended by striking the section and
 - 6 inserting in lieu thereof the following:
 - 7 602.52 QUALIFICATIONS. A full-time judicial magistrate
 - 8 shall be licensed to practice law in this state, a part-
 - 9 time judicial magistrate may be licensed to practice law in this state and
- the
- 10 commission in selecting persons for the position of part-
 - 11 time judicial magistrate shall first consider for appointment
 - 12 applicants who are licensed to practice law in this state.
 - 13 A judicial magistrate shall be an elector of the county of
 - 14 appointment during his term of office, shall be less than
 - 15 seventy-two years of age, shall cease to hold office
 - 16 upon attaining that age."

Roll call was requested.

On the question "Shall amendment S—535 to division S—506A be adopted?" (H.F. 585) the vote was:

Ayes, 30:

Andersen	Heying	Nystrom	Schwieger
Bergman	Hultman	Orr	Scott
Blouin	Kinley	Plymat	Shaff
Briles	Lamborn	Priebe	Taylor
Curtis	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Rodgers	Van Gilst
Griffin	Marshall	Schaben	Winkelman
Hansen	Murray	Schwengels	

Nays, 15:

Coleman	Kelly	Nolin	Robinson
DeKoster	Kennedy	Potter	Shaw
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	
Hill			

Absent or not voting, 5:

Doderer	Kyhl	Milligan	Palmer
Junkins			

Amendment S—535 to division S—506A was adopted.

Amendment S—537 to division S—506A ruled out of order with the adoption of amendment S—535.

Senator Blouin withdrew his motion to reconsider the vote by which amendment S—520 to division S—506A failed to be adopted by the Senate on May 8, 1973.

Senator McCartney offered amendment S—521 to division S—506A deferred on May 8, 1973:

Division S—521A

- 1 Amend the judiciary amendment S—506 to House File 585 as
- 2 passed and reprinted by the House, as follows:
- 3 1. Page 9, line 12, by striking the words "indictable and".

Division S—521B

- 4 2. Page 10, line 3, by adding the following "A Judicial
- 5 magistrate licensed to practice law in this state shall also have
- 6 jurisdiction over indictable misdemeanors."

Senator DeKoster called for a division of the amendment, lines 1, 2 and 3 to be considered as division S—521A; lines 4, 5 and 6 to be considered as division S—521B.

On motion of Senator McCartney, division S—521A to division S—506A was adopted.

On motion of Senator McCartney, division S—521B to division S—506A was adopted.

On motion of Senator DeKoster, division S—506A of the committee amendment as amended was adopted.

Division S—506C of the committee amendment was taken up for consideration.

Senator DeKoster offered amendment S—513 to division S—506C and moved its adoption:

S—513

- 1 Amend the judiciary committee amendment S—506 filed
- 2 May 3, 1973 to House File 585, page 6 by striking lines
- 3 9 through 12, inclusive.

Amendment S—513 to division S—506C was adopted.

On motion of Senator DeKoster, division S—506C of the committee amendment as amended was adopted.

Senator Ramsey asked and received unanimous consent to withdraw division S—518C of the Ramsey, et al., amendment offered and deferred on May 7, 1973.

On motion of Senator Ramsey, division S—518D of the Ramsey, et al., amendment to amendment S—506 was adopted.

Senator DeKoster moved the adoption of division S—506D of the committee amendment.

Division was called for.

Division S—506D of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506E of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506F of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506G of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506H of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506I of the committee amendment was adopted.

Senator DeKoster withdrew amendment S—514 to division S—506J filed by him on May 7, 1973.

Senator DeKoster moved the adoption of division S—506J of the committee amendment.

Division S—506J lost.

On motion of Senator DeKoster, division S—506K of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506L of the committee amendment was adopted.

On motion of Senator DeKoster, division S—506M of the committee amendment was adopted.

Senator Ramsey offered amendment S—543 by Senators Ramsey, McCartney and Rodgers and moved its adoption:

S—543

- 1 Amend House File 585, as amended, passed and reprinted by
- 2 the House, page 16B, line 56, by inserting after the word
- 3 “residence” the words “*out of the court expense fund not-*
- 4 *withstanding any other provision of law*”.

Amendment S—543 was adopted.

Senator Doderer offered amendment S—538 filed by her and moved its adoption:

S—538

- 1 Amend House File 585, as amended, passed, and reprinted by
- 2 the House as follows:
- 3 1. Page 7, line 19, by striking the words “(state
- 4 number) for”, and inserting in lieu thereof the following:
- 5 “[(state number) for]”.
- 6 2. Page 7, line 20, by striking the word “commis-
- 7 sioner(s)”, and inserting in lieu thereof the words “[commis-

8 sioner(s)] *commissioner*".

9 3. Page 17, by adding after line 17, the following new
10 sections:

11 Sec. Section six hundred two point forty-two
12 (602.42), subsection three (3), Code 1973, is amended to read
13 as follows:

14 3. [Two attorneys] *One attorney* elected by the county bar.

15 Sec. Section six hundred two point forty-four
16 (602.44), Code 1973, is amended to read as follows:

17 602.44 ELECTION COMMISSIONERS. The resident members of
18 the bar of each county shall elect *a* resident [members] *member*
19 of the bar of such county to the county judicial magistrate
20 appointing commission for *a* six-year [terms] *term* beginning on
21 January 1. During December 1972, and in each December there-
22 after, immediately preceding the expiration of the terms of
23 the members of the commission, the members of the bar shall
24 elect [commissioners to six-year terms] *a commissioner to a*

Page 2

1 *six-year term.*

2 Sec. Section six hundred two point forty-eight
3 (602.48), Code 1973, is amended to read as follows:
4 602.48 EXCEPTIONS. [In the event there is only one resident
5 member of the bar in a county, the number appointed by the
6 county board of supervisors shall be two.] In the event there
7 are no attorneys within the county, the county board of super-
8 visors shall appoint [one commissioner] *two commissioners.*

9 4. Renumber sections and correct internal references as
10 necessary in accordance with this amendment.

Amendment S—538 lost.

Amendment S—485 ruled out of order with the adoption of
division S—506B of the committee amendment.

Senator Kelly offered amendment S—517 filed by him:
S—517

1 Amend House File 585 as amended, passed, and reprinted by
2 the House as follows:

3 1. Page 16A, line 26, by inserting after the word "judge"
4 the words "and full-time magistrate".

5 2. Page 27, line 4, by inserting after the word "clerk"
6 the words "*with costs assessed to the plaintiff, but*".

7 3. Page 31, line 18, by inserting after the word "[clerk]"
8 the words "*with costs assessed to the plaintiff*".

9 4. Page 42, line 24, by inserting after the word "court",
10 the words "*upon approval by a district judge or district*
11 *associate judge*".

Senator DeKoster called for a division of the amendment,
section 1 to be considered as division S—517A, sections 2, 3 and 4
to be considered as division S—517B.

Senator Kelly moved the adoption of division S—517A.

Division was called for.

Division S—517A lost.

On motion of Senator Kelly, division S—517B was adopted.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Present, 39:

Andersen	Hultman	Orr	Schaben
Bergman	Kelly	Palmer	Schwengels
Briles	Kinley	Plymat	Schwieger
Coleman	Lamborn	Potter	Scott
Curtis	Miller of	Priebe	Shaff
DeKoster	Des Moines	Rabedeaux	Shaw
Glenn	Miller of	Ramsey	Taylor
Griffin	Marshall	Riley	Tieden
Hansen	Milligan	Robinson	Willits
Heying	Nolin	Rodgers	Winkelman
Hill			

Absent, 11:

Blouin	Gluba	Kyhl	Nystrom
Doderer	Junkins	McCartney	Van Gilst
Gallagher	Kennedy	Murray	

Roll call revealed a quorum present.

House File 585

The Senate resumed consideration of House File 585.

Senator DeKoster offered amendment S—519 filed by Senators DeKoster and Kinley:

S—519

- 1 Amend House File 585, as amended, passed, and reprinted by
- 2 the House as follows:
- 3 1. Page 16B, line 41, by inserting after the word
- 4 "residence.", the words "*The elective clerks and elective*
- 5 *bailiffs shall be known as associate district court clerks and*
- 6 *associate deputy sheriffs, respectively, and the duties per-*
- 7 *formed by them as municipal court clerks and sheriffs shall be*
- 8 *retained by them to the maximum extent feasible in their new*
- 9 *positions, and the positions thereby created shall terminate*
- 10 *when the associate district court clerks or associate deputy*

- 11 *sheriffs cease holding office in their particular counties."*
 12 2. Page 16B, line 53, by inserting after the word "become"
 13 the words "*associates and*".
 14 3. Page 16B, line 57, by inserting after the word "any"
 15 the words "*associate or*".
 16 4. Page 16B, line 59, by inserting after the word "is"
 17 the words "*associate or*".
 18 5. Page 16B, line 61, by inserting after the words "of
 19 the" the words "*associate or*".
 20 6. Page 16C, line 71, by inserting after the word "as"
 21 the words "*associates and*".

Action on amendment S—519 was temporarily deferred.

Senator Willits offered amendment S—545 by Senator Willits and DeKoster:

S—545

- 1 Amend House File 585, as amended, passed and reprinted by
 2 the House as follows:
 3 1. Page 17, by adding after line 17 the following new
 4 section:
 5 Sec. *NEW SECTION. QUALIFICATIONS—PART-TIME*
 6 *JUDICIAL MAGISTRATES.* Judicial magistrates appointed to
 7 serve on a part-time basis, as a condition to their taking
 8 office, shall pass an examination as prescribed by the
 9 supreme court. The examination prescribed shall not be
 10 that required for admission to practice as an attorney in
 11 this state, but shall adequately examine the proposed
 12 magistrate's knowledge of the law and procedure necessary
 13 for the proper performance of his duties as part-time
 14 magistrate.

Senator DeKoster offered amendment S—546 to amendment S—545 and moved its adoption:

S—546

- 1 Amend the Willits-DeKoster amendment S—545 to House File 585,
 2 line 7, by inserting after the word "basis" the following:
 3 ", except those licensed to practice law in Iowa".

Amendment S—546 to amendment S—545 lost.

Senator Priebe offered amendment S—547 to amendment S—545 and moved its adoption:

S—547

- 1 Amend the Willits-DeKoster amendment S—545 filed May 9 to
 2 House File 585, as follows:
 3 1. Line 5, by striking the words "PART-TIME".
 4 2. Line 7, by striking the words "on a part-time basis".
 5 3. Line 13, by striking the words "part-time".

Amendment S—547 to amendment S—545 was adopted.

On motion of Senator Willits, amendment S—545 as amended was adopted.

- 6 pursuant to this section expire, members shall be elected and
 7 appointed to the commissions as provided in chapter six
 8 hundred two (602) of the Code.
 9 3. By renumbering sections and correcting internal
 10 references as necessary in accordance with this amendment.

Action on amendment S—539 was temporarily deferred.

Senator Riley offered amendment S—525 filed by Senators Riley and Willits on May 7, 1973, and found on pages 1129-1131, inclusive, of the Senate Journal.

Senator Riley called for a division of the amendment, section 1, lines 3 through 14, to be considered as division S—525A, and the remainder of the amendment to be considered as division S—525B.

Senator Riley asked and received unanimous consent to withdraw division S—525A.

Senator Riley offered amendment S—551 to division S—525B by Senators Riley and Willits and moved its adoption:

S—551

- 1 Amend the Riley-Willits amendment, S—525,
 2 to House File 585, as amended, passed, and reprinted by the
 3 House as follows:
 4 1. Page 4, line 2, by striking the words “two
 5 thousand four hundred” and inserting in lieu thereof the words
 6 “three thousand”.

Amendment S—551 to division S—525B was adopted.

Senator Riley moved the adoption of division S—525B as amended.

Roll call was requested.

On the question “Shall division S—525B as amended be adopted?” (H.F. 585) the vote was:

Ayes, 16:

Curtis	Miller of	Orr	Riley
DeKoster	Marshall	Palmer	Schwengels
Hill	Murray	Plymat	Schwieger
Lamborn	Nolin	Ramsey	Willits
McCartney			

Nays, 27:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Des Moines	Schaben
Blouin	Heying	Milligan	Scott
Briles	Hultman	Nystrom	Taylor
Coleman	Kelly	Potter	Tieden
Glenn	Kennedy	Priebe	Van Gilst
Gluba	Kinley	Robinson	Winkelman

Absent or not voting, 7:

Doderer	Junkins	Rabedeaux	Shaw
Gallagher	Kyhl	Shaff	

Division S—525B as amended lost.

The Senate resumed consideration of amendment S—539 previously deferred.

Senator Orr moved the adoption of the amendment and requested a roll call.

On the question “Shall amendment S—539 be adopted?” (H.F. 585) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Hill	Palmer	Rodgers
Briles	Kennedy	Plymat	Schaben
Glenn	Miller of	Priebe	Scott
Gluba	Des Moines	Ramsey	Van Gilst
Heying	Orr	Robinson	Willits

Nays, 25:

Andersen	Hultman	Milligan	Schwengels
Bergman	Kelly	Murray	Schwieger
Coleman	Kinley	Nolin	Shaw
Curtis	Lamborn	Nystrom	Taylor
DeKoster	McCartney	Potter	Tieden
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Absent or not voting, 6:

Doderer	Junkins	Rabedeaux	Shaff
Gallagher	Kyhl		

Amendment S—539 lost.

Senator Schwieger offered amendment S—530 filed by Senators Doderer and Schwieger and moved its adoption:

S—530

- 1 Amend House File 585, page 19, by adding the following new
- 2 section after line 33:
- 3 “Sec. *NEW SECTION*. DISTRICT COURT ADMINISTRATORS
- 4 There may be a district court administrator for each judicial
- 5 district, and the duties shall include:
- 6 1. General management.
- 7 2. Personnel management.
- 8 3. Data processing management.
- 9 4. Financial management.
- 10 5. Calendar management.
- 11 6. Jury and witness management.
- 12 7. Space and equipment management.
- 13 8. Public information and report management.

14 The district court administrator shall be selected by the
 15 chief judge of the district with the approval of the state court
 16 administrator and shall serve at the pleasure of the chief judge
 17 of the district. The district court administrator, with the
 18 approval of the state court administrator, shall appoint such
 19 assistants as are necessary to enable the district court admin-
 20 istrator to perform the powers and duties as prescribed in this
 21 section.

Division was called for.

Amendment S—530 lost.

Senator Hill offered amendment S—548:

S—548

1 Amend House File 585, as amended, passed, and reprinted by
 2 the House as follows:

3 1. Page 22, by striking lines 5 through 10, and inserting
 4 in lieu thereof the following new sections:

5 Sec. Section six hundred two point seventy-one
 6 (602.71), subsections one (1), six (6), and nine (9), Code
 7 1973, are amended to read as follows:

8 1. No judgment of conviction of a [nonindictable misde-
 9 meanor or] civil [actions] *action* tried as small claims shall
 10 be appealed to the supreme court except by discretionary
 11 review as provided herein. [No judgment of acquittal of a
 12 nonindictable misdemeanor may be reviewed.]

13 6. When an application is made for discretionary review,
 14 it is the duty of the applicant to serve on the attorney for
 15 the adverse party[, and if the state is the adverse party,
 16 upon the attorney general,] a copy of the application within
 17 ten days after judgment.

18 9. An application shall not be dismissed for an infor-
 19 mality or defect in taking it if corrected as directed by the
 20 supreme court. The supreme court, after an examination of
 21 the entire record, may dispose of the case by affirmation,
 22 reversal or modification of the lower court judgment. It may
 23 also dismiss the application if it (a) determines that there
 24 has been no substantial miscarriage of justice, and (b) [no
 25 violation of the rights of an accused, and that (c)] the

Page 2

1 arguments do not present definite grounds for a hearing. The
 2 supreme court may also order a new trial, or modify the
 3 judgment[; provided, however, in criminal cases the punishment
 4 may not be increased].

5 Sec. Section six hundred two point seventy-one
 6 (602.71), Code 1973, is amended by striking subsections four
 7 (4) and ten (10).

8 2. Page 42, by striking lines 13 through 20 and inserting
 9 in lieu thereof the following:

10 *on which the proceedings were preserved.* [A district judge
 11 shall promptly hear the appeal upon the record thus filed
 12 without further evidence. If the original action was tried

13 before a district judge acting as a judicial magistrate, the
 14 appeal shall be to a different district judge. The judge
 15 shall decide the appeal without regard to technicalities or
 16 defects. Judgment shall be rendered as though the case were
 17 being originally tried.] *The case shall stand for trial anew*
 18 *in the district court in the same manner as it should have*
 19 *been tried before the judicial magistrate, without regard to*
 20 *technical errors or defects which have not prejudiced the*
 21 *rights of the defendant. The court shall have full power*
 22 *over the case, the judicial magistrate and his record, and*
 23 *shall give judgment as though the case were being originally*
 24 *tried.*

25 3. Page 42, by adding after line 20, the following new

Page 3

1 section:
 2 Sec. Section seven hundred sixty-two point forty-
 3 four (762.44), Code 1973, is amended by striking the section
 4 and inserting in lieu thereof the following:
 5 762.44 APPEAL TO SUPREME COURT. After appeal to a dis-
 6 trict judge in a nonindictable case, either party may appeal
 7 from the judgment of the district judge to the supreme court
 8 in the same manner as from a judgment in a prosecution by
 9 indictment, and the defendant may be admitted to bail in like
 10 manner, and similar proceedings shall be had on the appeal in
 11 all respects, as far as applicable. The same proceedings
 12 shall be had to carry into effect the judgment of the supreme
 13 court upon the appeal as if it had been taken from a judgment
 14 prosecuted by indictment.

Senator Ramsey offered amendment S—550 to amendment S—548 and moved its adoption:

S—550

1 Amend the Hill amendment S—548 to House File 585, page 1, line
 2 8, by striking the words “judgment of conviction of a” and
 3 inserting in lieu thereof the words “[judgment of conviction
 4 of a]”.

Amendment S—550 to amendment S—548 was adopted.

Senator McCartney took the chair at 4:12 p.m.

Senator Hill moved the adoption of amendment S—548 as amended.

Roll call was requested.

On the question “Shall amendment S—548 as amended be adopted?” (H.F. 585) the vote was:

Ayes, 38:

Andersen	Coleman	Gluba	Hultman
Bergman	Curtis	Hansen	Kennedy
Blouin	Gallagher	Heying	Kinley
Briles	Glenn	Hill	Lamborn

Miller of Des Moines	Nystrom Orr	Ramsey Robinson	Shaff Taylor
Miller of Marshall	Palmer Plymat	Rodgers Schaben	Tieden Van Gilst
Milligan	Potter	Schwengels	Willits
Nolin	Priebe	Scott	Winkelman

Nays, 6:

DeKoster	McCartney	Riley	Schwieger
Kelly	Murray		

Absent or not voting, 6:

Doderer	Junkins	Rabedeaux	Shaw
Griffin	Kyhl		

Amendment S—548 as amended was adopted.

Senator DeKoster offered amendment S—553 and moved its adoption:

S—553

1 Amend House File 585, as amended, passed, and reprinted by
 2 the House as follows:
 3 1. Page 36, by adding after line 31 the following new
 4 section:
 5 Sec. Section seven hundred fifty-three point fifteen
 6 (753.15), Code 1973, is amended by adding the following new
 7 subsections:
 8 *NEW SUBSECTION.* Violation of display of identification
 9 required by section three hundred twenty-six point twenty-
 10 two (326.22) of the Code and violation of trip permits as
 11 prescribed by sections three hundred twenty-six point twenty-
 12 two (326.22), three hundred twenty-six point twenty-four
 13 (326.24), ten dollars.
 14 *NEW SUBSECTION.* Violation of intrastate hauling on
 15 foreign registration under sections three hundred twenty-one
 16 point fifty-four (321.54) and three hundred twenty-one point
 17 fifty-five (321.55) of the Code; use of registration under
 18 section three hundred twenty-one point ninety-nine (321.99)
 19 of the Code; and display of registration or plates under
 20 section three hundred twenty-one point ninety-eight (321.98)
 21 of the Code, twenty dollars.
 22 *NEW SUBSECTION.* Violation of sections three hundred
 23 twenty-four point fifty-two (324.52), three hundred twenty-
 24 four point fourteen (324.14), or three hundred twenty-four
 25 point seventy-four (324.74), subsections two (2) and six (6),
 26 of the Code, ten dollars.

Amendment S—553 was adopted.

Senator Hill withdrew amendment S—533 filed by him on May 8, 1973.

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. 585) the vote was:

Ayes, 40:

Andersen	Hill	Murray	Robinson
Bergman	Hultman	Nolin	Rodgers
Blouin	Kennedy	Nystrom	Schaben
Coleman	Kinley	Orr	Schwengels
Curtis	Lamborn	Palmer	Schwieger
DeKoster	McCartney	Plymat	Scott
Gallagher	Miller of	Potter	Shaff
Glenn	Des Moines	Priebe	Taylor
Gluba	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Willits
Heying	Milligan		

Nays, 4:

Briles	Kelly	Tieden	Winkelman
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Absent or not voting, 6:

Doderer	Junkins	Rabedeaux	Shaw
Griffin	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 477** be **withdrawn** from further consideration of the Senate.

ADOPTION OF RESOLUTION

Senator Gluba asked and received unanimous consent to take up for consideration **Senate Resolution 5**, found on pages 1144 and 1145 of the Senate Journal, and moved its adoption.

Roll call was requested.

On the question "Shall the resolution be adopted?" (S.R. 5) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Heying	Palmer	Schaben
Coleman	Kennedy	Plymat	Schwieger
Gallagher	Kinley	Ramsey	Scott
Glenn	Murray	Riley	Van Gilst
Gluba	Nolin	Robinson	Willits
Hansen	Orr	Rodgers	

Nays, 16:

Andersen	DeKoster	Lamborn	Schwengels
Bergman	Hill	McCartney	Taylor
Briles	Hultman	Nystrom	Tieden
Curtis	Kelly	Potter	Winkelman

Absent or not voting, 11:

Doderer	Miller of	Milligan	Shaff
Griffin	Des Moines	Priebe	Shaw
Junkins	Miller of	Rabedeaux	
Kyhl	Marshall		

The motion prevailed and the resolution was adopted.

INTRODUCTION OF BILL

Senate File 547, by committee on ways and means, a bill for an act providing a method of apportionment of valuation of electric power generating plants of more than one hundred megawatts.

Read first time and **placed on calendar.**

SENATE RESOLUTION 7

By Lamborn and Schaben

Whereas, the Secretary of the Senate has responsibilities and duties to perform during the interim between the sessions of the General Assembly; and

Whereas, during the interim between sessions of the General Assembly the Secretary of the Senate has expenses in connection with his interim duties; *Now Therefore*

Be It Resolved by the Senate: That the President of the Senate is hereby authorized to approve such expenses and authorize payment of compensation for the Secretary of the Senate and his staff, at the same rate of pay as was fixed during the first regular session of the Sixty-fifth General Assembly. The state comptroller shall issue warrants in payment of same upon requisition signed by the President of the Senate as provided for in sections two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1973, and any amendments passed by the Sixty-fifth General Assembly.

SENATE CONCURRENT RESOLUTION 41

By Lamborn and Schaben

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House are authorized to determine the policies incident to the details of closing the 1973 first regular session of the Sixty-fifth General Assembly, interim staff and work, and the reconvening of the 1974 second regular session and any special session which may be convened.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House shall make an inventory of all equipment and supplies on hand at the close of the session.

Be It Further Resolved: That the General Services Department, in accordance with section nineteen B point three (19B.3), Code 1973, shall provide all the supplies required for the Sixty-fifth General Assembly, both while in session and during the interim between sessions, upon requisition signed by the Secretary of the Senate for the Senate and the Chief Clerk of the House for the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House are authorized to reserve for the exclusive use of the General Assembly during the interim the chamber and such rooms now used by said General Assembly as may be necessary for any official use and for the purpose of storing supplies and equipment, as they may deem proper and advisable. The General Services Department shall not make assignments except with the consent of the Secretary of the Senate or the Chief Clerk of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House shall make a complete survey of all the typewriters on hand for the purpose of determining the advisability of replacing some of the equipment. The machines to be replaced shall be appraised, and placed for sale by the Secretary of the Senate and the Chief Clerk of the House at amounts based on the appraisal. Any funds received shall be deposited in and credited to the Legislative General Fund. All other equipment shall be stored in rooms reserved by the legislative officials above designated who shall have custody of the same and make it available for the following session of the General Assembly.

Be It Further Resolved: That any officers or employees of the Sixty-fifth General Assembly who shall be engaged for work in connection with the General Assembly during the interim between sessions, shall be compensated for such services at the same rate as was fixed during the regular session of the Sixty-fifth General Assembly.

SENATE CONCURRENT RESOLUTION 42

By Lamborn and Schaben

Whereas, various committee meetings pertaining to the operation of legislative research and legislative services are held between sessions of the General Assembly; and

Whereas, the President of the Senate and the Speaker of the House have the authority to appoint representatives of the General Assembly to attend certain meetings; and

Whereas, it appears advantageous to eliminate the necessity of filing bills in the ensuing legislative session to cover the actual expenses of such representatives and such committee members; *Now Therefore*

Be It Resolved by the Senate, the House Concurring: That the actual expenses of such representatives and such committee members in attending the above-described meetings shall be paid upon the filing of their expense accounts, subject to the approval of the President of the Senate, for the Senate, and the Speaker of the House, for the House. The state comptroller is authorized and directed to issue warrants in payment of same upon requisition signed by the President of the Senate and the Speaker of the House as provided in sections two point ten (2.10), two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1973.

SENATE CONCURRENT RESOLUTION 43

By Lamborn and Schaben

Whereas, the National Legislative Conference, which is a part of the Council of State Governments, will convene in its annual sessions in 1973 and 1974; and

Whereas, Iowa has been represented by the Secretary of the Senate and the Chief Clerk of the House in the past, and this policy should be continued; *Now Therefore*

Be It Resolved by the Senate, the House Concurring: That the Secretary of the Senate and the Chief Clerk of the House are hereby authorized to attend the 1973 and 1974 sessions of the National Legislative Conference as well as meetings of committees to which they have been appointed to serve and that the actual expenses in so attending these sessions be paid as provided in section two point twelve (2.12), Code 1973.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- H. F. 508 Human resources
- H. F. 655 State government
- H. F. 657 Natural resources
- H. F. 684 Agriculture
- H. F. 686 Human and industrial relations
- H. F. 696 State government
- H. F. 700 Judiciary
- H. F. 720 Appropriations
- H. F. 721 Appropriations
- H. F. 735 Appropriations
- H. F. 736 Appropriations
- H. F. 737 Appropriations
- H. F. 742 Appropriations
- H. F. 743 Appropriations

AMENDMENT FILED

S—552

- 1 Amend Senate File 539 as follows:
- 2 1. Page 3, by striking lines 7 through 24.
- 3 2. By renumbering the remaining sections.

WILLIAM P. WINKELMAN

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Thursday, May 10, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MAY 10, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Palmer Sellstrom, pastor of the Faith Lutheran Church, Odebolt, Iowa.

The Journal of Wednesday, May 9, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. M. Lee McClenahan, Sigourney, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Doderer for the day on request of Senator Potter; Senator Junkins for the day on request of Senator Schwengels; Senator Murray for the day on request of Senator Ramsey.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-seven students from Callanan Junior High School, Des Moines, Iowa, accompanied by Gerald LaBlanc. Senator Milligan.

Fifty students from St. Joseph's School, Mason City, Iowa, accompanied by Sister Corrine and Sister Juanita. Senator Scott.

Eight students, members of Campfire Girls from Cedar Rapids, Iowa, accompanied by Mrs. Renberg and Mrs. Johnson. Senator Riley.

Thirteen members of Boy Scout Troop 225 from Williamsburg, Iowa, accompanied by Mrs. Pat McDonough and Bill Berry. Senator Orr.

Fifteen students, members of The National Honor Society, from Bennett Community School, Bennett, Iowa, accompanied by Leroy Luepker, Everett Schanck and Robert Sauer. Senator Lamborn.

INTRODUCTION OF BILLS

Senate File 548, by Senator Gluba, a bill for an act to require the reporting of election expenses subject to penalties imposed by law.

Read first time and **passed on file**.

Senate File 549, by committee on state government, a bill for an act to increase the fees for applications, renewals and re-statements of registered architects.

Read first time and **placed on calendar**.

ADOPTION OF RESOLUTION

House Concurrent Resolution 42

Senator Lamborn called up for consideration the following resolution:

HOUSE CONCURRENT RESOLUTION 42

By Holden and Cochran

Whereas, large numbers of resolutions have been introduced in both the House of Representatives and Senate calling for interim studies of numerous state functions; and

Whereas, the time period between the First and Second Sessions of the Sixty-fifth General Assembly is not determined and there have been many resolutions submitted calling for studies which resolutions appear to have merit but which resolutions, because of their complexity and number, may call for studies which could not be properly conducted during the next interim period; and

Whereas, there will probably be subcommittees of standing committees which will be studying bills presently before the general assembly which will carry over to the Second Session of the Sixty-fifth General Assembly; and

Whereas, 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 House of Representatives, the Senate 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.

Senator Lamborn offered amendment S—536 and moved its adoption:

S—536

- 1 Amend House Concurrent Resolution 42, found on pages 1070
- 2 and 1071 of the House Journal, by striking from line 21
- 3 on page 1070 the words "pro tempore".

The amendment was adopted.

Senator Lamborn moved the adoption of the resolution as amended.

The motion prevailed and the resolution as amended was adopted.

CONSIDERATION OF BILLS

Senate File 513

On motion of Senator Schwieger, Senate File 513, a bill for an act making an appropriation from the general fund to the state comptroller for the substitution or replacement, in whole or in part, of any federal funds which are not available to the state for previously existing federal programs financed in whole or in part by federal funds during the period beginning July 1, 1972, and ending March 31, 1973, was taken up for consideration.

Senator Orr offered amendment S—554 and moved its adoption:

S—554

- 1 Amend Senate File 513 as follows:
- 2 1. Page 2, line 8, after the word "state" insert the words
- 3 "and community action agencies established for administering
- 4 programs at the local level of government".
- 5 2. Page 2, line 9, after the word "state" insert the words
- 6 "or local community action agencies".
- 7 3. Page 2, line 15, by inserting after the word "program"
- 8 the words "and all other programs administered by local
- 9 community action agencies,"
- 10 4. Page 2, line 19, by inserting after the word "state"
- 11 the words "or local community action agencies".
- 12 5. Page 2, line 22, by inserting after the word "state"
- 13 the words "or local".
- 14 6. Page 2, line 28, by inserting after the word "state"
- 15 the words "or local".
- 16 7. Page 1, line 4, after the word "state" insert the
- 17 words "or local community action agencies".

Senator Coleman raised the point of order that the amendment was not germane to the title of the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Orr moved the adoption of amendment S—554.

Division was called for.

The amendment lost.

Senator Hultman asked unanimous consent to withdraw amendment S—460 filed by Senators Hultman and Rabedeaux:

S—460

- 1 Amend Senate File 513, page 2, line 14, by striking
- 2 the words "but are not limited to,".

Objection was raised.

Senator Hultman moved that amendment S—460 be withdrawn.

The Chair called for a division.

The motion prevailed and amendment S—460 was withdrawn.

Senator Hultman offered amendment S—467 filed by him:

S—467

- 1 Amend Senate File 513 as follows:
- 2 1. Page 3, by adding after line 3 the following:
- 3 Sec. The provisions of this Act shall not allow
- 4 the expenditure or allocation of funds for a purpose, program,
- 5 or project for which funds have been appropriated or made
- 6 available by any other bill enacted by the First Session of
- 7 the Sixty-fifth General Assembly. In addition, the provi-
- 8 sions of this Act shall not allow the expenditure or alloca-
- 9 tion of funds for any purpose, program, or project which was
- 10 presented to the general assembly or any standing committee
- 11 or subcommittee of a standing committee by any person by way
- 12 of a bill, proposed bill, amendment to a bill, written
- 13 document, or a proposal which is documented by the minutes,
- 14 records, or reports of a committee or subcommittee, and
- 15 which failed to be enacted into law.
- 16 2. By renumbering the remaining section to conform with this
- 17 amendment.
- 18 3. Page 1, line 6, by adding before the period the words
- 19 "and limiting the expenditure of funds appropriated by this
- 20 Act to purposes, programs, or projects not otherwise con-
- 21 sidered by the general assembly".

Senator Hultman moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—467 be adopted?" (S.F. 513) the vote was:

Ayes, 15:

Briles	Hill	Priebe	Taylor
Curtis	Hultman	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Heying	Marshall	Shaff	Winkelman

Nays, 31:

Andersen	Hansen	Milligan	Robinson
Bergman	Kelly	Nolin	Rodgers
Blouin	Kennedy	Nystrom	Schaben
Coleman	Kinley	Orr	Schwengels
DeKoster	Lamborn	Palmer	Schwieger
Gallagher	McCartney	Plymat	Scott
Glenn	Miller of	Potter	Shaw
Gluba	Des Moines	Riley	Willits

Absent or not voting, 4:

Doderer	Junkins	Kyhl	Murray
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The amendment lost.

Senator Rodgers offered amendment S—556 and moved its adoption:

S—556

- 1 Amend Senate File 513, page 3, line 3, by adding after the word
- 2 "state" the following "and follow the guidelines of past successful
- 3 programs in Iowa communities".

The amendment lost.

Senator Priebe offered amendment S—555 by Senators Schaben and Priebe:

S—555

- 1 Amend Senate File 513 as follows:
- 2 1. Page 3, after line 3, insert the following:
- 3 "Sec. There is appropriated from the general
- 4 fund of the state to the office of the governor commenc-
- 5 ing with the effective date of this Act and ending June
- 6 30, 1974 the following amounts, or so much thereof as
- 7 may be necessary, to be used in the governor's youth
- 8 opportunity program in the manner designated:
- 9
- 10
- 11 **GOVERNOR'S YOUTH OPPORTUNITY** 1973-74
- 12 **PROGRAM:** To be used for the Fiscal Year
- 13 employment of young persons
- 14 for a railroad branch line
- 15 renovation program: \$1,336,000
- 16 "Sec. The director of the governor's youth
- 17 opportunity program shall cooperate with railroad
- 18 officials for the purpose of employing young persons
- 19 in this state on projects designed to renovate railroad
- 20 branch lines in order to provide safe and productive
- 21 means of transportation within this state. In order
- 22 to carry out the purposes of this Act, the governor
- 23 or the director of the governor's youth opportunity
- 24 program may make such agreements as will provide
- 25 beneficial employment to young persons within this state

Page 2

- 1 and will result in the improvement of railroad branch
- 2 lines pursuant to such employment.
- 3 Sec. The office of the governor may accept

4 federal funds and expend the same for the purpose of
 5 aiding in carrying out the purpose of this Act.”
 6 2. Renumber the bill sections.
 7 3. Page 1, line 6, after the numeral “1973” insert
 8 the words “and making an appropriation for use in the
 9 governor’s youth opportunity program to provide employ-
 10 ment for young persons and improve railroad branch
 11 lines”.

Senator Griffin raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 513) the vote was:

Ayes, 37:

Andersen	Hansen	Milligan	Rodgers
Bergman	Kelly	Nolin	Schaben
Blouin	Kennedy	Nystrom	Schwengels
Briles	Kinley	Orr	Schwieger
Coleman	Lamborn	Palmer	Scott
Curtis	McCartney	Plymat	Shaw
DeKoster	Miller of	Potter	Taylor
Gallagher	Des Moines	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	

Nays, 9:

Griffin	Hultman	Ramsey	Tieden
Heying	Rabedeaux	Shaff	Winkelman
Hill			

Absent or not voting, 4:

Doderer	Junkins	Kyhl	Murray
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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 Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SPECIAL GUEST

Senator Lamborn rose on a point of personal privilege to present to the Senate Diane Roberts, from Oskaloosa, Iowa’s entry in the Miss Universe contest.

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 531** be made a special order of business for Wednesday, May 16, 1973, at 10:00 a.m.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Present, 40:

Andersen	Hill	Nystrom	Schaben
Bergman	Hultman	Orr	Schwengels
Blouin	Kelly	Palmer	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
Gallagher	Lamborn	Priebe	Shaw
Glenn	Miller of	Rabedaux	Taylor
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Rodgers	Winkelman
Heying	Nolin		

Absent, 10:

Briles	Junkins	Milligan	Robinson
DeKoster	Kyhl	Murray	Tieden
Doderer	McCartney		

Roll call revealed a quorum present.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 25

Senator Rabedaux submitted the following report and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 25

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 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties, respectfully submit the following recommendation:

1. That the Senate recede from its amendments to the House amendment to Senate File 25.

2. That the House recede from amendment number 7 and amendment number 14 of the House amendment to Senate File 25.

3. That Senate File 25 as passed and reprinted by the Senate be further amended as follows:

Page 9, by striking lines 26 through 30, inclusive, and inserting in lieu thereof the following:

"Sec. 8. *NEW SECTION.* GOVERNING BODY. The governing body of any health maintenance organization shall be a legal entity separate from the governing body of any other legal entity and may include providers, other individuals, or both, but it shall establish a mechanism to allow a reasonable representation of enrollees to participate in matters of policy and operation as members of the governing body. The commissioner shall establish guidelines to implement this section.

On the part of the Senate:	On the part of the House:
W. R. RABEDEAUX, Chairman	JOAN LIPSKY, Chairman
JAMES E. BRILES	W. R. MONROE
RAY TAYLOR	THOMAS J. HIGGINS
BERL E. PRIEBE	GLENN F. BROCKETT
CHARLES P. MILLER	C. RAYMOND FISHER

The motion prevailed and 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?" (S.F. 25) the vote was:

Ayes, 36:

Andersen	Hultman	Orr	Schwengels
Blouin	Kennedy	Palmer	Schwieger
Coleman	Kinley	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
Gallagher	Miller of	Priebe	Shaw
Glenn	Des Moines	Rabedeaux	Taylor
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Nolin	Schaben	Winkelman
Hill	Nystrom		

Nays, 2:

Kelly Rodgers

Absent or not voting, 12:

Bergman	Doderer	Kyhl	Murray
Briles	Heying	McCartney	Robinson
DeKoster	Junkins	Milligan	Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that Senate File 25 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 186

Senator McCartney called up for consideration House File 186, a bill for an act relating to the regulation of premium rates for credit life and accident and health insurance, providing for a maximum level of credit life insurance and providing a penalty, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 186 as
- 2 follows:
- 3 1. By striking lines 3 through 12 and
- 4 inserting in lieu thereof the following:
- 5 "1. Page 2, by striking lines 21 through 23,
- 6 inclusive and inserting in lieu thereof the following:
- 7 "a reasonable charge or premium for credit accident
- 8 and health insurance as he deems appropriate and
- 9 necessary for the implementation of this section. A
- 10 charge or premium of not more than seventy-five cents
- 11 per annum per one hundred dollars of the initial
- 12 amount of decreasing term credit life insurance, or its
- 13 actuarial equivalent for credit life insurance
- 14 written on other than the decreasing term basis, shall
- 15 be conclusively presumed to meet the requirements of
- 16 this section."
- 17 2. By striking lines 16 through 42.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator McCartney 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. 186) the vote was:

Ayes, 40:

Andersen	Hultman	Orr	Schaben
Bergman	Kennedy	Palmer	Schwengels
Blouin	Kinley	Plymat	Schwieger
Coleman	Lamborn	Potter	Scott
Curtis	McCartney	Priebe	Shaff
Gallagher	Miller of	Rabedeaux	Shaw
Glenn	Des Moines	Ramsey	Taylor
Gluba	Miller of	Riley	Van Gilst
Griffin	Marshall	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman
Heying	Nystrom		

Nays, 2:

Hill	Kelly
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Absent or not voting, 8:

Briles
DeKoster

Doderer
Junkins

Kyhl
Milligan

Murray
Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 175

Senator Taylor called up for consideration House File 175, a bill for an act relating to compensation for boarding and caring for prisoners in certain counties, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 175 by
- 2 striking lines 2 through 9 and inserting in lieu
- 3 thereof the following:
- 4 "as follows:
- 5 1. Page 2, line 20, by adding after the period
- 6 the following:
- 7 *However, the board may reimburse the sheriff for*
- 8 *the actual cost of board furnished prisoners directly*
- 9 *by the sheriff, upon presentation of sufficient*
- 10 *documentation showing the actual cost."*
- 11 2. Page 2, line 20, by striking the word "shall"
- 12 and inserting in lieu thereof the words "[shall] may".
- 13 3. Page 3, line 3, by inserting after the word
- 14 "water", the following:
- 15 "*, or may contract for the goods and services,*".

Action on the House amendment to the Senate amendment was temporarily deferred.

HOUSE AMENDMENT CONSIDERED

Senate File 66

Senator Glenn called up for consideration Senate File 66, a bill for an act relating to furloughs and work release programs for inmates, amended by the House as follows:

- 1 Amend Senate File 66 as follows:
- 2 1. Page 2, line 15, by inserting after the word
- 3 "Furloughs" the words "*for a period not to exceed*
- 4 *fourteen days*".
- 5 2. Page 2, line 20, by inserting after the
- 6 word "Furloughs" the words "*for a period not to*
- 7 *exceed fourteen days*".
- 8 3. Page 2, by striking lines 27 through 35 and
- 9 inserting in lieu thereof the following:
- 10 "247A.5 HOUSING FACILITIES. The department shall

11 designate and adopt facilities in the institutions
 12 and camps under its jurisdiction for the housing of
 13 inmates granted work release privileges. In areas
 14 where facilities are not within reasonable proximity
 15 of the place of employment of an inmate so released,
 16 the department may contract with the proper authori-
 17 ties of political subdivisions of the state or
 18 suitable public or private agencies for the quarter-
 19 ing of the inmate in local [confinement] *housing*
 20 facilities. The committee shall".
 21 4. Page 3, by inserting at the end of line 3 the
 22 word "temporarily".

Senator Bergman offered amendment S—561 to the House amendment by Senators Bergman and Tieden and moved its adoption:

S—561

1 Amend the House amendment to Senate File 66 by adding after
 2 line 20 the following new division and renumbering the
 3 remaining division:

4 4. Page 3, by inserting the following after the period
 5 in line 3: "*The committee shall not place an inmate on*
 6 *work release for longer than six months in any twelve-month*
 7 *period.*"

The amendment to the House amendment was adopted.

On motion of Senator Glenn, the Senate concurred in the House amendment as amended.

Senator Glenn 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. 66) the vote was:

Ayes, 40:

Andersen	Hultman	Nystrom	Rodgers
Bergman	Kelly	Orr	Schaben
Blouin	Kennedy	Palmer	Schwengels
Coleman	Kinley	Plymat	Schwieger
Curtis	Lamborn	Potter	Scott
Gallagher	McCartney	Priebe	Shaff
Glenn	Miller of	Rabedeaux	Taylor
Gluba	Des Moines	Ramsey	Tieden
Griffin	Miller of	Riley	Van Gilst
Hansen	Marshall	Robinson	Willits
Heying	Nolin		

Nays, 2:

Hill Winkelman

Absent or not voting, 8:

Briles	Doderer	Kyhl	Murray
DeKoster	Junkins	Milligan	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that Senate File 66 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 199

Senator Riley called up for consideration Senate File 199, a bill for an act to provide a Judicial Qualifications Act under the authority of the constitutional amendment adopted at the general election in November, 1972, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 199 as passed by the Senate
- 2 as follows:
- 3 1. Page 2, by striking lines 11 through 14
- 4 and inserting in lieu thereof the following:
- 5 "The commission members shall serve for
- 6 six-year terms, shall be ineligible for a second
- 7 term, shall hold no other office of and shall
- 8 not be employed by the United States or the state
- 9 of Iowa or of its political subdivisions, except
- 10 for the judicial member. The first".
- 11 2. Page 4, line 28, by striking the period
- 12 and inserting the following: "in accordance with
- 13 the rules of civil procedure."
- 14 3. Page 4, line 29, by striking the period
- 15 and inserting: "by a certified shorthand
- 16 reporter."

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 199) the vote was:

Ayes, 41:

Andersen	Griffin	Lamborn	Orr
Bergman	Hansen	McCartney	Palmer
Blouin	Heying	Miller of	Plymat
Coleman	Hill	Des Moines	Potter
Curtis	Hultman	Miller of	Priebe
Gallagher	Kelly	Marshall	Rabedeaux
Glenn	Kennedy	Nolin	Ramsey
Gluba	Kinley	Nystrom	Riley

Robinson	Schwengels	Taylor	Willits
Rodgers	Schwieger	Tieden	Winkelman
Schaben	Scott	Van Gilst	

Nays, none.

Absent or not voting, 9:

Briles	Junkins	Milligan	Shaff
DeKoster	Kyhl	Murray	Shaw
Doderer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

**CONSIDERATION OF HOUSE AMENDMENT TO
SENATE AMENDMENT CONTINUED**

House File 175

The Senate resumed consideration of the House amendment to the Senate amendment on House File 175.

On motion of Senator Taylor, the Senate concurred in the House amendment to the Senate amendment.

Senator Taylor 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.

Ayes, 42:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

DeKoster	Hultman	Kyhl	Rabedeaux
Doderer	Junkins	Murray	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 440.

Senate File 440

On motion of Senator Plymat, Senate File 440, a bill for an act relating to the financing of projects by cities, towns and counties, was taken up for further consideration.

The Senate resumed consideration of amendment S—424 offered and deferred on April 30, 1973.

On motion of Senator Heying, the amendment was adopted.

Senator Schwieger offered amendment S—420 filed by Senators Schwieger and Scott:

S—420

- 1 Amend Senate File 440, page 2, line 29, by in-
- 2 serting after the third word "or" the following:
- 3 "*a commercial enterprise engaged in storing, handling,*
- 4 *warehousing, distributing or selling products of*
- 5 *agriculture, or*".

Senator Scott offered amendment S—472 to the amendment and moved its adoption:

S—472

- 1 Amend the Schwieger-Scott amendment S—420 to Senate
- 2 File 440, line 3, by inserting after the word "*in*" the
- 3 word "*producing*".

The amendment to the amendment was adopted.

On motion of Senator Schwieger, amendment S—420 as amended was adopted.

Senator Blouin offered amendment S—428 filed by Senators Blouin, Rodgers, et al.:

S—428

- 1 Amend Senate File 440 as follows:
- 2 1. Page 5, line 23, by inserting before the period the
- 3 words "*, subject to approval by the voters as provided in*
- 4 *section four hundred nineteen point nine (419.9), of the*
- 5 *Code*".
- 6 2. Page 11, by inserting after line 17 the following
- 7 new section:
- 8 Sec. Section four hundred nineteen point nine
- 9 (419.9), Code 1973, is amended to read as follows:
- 10 419.9 [PUBLIC HEARING] *SPECIAL ELECTION*. Prior to the
- 11 issuance of any bonds under authority of this chapter, the
- 12 municipality shall conduct a [public hearing] *special election*
- 13 on the proposal to issue said bonds. Notice of intention to
- 14 issue the bonds, specifying the amount and purpose thereof
- 15 and the time and place of [hearing] *the election*, shall be
- 16 published [at least once not less than fifteen days prior
- 17 to the date fixed for the hearing] *once each week for at*

18 *least three consecutive weeks* in a newspaper published
 19 *and having a general circulation within the municipality.*
 20 *If there is no newspaper published therein, the notice*
 21 *shall be published in a newspaper published in the county*
 22 *and having a general circulation in the municipality.*
 23 *[At the time and place fixed for the public hearing the*
 24 *governing body of the municipality shall give all local*
 25 *residents who appear at the hearing an opportunity to*

Page 2

1 *express their views for or against the proposal to issue*
 2 *the bonds and at the hearing, or any adjournment thereof,*
 3 *shall adopt a resolution determining whether or not to*
 4 *proceed with the issuance of the bonds.] The notice must*
 5 *state the date of the election, the hours of opening and*
 6 *closing the polls and the location thereof and the ques-*
 7 *tion to be submitted. The election must be held on a*
 8 *date not less than five nor more than twenty days after*
 9 *the last publication of the notice. At the election the*
 10 *ballot used for the submission of the proposition must*
 11 *be in substantially the form for submitting special ques-*
 12 *tions at general elections. The proposition of issuing*
 13 *revenue bonds under authority of this chapter is not*
 14 *carried or adopted unless the vote in favor of the propo-*
 15 *sition is equal to at least a majority of the total vote*
 16 *cast for and against the proposition at the election.*
 17 *If the proposition of issuing the bonds is approved by*
 18 *the voters, the municipality may proceed with the issuance*
 19 *of the bonds. Costs of the special election shall be*
 20 *paid by the private college or university, industry,*
 21 *commercial enterprise, or utility which will use the*
 22 *project.*
 23 3. Renumber sections and correct internal references
 24 in conformity with this amendment.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 440** be deferred and that the bill retain its place on the calendar under **unfinished business**.

CONSIDERATION OF BILLS

House File 572

On motion of Senator Shaw, House File 572, a bill for an act to make appropriations to members of the advisory investment board of the Iowa public employees' retirement system, with report of committee recommending passage, was taken up for further consideration, and the report of the committee adopted.

Senator Shaw offered amendment S—510 filed by her and moved its adoption:

S—510

1 Amend House File 572, as amended and passed by the House,
 2 on page 2, by inserting after line 17 the following:
 3 "Sec. Section ninety-seven B point eight (97B.8),
 4 Code 1973, is amended to read as follows:
 5 97B.8 ADVISORY INVESTMENT BOARD. A board shall be es-
 6 tablished to be known as the "Advisory Investment Board of the
 7 Iowa Public Employees' Retirement System", hereinafter called
 8 the "board", whose duties shall be to advise and confer with
 9 the commission in matters relating to the investment of the
 10 trust funds of the Iowa public employees' retirement system.
 11 The powers of the board shall be purely advisory and the com-
 12 mission shall not be bound in the making of any investment
 13 by the recommendations of the board. The board shall consist
 14 of five members. Three of the members shall be appointed by
 15 the governor, one of whom shall be an executive of a domestic
 16 life insurance company, one an executive of a state or
 17 national bank operating within the state of Iowa, and the
 18 third shall be an executive of a major industrial corporation
 19 located within the state of Iowa. The president of the sen-
 20 ate shall appoint one member from the membership of the sen-
 21 ate and the speaker of the house of representatives shall
 22 appoint one member from the membership of the house. The two
 23 members appointed by the president of the senate and the
 24 speaker of the house of representatives shall be ex officio
 25 members of the board. Members appointed by the governor

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1 shall be paid their actual expenses incurred in performance
 2 of their duties and shall receive in addition thereto the sum
 3 of twenty-five dollars for each day of service not exceeding
 4 forty days per year. [Ex-officio] *Legislative* members shall
 5 receive *the sum of forty dollars for each day of service and*
 6 *their actual expenses incurred in the performance of their*
 7 *duties. The per diem and expenses of the legislative members*
 8 *shall be paid from funds appropriated under section two point*
 9 *twelve (2.12) of the Code. The appointive terms of the*
 10 *members appointed by the governor shall be for a period of*
 11 *six years dating from July 1 of the year in which they are*
 12 *appointed, but the governor shall designate, in the case of*
 13 *the original appointees, one who shall serve for a period of*
 14 *two years, a second who shall serve for a period of four*
 15 *years, and a third who shall serve for a period of six years.*
 16 *In the event of vacancy, through resignation or any other*
 17 *cause, in the membership of the board, the governor shall*
 18 *have the power of appointment. Appointees to this board*
 19 *shall be subject to confirmation by a two-thirds vote of the*
 20 *senate, but in the event of interim appointments, such con-*
 21 *firmation shall be necessary at the next session of the*
 22 *senate."*

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now,
 which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 572) the vote was:

Ayes, 37:

Bergman	Kelly	Palmer	Schwieger
Blouin	Kennedy	Potter	Scott
Briles	Kinley	Priebe	Shaff
Curtis	Lamborn	Rabedeaux	Shaw
Gallagher	Miller of Des Moines	Ramsey	Taylor
Glenn		Robinson	Tieden
Gluba	Milligan	Rodgers	Van Gilst
Hansen	Nolin	Schaben	Willits
Heying	Nystrom	Schwengels	Winkelman
Hultman	Orr		

Nays, 1:

Riley

Voting present, 2:

Andersen Griffin

Absent or not voting, 10:

Coleman	Hill	McCartney	Murray
DeKoster	Junkins	Miller of	Plymat
Doderer	Kyhl	Marshall	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 532

On motion of Senator Shaw, Senate File 532, a bill for an act to appropriate and authorize expenditures from the vehicle dispatcher revolving fund, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 532) the vote was:

Ayes, 41:

Andersen	Hill	Palmer	Schwengels
Bergman	Hultman	Plymat	Schwieger
Blouin	Kelly	Potter	Scott
Briles	Kinley	Priebe	Shaff
Curtis	Lamborn	Rabedeaux	Shaw
Gallagher	Miller of Des Moines	Ramsey	Taylor
Glenn		Riley	Tieden
Gluba	Milligan	Robinson	Van Gilst
Griffin	Nolin	Rodgers	Willits
Hansen	Nystrom	Schaben	Winkelman
Heying	Orr		

Nays, none.

Absent or not voting, 9:

Coleman	Junkins	McCartney	Murray
DeKoster	Kennedy	Miller of	
Doderer	Kyhl	Marshall	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 533

On motion of Senator Shaw, Senate File 533, a bill for an act making an appropriation from the general fund of the state to the various divisions of the department of general services, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 533) the vote was:

Ayes, 39:

Andersen	Heying	Nystrom	Schaben
Bergman	Hill	Orr	Schwengels
Blouin	Hultman	Palmer	Schwieger
Briles	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
Gallagher	McCartney	Rabedeaux	Taylor
Glenn	Miller of	Ramsey	Tieden
Gluba	Des Moines	Riley	Van Gilst
Griffin	Milligan	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman

Nays, 2:

Priebe	Scott
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Absent or not voting, 9:

Coleman	Junkins	Lamborn	Murray
DeKoster	Kelly	Miller of	
Doderer	Kyhl	Marshall	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 534

On motion of Senator Shaw, Senate File 534, a bill for an act to appropriate and authorize expenditures from moneys received by the department of general services centralized printing permanent revolving fund, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 534) the vote was:

Ayes, 40:

Andersen	Gallagher	Heying	McCartney
Bergman	Glenn	Hill	Miller of
Blouin	Gluba	Kennedy	Des Moines
Briles	Griffin	Kinley	Milligan
Curtis	Hansen	Lamborn	Nolin

Nystrom	Rabedeaux	Schaben	Taylor
Orr	Ramsey	Schwengels	Tieden
Palmer	Riley	Schwieger	Van Gilst
Plymat	Robinson	Scott	Willits
Potter	Rodgers	Shaw	Winkelman
Priebe			

Nays, none.

Absent or not voting, 10:

Coleman	Hultman	Kyhl	Murray
DeKoster	Junkins	Miller of	Shaff
Doderer	Kelly	Marshall	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 535

On motion of Senator Shaw, Senate File 535, a bill for an act to appropriate and authorize expenditures from moneys received by the department of general services revolving fund, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 535) the vote was:

Ayes, 41:

Andersen	Hill	Orr	Schaben
Bergman	Hultman	Palmer	Schwengels
Blouin	Kelly	Plymat	Schwieger
Briles	Kennedy	Potter	Scott
Curtis	Lamborn	Priebe	Shaw
Gallagher	McCartney	Rabedeaux	Taylor
Glenn	Miller of	Ramsey	Tieden
Gluba	Des Moines	Riley	Van Gilst
Griffin	Milligan	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman
Heying	Nystrom		

Nays, none.

Absent or not voting, 9:

Coleman	Junkins	Miller of	Murray
DeKoster	Kinley	Marshall	Shaff
Doderer	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 537

On motion of Senator Schwieger, Senate File 537, a bill for an act making an appropriation from the general fund of the state to the Iowa drug abuse authority, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 537) the vote was:

Ayes, 42:

Andersen	Hill	Orr	Schwengels
Bergman	Kelly	Palmer	Schwieger
Blouin	Kennedy	Plymat	Scott
Briles	Kinley	Potter	Shaff
Curtis	Lamborn	Priebe	Shaw
Gallagher	McCartney	Rabedeaux	Taylor
Glenn	Miller of	Ramsey	Tieden
Gluba	Des Moines	Riley	Van Gilst
Griffin	Milligan	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman
Heying	Nystrom	Schaben	

Nays, none.

Absent or not voting, 8:

Coleman	Hultman	Miller of	Murray
DeKoster	Junkins	Marshall	
Doderer	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 538

On motion of Senator Schwieger, Senate File 538, a bill for an act making an appropriation from the general fund of the state of Iowa to the board of parole, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 538) the vote was:

Ayes, 42:

Andersen	Hill	Nystrom	Schwengels
Bergman	Hultman	Orr	Schwieger
Blouin	Kelly	Palmer	Scott
Briles	Kennedy	Potter	Shaff
Curtis	Kinley	Priebe	Shaw
Gallagher	Lamborn	Rabedeaux	Taylor
Glenn	McCartney	Ramsey	Tieden
Gluba	Miller of	Riley	Van Gilst
Griffin	Des Moines	Robinson	Willits
Hansen	Milligan	Rodgers	Winkelman
Heying	Nolin	Schaben	

Nays, none.

Absent or not voting, 8:

Coleman	Junkins	Miller of	Murray
DeKoster	Kyhl	Marshall	Plymat
Doderer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 539

On motion of Senator Schwieger, Senate File 539, a bill for an act making an appropriation to the department of social services for use of institutions under the bureau of adult corrections, was taken up for consideration.

Senator Winkelman offered amendment S—552 filed by him:
S—552

- 1 Amend Senate File 539 as follows:
- 2 1. Page 3, by striking lines 7 through 24.
- 3 2. By renumbering the remaining sections.

Senator Orr took the chair at 4:38 p.m.

Senator Schwieger requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

Senator Winkelman moved the adoption of amendment S—552.

Roll call was requested.

On the question "Shall amendment S—552 be adopted?" (S.F. 539) the vote was:

Rule 24 was invoked.

Ayes, 19:

Bergman	Kelly	Nystrom	Riley
Briles	McCartney	Orr	Rodgers
Curtis	Miller of	Plymat	Schwengels
Hill	Des Moines	Rabedeaux	Van Gilst
Hultman	Milligan	Ramsey	Winkelman

Nays, 21:

Andersen	Heying	Potter	Scott
Blouin	Kennedy	Priebe	Shaff
Gallagher	Lamborn	Robinson	Taylor
Glenn	Nolin	Schaben	Tieden
Gluba	Palmer	Schwieger	Willits
Hansen			

Absent or not voting, 10:

Coleman	Griffin	Kyhl	Murray
DeKoster	Junkins	Miller of	Shaw
Doderer	Kinley	Marshall	

Amendment S—552 lost.

Senator Winkelman raised a point of order on the roll call for the reason that one member voted from the Senate gallery.

The Chair ruled the point not well taken because the gallery was considered a part of the Senate chamber.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 539) the vote was:

Ayes, 34:

Andersen	Heying	Orr	Schwengels
Bergman	Kelly	Palmer	Schwieger
Blouin	Kennedy	Potter	Scott
Briles	Lamborn	Priebe	Shaff
Curtis	McCartney	Ramsey	Taylor
Gallagher	Miller of	Riley	Tieden
Glenn	Des Moines	Robinson	Van Gilst
Gluba	Milligan	Rodgers	Willits
Hansen	Nolin	Schaben	

Nays, 5:

Hill	Plymat	Rabedeaux	Winkelman
Hultman			

Absent or not voting, 11:

Coleman	Griffin	Kyhl	Murray
DeKoster	Junkins	Miller of	Nystrom
Doderer	Kinley	Marshall	Shaw

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 539 passed the Senate on May 10, 1973.

E. KEVIN KELLY

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 229, a bill for an act to increase the fees for applications, renewals and reinstatements of registered architects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 498, a bill for an act to provide for standard budget request forms.

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 612, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 739, a bill for an act making an appropriation to the department of social services.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 740 a bill for an act to increase the personal property tax credit.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 123, a bill for an act relating to the taxation of marine insurance underwriting profits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 345, a bill for an act appropriating funds to the higher education facilities commission to finance tuition grants.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 123

- 1 Amend Senate File 123 as follows:
- 2 Page 5, line 23, by striking the word "seventy-
- 3 two" and inserting in lieu thereof the word
- 4 "seventy-three".

INTRODUCTION OF BILLS

Senate Joint Resolution 15, by Senators Coleman and Lamborn (Cochran, Stanley and Fitzgerald), a joint resolution urging the President of the United States to present a posthumous Presidential Medal of Freedom to Dr. Karl L. King.

Read first time and passed on file.

Senate File 550, by committee on state government, a bill for an act making corrective amendments to House File two hundred eighty-seven (287) as enacted by the Sixty-fifth General Assembly, 1973 Session.

Read first time and placed on calendar.

Senate File 551, by committee on commerce, a bill for an act relating to investments and administration of state chartered savings and loan associations.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File 229, a bill for an act to increase the fees for applications, renewals and reinstatements of registered architects.

Read first time and passed on file.

House File 498, a bill for an act to provide for standard budget request forms.

Read first time and passed on file.

House File 739, a bill for an act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services.

Read first time and passed on file.

House File 740, a bill for an act to increase the personal property tax credit.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 44

By Heying

Whereas, the community of Maynard, Iowa is known for its aggressive spirit and is a community to which Iowans can point with pride; and

Whereas, Maynard, Iowa has survived one of the worst tornadoes in Iowa history in recent years and is now continuing as an aggressive community based upon an agricultural economy; and

Whereas, the citizens of Maynard, Iowa have continued to produce good Iowa citizens through a fine school system in spite of the interruption of the devastating tornado; and

Whereas, Maynard, Iowa is celebrating its one hundredth anniversary this year, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the community of Maynard, Iowa be extended the congratulations of the General Assembly upon its one hundredth anniversary and that the General Assembly extends its wishes to Maynard, Iowa for continued prosperity.

SENATE CONCURRENT RESOLUTION 45

By Rodgers (Hutchins)

Whereas, the incidents of livestock rustling has increased considerably in recent months and has become a major law enforcement problem in this state; and

Whereas, other states, including the state of Nebraska, which have adopted comprehensive brand inspection programs report comparatively low incidences of livestock rustling; and

Whereas, House File 606 was introduced during the 1973 Session of the Sixty-fifth General Assembly to provide for the inspection of brands and other evidences of ownership when livestock is transported between inspection districts or sold in this state; and

Whereas, time limitations have precluded full study and consideration of House File 606 and additional study of the administration and implementation of a proposed brand inspection program is considered necessary; *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the legislative council is authorized to establish a study committee, as provided by law, which members shall include members of the appropriate standing committees of the House of Representatives and the Senate to conduct during the 1973-1974 legislative interim a comprehensive study of brands and brand inspection; 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-fifth General Assembly, 1974 Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 122

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 122, a bill for an Act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, respectfully submit the following recommendation:

1. That the Senate recede from its amendment to House File 122.

On the part of the Senate:

WILLARD R. HANSEN, Chairman
MICHAEL T. BLOUIN
ROGER J. SHAFF

On the part of the House:

FLOYD H. MILLEN, Chairman
JOHN H. CLARK
JAMES I. MIDDLESWART
LOWELL E. NORLAND

EXPLANATION OF VOTE

MR. PRESIDENT: I voted "no" on Senate File 513 because the bill does not designate the specific federal programs for which cut or impounded federal funds would be replaced by Iowa funds and because the bill contained no criteria for the Governor or department head in making the decision on whether said funding should be replaced.

RICHARD R. RAMSEY

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

S. F. 548 State government

REPORTS OF COMMITTEES

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred House File 222, a bill for an act relating to the powers of the Commissioner of Insurance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 308**, a bill for an act relating to definition of vehicle, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 637**, a bill for an act relating to permissible investments by banks, livestock loans by banks, and investments of fiduciary accounts by banks, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 647**, a bill for an act relating to subdivided land and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 179**, a bill for an act relating to inspection of patients' records, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 182**, a bill for an act relating to the office of public defender, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 28**, a bill for an act relating to a free copy of the laws of Iowa, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the judiciary committee**

amendment S—515 filed May 7, 1973 and found on page 1128 of the Senate Journal and when so amended the bill do pass.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 676**, a bill for an act to legalize and validate the proceedings of the Town Council of the Town of Sanborn, in the County of O'Brien, State of Iowa, in connection with the placing of the management and control of the Waterworks System of said Town in the Town Council, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 531**, a bill for an act relating to public employment relations and providing penalties for violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and returns the bill without recommendation**:

S—560

1 Amend Senate File 531 as follows:

- 2 1. Page 12, line 30, by striking the word "request" and
- 3 inserting in lieu thereof the word "petition".
- 4 2. Page 18, lines 1 and 2, by striking the words "section
- 5 twenty (20) of this Act" and inserting in lieu thereof the
- 6 words "subsection two (2) of this section".

WARREN E. CURTIS, Chairman

Ordered passed on file.

MR. PRESIDENT: Your committee on state government to which was referred **House File 261**, a bill for an act relating to free registration plates for certain disabled veterans, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 269**, a bill for an act to change the filing system on motor vehicle registration and the sales and use tax required by the department of public safety and county treasurers' offices, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 655**, a bill for an act to correct internal references in the law regulating billboards, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 696**, a bill for an act relating to the resistance of outdated warrants, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—559

- 1 Amend Senate File 504 as follows:
- 2 1. Page 6, by striking lines 32 through 35.
- 3 2. Page 7, by striking lines 1 through 17.
- 4 3. By renumbering the remaining sections.

WILLIAM P. WINKELMAN
EUGENE M. HILL
WARREN E. CURTIS
KARL NOLIN
JOHN N. NYSTROM

S—563

- 1 Amend Senate File 528, as follows:
- 2 1. By adding after line 19 the following new sections:
- 3 Sec. Section three hundred fifty-one point twenty-
- 4 eight (351.28), Code 1973, is amended to read as follows:
- 5 351.28 LIABILITY FOR DAMAGES. The owner of any dog[,
6 whether licensed or unlicensed,] shall be liable to the party
7 injured for all damages done by said dog, except when the
8 party damaged is doing an unlawful act, directly contributing
9 to said injury. This section shall not apply to any damage
10 done by a dog affected with hydrophobia unless the owner of
11 such dog had reasonable grounds to know that such dog was
12 afflicted with said malady, and by reasonable effort might
13 have prevented the injury.
- 14 Sec. Section three hundred fifty-one point thirty-
- 15 three (351.33), Code 1973, is amended to read as follows:
- 16 351.33 RABIES VACCINATION. Every owner of a dog shall
17 obtain a rabies vaccination for such animal. It shall be
18 unlawful for any person to own or have a dog in his possession,
19 six months of age or over, which has not been vaccinated
20 against rabies. [Dogs kept in kennels and not allowed to run
21 at large shall not be subject to these vaccination require-
22 ments.]
- 23 Sec. Section three hundred fifty-one point thirty-

24 five (351.35), Code 1973, is amended to read as follows:

25 351.35 [HOW AND WHEN] VACCINATION ADMINISTERED—
CERTIFICATE

Page 2

1 *RECORDED.* The rabies vaccination required by section 351.33
2 shall be an injection of antirabies vaccine approved by the
3 [state] department of agriculture, and the frequency of revac-
4 cination necessary for approved vaccinations shall be as
5 established by such department. The vaccine shall be admin-
6 istered by a licensed veterinarian and shall be given as
7 approved by the [state] department of agriculture. The veter-
8 inarian shall issue a tag with the certificate of vaccination,
9 and such tag shall at all times be attached to the collar of
10 the dog.

11 *The veterinarian shall send a copy of the certificate of*
12 *vaccination or revaccination for rabies to the department of*
13 *agriculture. The department shall maintain a record of the*
14 *certificates of vaccinations or revaccinations administered*
15 *by licensed veterinarians under this section.*

16 Sec. Section three hundred fifty-one point thirty-
17 six (351.36), Code 1973, is amended to read as follows:
18 351.36 ENFORCEMENT. Local health and law enforcement
19 officials shall enforce the provisions of sections 351.33 and
20 three hundred fifty-one point thirty-five (351.35) to 351.43,
21 inclusive, of the Code, relating to vaccination and impound-
22 ment of dogs. Such public officials shall not be responsible
23 for any accident or disease of a dog resulting from the
24 enforcement of the provisions of said sections.

25 Sec. Section three hundred fifty-one point

Page 3

1 forty-two (351.42), Code 1973, is amended to read as follows:
2 351.42 EXEMPT DOGS. [Dogs that are under the control of
3 the owner or handlers and which are in transit, or are to be
4 exhibited shall be exempt from the vaccination provisions of
5 these sections if they are within the state for less than
6 thirty days.] Dogs assigned to a research institution or a
7 like facility shall be exempt from the provisions of sections
8 351.33 and three hundred fifty-one point thirty-five (351.35)
9 to 351.43, inclusive, of the Code.

10 Sec. Section three hundred fifty-one point forty-
11 three (351.43), Code 1973, is amended to read as follows:

12 351.43 PENALTY. Any person refusing to comply with the
13 provisions of section 351.33 and three hundred fifty-one
14 point thirty-five (351.35) to 351.42, inclusive, of the Code,
15 or violating any of their provisions, shall be deemed guilty
16 of a misdemeanor and upon conviction shall be fined not more
17 than one hundred dollars or imprisoned not more than thirty
18 days, for each offense.

19 Sec. Any moneys remaining in the domestic animal
20 fund on the effective date of this Act shall be transferred
21 to the general fund of the county.

22 Sec. Sections three hundred fifty-one point one
23 (351.1), three hundred fifty-one point three (351.3), three
24 hundred fifty-one point four (351.4), three hundred fifty-one
25 point five (351.5), three hundred fifty-one point six (351.6),

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1 three hundred fifty-one point seven (351.7), three hundred
 2 fifty-one point eight (351.8), three hundred fifty-one point
 3 nine (351.9), three hundred fifty-one point ten (351.10),
 4 three hundred fifty-one point eleven (351.11), three hundred
 5 fifty-one point twelve (351.12), three hundred fifty-one
 6 point thirteen (351.13), three hundred fifty-one point four-
 7 teen (351.14), three hundred fifty-one point fifteen (351.15),
 8 three hundred fifty-one point sixteen (351.16), three hundred
 9 fifty-one point seventeen (351.17), three hundred fifty-one
 10 point eighteen (351.18), three hundred fifty-one point nine-
 11 teen (351.19), three hundred fifty-one point twenty (351.20),
 12 three hundred fifty-one point twenty-two (351.22), three
 13 hundred fifty-one point twenty-three (351.23), three hundred
 14 fifty-one point twenty-four (351.24), three hundred fifty-one
 15 point twenty-five (351.25), three hundred fifty-one point
 16 twenty-six (351.26), three hundred fifty-one point twenty-
 17 seven (351.27), three hundred fifty-one point twenty-nine
 18 (351.29), and three hundred fifty-one point thirty-four
 19 (351.34), and chapter three hundred fifty-two (352), Code
 20 1973, are repealed.

21 2. Page 1, line 1, by inserting after the word "dogs"
 22 the following:

23 "and the vaccination of dogs for rabies and to repeal
 24 provisions relating to dog licensing and domestic
 25 animal fund".

E. KEVIN KELLY

S—562

1 Amend Senate File 531 by striking every-
 2 thing after the enacting clause and inserting in lieu
 3 thereof the following:

4 Section 1. *NEW SECTION. PUBLIC POLICY.* The general
 5 assembly declares that it is the public policy of this
 6 state that:

7 1. The people of this state have a fundamental
 8 interest in the development of harmonious and cooperative
 9 relationships between government and its employees.

10 2. Public employers recognize the right of public
 11 employees to organize and to accept the principle of
 12 full communication between public employers and public
 13 employee organizations to alleviate various forms of
 14 strike and unrest.

15 3. The state has an obligation to protect the public
 16 by attempting to assure the orderly and uninterrupted
 17 operations and functions of government.

18 4. The status of public employees is not completely
 19 comparable to that of private employees because of
 20 inherent differences in the employment relationship
 21 arising out of the unique fact that the public employer
 22 is established by and run for the benefit of all the
 23 people and its authority derives not from contract nor
 24 the profit motive inherent in the principle of free
 25 private enterprise, but arises from the Constitution

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1 and statutes.

2 It is the purpose of this Act to obligate public
3 employers, public employees, and their representatives
4 to enter into discussions with affirmative willingness
5 to resolve grievances and disputes relating to wages,
6 salaries, and other economic benefits. It is also the
7 purpose of this Act to promote the improvement of
8 employer-employee relations within state agencies and
9 political subdivisions of the state by providing a
10 uniform basis for recognizing the right of public
11 employees to join organizations of their own choice,
12 or to refrain from joining, and be represented by such
13 organizations in their employment relations and dealings
14 with public agencies.

15 Sec. 2. *NEW SECTION.* DEFINITIONS. When used in
16 this Act, unless the context otherwise requires:

17 1. "Public employer" means the state of Iowa, its
18 political subdivisions, including school districts and
19 other special purpose districts; and any department,
20 board, commission, or other agency thereof and their
21 representatives.

22 2. "Public employee" means any person employed by
23 a public employer except persons excluded under the
24 provisions of section three (3) of this Act.

25 3. "Employee organization" means an organization

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1 of any kind which includes public employees and which
2 has as one of its purposes the representation of public
3 employees in their employment relations with public
4 employers.

5 4. "Board" means the public employment relations
6 board.

7 5. "Governing body" means the legislative body of
8 the public employer or the body possessing legislative
9 powers.

10 6. "Supervisory employee" means any public employee
11 having authority, in the interest of the public employer,
12 to hire, transfer, suspend, lay off, recall, promote,
13 discharge, assign, reward, or discipline other public
14 employees, or responsibility to direct them, or to adjust
15 their grievances, or effectively to recommend such
16 action, if in connection with the foregoing the exercise
17 of such authority is not of a merely routine or clerical
18 nature, but requires the use of independent judgment.

19 7. "Meet and confer in good faith" means the process
20 whereby the chief executive of a public employer, or
21 his representatives and representatives of employee
22 organizations have the mutual obligation personally
23 to meet and confer in order to exchange freely
24 information, opinions, and proposals, to endeavor to
25 reach agreement on matters within the scope of

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1 discussions, and to seek by every possible means to

2 implement agreements reached.

3 8. "Memorandum of agreement" means a written
4 memorandum of understanding arrived at by the
5 representatives of the public employer and an employee
6 organization, which may be presented to the governing
7 body for appropriate action.

8 9. "Mediation" means effort by an impartial third
9 party to assist in reconciling a dispute regarding
10 wages, salaries, and other economic benefits between
11 the public employer and the employee organization through
12 interpretation, suggestion, and advice.

13 12. "Fact-finding" means investigation of such a
14 dispute by an individual, panel, or board with the fact-
15 finder submitting a report to the parties describing
16 the issues involved. The report may contain
17 recommendations for settlement and may be made public.

18 11. "Advisory arbitration" means interpretation
19 of the terms of an existing or a new memorandum of
20 agreement or investigations of disputes by an impartial
21 third party whose decision is not binding upon the
22 parties.

23 12. "Voluntary arbitration" means a procedure wherein
24 both parties jointly agree to submit their dispute over
25 the interpretation of the terms of an existing agreement

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1 or over a new memorandum of agreement to an impartial
2 third party whose decision may be final and binding
3 or advisory and nonbinding, depending on the nature
4 of the initial agreement.

5 13. "Strike" means the failure by concerted action
6 with others to report for duty, the willful absence
7 from one's position, the stoppage of work, or the
8 abstinence in whole or in part from the full, faithful,
9 and proper performance of the duties of employment,
10 or in any matter interfering with the operation of
11 any public employer.

12 14. "Confidential employee" means one whose
13 unrestricted access to confidential personnel files
14 or information concerning the administrative operations
15 of a public employer or whose functional responsibilities
16 or knowledge in connection with the issues involved
17 in the collective negotiations process, would make his
18 membership in the organization incompatible with his
19 official duties.

20 Sec. 3. *NEW SECTION.* EXCLUSIONS. The following
21 public employees shall be excluded from the provisions
22 of this Act:

23 1. Officials elected by popular vote, and persons
24 appointed to fill vacancies in elective offices, their
25 immediate secretaries, two deputies, and the immediate

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1 secretary of each of the two deputies.

2 2. Members and the chief administrative officers
3 of boards and commissions and their immediate

- 4 secretaries.
 5 3. The personal staff of the governor, all persons
 6 appointed by the governor and their immediate
 7 secretaries.
 8 4. Patients and inmates employed, sentenced, or
 9 committed to any state or local institution.
 10 5. Persons employed permanently by the board.
 11 6. Persons employed by the legislative branch of
 12 government, office of the attorney general, judges of
 13 the supreme court, district judges, district associate
 14 judges, and judicial magistrates, and the employees
 15 of the judges and courts.
 16 7. Officers and enlisted men of the armed services
 17 under state jurisdiction.
 18 8. All persons whose salaries are set by the general
 19 assembly.
 20 9. All persons holding a status of student in any
 21 state or local institution.
 22 10. Persons who regularly work for a public employer
 23 less than twenty hours per week or five months per year.
 24 11. All persons in a confidential relationship with
 25 their public employer.

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- 1 Sec. 4. *NEW SECTION.* PUBLIC EMPLOYMENT RELATIONS
 2 BOARD.
 3 1. There is established an autonomous board to be
 4 known as the public employment relations board. The
 5 governor shall assign the board to an existing agency,
 6 except an agency of which he has the unqualified right
 7 to discharge the head, for the purpose of administration.
 8 The board shall consist of three members appointed by
 9 the governor with the approval of two-thirds of the
 10 senate. Not more than two members of the board shall
 11 be of the same political affiliation.
 12 Each member shall be appointed for a term of six
 13 years, except that of the members first appointed, one
 14 member shall be appointed for a term of two years
 15 commencing July 1, 1973 and ending June 30, 1975, one
 16 member shall be appointed for a term of four years
 17 commencing July 1, 1973 and ending June 30, 1977, and
 18 one member shall be appointed for a term of six years
 19 commencing July 1, 1973 and ending June 30, 1979. The
 20 member first appointed for a term of six years shall
 21 serve as chairman and each of his successors shall also
 22 serve as chairman.
 23 A member appointed to fill a vacancy shall be
 24 appointed for the unexpired term of the member he
 25 succeeds.

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- 1 2. The members of the board shall be selected on
 2 the basis of their knowledge, ability, and experience
 3 in the field of labor-management relations.
 4 The chairman shall devote full time to the duties

5 of his office and shall receive an annual salary equal
6 to the salary of a district court judge. He shall not
7 be selected on the basis of his political affiliation
8 and shall not engage in any political activity while
9 he holds this position. The remaining two members shall
10 devote such time as is necessary to carry out the duties
11 and responsibilities of the office. Members of the
12 board, except the chairman, shall receive a per diem
13 of one hundred dollars and necessary travel and ex-
14 penses incurred in the performance of their official
15 duties.

16 3. The board may appoint an executive director and
17 employ such other persons as are necessary for the
18 performance of its functions. Personnel of the board
19 shall be employed pursuant to the provisions of chapter
20 nineteen A (19A) of the Code.

21 Sec. 5 *NEW SECTION*. GENERAL POWERS AND DUTIES
22 OF THE BOARD. The board shall have the power and duty
23 to:

24 1. Make studies and analyses of, and act as a
25 clearinghouse of information relating to conditions

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1 of employment of public employees throughout the state.

2 2. Provide technical assistance and training programs
3 to assist public employees in their employment violations
4 with employee organizations.

5 3. Request from any public employer such assistance,
6 services, and data as will enable the board to carry
7 out its functions and powers.

8 4. Establish procedures for the prevention of
9 improper public employer and employee organization
10 practices as provided in section fifteen (15) of this
11 Act, provided that in the case of a claimed violation
12 of subsection two (2), paragraph c, or subsection three
13 (3), paragraph a of section thirteen (13) of this Act,
14 procedures shall provide only for an entering of an
15 order directing the public employer or employee
16 organization to meet and confer in good faith. Pend-
17 ing proceedings under this subsection shall not be used
18 to delay or interfere with determination of
19 representation status pursuant to section nine (9) of
20 this Act or with meeting and conferring. The board
21 shall exercise exclusive nondelegable jurisdiction of
22 the power granted to it by this subsection.

23 5. Establish, after consulting with representatives
24 of employee organizations, public employers and qualified
25 persons representative of the public, to be available

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1 to serve as mediators, members of fact-finding boards,
2 or arbitrators.

3 6. Hold such hearings as it deems necessary, to
4 carry out its functions and powers.

5 7. For the purpose of such hearings, administer

6 oaths and affirmations, examine witnesses and documents,
 7 take testimony and receive evidence, compel attendance
 8 of witnesses and the production of documents by the
 9 issuance of subpoenas, and delegate such powers to any
 10 member of the board or any person appointed by the board
 11 for the performance of its functions. Such subpoenas
 12 shall be regulated and enforced under the Iowa rules
 13 of civil procedure.

14 8. Make, amend, and rescind, such rules and
 15 regulations, including but not limited to those governing
 16 its internal organization and operations, and exercise
 17 such other powers, as may be appropriate to effectuate
 18 the purposes and provisions of this Act pursuant to
 19 chapter seventeen A (17A) of the Code.

20 Sec. 6. *NEW SECTION. PUBLIC EMPLOYEE RIGHTS.*

21 Public employees may form, join, and participate in
 22 the activities of employee organizations of their own
 23 choosing for the purpose of meeting and conferring with
 24 public employers or their representatives with respect
 25 to grievances and wages, salaries, and other economic

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1 benefits. Public employees may also refuse or fail
 2 to join or participate in the activities of employee
 3 organizations. A public employee who refuses or fails
 4 to join or participate in the activities of employee
 5 organizations shall have the right to petition the
 6 public employer and the board to resolve grievances
 7 and disputes relating to wages, salaries, and other
 8 economic benefits.

9 Sec. 7. *NEW SECTION. SUPERVISORY EMPLOYEES.*

10 Supervisory employees may form, join, and participate
 11 in the activities of an employee organization, provided
 12 the organization does not include nonsupervisory
 13 employees. A public employer shall not extend formal
 14 recognition to a supervisory organization for the purpose
 15 of meeting and conferring with respect to grievances
 16 and conditions of employment, but may consult or
 17 communicate with such an organization on appropriate
 18 matters. The public employer shall determine whether
 19 an individual is to be considered a supervisory or
 20 confidential employee under the provisions of this Act,
 21 subject to appeal to the board.

22 Sec. 8. *NEW SECTION. PUBLIC EMPLOYER RIGHTS.*

23 Nothing in this Act is intended to circumscribe or
 24 modify the existing right of a public employer to:

25 1. Direct the work of its employees.

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1 2. Hire, promote, assign, transfer, and retain
 2 employees in positions created by the public employer.

3 3. Demote, suspend, or discharge employees for
 4 proper cause.

5 4. Maintain the efficiency of governmental
 6 operations.

7 5. Relieve employees from duties because of lack
8 of work or for other legitimate reasons.

9 6. Take actions as may be necessary to carry out
10 the mission of the public employer in emergencies.

11 7. Determine the methods, means, and personnel by
12 which operations are to be carried on.

13 Sec. 9. *NEW SECTION.* RECOGNITION OF EMPLOYEE
14 ORGANIZATIONS.

15 1. Public employers shall recognize employee
16 organizations for the purpose of representing their
17 members in dealings with such employers. Employee
18 organizations may establish reasonable provisions for
19 an individual's admission to or dismissal from
20 membership.

21 2. Where a public employer has recognized an employee
22 organization or where an organization has been certified
23 by the board as representing a majority of the public
24 employees in an appropriate unit, or recognized formally,
25 pursuant to the provisions of this Act, the public

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1 employer shall meet and confer in good faith with the
2 employee organization in the determination of the
3 economic terms and conditions of employment of their
4 public employees and the settlement of grievances, and
5 may enter into a memorandum of agreement with the em-
6 ployee organization.

7 3. When a representational question relating to
8 the designation of an appropriate unit is raised by
9 a public employer, employee organization, or public
10 employee, the board shall, at the request of any of
11 the parties, investigate such question and, after a
12 hearing, rule on the definition of the appropriate unit.
13 In defining the unit, the board shall consider, along
14 with other relevant factors, the principles of efficient
15 administration of government, the existence of a
16 community of interest among public employees, the history
17 and extent of employee organization, geographical
18 location, and the recommendations of the parties
19 involved.

20 4. Following investigation of a question concerning
21 whether an employee organization represents a majority
22 of the public employees in an appropriate unit, the
23 board, at the request of any of the parties, shall
24 examine such question and certify to the parties in
25 writing the name of the representative that has been

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1 designated. The filing of a petition for the inves-
2 tigation or certification of a representative by any
3 of the parties shall constitute a question within the
4 meaning of this section. In any such investigation,
5 the board may provide for a hearing, determine voting
6 eligibility, and take a secret ballot of public employees
7 in the appropriate unit involved to ascertain the

8 employee representative for the purpose of formal
 9 recognition. If the board has certified a formally
 10 recognized employee representative in an appropriate
 11 unit, it shall not be required to consider the matter
 12 again for a period of one year. The board may promulgate
 13 rules and regulations as may be appropriate to carry
 14 out the provisions of subsections one (1) and two (2)
 15 of this section.

16 Sec. 10. *NEW SECTION.* RIGHTS ACCOMPANYING FORMAL
 17 RECOGNITION.

18 1. A public employer shall extend to a certified
 19 or recognized employee organization, the right to
 20 represent all the public employees, regardless of
 21 membership in the employee organization, in meet and
 22 confer proceedings, the settlement of grievances, and
 23 the right to unchallenged representation status, for
 24 one year following the date of certification or
 25 recognition.

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1 2. A public employer may extend to the employee
 2 organization the right to membership dues deduction,
 3 upon presentation of dues deduction authorization cards
 4 signed by public employees.

5 2. Representatives of employee organizations may
 6 be given time off without loss of compensation during
 7 normal working hours to meet and confer with public
 8 employers on matters falling within the scope of
 9 discussions.

10 Sec. 11. *NEW SECTION.* PROCEDURES FOR DETERMINING
 11 THE RECOGNITION STATUS OF LOCAL EMPLOYEE ORGANIZA-
 TIONS.

12 1. Every public employer, other than the state
 13 acting through its governing body, may establish
 14 procedures, not inconsistent with the provisions of
 15 sections nine (9) and ten (10) of this Act and after
 16 consultation with employee organizations and employer
 17 representatives, to resolve disputes concerning the
 18 recognition status of employee organizations composed
 19 of public employees.

20 2. In the absence of such procedures, these disputes
 21 shall be submitted to the board in accordance with
 22 section nine (9) of this Act.

23 Sec. 12. *NEW SECTION.* SCOPE OF A MEMORANDUM OF
 24 AGREEMENT. The memorandum of agreement may extend to
 25 all matters with respect to wages, salaries, and other

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1 economic benefits. However, the memorandum of agreement
 2 shall not include proposals relating to:

3 1. Any subject preempted by federal or state law
 4 or municipal ordinance.

5 2. Public employee rights defined in section six
 6 (6) of this Act.

7 3. Public employer rights defined in section eight

8 (8) of this Act.

9 4. The authority and power of the merit employment
10 commission or any civil service commission created by
11 statute or ordinance to establish and administer
12 standards dealing with the impartial recruitment of
13 candidates for public employment, to conduct and grade
14 merit examinations, and to rate candidates in the order
15 of their relative excellence from which appointments
16 or promotions may be made to positions in the competitive
17 division of the classified service of the public employer
18 served by the merit employment commission or civil
19 service commission.

20 A memorandum of agreement may contain a grievance
21 procedure including advisory arbitration of unresolved
22 grievances and disputed interpretations of such
23 agreements.

24 Sec. 13. *NEW SECTION.* IMPLEMENTATION OF A MEMO-
RANDUM

25 OF AGREEMENT. If agreement is reached by the public

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1 employer and the employee organization, they shall
2 prepare a memorandum of understanding and, within
3 fourteen days, present it to the governing body for
4 determination. After receiving a report from the chief
5 financial officer of the public employer as to the
6 fiscal effect of the memorandum upon the public employer,
7 the governing body shall consider the memorandum and
8 take appropriate action. If an agreement is reached
9 with an employee organization, the governing body or
10 the public employer shall implement the agreement.
11 If the governing body rejects a proposed memorandum,
12 the matter shall be returned to the parties for further
13 deliberation. An implemented memorandum of agreement
14 shall remain in effect not longer than two years.

15 Sec. 14. *NEW SECTION.* RESOLUTION OF DISPUTES ARISING

16 IN THE COURSE OF DISCUSSIONS.

17 1. Public employers may include in a memorandum
18 of agreement with employee organizations a provision
19 establishing procedures including mediation, fact-
20 finding, voluntary arbitration, and advisory arbitration,
21 to be involved in the event of disputes which reach
22 an impasse in the course of meet and confer proceedings.
23 For purposes of this section, an impasse shall exist
24 if the parties fail to reach an agreement at least one
25 hundred twenty days prior to the budget submission date

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1 of the public employer. If no impasse procedures are
2 contained in agreements, resulting in an impasse, either
3 party may request the assistance of the board or the
4 board may render such assistance on its own motion.

5 2. On the request of either party, or upon the
6 board's own motion, if it determines an impasse exists
7 in meet and confer proceedings between a public employer

8 and an employee organization, the board shall aid the
9 parties in effecting a voluntary resolution of the
10 dispute, and appoint a mediator from a list of qualified
11 persons maintained by the board.

12 3. If the parties fail to resolve the impasse through
13 mediation ninety days prior to the budget submission
14 date, the board shall appoint a fact-finding board of
15 not more than three members from a list of qualified
16 persons maintained by the board. The fact-finding board
17 shall conduct hearings, administer oaths, and may request
18 the board to issue subpoenas.

19 The fact-finding board shall make written findings
20 of facts and recommendations for resolution of the
21 dispute and, not later than thirty days prior to the
22 budget submission date, shall serve such findings on
23 the public employer and the employee organization.
24 If the dispute continues ten days after the report is
25 submitted to the parties, the report may be made public

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1 by the board.

2 4. If the parties have not resolved the impasse
3 within forty days from the date of appointment of the
4 fact-finding board, the public employer shall submit
5 to the governing body a copy of the findings of fact
6 and recommendations of the fact-finding board, together
7 with its recommendations for settling the dispute.
8 The employee organization may submit to the governing
9 body its recommendations for settling the dispute.
10 The governing body shall conduct a hearing at which
11 the parties shall be required to explain their positions
12 on the findings of the fact-finding board and the
13 governing body shall take such action as it deems to
14 be in the public interest, including the interest of
15 the public employees involved.

16 5. Meet and confer proceedings, mediation, and the
17 deliberative process of fact-finding, and arbitration
18 shall be exempt from the provisions of chapter twenty-
19 eight A (28A) of the Code.

20 6. The costs for mediation services provided by
21 the board shall be paid by the board. All other costs,
22 including that of fact-finding services, shall be shared
23 equally by the parties to a dispute.

24 Sec. 15. *NEW SECTION. PROHIBITED PRACTICE — EVIDENCE*
25 *OF BAD FAITH.*

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1 1. Committing a prohibited practice shall constitute
2 evidence of bad faith in meet and confer proceedings.

3 2. It is a prohibited practice for a public employer
4 to willfully:

5 a. Interfere, restrain, or coerce public employees
6 in the exercise of rights granted in section six (6)
7 of this Act.

8 b. Dominate, interfere, or assist in the formation,

9 existence, or administration of any employee
10 organizations.

11 c. Encourage or discourage membership in any employee
12 organization, by discrimination in hiring, tenure, or
13 other terms or conditions of employment.

14 d. Discharge or discriminate against a public
15 employee because he has filed any affidavit, petition,
16 or complaint or given any information or testimony under
17 this Act, or because he has formed, joined, or chosen
18 to be represented by any employee organization.

19 e. Refuse to meet and confer with representatives
20 of employee organizations as required in section nine
21 (9) of this Act.

22 f. Deny the rights accompanying certification or
23 formal recognition granted in section ten (10) of this
24 Act.

25 g. Blacklist any employee organization or its members

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1 for the purpose of denying them employment because of
2 their organizational activities.

3 h. Avoid mediation and fact-finding procedures as
4 provided in section fourteen (14) of this Act.

5 3. It shall be a prohibited practice for any public
6 employee or employee organization to willfully:

7 a. Interfere with, restrain, or coerce public
8 employees in the exercise of rights granted in section
9 six (6) of this Act.

10 b. Interfere with, restrain, or coerce a public
11 employer with respect to rights protected in section
12 eight (8) of this Act with respect to selecting a
13 representative for the purposes of meeting and
14 conferring.

15 c. Refuse to meet and confer with a public employer
16 as required in section nine (9) of this Act.

17 d. Avoid mediation and fact-finding procedures
18 provided in section fourteen (14) of this Act.

19 e. Engage in a strike.

20 4. In applying this section, fundamental distinctions
21 between private and public employment shall be
22 recognized, and federal or state law applicable to
23 employer-employee relations in private employment, shall
24 not be regarded as binding or controlling precedent.

25 Sec. 16. *NEW SECTION.* VIOLATIONS OF PROHIBITED

Page 22

1 PRACTICES.

2 1. Any controversy concerning prohibited practices
3 may be submitted to the board. Proceedings against
4 the party alleged to have committed a prohibited practice
5 shall be commenced by service of written notice by the
6 board, together with a copy of the charges. The accused
7 party shall have seven days within which to serve a
8 written answer to such charges. The parties shall be
9 permitted to be represented by counsel and to summon

10 witnesses in their behalf at the board hearing.
11 Compliance with the technical rules of evidence shall
12 not be required. The board may exercise its powers
13 to adopt any rules it deems necessary to carry on this
14 function.

15 2. The board shall state its findings of facts upon
16 all the testimony and shall dismiss the complaint or
17 determine that a prohibited practice has been or is
18 being committed. If the board finds that the party
19 accused has committed or is committing a prohibited
20 practice, the board shall petition the district court
21 to punish such violation, and shall file with the
22 district court the record in the proceedings. Any
23 person aggrieved by a final order of the board may ob-
24 tain a review of the order in the district court by
25 filing a complaint requesting that the order of the

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1 board be modified or set aside. The aggrieved party
2 shall file a copy of the complaint with the board and
3 a copy of the record in the proceedings, certified by
4 the board, shall be filed with the district court.
5 Findings of the board as to the facts shall be conclusive
6 unless the findings of fact are not supported by
7 substantial evidence.

8 Sec. 17. NEW SECTION. INTERNAL CONDUCT OF PUBLIC 9 EMPLOYEE ORGANIZATIONS.

10 1. Every employee organization which has or seeks
11 recognition as a representative of public employees
12 of this state and of its political subdivisions shall
13 file with the board a registration report, signed by
14 its president or other appropriate officer, within
15 ninety days after the effective date of this Act. Such
16 report shall be in a form prescribed by the board and
17 shall be accompanied by two copies of the employee
18 organization's constitution and bylaws. A filing by
19 a national or international employee organization of
20 its constitution and bylaws shall be accepted in lieu
21 of a filing of such documents by each subordinate
22 organization. All changes or amendments to such
23 constitutions and bylaws shall be promptly reported
24 to the board.

25 2. Every employee organization shall file with the

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1 board an annual report. The report shall be in a form
2 prescribed by the board, and shall provide the following
3 information:

4 a. The name and address of the organization, any
5 parent organization with which it is affiliated, its
6 principal officers, and its representatives.

7 b. The name and address of its local agent for
8 service of process.

9 c. A general description of the public employees
10 or groups of employees the organization represents or
11 seeks to represent.

- 12 d. The amount of the initiation fee and monthly
13 dues members shall pay.
- 14 e. A pledge, in a form prescribed by the board,
15 that the organization will conform to the laws of the
16 state and that it will accept members without regard
17 to age, race, sex, religion, or national origin.
- 18 f. A financial report and audit.
- 19 3. The constitution or bylaws of every employee
20 organization shall provide that:
- 21 a. Accurate accounts of all income and expenses
22 shall be kept, an annual financial report and audit
23 shall be prepared, such accounts shall be open for
24 inspection by any member of the organization, and loans
25 to officers and agents shall be made only on terms and

Page 25

- 1 conditions available to all members.
- 2 b. Business or financial interests of its officers
3 and agents, their spouses, minor children, and parents,
4 that conflict with the fiduciary obligation of such
5 persons to the organization shall be prohibited.
- 6 c. Every officer or employee of an employee
7 organization who handles funds or other property of
8 the organization, or trust in which an organization
9 is interested, or a subsidiary organization, shall be
10 bonded. The amount and form of the bond shall be
11 determined by the board.
- 12 4. The governing rules of every employee organization
13 shall provide for:
- 14 a. Periodic elections by secret ballot subject to
15 recognized safeguards concerning the equal right of
16 all members to nominate, seek office, and vote in such
17 elections.
- 18 b. The right of individual members to participate
19 in the affairs of the organization.
- 20 c. Fair and equal treatment of its members.
- 21 d. The right of any member to sue the organiza-
22 tion.
- 23 e. Fair and equitable procedures in disciplinary
24 actions.
- 25 5. The board shall prescribe such rules and

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- 1 regulations as may be necessary to govern the
2 establishment and reporting of trusteeships over employee
3 organizations. Establishment of such trusteeships shall
4 be permitted only if the constitution or bylaws of the
5 organization set forth reasonable procedures.
- 6 6. An employee organization that has not registered
7 or filed an annual report, or that has failed to comply
8 with other provisions of this Act, shall not be
9 recognized for the purpose of meeting and conferring
10 with any public employer regarding the terms and
11 conditions of employment of its members. Recognized
12 employee organizations failing to comply with the
13 provisions of this Act may have its recognition revoked

14 by the board. All proceedings under this subsection
 15 shall be conducted pursuant to rules adopted by the
 16 board. Complaints of violation of this Act shall be
 17 filed with the board.

18 **Sec. 18. NEW SECTION. LEGAL ACTIONS.** Any employee
 19 organization and any public employer may sue or be sued
 20 as an entity. Service upon any officer of an employee
 21 organization shall constitute service upon the
 22 organization. Service upon the public employer shall
 23 be in accordance with law or the rules of civil
 24 procedure. Any judgment obtained against an employee
 25 organization or public employer shall be enforceable

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1 as to the assets of the employee organization or public
 2 employer only, and the individual assets of any public
 3 employee or public official shall be exempt. Appeal
 4 from the judgment of the board shall be to the supreme
 5 court, or a panel of judges which the chief justice
 6 may appoint.

7 **Sec. 19. NEW SECTION.** It shall be unlawful for
 8 any employee organization that has been recognized or
 9 certified as an exclusive bargaining agent in conformity
 10 with this Act to support, endorse, or oppose, directly
 11 or indirectly, any political candidate, or to expend,
 12 directly or indirectly, any of its funds to promote
 13 or oppose any political candidacy, or to provide goods,
 14 services, or any other thing of value to any political
 15 party or political organization.

16 Notwithstanding any provision in this Act to the
 17 contrary, no employee organization that has been
 18 recognized or certified as an exclusive bargaining agent
 19 in conformity with this Act which is in violation of
 20 this section shall be entitled to recognition or
 21 certification, or to the continuance of any prior
 22 recognition or certification as a representative of
 23 any public employees and there shall be no duty on the
 24 part of any public employer to bargain with any such
 25 employee organization which is in violation of this

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1 section.

2 Any violation of this section shall be deemed to
 3 be a misdemeanor and any officer, director, trustee
 4 or other agent of any employee organization that has
 5 been recognized or certified as an exclusive bargaining
 6 agent in conformity with this Act who aids, abets,
 7 causes or knowingly permits a violation of this section
 8 shall likewise be guilty of a misdemeanor and shall
 9 be punished accordingly.

10 **Sec. 20. Chapter nineteen A (19A), Code 1973, is**
 11 **amended by adding the following new section:**

12 **NEW SECTION.** A pay plan established pursuant to
 13 this Act shall be altered to the extent necessary and
 14 possible in order to reflect an agreement resulting
 15 from meeting and conferring pursuant to this Act if

16 the agreement is approved by the general assembly.

17 Sec. 21. EFFECTIVE DATES. The provisions of this
18 Act relative to the duty to bargain shall not be
19 effective until July 1, 1973 for state employees and
20 shall not be effective until January 1, 1974 for all
21 other public employees. If the governor determines
22 that the administrative machinery is not available to
23 effectively allow collective bargaining by the public
24 employer or public employees, he may by executive order
25 delay application of the provisions of this Act as they

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1 may affect state employees for an additional period
2 of time, but in no event later than July 1, 1974.

3 EXPLANATION

4 The bill provides for a meet and confer law for the
5 purpose of resolving disputes between public employers
6 and employee organizations representing public employees.

7 Section 1 states the public policy of the General
8 Assembly.

9 Section 2 defines the terms used throughout the
10 bill.

11 Section 3 lists the groups of public employees
12 excluded from the provisions of the bill.

13 Section 4 creates a Public Employment Relations Board
14 composed of three members appointed by the Governor
15 with the approval of two-thirds of the Senate. Members
16 are appointed for a term of six years, except that the
17 initial appointees shall serve terms of two, four, and
18 six years, respectively. The chairman of the board
19 is the only full-time member and receives a salary
20 comparable to that of a district court judge. The
21 remaining two members serve as needed receiving a one
22 hundred dollar per diem and expenses.

23 Section 5 outlines the duties of the board which
24 includes administrative functions and the authority
25 to resolve disputes.

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1 Section 6 authorizes public employees to form, join,
2 and participate in, or to refrain from joining or
3 participating in, employee organizations for the purpose
4 of meeting and conferring with public employers. A
5 public employee who is not a member of an employee
6 organization also is given the right to petition a
7 public employer to resolve grievances and disputes.

8 Section 7 permits supervisory employees to join and
9 participate in employee organizations which do not
10 include nonsupervisory employees. The section prohibits
11 the public employer from extending formal recognition
12 to employee organizations of supervisory personnel but
13 permits informal consultation at the discretion of
14 the public employer.

15 Section 8 guarantees certain traditional public
16 employer rights under the bill.

17 Section 9 provides procedures for the formal

18 recognition of employee organizations by the public
19 employer. It also provides that the public employment
20 relations board may determine the appropriate bargaining
21 unit.

22 Section 10 outlines the rights accompanying
23 recognition of an employee organization, including
24 authority for the public employer to make dues checkoffs
25 and giving representatives of the employee organization

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1 time off during normal working hours without loss of
2 compensation to meet and confer with the public employer.

3 Section 11 contains alternative procedures for
4 determining the recognition of local employee
5 organizations allowing public employers, other than
6 the state, to determine their own procedures for such
7 determination.

8 Section 12 outlines the matters which may be included
9 in a memorandum of agreement.

10 Section 13 outlines the procedures for implementing
11 a memorandum of agreement.

12 Section 14 provides the machinery for resolving
13 disputes arising in the course of discussions, including
14 mediation and fact-finding. The impasse procedures
15 established by the bill shall be used only in the event
16 the parties fail to agree upon procedures of their own.
17 The public employer and employee organization may agree
18 upon mediation, fact-finding, advisory arbitration,
19 and voluntary arbitration. Voluntary arbitration
20 includes final-offer arbitration by definition. The
21 section also exempts meet and confer and dispute settle-
22 ment procedures from the open meeting law.

23 Section 15 lists prohibited practices for public
24 employers, public employees, and employee organizations.
25 The section states that the application of the section

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1 shall recognize the distinction between public employment
2 and private employment and that no law applicable to
3 private employment shall be binding or controlling in
4 public employment relations. The section also prohibits
5 strikes.

6 Section 16 outlines procedures for handling
7 violations.

8 Section 17 provides for the regulation of the internal
9 organization of an employee organization, including
10 safeguards over the conduct of organizational elections,
11 regulation of trusteeships and fiduciary responsibilities
12 or organizational officers, and maintenance of accounting
13 and fiscal controls.

14 Section 18 provides that public employers and employee
15 organizations may sue or be sued.

16 Section 19 prohibits an employee organization from
17 engaging in political activities.

18 Section 20 provides that the merit employment

19 commission shall adjust pay plans to reflect agreements
20 of public employers and employee organizations which
21 have been approved by the governing body.
22 Section 21 provides for the effective dates of the
23 bill.

JAMES W. GRIFFIN, SR.

S—558

1 Amend House File 656 as amended, passed, and reprinted as
2 follows:
3 1. Page 3, by inserting after line 22 the following:
4 "A person entitled to compensation under this Act may, in
5 lieu of receiving his computed compensation, elect to contribute
6 all or a part of the compensation to the state conservation
7 commission to be used in promoting conservation and recreation
8 projects within the state. If a person makes such an election
9 he shall be presented an appropriate certificate signed by the
10 governor and members of the executive council, containing a
11 replica of the great seal of the state, and attesting to the
12 fact that he was entitled to compensation under the provisions
13 of this Act and donated all or a part of his compensation to
14 the promotion of conservation and recreation in this state."

GEORGE F. MILLIGAN

S—557

1 Amend House File 740 as follows:
2 1. Page 2, line 8, by striking the word "[hundred]" and
3 insert in lieu thereof the words "five hundred"
4 2. Page 2, line 15, by striking the word "[hundred]" and
5 insert in lieu thereof the words "five hundred"
6 3. Page 2, line 24, by striking the word "[hundred]" and
7 insert in lieu thereof the words "five hundred"
8 4. Page 2, line 31, by striking the word "[hundred]" and
9 insert in lieu thereof the words "five hundred"
10 5. Page 3, line 3, by striking the word "[hundred]" and
11 insert in lieu thereof the words "five hundred"
12 6. Page 3, line 13, by striking the word "[hundred]" and
13 insert in lieu thereof the words "five hundred"
14 7. Page 3, line 24, by striking the word "[hundred]" and
15 insert in lieu thereof the words "five hundred"
16 8. Page 3, line 32, by striking the word "[hundred]" and
17 insert in lieu thereof the words "five hundred"

BERL E. PRIEBE
JAMES F. SCHABEN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, May 11, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, May 11, 1973

The Senate met in regular session, President Neu presiding. Prayer was offered by the Reverend David Dugan, pastor of the Presbyterian Church, Marengo, Iowa.

The Journal of Thursday, May 10, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Nicoll, Panora, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Junkins for the day on request of Senator Schwengels; Senator Murray for the day on request of Senator Ramsey.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty students from Havelock Community School, Havelock, Iowa, accompanied by Mrs. Hartsock, Mr. Karuse and Mr. Finegan. Senator Curtis.

Forty-one students from Malvern Community School, Malvern, Iowa, accompanied by Mrs. Mory and Mrs. Switzer. Senator Hultman.

Twenty students, members of Girl Scout Cadette Troop 228, Sioux City, Iowa, accompanied by Mrs. W. S. Webber. Senator Kelly.

Fifty students from Lincoln Elementary School, Ottumwa, Iowa. Senator Glenn.

Sixty-five students from Colfax Community School, Colfax, Iowa, accompanied by Mrs. Botts, Mrs. Robson and Mrs. LaKose. Senator Hill.

Thirty students from Ledyard Junior High School, Ledyard, Iowa, accompanied by Mrs. Mino, Mr. DeBoer and Mr. Govern. Senator Priebe.

PETITION

The following petition was presented and placed on file:

By Senator Gluba, from fifty-eight residents of Iowa favoring photographs on Iowa drivers' licenses.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that the following bills be **immediately messaged** to the House, which request was complied with:

S. F. 513	S. F. 534	S. F. 538
S. F. 532	S. F. 535	H. F. 572
S. F. 533	S. F. 537	

HOUSE AMENDMENT CONSIDERED

Senate File 123

Senator Hansen called up for consideration Senate File 123, a bill for an act relating to the taxation of marine insurance underwriting profits, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 123 as follows:
- 2 Page 5, line 23, by striking the word "seventy-
- 3 two" and inserting in lieu thereof the word
- 4 "seventy-three".

The motion prevailed and the Senate concurred in the House amendment.

Senator Hansen 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.

Senator Bergman took the chair at 9:15 a.m.

On the question "Shall the bill pass?" (S.F. 123) the vote was:

Ayes, 41:

Andersen	Glenn	Kennedy	Miller of
Bergman	Gluba	Kinley	Marshall
Blouin	Griffin	Lamborn	Nolin
Briles	Hansen	McCartney	Nystrom
Coleman	Heying	Miller of	Orr
Curtis	Hultman	Des Moines	Plymat
Doderer	Kelly		Potter

Priebe	Robinson	Schwieger	Tieden
Rabedeaux	Rodgers	Scott	Van Gilst
Ramsey	Schaben	Shaw	Willits
Riley	Schwengels	Taylor	Winkelman

Nays, none.

Absent or not voting, 9:

DeKoster	Junkins	Milligan	Palmer
Gallagher	Kyhl	Murray	Shaff
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 541.

Senate File 541

On motion of Senator Shaw, Senate File 541, a bill for an act creating and making an appropriation to the executive council general contingent fund, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 541) the vote was:

Ayes, 43:

Andersen	Hultman	Nolin	Rodgers
Bergman	Kelly	Nystrom	Schaben
Blouin	Kennedy	Orr	Schwengels
Briles	Kinley	Palmer	Schwieger
Coleman	Lamborn	Plymat	Scott
Curtis	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 7:

DeKoster	Hill	Kyhl	Shaff
Gallagher	Junkins	Murray	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that

Senate File 541 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 543.

Senate File 543

On motion of Senator Riley, Senate File 543, a bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 543) the vote was:

Ayes, 42:

Andersen	Hultman	Nolin	Rodgers
Bergman	Kelly	Nystrom	Schaben
Blouin	Kennedy	Orr	Schwengels
Briles	Kinley	Palmer	Schwieger
Coleman	Lamborn	Plymat	Scott
Curtis	McCartney	Potter	Shaw
Glenn	Miller of	Priebe	Taylor
Gluba	Des Moines	Rabedaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Willits
Heying	Milligan	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

DeKoster	Gallagher	Junkins	Murray
Doderer	Hill	Kyhl	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Riley asked and received unanimous consent that Senate File 543 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senate File 542

On motion of Senator Riley, Senate File 542, a bill for an act making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 542) the vote was:

Ayes, 42:

Andersen	Hansen	Nolin	Schaben
Bergman	Heying	Nystrom	Schwengels
Blouin	Hultman	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	Winkelman
Griffin	Milligan	Rodgers	

Nays, 3:

Hill	Miller of Marshall	Ramsey
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Absent or not voting, 5:

DeKoster	Kyhl	Murray	Shaff
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Riley asked and received unanimous consent that Senate File 542 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senate File 540

On motion of Senator Schwieger, Senate File 540, a bill for an act making an appropriation from the general fund of the state to the Iowa commission on alcoholism, was taken up for consideration.

Senator Willits offered amendment S—564 by Senators Willits and Milligan:

S—564

- 1 Amend Senate File 540, page 2, by striking lines 31
- 2 through 33 and renumbering the remaining sections.

Senator Hill moved that Senate File 540 be returned to the committee on appropriations, and requested a roll call.

On the question "Shall the motion to return the bill to committee be adopted?" (S.F. 540) the vote was:

Ayes, 5:

Briles	Ramsey	Taylor	Van Gilst
Hill			

Nays, 37:

Andersen	Hultman	Milligan	Rodgers
Bergman	Kelly	Nolin	Schaben
Blouin	Kennedy	Orr	Schwengels
Doderer	Kinley	Palmer	Schwieger
Gallagher	Lamborn	Plymat	Scott
Glenn	McCartney	Potter	Shaw
Gluba	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedeaux	Willits
Hansen	Miller of	Riley	Winkelman
Heying	Marshall	Robinson	

Voting present, 1:

Coleman

Absent or not voting, 7:

Curtis	Junkins	Murray	Shaff
DeKoster	Kyhl	Nystrom	

The motion lost.

Senator Willits moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—564 be adopted?" (S.F. 540) the vote was:

Ayes, 13:

Doderer	Kinley	Nolin	Plymat
Glenn	Miller of	Orr	Ramsey
Kelly	Marshall	Palmer	Willits
Kennedy	Milligan		

Nays, 29:

Andersen	Hansen	Potter	Schwieger
Bergman	Heying	Priebe	Scott
Blouin	Hill	Rabedeaux	Shaw
Briles	Hultman	Riley	Taylor
Coleman	Lamborn	Robinson	Tieden
Curtis	McCartney	Rodgers	Van Gilst
Gallagher	Miller of	Schwengels	Winkelman
Griffin	Des Moines		

Absent or not voting, 8:

DeKoster	Junkins	Murray	Schaben
Gluba	Kyhl	Nystrom	Shaff

The amendment lost.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 540) the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Kelly	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	

Nays, 1:

Hill

Absent or not voting, 8:

DeKoster	Junkins	Murray	Schwengels
Hultman	Kyhl	Nystrom	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that **Senate File 540** be **immediately messaged** to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 25, a bill for an act to authorize the establishment and continuing regulation of health maintenance organizations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 543, a bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind.

Also: 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 relating to variable contracts of annuities and life insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 685, a bill for an act relating to liability insurance for state-owned automobiles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 750, a bill for an act making an appropriation to the moneys and credits replacement fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 751, a bill for an act relating to payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 552, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund.

Read first time and **placed on calendar**.

Senate File 553, by committee on appropriations, a bill for an act making appropriations to and relating to the financing of certain state agencies whose duties relate to the use of natural resources of this state.

Read first time and **placed on calendar**.

Senate File 554, by committee on appropriations, a bill for an act appropriating funds for reimbursing certain school districts and school systems for expenditures incurred in providing certain services and materials.

Read first time and **placed on calendar**.

Senate File 555, by committee on appropriations, a bill for an act to appropriate from the general fund of the state of Iowa to the department of agriculture and its various divisions.

Read first time and **placed on calendar**.

HOUSE MESSAGES CONSIDERED

House File 642, a bill for an act relating to variable contracts of annuities and life insurance.

Read first time and **passed on file**.

House File 685, a bill for an act relating to liability insurance for state-owned automobiles.

Read first time and passed on file.

House File 750, a bill for an act making an appropriation to the moneys and credits replacement fund.

Read first time and passed on file.

House File 751, a bill for an act relating to payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments.

Read first time and passed on file.

COMMUNICATION

The following communication was received and placed on file in the office of the Secretary of the Senate:

DEPARTMENT OF AGRICULTURE
Office of the Secretary
Washington, D. C. 20250

May 8, 1973

Honorable Ralph R. Brown
Secretary, Iowa Senate
Des Moines, Iowa 50319

Dear Mr. Brown:

The Department of Agriculture greatly appreciates the resolution of the General Assembly of Iowa which strengthens the Administration's efforts in opposing a rollback in farm prices.

Thank you for your interest and concern.

DON PAARLBERG
Director, Agricultural Economics

EXPLANATION OF VOTE

MR. PRESIDENT: I voted against Senate File 542, since the bill contains a provision for funding lunch, breakfast, and equipment programs, which in my opinion is unconstitutional, a violation of the principle of separation of church and state.

RICHARD R. RAMSEY

SUBCOMMITTEE ASSIGNMENTS

Senate File 277	Senate File 544	House File 655
Hansen, Chairman	Appropriations—	Schwengels, Chairman
Schwengels	State Department	Junkins
Robinson	House Joint Resolution 19	Winkelman
Senate File 531	Appropriations—	House File 696
Nystrom, Chairman	Transportation	Schwengels, Chairman
Robinson		Junkins
Schwengels		Winkelman

House File 716
Appropriations—
Natural Resources

House File 720
Appropriations—
Natural Resources

House File 721
Appropriations—
Transportation

House File 735
Appropriations—
Claims

House File 736
Appropriations—
State Department

House File 737
Appropriations—
Natural Resources

House File 742
Appropriations—
State Department

House File 743
Appropriations—
Natural Resources

REPORT OF COMMITTEE

Senator Potter submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 414**, a bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH W. POTTER, Ranking Member

Ordered passed on file.

AMENDMENT FILED

S—565

- 1 Amend House File 375, as amended and passed by the House,
- 2 page 2, by striking lines 1 through 10, inclusive, and by
- 3 renumbering the remaining sections.

CALVIN O. HULTMAN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Monday, May 14, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, MAY 14, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend John McClean, principal, Newman High School, Mason City, Iowa.

The Journal of Friday, May 11, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Clarence Douglas, Belle Plaine, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Schwengels.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty students from Woden-Crystal Lake Community School, Crystal Lake, Iowa, accompanied by Howard Dorman and Ron Martin.

Fifty-five students from Guthrie Center Community School, Guthrie Center, Iowa, accompanied by Rich Fredrich and Rich Hanson. Senator Nolin.

PETITIONS

The following petitions were presented and placed on file:

By Senator Riley, from eighty-eight residents of Linn County favoring collective bargaining by public employees.

By Senator Schwengels, from twenty residents of Pottawattamie County favoring Senate File 260, allowing cosmetologists to engage in the practice of cosmetology on any person.

By Senator Rodgers, from thirteen residents of Polk and Linn Counties favoring designation of the ladybug as the state insect.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 203.

House File 203

On motion of Senator Nolin, House File 203, a bill for an act relating to the testing of motor fuels, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 203)

Ayes, 35:

Andersen	Griffin	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Curtis	Kinley	Plymat	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Priebe	Willits
Gallagher	Miller of	Riley	Winkelman
Glenn	Marshall	Rodgers	
Gluba			

Nays, none.

Absent or not voting, 15:

Coleman	Kelly	Milligan	Robinson
Hansen	Kyhl	Palmer	Shaff
Hill	Miller of	Rabedeaux	Shaw
Junkins	Des Moines	Ramsey	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 373.

House File 373

On motion of Senator Murray, House File 373, a bill for an act relating to a duty of a township clerk, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 373) the vote was:

Ayes, 34:

Andersen	Gluba	Miller of	Rodgers
Bergman	Griffin	Marshall	Schaben
Blouin	Heying	Murray	Schwengels
Briles	Hultman	Nolin	Schwieger
Curtis	Kennedy	Nystrom	Scott
DeKoster	Kinley	Plymat	Tieden
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn		Riley	Winkelman

Nays, 1:

Orr

Absent or not voting, 15:

Coleman	Kelly	Milligan	Robinson
Hansen	Kyhl	Palmer	Shaff
Hill	Miller of	Rabedeaux	Shaw
Junkins	Des Moines	Ramsey	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 242.

Senate File 242

On motion of Senator Briles, Senate File 242, a bill for an act relating to the taxation of pension and retirement insurance premiums, 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. 242) the vote was:

Ayes, 38:

Andersen	Griffin	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Tieden
Doderer	Lamborn	Plymat	Van Gilst
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Marshall	Riley	

Nays, none.

Absent or not voting, 12:

Coleman	Kyhl	Rabedeaux	Shaff
Hansen	Miller of	Ramsey	Shaw
Hill	Des Moines	Robinson	Taylor
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 403.

Senate File 403

On motion of Senator Kelly, Senate File 403, a bill for an act relating to attorneys, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Doderer asked unanimous consent that further action on Senate File 403 be deferred and that the bill be placed on the calendar under unfinished business.

Objection was raised.

Senator Doderer moved that further action on **Senate File 403** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

The Chair called for a division.

The motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 107, 224, 253, 313, 329, 345, 375, 488, 489, 499 and 508.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 107, 224, 253, 313, 329, 345, 375, 488, 489, 499 and 508.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 14th day of May, 1973, sent to the Governor for his approval: Senate Files 107, 224, 253, 313, 329, 345, 375, 488, 489, 499 and 508.

DALE L. TIEDEN, Chairman

Passed on file.

Senator Tieden took the chair at 10:15 a.m.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 188.

Senate File 188

On motion of Senator Riley, Senate File 188, a bill for an act relating to garnishment for delinquent personal property taxes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 188) the vote was:

Ayes, 31:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Schwiegler
Curtis	Kelly	Nolin	Tieden
DeKoster	Kinley	Nystrom	Van Gilst
Doderer	Lamborn	Potter	Willits
Glenn	McCartney	Priebe	Winkelman

Nays, 9:

Gallagher	Kennedy	Orr	Rodgers
Gluba	Miller of	Palmer	Scott
Heying	Des Moines		

Absent or not voting, 10:

Coleman	Plymat	Robinson	Shaw
Junkins	Rabedaux	Shaff	Taylor
Kyhl	Ramsey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 324.

Senate File 324

On motion of Senator Griffin, Senate File 324, a bill for an act to legalize and validate the proceedings of the Board of Township Trustees of Lewis Township of Pottawattamie County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said Township, 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. 324) the vote was:

Ayes, 38:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Curtis	Kennedy	Nystrom	Schwieger
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Gluba	Miller of	Potter	Willits
Griffin	Des Moines	Priebe	Winkelman

Nays, 1:

Glenn

Absent or not voting, 11:

Coleman	Kyhl	Ramsey	Shaff
Junkins	Murray	Robinson	Taylor
Kelly	Rabedeaux	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Griffin asked and received unanimous consent that Senate File 324 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 552.

Senate File 552

On motion of Senator Shaw, Senate File 552, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 552) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Curtis	Kelly	Nolin	Schwieger
DeKoster	Kennedy	Nystrom	Scott
Doderer	Kinley	Orr	Shaw
Gallagher	Lamborn	Palmer	Tieden
Glenn	McCartney	Plymat	Van Gilst
Gluba	Miller of	Potter	Willits
Griffin	Des Moines	Priebe	Winkelman

Nays, none.

Absent or not voting, 8:

Coleman	Kyhl	Ramsey	Shaff
Junkins	Rabedaux	Robinson	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 553.

Senate File 553

On motion of Senator Milligan, Senate File 553, a bill for an act making appropriations to and relating to the financing of certain state agencies whose duties relate to the use of natural resources of this state, was taken up for consideration.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 553) the vote was:

Ayes, 40:

Andersen	Gluba	Kinley	Murray
Bergman	Griffin	Lamborn	Nystrom
Blouin	Hansen	McCartney	Orr
Briles	Heying	Miller of	Palmer
Curtis	Hill	Des Moines	Plymat
DeKoster	Hultman	Miller of	Potter
Gallagher	Kelly	Marshall	Priebe
Glenn	Kennedy	Milligan	Riley

Rodgers
Schaben
Schwengels

Schwieger
Scott
Shaw

Tieden
Van Gilst

Willits
Winkelman

Nays, none.

Absent or not voting, 10:

Coleman
Doderer
Junkins

Kyhl
Nolin
Rabedeaux

Ramsey
Robinson

Shaff
Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 554.

Senate File 554

On motion of Senator Riley, Senate File 554, a bill for an act appropriating funds for reimbursing certain school districts and school systems for expenditures incurred in providing certain services and materials, was taken up for consideration.

Senator Riley offered amendment S—566 and moved its adoption:

S—566

- 1 Amend Senate File 554 as follows:
- 2 1. Page 1, by striking from lines 12 and 13 the words
- 3 "and county or joint county school systems".
- 4 2. Page 1, line 15, by inserting a period after the
- 5 word "Code".
- 6 3. Page 1, by striking lines 16 through 25, inclusive.
- 7 4. Page 2, by striking lines 1 through 10, inclusive.
- 8 5. Page 1, line 2, by striking the words "and school
- 9 systems".

The amendment was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 554) the vote was:

Ayes, 36:

Andersen
Bergman
Blouin
Briles
DeKoster
Doderer
Gallagher
Gluba
Griffin
Hansen

Heying
Hultman
Kelly
Kennedy
Kinley
Lamborn
McCartney
Miller of
Des Moines

Miller of
Marshall
Milligan
Murray
Nolin
Nystrom
Palmer
Plymat
Priebe

Riley
Rodgers
Schaben
Schwengels
Schwieger
Scott
Tieden
Van Gilst
Willits
Winkelman

Nays, 7:

Curtis Glenn	Hill Orr	Potter Shaw	Taylor
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Absent or not voting, 7:

Coleman Junkins	Kyhl Rabedeaux	Ramsey Robinson	Shaff
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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 Lamborn asked and received unanimous consent to take up for consideration Senate File 555.

Senate File 555

On motion of Senator Bergman, Senate File 555, a bill for an act to appropriate from the general fund of the state of Iowa to the department of agriculture and its various divisions, was taken up for consideration.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 555) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Doderer	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Rodgers	
Heying			

Nays, 1:

Gluba

Absent or not voting, 7:

Coleman Junkins	Kyhl Rabedeaux	Ramsey Robinson	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.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on Senate File 547 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 426

On motion of Senator Kennedy, Senate File 426, a bill for an act relating to the Iowa law enforcement academy and the merit employment system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman offered amendment S—532 filed by him:

S—532

- 1 Amend Senate File 426, page 1, by striking lines 8 through
- 2 12, inclusive, and inserting in lieu thereof the following :
- 3 "the office of the governor. [A director of the academy
- 4 and such staff as may be necessary for it to function] *The*
- 5 *staff of the academy, except the director and his principal*
- 6 *assistant*, shall be employed pursuant to the Iowa merit
- 7 system.

Senator Winkelman moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—532 be adopted?" (S.F. 426) the vote was:

Ayes, 21:

Briles	Lamborn	Potter	Shaw
Curtis	McCartney	Ramsey	Taylor
Gluba	Miller of	Riley	Tieden
Griffin	Marshall	Schwengels	Van Gilst
Hansen	Murray	Schwieger	Winkelman
Hill	Plymat		

Nays, 22:

Andersen	Glenn	Miller of	Palmer
Bergman	Heying	Des Moines	Priebe
Blouin	Kelly	Milligan	Rodgers
DeKoster	Kennedy	Nolin	Schaben
Doderer	Kinley	Nystrom	Scott
Gallagher		Orr	Willits

Absent or not voting, 7:

Coleman	Junkins	Rabedeaux	Shaff
Hultman	Kyhl	Robinson	

The amendment lost.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 426) the vote was:

Ayes, 31:

Andersen	Gluba	Milligan	Riley
Bergman	Hansen	Nolin	Rodgers
Blouin	Heying	Nystrom	Schaben
Briles	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Van Gilst
Doderer	Miller of	Priebe	Willits
Gallagher	Des Moines	Ramsey	
Glenn			

Nays, 12:

Hill	Miller of	Potter	Taylor
Hultman	Marshall	Schwengels	Tieden
Lamborn	Murray	Schwieger	Winkelman
McCartney			

Absent or not voting, 7:

Coleman	Junkins	Rabedeaux	Shaff
Griffin	Kyhl	Robinson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 105

On motion of Senator Riley, Senate File 105, a bill for an act relating to safety standards and equipment on motor vehicles used by railroad companies, to the authority of the Iowa state commerce commission, and to provide penalties for violations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Ramsey offered amendment S—394 filed by the committee on human and industrial relations and moved its adoption:

S—394

- 1 Amend Senate File 105 as follows:
- 2 1. Page 2, line 6, by inserting after the second word "vehicle"
- 3 the following: "owned and operated by the railroads".
- 4 2. Page 3, by striking lines 4 through 7, and renumbering the
- 5 remaining subsections.
- 6 3. Page 4, by striking lines 30, 31, 32 and 33, and inserting
- 7 in lieu thereof the following:
- 8 "thereof, the owner shall be subject to a fine not exceeding
- 9 five hundred dollars."

The amendment was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 105) the vote was:

Ayes, 41:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall	Rodgers	

Nays, none.

Absent or not voting, 9:

Coleman	Junkins	Plymat	Robinson
Griffin	Kyhl	Rabedeaux	Shaff
Heying			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

INTRODUCTION OF BILL

Senate File 556, by committee on appropriations, a bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture.

Read first time and placed on calendar.

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 116, 287, 309, 359, 364, 594 and 612.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 116, 287, 309, 359, 364, 594 and 612.

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 318**, a bill for an act relating to annual reports of corporations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

CONSIDERATION OF BILLS

Senate File 134

On motion of Senator Curtis, Senate File 134, a bill for an act relating to the regulation of the practice of public accounting; to enlarge the state board of accountancy; to prescribe its powers and duties; and to provide penalties for violations of the provisions of this act, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—412 by the committee on commerce and moved its adoption:

S—412

- 1 Amend Senate File 134 as follows:
- 2 1. Page 20, line 19, by adding after the period the
- 3 following: "Nothing in this subsection shall prohibit
- 4 the use of the title or designation 'accountant' by persons
- 5 other than those holding a current permit issued under
- 6 section eight (8) of this Act."
- 7 2. Page 20, line 20, by striking the word "of" and
- 8 inserting in lieu thereof the word "or".
- 9 3. Page 20, by striking lines 22, 23 and 24, and insert-
- 10 ing in lieu thereof the following: "to any opinion".
- 11 4. Page 20, by striking line 25 and inserting in lieu
- 12 thereof the following: "attesting to the reliability
- 13 of any".
- 14 5. Page 20, line 26, by striking the phrase "or
- 15 estimate".
- 16 6. Page 21, by striking lines 8, 9 and 10 and inserting
- 17 in lieu thereof the following: "tion name to any".
- 18 7. Page 21, by striking line 11 and inserting in lieu
- 19 thereof the following: "opinion attesting to the

20 reliability”.

21 8. Page 21, line 12, by striking the words “or estimate”.

22 9. Page 21, by striking lines 22 through 34 and renumber-

23 ing the remaining subsection.

The amendment was adopted.

Senator Curtis offered amendment S—121 filed by Senators Curtis and McCartney and moved its adoption:

S—121

1 Amend Senate File 134 as follows:

2 1. Page 2, by inserting after line 31 the following:

3 “The public members of the board of accountancy shall
4 not participate in devising, administering or grading of
5 examinations referred to in section three (3) of this Act.”

6 2. Page 3, line 7, by inserting after the word “board”
7 the words “, except public members,”.

8 3. Page 4, by striking all after the word “state” in
9 line 9 and all of lines 10 through 21, inclusive, and
10 inserting in lieu thereof a period.

The amendment was adopted.

Senator Curtis withdrew amendment S—149 filed on February 26, 1973, and amendment S—288 filed on March 26, 1973.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 134) the vote was:

Ayes, 39:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Kelly	Nolin	Schwengels
Briles	Kennedy	Nystrom	Shaw
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Ramsey	Winkelman
Hansen	Miller of	Riley	
Heying	Marshall		

Nays, 3:

Priebe	Schwieger	Scott
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Voting present, 2:

Curtis	Schaben
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Absent or not voting, 6:

Coleman	Junkins	Rabedeaux	Shaff
Griffin	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on House File 193 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 191

On motion of Senator McCartney, House File 191, a bill for an act relating to the movement of registered special mobile equipment on vehicles registered for the weight of the unladen vehicle, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 191) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Coleman	Kyhl	Rabedeaux	Shaff
Junkins	Plymat		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 246.

Senate File 246

On motion of Senator Riley, Senate File 246, a bill for an act relating to annual reports of corporations, with report of com-

mittee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley asked and received unanimous consent that **House File 318** be substituted for **Senate File 246**.

House File 318

On motion of Senator Riley, House File 318, a bill for an act relating to annual reports of corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 318) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 6:

Coleman	Junkins	Rabedeaux	Shaff
Hultman	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 246** 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 the Senate amendment to the House amendment to and repassed the following bill in which the concurrence of the House was asked :

Senate File 66, a bill for an act relating to furloughs and work release programs for inmates.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 519, a bill for an act appropriating funds to certain inter-governmental agencies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 524, a bill for an act making an appropriation from the general fund to the Iowa state commerce commission and its divisions.

Also: That the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

House File 122, a bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 209, a bill for an act correcting erroneous, inconsistent and obsolete sections of the Code of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 489, a bill for an act relating to the testing for sickle cell anemia.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 572, a bill for an act to make appropriations to members of the advisory investment board of 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 732, a bill for an act to legalize proceedings of the City Council of Muscatine, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 747, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 748, a bill for an act appropriating funds to the vehicle dispatcher's depreciation fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 752, a bill for an act making an appropriation from the general fund for the state department of health and its divisions.

Also: That the House has concurred in Senate amendment to and readopted the following concurrent resolution in which the concurrence of the House was asked:

House Concurrent Resolution 42, calling for interim studies not adopted by both houses be delivered to Legislative Council for consideration.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 489, a bill for an act relating to the testing for sickle cell anemia and providing a penalty.

Read first time and passed on file.

House File 732, a bill for an act to legalize and validate the proceedings of the City Council of the City of Muscatine, Iowa, preliminary to and in connection with an election on the proposition of annexing certain territory to the City of Muscatine, and declaring the validity of said proceedings and said election.

Read first time and passed on file.

House File 747, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services.

Read first time and passed on file.

House File 748, a bill for an act appropriating funds to the vehicle dispatcher's depreciation fund.

Read first time and passed on file.

House File 752, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 46

By Blouin, Plymat, Milligan, Potter, Andersen, Van Gilst, McCartney, Nystrom, Tieden, Hill, Miller of Marshall, Murray, Hultman, Bergman, Schwengels, Lamborn, Taylor, Heying, Glenn, Hansen, Doderer, Gluba, Palmer, Gallagher, Orr, Priebe, Schwieger, Rodgers, Nolin, Scott, Miller of Des Moines, Kinley, Curtis, Willits, Kelly, Winkelman, Kennedy, Shaw, and Schaben.

Whereas, it appears that some state agencies expend state revenue for entertaining members of the general assembly; and

Whereas, money appropriated to the state agencies is not intended to be

expended in this manner but should be used to benefit all citizens of Iowa;
Now Therefore,

Be It Resolved by the Senate, the House Concurring, That the general assembly declares that state agencies shall not expend public funds appropriated to those agencies for purposes of entertaining members of the general assembly.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber to attend the opening prayer in the House of Representatives with Reverend John McClean of Mason City, minister of the day. Had I been present, I would have voted "aye" on Senate File 324.

KENNETH D. SCOTT

MR. PRESIDENT: I voted against Senate File 134 because I believe the Curtis-McCartney amendment does take approximately \$50,000 from the State Board of Accounting fund and revert it to the General Fund. This I believe is wrong as these accountants paid their fees to their board. I do not believe they should fund the state budget with trust fund money.

BERL E. PRIEBE

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 44 State government
- S.C.R. 45 State government
- S.C.R. 46 State government
- S.J.R. 15 State government
- H. F. 498 Appropriations
- H. F. 642 Commerce
- H. F. 685 Commerce
- H. F. 739 Appropriations
- H. F. 740 Ways and means
- H. F. 750 Appropriations
- H. F. 751 Appropriations

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 19**, a joint resolution to approve contracting for cost analyses of no-fault motor vehicle insurance legislation, begs leave to report

it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—574

1 Amend House Joint Resolution 19, as passed by the House,
2 page 1, by striking line 25 and page 2, by striking lines 1
3 through 7, inclusive and inserting in lieu thereof the following:
4 "thereto, specifically including but not limited to a
5 no-threshold approach and considering an adjustment for
6 claimants who will not claim general damages because of
7 prompt payment of expenses. The chairmen of the committees
8 on commerce of the house and senate in consultation with the
9 commissioner of insurance, shall negotiate and enter into a
10 contract with Milliman and Robertson, Inc. to provide such
11 cost analyses. Such analyses shall be provided at the
12 earliest possible date to the chairmen of the house and
13 senate committees on commerce and to each member of the
14 general assembly. The legislative service bureau shall make
15 payments of the funds appropriated by this Act pursuant to
16 the contract approved".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 703**, a bill for an act to appropriate from the primary road fund to the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for employees under the state merit system, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—573

1 Amend House File 703, as passed by the House, as follows:
2 1. Page 4, by inserting after line 26 the following new
3 subsection:
4 12. HIGHWAY BEAUTIFICATION
5 FUND:
6 To be used under provisions
7 of chapter three hundred six C
8 (306C) of the Code: \$ —0— \$454,300
9 2. Page 4, line 28, by striking the figure "66,155,206"
10 and inserting in lieu thereof the figure "66,609,506".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 735**, a bill for an act to make appropriations to certain 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.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 742**, a bill for an act to make an appropriation to the department of history and archives, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 736**, a bill for an act making an appropriation to the Iowa merit employment department and relating to the method of funding the Iowa merit employment department, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 46**, a resolution declaring that state agencies shall not use public funds to entertain members of the general assembly, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—567

- 1 Amend Senate Concurrent Resolution 41, found on pages
- 2 1171 and 1172 of the Senate Journal, by adding the follow-
- 3 ing after the word "equipment" in line 12 of page 1172:
- 4 " , particularly the advisability of replacing manual type-
- 5 writers with electric typewriters".

EARL M. WILLITS

S—570

- 1 Amend Senate File 383, page 2, by striking lines 1
- 2 through 7, inclusive and renumbering the remaining
- 3 sections.

CLOYD E. ROBINSON

S—568

- 1 Amend Senate File 531, page 2, line 16, by inserting
- 2 after the word "district" the following: " , except
- 3 that this definition shall not include hospitals".

WARREN E. CURTIS
JOHN N. NYSTROM

S—571

- 1 Amend Senate File 531, page 4, by adding after line 8 the fol-
- 2 lowing new subsections:
- 3 8. Patients and inmates employed, sentenced, or committed
- 4 to any state or local institution.
- 5 9. Persons employed by the legislative branch of govern-
- 6 ment, and office of the attorney general.
- 7 10. The personal staff of the governor, all persons ap-
- 8 pointed by the governor and their immediate secretaries.

CLIFTON C. LAMBORN

S—572

- 1 Amend Senate File 531, page 7, by adding after line 10, the
- 2 following new paragraph:
- 3 "Each collective bargaining agreement between a public em-
- 4 ployer and an employee organization shall provide that in the
- 5 administration of all matters covered by the agreement, public
- 6 employers and employees shall be governed by existing and future
- 7 laws, by published public employer policies and regulations in
- 8 existence at the time the agreement was approved, or by subse-
- 9 quently published public employer policies and regulations re-
- 10 quired by law. However, a collective bargaining agreement shall
- 11 not include proposals relating to public employer rights defined
- 12 in section seven (7) of this Act, nor to public employee rights
- 13 defined in section eight (8) of this Act."

CLIFTON C. LAMBORN

S—569

- 1 Amend Senate File 531 as follows:
- 2 1. Page 9, line 12, by inserting the word "certified"
- 3 after the word "a".

BARTON L. SCHWIEGER

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Tuesday, May 15, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MAY 15, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Gilbert Fields, pastor of St. Marks Methodist Church, Cedar Rapids, Iowa.

The Journal of Monday, May 14, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Boldt, Ackley, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty-two students from Palmer Community School, Palmer, Iowa, accompanied by Miss Sommerfelt and Mr. Wolf. Senator Winkelman.

Thirty-nine students from Sidney High School, Sidney, Iowa, accompanied by Sue Curtis and John Okerlin. Senator Hultman.

Twenty-five students from Lowell Elementary School, Boone, Iowa, accompanied by Mrs. Hamilton. Senator Nystrom.

Nineteen members of Girl Scout Troop 14 from Fort Dodge, Iowa, accompanied by Mrs. Jerome Kitt and Mrs. David McKelips. Senator Coleman.

Four students, members of Campfire Girls from Kenwood School, Cedar Rapids, Iowa, accompanied by Mrs. Robert Latta. Senator Riley.

Forty-five students from St. John's School, Waterloo, Iowa, accompanied by Sister Mary Martinson and Father John Hemann. Senator Schwieger.

Fifty-five students from St. Joseph's School, Bode, Iowa, accompanied by Sister Irmina, Sister Mary Catherine and Mr. Allbaugh. Senator Priebe.

Twenty-eight students from Meeker Elementary School, Ames, Iowa, accompanied by Mrs. Furtak. Senator Murray.

INTRODUCTION OF BILLS

Senate File 557, by committee on ways and means, a bill for an act providing a method of apportionment of valuation of electric power generating plants of more than one hundred megawatts.

Read first time and placed on calendar.

Senate File 558, by committee on appropriations, a bill for an act to appropriate funds from the general fund of the state to the state historical society.

Read first time and placed on calendar.

Senate File 559, by committee on appropriations, a bill for an act appropriating funds from the general fund of the state to the department of revenue for administrative purposes.

Read first time and placed on calendar.

Senate File 560, by committee on appropriations, a bill for an act making an appropriation for membership in the midwest nuclear compact.

Read first time and placed on calendar.

Senate File 561, by committee on appropriations, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the state comptroller.

Read first time and placed on calendar.

Senate File 562, by committee on appropriations, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the department of revenue.

Read first time and placed on calendar.

Senate File 563, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the pioneer lawmakers, the Spanish-American war veterans, and the commission on the status of women.

Read first time and placed on calendar.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that **Senate File 552** be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Shaff asked and received unanimous consent that Senate File 547 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 556.

Senate File 556

On motion of Senator Bergman, Senate File 556, a bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture, was taken up for consideration.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 556) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Kyhl	Shaw	Tieden
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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 Lamborn asked and received unanimous consent to take up for consideration House Joint Resolution 19.

House Joint Resolution 19

On motion of Senator Winkelman, House Joint Resolution 19, a joint resolution to approve contracting for cost analyses of no-fault motor vehicle insurance legislation, with report of com-

mittee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman offered amendment S—574 by the committee on appropriations and moved its adoption:

S—574

1 Amend House Joint Resolution 19, as passed by the House,
2 page 1, by striking line 25 and page 2, by striking lines 1
3 through 7, inclusive and inserting in lieu thereof the following:
4 "thereto, specifically including but not limited to a
5 no-threshold approach and considering an adjustment for
6 claimants who will not claim general damages because of
7 prompt payment of expenses. The chairmen of the committees
8 on commerce of the house and senate in consultation with the
9 commissioner of insurance, shall negotiate and enter into a
10 contract with Milliman and Robertson, Inc. to provide such
11 cost analyses. Such analyses shall be provided at the
12 earliest possible date to the chairmen of the house and
13 senate committees on commerce and to each member of the
14 general assembly. The legislative service bureau shall make
15 payments of the funds appropriated by this Act pursuant to
16 the contract approved".

The amendment was adopted.

Senator Winkelman 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?" (H.J.R. 19) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	
Heying			

Nays, none.

Absent or not voting, 4:

Griffin	Kyhl	Schwieger	Tieden
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The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Winkelman asked and received unanimous consent that **House Joint Resolution 19** be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 703.

House File 703

On motion of Senator Hill, House File 703, a bill for an act to appropriate from the primary road fund to the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for employees under the state merit system, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hill offered amendment S—573 by the committee on appropriations and moved its adoption:

S—573

- 1 Amend House File 703, as passed by the House as follows:
- 2 1. Page 4, by inserting after line 26 the following new
- 3 subsection:
- 4 12. HIGHWAY BEAUTIFICATION
- 5 FUND:
- 6 To be used under provisions
- 7 of chapter three hundred six C
- 8 (306C) of the Code: \$ —0— \$454,300
- 9 2. Page 4, line 28, by striking the figure "66,155,206"
- 10 and inserting in lieu thereof the figure "66,609,506".

The amendment was adopted.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 703) the vote was:

Ayes, 49:

Andersen	Gluba	Lamborn	Orr
Bergman	Griffin	McCartney	Palmer
Blouin	Hansen	Miller of	Plymat
Briles	Heying	Des Moines	Potter
Coleman	Hill	Miller of	Priebe
Curtis	Hultman	Marshall	Rabedeaux
DeKoster	Junkins	Milligan	Ramsey
Doderer	Kelly	Murray	Riley
Gallagher	Kennedy	Nolin	Robinson
Glenn	Kinley	Nystrom	Rodgers

Schaben
Schwengels
Schwieger

Scott
Shaff
Shaw

Taylor
Tieden
Van Gilst

Willits
Winkelman

Nays, none.

Absent or not voting, 1:
Kyhle

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Kinley asked and received unanimous consent that **Senate Concurrent Resolution 37** be withdrawn from further consideration of the Senate.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 122

Senator Hansen submitted the following conference committee report and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 122

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 122, a bill for an Act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce, respectfully submit the following recommendation:

1. That the Senate recede from its amendment to House File 122.

On the part of the Senate:

WILLARD R. HANSEN, Chairman
MICHAEL T. BLOUIN
ROGER J. SHAFF

On the part of the House:

FLOYD H. MILLEN, Chairman
JOHN H. CLARK
JAMES I. MIDDLESWART
LOWELL E. NORLAND

Roll call was requested.

On the question "Shall the conference committee report be adopted?" (H.F. 122) the vote was:

Ayes, 30:

Andersen
Bergman
Blouin
Coleman
Curtis
DeKoster
Doderer
Gallagher

Glenn
Gluba
Hansen
Kinley
McCartney
Milligan
Murray
Nystrom

Orr
Palmer
Plymat
Priebe
Ramsey
Rodgers
Schwengels

Scott
Shaff
Shaw
Taylor
Van Gilst
Willits
Winkelman

Nays, 17:

Briles	Junkins	Miller of	Robinson
Griffin	Kelly	Marshall	Schaben
Heying	Kennedy	Nolin	Schwieger
Hill	Lamborn	Potter	Tieden
Hultman		Riley	

Absent or not voting, 3:

Kyhl	Miller of Des Moines	Rabedeaux
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The motion prevailed and the conference committee report and the recommendation contained therein were adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 122) the vote was:

Rule 24 was invoked.

Ayes, 30:

Andersen	Glenn	Orr	Scott
Bergman	Gluba	Palmer	Shaff
Blouin	Hansen	Plymat	Shaw
Coleman	Kinley	Priebe	Taylor
Curtis	McCartney	Ramsey	Van Gilst
DeKoster	Milligan	Rodgers	Willits
Doderer	Murray	Schwengels	Winkelman
Gallagher	Nystrom		

Nays, 17:

Briles	Junkins	Miller of	Robinson
Griffin	Kelly	Marshall	Schaben
Heying	Kennedy	Nolin	Schwieger
Hill	Lamborn	Potter	Tieden
Hultman		Riley	

Absent or not voting, 3:

Kyhl	Miller of Des Moines	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.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 735.

House File 735

On motion of Senator DeKoster, House File 735, a bill for an act to make appropriations to certain persons in settlement of claims made against the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 735) the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kelly	Palmer	Shaw
DeKoster	Kennedy	Potter	Taylor
Doderer	Kinley	Priebe	Tieden
Gallagher	Lamborn	Ramsey	Van Gilst
Glenn	McCartney	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall	Rodgers	

Nays, none.

Absent or not voting, 4:

Kyhl	Miller of Des Moines	Plymat	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 Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 755, a bill for an act making an appropriation from general fund to the Iowa employment security commission for administration of the old-age and survivors' insurance system, and the pension and annuity retirement system for public school teachers.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 755, a bill for an act making an appropriation from the general fund of the state to the Iowa employment security commission for the administration of the old-age and survivors' insurance system, federal social security system, and

the pension and annuity retirement system for public school teachers.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 736.

House File 736

On motion of Senator McCartney, House File 736, a bill for an act making an appropriation to the Iowa merit employment department and relating to the method of funding the Iowa merit employment department, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 736) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Schaben
Blouin	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Schwieger
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Potter	Shaff
DeKoster	Kennedy	Priebe	Taylor
Doderer	Kinley	Rabedeaux	Tieden
Gallagher	Lamborn	Ramsey	Van Gilst
Glenn	McCartney	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Des Moines	Rodgers	

Nays, none.

Absent or not voting, 8:

Bergman	Miller of	Nystrom	Plymat
Hansen	Marshall	Palmer	Shaw
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 742.

House File 742

On motion of Senator McCartney, House File 742, a bill for an act to make an appropriation to the department of history and

archives, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 742) the vote was:

Ayes, 38:

Andersen	Griffin	Murray	Schwengels
Blouin	Heying	Nolin	Schwieger
Briles	Hultman	Orr	Scott
Coleman	Junkins	Potter	Shaff
Curtis	Kennedy	Priebe	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Doderer	McCartney	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines	Rodgers	Winkelman
Gluba	Milligan	Schaben	

Nays, none.

Absent or not voting, 12:

Bergman	Kinley	Nystrom	Robinson
Hansen	Kyhl	Palmer	Shaw
Hill	Miller of	Plymat	
Kelly	Marshall		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 383.

Senate File 383

On motion of Senator Robinson, Senate File 383, a bill for an act relating to the Uniform Support of Dependents Law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Robinson offered amendment S—570 filed by him and moved its adoption:

S—570

- 1 Amend Senate File 383, page 2, by striking lines 1
- 2 through 7, inclusive and renumbering the remaining
- 3 sections.

The amendment was adopted.

Senator Nolin took the chair at 2:00 p.m.

Senator Robinson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 383) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Kyhl	Plymat	Schwieger	Shaw
Nystrom			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER ADOPTED

House File 219

Senator Andersen called up the following motion to reconsider filed by him on April 30, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 219 failed to pass the Senate.

On the question "Shall the motion to reconsider be adopted?" (H.F. 219) the vote was:

Ayes, 34:

Andersen	Gluba	Milligan	Rodgers
Bergman	Griffin	Murray	Schaben
Blouin	Hansen	Nolin	Schwengels
Coleman	Hill	Orr	Schwieger
Curtis	Hultman	Potter	Shaff
DeKoster	Junkins	Rabedeaux	Van Gilst
Doderer	Kelly	Riley	Willits
Gallagher	Kinley	Robinson	Winkelman
Glenn	Lamborn		

Nays, 12:

Briles	Miller of	Palmer	Scott
Heying	Des Moines	Priebe	Taylor
Kennedy	Miller of	Ramsey	Tieden
McCartney	Marshall		

Absent or not voting, 4:

Kyhl	Nystrom	Plymat	Shaw
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The motion prevailed.

Senator Andersen moved to reconsider the vote by which House File 219 went to its last reading, which motion prevailed.

On motion of Senator Griffin, House File 219, a bill for an act relating to special assessment deficiencies, was taken up for reconsideration.

Senator DeKoster offered amendment S—473 filed by him and moved its adoption:

S—473

- 1 Amend House File 219, page 4, line 4, by striking the word
- 2 "twenty" and inserting in lieu thereof the word "ten".

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. 219) the vote was:

Ayes, 27:

Andersen	Glenn	Kelly	Orr
Bergman	Gluba	Lamborn	Potter
Coleman	Griffin	Miller of	Riley
Curtis	Hansen	Marshall	Robinson
DeKoster	Hill	Milligan	Schwengels
Doderer	Hultman	Murray	Shaff
Gallagher	Junkins	Nolin	Van Gilst

Nays, 18:

Blouin	McCartney	Rabedeaux	Taylor
Briles	Miller of	Ramsey	Tieden
Heying	Des Moines	Schaben	Willits
Kennedy	Palmer	Schwieger	Winkelman
Kinley	Priebe	Scott	

Absent or not voting, 5:

Kyhl	Plymat	Rodgers	Shaw
Nystrom			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF RESOLUTION

Senator Lamborn asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 46.

Senate Concurrent Resolution 46

On motion of Senator Blouin, the following resolution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE CONCURRENT RESOLUTION 46

By Blouin, Plymat, Milligan, Potter, Andersen, Van Gilst, McCartney, Nystrom, Tieden, Hill, Miller of Marshall, Murray, Hultman, Bergman, Schwengels, Lamborn, Taylor, Heying, Glenn, Hansen, Doderer, Gluba, Palmer, Gallagher, Orr, Priebe, Schwieger, Rodgers, Nolin, Scott, Miller of Des Moines, Kinley, Curtis, Willits, Kelly, Winkelman, Kennedy, Shaw, and Schaben

Whereas, it appears that some state agencies expend state revenue for entertaining members of the general assembly; and

Whereas, money appropriated to the state agencies is not intended to be expended in this manner but should be used to benefit all citizens of Iowa; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the general assembly declares that state agencies shall not expend public funds appropriated to those agencies for purposes of entertaining members of the general assembly.

Senator Riley offered amendment S—584 and moved its adoption:

S—584

1 Amend Senate Concurrent Resolution 46 found on pages 1247
2 and 1248 of the Senate Journal as follows:

3 1. Line 1, by inserting after the word "agencies" the
4 following: "and political subdivisions of the state".

5 2. By striking the balance of the resolution and inserting
6 in lieu thereof the following:

7 "entertaining certain appointive and elective officers,
8 officials and employees of the state and its political
9 subdivisions and certain employers and employees in the
10 communication media; and

11 *Whereas*, money appropriated to the state, its agencies and
12 its political subdivisions is not intended to be expended
13 in this manner but should be used to benefit all citizens
14 of Iowa; *Now Therefore*,

15 *Be It Resolved by the Senate, the House Concurring*,
16 That the general assembly declares that state agencies
17 and political subdivisions of the state shall not expend
18 public funds for purposes of entertaining appointive or
19 elective officers, officials or employees of the state and
20 its political subdivisions and employers and employees in
21 the communication media."

The amendment was adopted.

Senator Blouin moved the adoption of the resolution as amended.

Roll call was requested.

On the question "Shall the resolution as amended be adopted?" (S.C.R. 46) the vote was:

Ayes, 39:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Potter	Taylor
Doderer	Kinley	Priebe	Tieden
Glenn	Lamborn	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, 4:

DeKoster	Gallagher	Griffin	McCartney
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Absent or not voting, 7:

Kyhl	Nystrom	Robinson	Shaw
Miller of Des Moines	Plymat	Rodgers	

The motion prevailed and the resolution as amended was adopted.

IMMEDIATELY MESSAGED

Senator Blouin asked and received unanimous consent that **Senate Concurrent Resolution 46** be immediately messaged to the House, which request was complied with.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 703 passed the Senate on May 15, 1973.

CLIFTON C. LAMBORN

MR. PRESIDENT: I move to reconsider the vote by which Senate File 383 passed the Senate on May 15, 1973.

MINNETTE DODERER

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 564, by Senator Gluba, a bill for an act relating to workmen's compensation for inmates of reformatories and penitentiaries and other state penal or correctional facilities.

Read first time and passed on file.

Senate File 565, by committee on judiciary, a bill for an act relating to eminent domain.

Read first time and placed on calendar.

Senate File 566, by committee on state government, a bill for an act relating to eminent domain procedures.

Read first time and placed on calendar.

Senate File 567, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the department of public defense.

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 130, a bill for an act relating to the numbering of motor vehicle registration plates.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 202, a bill for an act relating to the road use tax fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 289, a bill for an act relating to amendment of the articles of incorporation of cooperatives.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 503, a bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 518, a bill for an act relating to the administration of the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 520, a bill for an act to appropriate the fish and game protection fund for use by the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 521, a bill for an act to appropriate from general fund to the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 608, a bill for an act relating to the length of vehicles used for the transportation of vehicles and boats.

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 persons permitted to inspect certain records and reports of the employment security commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 691, a bill for an act relating to support of patients in state mental health institutes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 693, a bill for an act relating to the issuance of general obligation bonds for sanitary disposal projects.

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 regulation of motor vehicle odometers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 705, a bill for an act entering into the interstate agreement on qualification of education personnel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 741, a bill for an act relating to eminent domain.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 43, rejecting certain claims made against the state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 43

By Committee on Appropriations

Whereas, doubt has arisen under the provisions of section twenty-five point seven (25.7) of the Code that submission of claims to the joint claims committee of the Senate and House of Representatives and rejection by the committee constitutes final action on such claims by the General Assembly as provided in such section; and

Whereas, certain claims rejected by previous joint claims committees are sometimes reprocessed by the state appeal board for recurring submission; and

Whereas, it is deemed desirable that claims submitted to the joint claims committees of the Sixty-fifth General Assembly and rejected by the committees should be submitted to the Senate and the House of Representatives for final action and determination as the act of the General Assembly; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the following claims, duly processed by the state appeal board and rejected by the joint claims committee, be considered by the Senate and the

House of Representatives, and the action of the joint committee rejecting these claims be approved.

Claimant	Claim No.	Nature of Claim	Amount
Prentice-Hall, Inc. Englewood Cliffs New Jersey	1088-64-25	Outdated Invoice	\$ 29.86
Family Practice Medical Center Nevada, Iowa	2865-64-25	Outdated claim	\$ 13.00
Ken Redfield Madison, Wisconsin	2867-64-25	Hunting License Refund	\$ 20.00
Darius G. Burgess Valentine, Nebraska	2-65-25	Registration Fee Refund	\$ 150.00
Klienbenstein, Klienbenstein and Heronimus Grundy Center, Iowa	157-65-25	Real Estate Transfer Tax Refund	\$ 507.10
Iowa Parcel Service Des Moines, Iowa	170-65-25	Permit Fee Refund	\$ 10.00
James W. Miller Plainfield, Iowa	194-65-25	Real Estate Transfer Tax Refund	\$ 6.05
United Parcel Service Des Moines, Iowa	232-65-25	Permit Fee Refund	\$ 540.00
Marion Van Driel Rock Valley, Iowa	233-65-25	Registration Fee Refund	\$ 126.48
Kira J. Rickabaugh Tabor, Iowa	261-65-25	Broken Eye Glasses	\$ 32.50
John J. Fauquier Glenwood, Iowa	262-65-25	Broken Eye Glasses	\$ 49.00
Daniel Dean Smith Des Moines, Iowa	321-65-25	Compensatory Time	\$ 897.80
Owen E. Franklin Woodward, Iowa	377-65-25	Automobile Damage	\$ 277.00
Robert M. Sutfin Arlington Heights, Illinois	395-65-25	License Fee Refund	\$ 60.00
Linn County Treasurer Cedar Rapids, Iowa	450-65-25	Outdated Invoice	\$2,704.00
Ralph's Distributing Company Ankeny, Iowa	456-65-25	Outdated Invoice	\$1,529.57
Charles D. House Garner, Iowa	687-65-25	Merit Pay Freeze Adjustment	\$ 12.50
Roger Stensland Sioux City, Iowa	688-65-25	Merit Pay Freeze Adjustment	\$ 12.50
Harry Schroder West Union, Iowa	690-65-25	Merit Pay Freeze Adjustment	\$ 12.50
Gordon R. Frizzell Oakland, Iowa	691-65-25	Merit Pay Freeze Adjustment	\$ 12.50
Kenneth L. Hill Manchester, Iowa	689-65-25	Merit Pay Freeze Adjustment	\$ 12.50
Melvin E. Thien Tipton, Iowa	692-65-25	Merit Pay Freeze Adjustment	\$ 12.50
Clayton County Elkader, Iowa	747-65-25	Real Estate Tax Refund	\$ 52.92

Claimant	Claim No.	Nature of Claim	Amount
Earl A. Michelson Des Moines, Iowa	749-65-25	Real Estate Trans- fer Tax Refund	\$ 23.10
IBM Corporation Des Moines, Iowa	784-65-25	Outdated Invoice	\$ 171.10
Cummings Nursing Home Sioux City, Iowa	566-65-25	Outdated Claim	\$ 355.60
Mildred Greeson Woodward, Iowa	670-65-25	Automobile Damage	\$ 35.18
Aurora Manor Aurora, Illinois	705-65-25	Outdated Claim	\$ 803.65
Matilda Bostwick Bouton, Iowa	768-65-25	Automobile Damage	\$ 127.11
Encyclopaedia Britannica Omaha, Nebraska	797-65-25	Refund on Unused Rental Space at State Fair Grounds	\$ 115.00
Vera Nelson Woodward, Iowa	799-65-25	Automobile Damage	81.89
Katherine Kenny Woodward, Iowa	877-65-25	Automobile Damage	\$ 25.00
Kirkwood Community College Library Cedar Rapids, Iowa	905-65-25	Refund on Pur- chase of Obsolete Edition of the Code of Iowa	\$ 61.00
Litton Education Publication, Inc. Cincinnati, Ohio	925-65-25	Outdated Invoices	\$ 34.82
Allamakee County Department of Social Services Waukon, Iowa	1906-64-25	Foster Care	\$1,372.65

HOUSE MESSAGES CONSIDERED

House File 608, a bill for an act relating to the length of vehicles used for the transportation of vehicles and boats.

Read first time and **passed on file**.

House File 687, a bill for an act relating to persons permitted to inspect certain records and reports of the employment security commission.

Read first time and **passed on file**.

House File 691, a bill for an act relating to support of patients in state mental health institutes.

Read first time and **passed on file**.

House File 693, a bill for an act relating to the issuance of general obligation bonds for sanitary disposal projects.

Read first time and **passed on file**.

House File 694, a bill for an act relating to the regulation of motor vehicle odometers.

Read first time and passed on file.

House File 705, a bill for an act entering into the interstate agreement on qualification of educational personnel, and for related purposes.

Read first time and passed on file.

House File 741, a bill for an act relating to eminent domain.

Read first time and passed on file.

COMMUNICATION FROM THE SECRETARY OF STATE

STATE OF IOWA
SECRETARY OF STATE
Des Moines

May 15, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 328 was published in the Dallas County News, Adel, Iowa, May 2, 1973, and in the Clinton Herald, Clinton, Iowa, May 3, 1973.

Respectfully submitted
MELVIN D. SYNHORST
Secretary of State

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 15, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 107—Relating to the penalty for violation of the provisions for advertising and selling courses of instruction.
- S. F. 224—Relating to the jurisdiction of peace officers.
- S. F. 253—To legalize and validate the proceedings of the Board of Township Trustees of Saylor Township of Polk County Iowa.
- S. F. 313—Relating to bond elections for joint city-county buildings.
- S. F. 329—Relating to door-to-door sales and providing penalties.
- S. F. 488—Making appropriations to certain state agencies.
- S. F. 489—To appropriate money from the dairy industry fund to the Iowa Dairy Industry Commission.
- S. F. 499—To appropriate from moneys received by the Iowa Aeronautics Commission.

- S. F. 508—To appropriate funds to the State Highway Commission for designated capital improvements.
- H. F. 116—Relating to the appeal of a condemnation award.
- H. F. 287—Relating to the Iowa Public Employees' Retirement System.
- H. F. 309—To legalize and validate the proceedings of the Board of Directors of the Des Moines Area Community College (Merged Area XI) in certain Iowa counties.
- H. F. 364—To legalize and validate the special election of the Lamoni Community School.
- H. F. 612—To appropriate funds to defray expenses of the inaugural ceremonies.

STEERING COMMITTEE REPORT

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering calendar:

H. F. 647	H. F. 270	H. F. 240
S. F. 311	H. F. 549	H. F. 28
H. F. 189	S. F. 321	

CLIFTON C. LAMBORN, Chairman

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H.C.R. 43 Appropriations

H. F. 489 Human resources

H. F. 732 Judiciary

H. F. 747 Appropriations

H. F. 748 Appropriations

H. F. 752 Appropriations

H. F. 755 Appropriations

EXPLANATIONS OF VOTES

MR. PRESIDENT: Because I was in Ames at the Highway Commission, I was absent from the Senate chamber Tuesday morning, May 15, 1973. Had I been present, I would have voted "Aye" on Senate File 556 and House Joint Resolution 19.

DALE L. TIEDEN

MR. PRESIDENT: Due to the death of my business associate and close friend and the death of my aunt, I was absent from the Senate chamber May 7 through May 14. Had I been present, I would have voted "Aye" on Senate Files 501, 335, 25, 66, 199, 532, 533, 534, 535, 537, 538, 539, 123, 541,

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 743**, a bill for an act increasing an appropriation from the commercial feed fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 33**, a bill for an act authorizing cities, towns, and counties to impose local taxes, appropriating the proceeds, making the taxes subject to applicable provisions of the Code, including penalties, and establishing a penalty for violation of a local vehicle tax ordinance, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—575

1 Amend Senate File 33 as follows:

2 1. Page 3, by inserting after line 13 the following:

3 "If a majority of those voting in any of the cities or
4 towns favors the imposition of a local tax and the others do
5 not, the councils of the cities or towns which favor a tax
6 shall impose it for at least a four-year period, as provided
7 in section one (1) of this Act, and the councils of the
8 cities or towns which do not favor a tax shall not submit the
9 question of imposition of the same type of tax within one
10 year following the election."

11 2. Page 3, line 17, by striking the word "joint".

12 3. Page 3, line 19, by striking the words and figure
13 "sections one (1) or" and inserting in lieu thereof the word
14 "section".

15 4. Page 3, line 20, by inserting after the period the
16 following:

17 "A city or town which does not favor the imposition of a
18 local tax is not entitled to any property tax reduction or
19 other benefit which may otherwise be extended to a city or
20 town which favors the imposition of a local tax."

21 5. Page 4, by inserting after line 9 the following:

22 "If a majority of those voting in the unincorporated area
23 of the county or in any of the cities or towns favors the
24 imposition of a local tax and the others do not, the board
25 of supervisors in the case of the unincorporated area, or the

Page 2

1 councils of the cities or towns which favor a tax shall
2 impose it for at least a four-year period, as provided in
3 section one (1) of this Act, and the board of supervisors in
4 the case of the unincorporated area, or the councils of the
5 cities or towns which do not favor a tax shall not submit
6 the question of imposition of the same type of tax within
7 one year following the election. If the unincorporated area
8 of the county does not favor the imposition of a local tax,

9 the county is not entitled to any property tax reduction or
10 other benefit which may otherwise be extended to a county
11 which favors the imposition of a local tax."

12 6. Page 4, lines 14 and 15, by striking the words "but
13 cities and towns may proceed at any time" and inserting in
14 lieu thereof the words "and the councils of the cities and
15 towns shall not submit the question of imposition of the
16 same type of tax within one year following the election,".

17 7. Page 4, line 26, by inserting after the comma the
18 words "unincorporated area of the county,".

19 8. Page 6, line 5, by inserting after the figure "(82)"
20 the words and figure ", chapter one thousand eighty-eight
21 (1088)".

22 9. Page 7, line 34, by inserting after the word "town,"
23 the words "unincorporated area of a county,".

24 10. Page 8, line 3, by inserting after the word "town,"
25 the words "unincorporated area of the county,".

Page 3

1 11. Page 8, lines 30 and 31, by striking the words "city,
2 town, or county for any lawful municipal purpose" and insert-
3 ing in lieu thereof the words "city or town for any lawful
4 municipal purpose, and by the county for any lawful county
5 government purpose".

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 184**, a bill for an act relating to the Iowa soldiers 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:**

S—576

1 Amend Senate File 184, page 2, line 34 by striking "1988"
2 and inserting "1981".

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—580

1 Amend Senate File 112 as follows:

2 1. By striking all of lines 18 and 19 and inserting in
3 lieu thereof the following "*fund, shall at the end of*
4 *each year [shall] revert to the*".

5 2. By adding the following after the period at the end
6 of line 20: "*Funds in the highway crossing safety*
7 *fund shall not revert to the road use tax fund except*
8 *to the extent they exceed five hundred thousand (\$500,000.00)*
9 *dollars at the end of any biennium.*"

10 3. By adding the following section:

11 Sec. Section four hundred seventy-eight point
 12 twenty-one (478.21), Code 1973 is amended to read as follows:
 13 478.21 RAILWAY AND HIGHWAY CROSSING AT GRADE.
 Wherever
 14 a railway track crosses or shall hereafter cross a highway,
 15 street or alley, the railway company owning such track and
 16 the state highway commission, in the case of primary highways,
 17 the board of supervisors of the county in which such crossing
 18 is located, in the case of secondary roads, or the council
 19 of the city or town, in the case of streets and alleys
 20 located within such city or town, may agree upon the location
 21 and manner of crossing, or crossing protection, or
 22 *upgrading thereof*, or upon separation of grades so as to
 23 carry such highway over or under the railway track, and
 24 upon any change, alteration, vacation or relocation of
 25 such highway, street or alley, and upon repairs, alteration,

Page 2

1 or elimination of any crossing, and upon the expense each
 2 party shall pay for such changes, except that if flasher
 3 light or gate signals are ordered installed the maintenance
 4 thereof shall be assumed *equally* by the railroad, *the*
 5 *governmental unit involved and the grade crossing safety*
 6 *fund*; provided, however, nothing contained herein shall
 7 be construed to affect any of the provisions of chapter 387.

CLIFTON C. LAMBORN
 NORMAN RODGERS
 CLOYD E. ROBINSON

S—587

1 Amend Senate File 531, page 4, by inserting after line
 2 8 the following new subsection:
 3 8. Professional teaching personnel at any institution
 4 under the jurisdiction of the state board of regents.

RAY TAYLOR

S—577

1 Amend Senate File 531, page 5, line 9, by striking
 2 the word "ninety" and inserting in lieu thereof the word
 3 "eighty".

CALVIN O. HULTMAN

S—581

1 Amend Senate File 531, page 7, by striking lines 3
 2 through 10, inclusive, and inserting in lieu thereof the
 3 following: "with respect to wages and hours."

WARREN E. CURTIS
 JAMES W. GRIFFIN, SR.
 DALE L. TIEDEN
 IRVIN L. BERGMAN

S—590

1 Amend Senate File 531 as follows:
 2 1. Page 10, line 35, by inserting after the period the words "A strike
 3 may be deemed to exist when fifteen percent or more of the public

4 employees in an appropriate bargaining unit are absent from their
5 **place of employment at the same time."**

6 2. Page 11, line 10, by striking the word "may" and inserting
7 in lieu thereof the word "shall".

8 3. Page 11, line 14, by striking the words "not to exceed"
9 and inserting in lieu thereof the words "of not less than".

10 4. Page 11, by inserting after line 33 the following new
11 paragraph:

12 The compensation of any public employee who participates in a
13 strike shall not be increased until after the expiration of one
14 year from the date the public employee participated in the strike.

DALE L. TIEDEN

S—588

1 Amend Senate File 531, page 11, line 15 by striking the word
2 "**may**" and inserting in lieu thereof the word "**shall**".

RAY TAYLOR

S—583

1 Amend Senate File 531, page 11, by inserting after line
2 33 the following new subsection:

3 "4. Any public employee who participates in a strike
4 **of work stoppage shall forfeit all merit employment rights**
5 **and all other rights, benefits and privileges which he**
6 **enjoys as a result of his employment; however, the right**
7 **of a public employee to cease work shall not be abridged**
8 **so long as the public employee is not acting in concert**
9 **with other public employees in an organized work stoppage."**

FORREST V. SCHWENGELS

RALPH W. POTTER

WARREN E. CURTIS

IRVIN L. BERGMAN

RALPH F. McCARTNEY

RAY TAYLOR

S—579

1 Amend Senate File 531, page 16, line 14 by striking
2 the words "Negotiated procedures" and inserting in lieu
3 thereof the words "An arbitrator's decision on a
4 **grievance**".

CLOYD E. ROBINSON

S—586

1 Amend Senate File 531 as follows:

2 1. Page 20, by inserting after line 9 the following new
3 section:

4 "Sec. **NEW SECTION.** Regardless of the provisions of this
5 Act, the authority of a city council, under the provisions
6 of chapter one thousand eighty-eight (1088), Acts of the
7 Sixty-fourth General Assembly, 1972 Session, or any local tax
8 certifying or levying board, under the provisions of chapter
9 twenty-four (24) of the Code, shall be retained to reduce any
10 item or items of expenditure proposed in its budget when any
11 taxpayer of the taxing district appears at the public budget
12 hearing and presents an objection to the item or items of

- 13 expenditure proposed in the budget.”
 14 2. By renumbering the remaining sections.

RAY TAYLOR

S—592

- 1 Amend Senate File 531, page 22, as follows:
 2 1. Line 29, by inserting before the word “contribution”
 3 the words “direct or indirect”.
 4 2. Line 29, by striking the comma.
 5 3. Line 30, by striking the words “either directly or
 6 indirectly.”.

JOHN S. MURRAY
 CLOYD E. ROBINSON

S—589

- 1 Amend Senate File 531 by striking everything after the enact-
 2 ing clause and inserting in lieu thereof the following new
 3 sections:
 4 Section 1. *NEW SECTION. PUBLIC POLICY.* It is the public
 5 policy of this state to promote an orderly and constructive re-
 6 lationship between all public employers and public employees sub-
 7 ject to the paramount right of the citizens of this state for the
 8 protection of their health, safety, and welfare. Unresolved dis-
 9 putes between public employers and public employees are injurious
 10 to the public and adequate means must be provided to resolve
 11 these differences. A harmonious relationship between the public
 12 employer and the public employee is necessary for the protection
 13 of all persons and this relationship will be facilitated by stat-
 14 ing that public employers shall bargain collectively with em-
 15 ployee organizations representing public employees and when
 16 mutually agreed upon to enter into formal agreements and by pro-
 17 viding for the protection of the rights of the public employee,
 18 public employer, and the general public.
 19 Sec. 2. *NEW SECTION. TITLE.* This Act shall be cited as the
 20 “Public Employment Negotiations Act”.
 21 Sec. 3. *NEW SECTION. DEFINITIONS.* When used in this Act,
 22 unless the context otherwise requires:
 23 1. “Public employer” means the state of Iowa, its political
 24 subdivisions, including school districts and other special pur-
 25 pose districts; and any department, board, commission, or other

Page 2

- 1 agency thereof.
 2 2. “Public employee” means any person employed by a public
 3 employer.
 4 3. “Employee organization” means an organization of any kind
 5 which includes public employees and which has as one of its pur-
 6 poses the representation of public employees in their employment
 7 relations with public employers.
 8 4. “Confidential employee” means one whose unrestricted
 9 access to confidential personnel files or information concerning
 10 the administrative operations of a public employer or whose
 11 functional responsibilities or knowledge in connection with the
 12 issues involved in the collective bargaining process, would make
 13 his membership in the employee organization incompatible with his

14 official duties.

15 Sec. 4. *NEW SECTION*. EXCLUSIONS. The following public em-
16 employees shall be excluded from the provisions of this Act:

17 1. Officials elected by popular vote, and persons appointed
18 to fill vacancies in elective offices, their immediate secretar-
19 ies, two deputies, and the immediate secretary of each of the two
20 deputies.

21 2. Members and the chief administrative officers of boards
22 and commissions and their immediate secretaries.

23 3. The personal staff of the governor, all persons appointed
24 by the governor and their immediate secretaries.

25 4. The professional teaching personnel at the institutions

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1 under the control of the state board of regents.

2 5. Persons employed by the legislative branch of government,
3 office of the attorney general, judges of the supreme court, dis-
4 trict judges, district associate judges, and judicial magistrates,
5 and the employees of the judges and courts.

6 6. Officers and enlisted men of the armed services under
7 state jurisdiction.

8 7. All persons whose salaries are set by the general assembly.

9 8. All persons holding a status of student in any state or
10 local institution.

11 9. Persons who regularly work for a public employer less than
12 twenty hours per week or five months per year.

13 10. All persons in a confidential relationship with their
14 public employer.

15 Sec. 5. *NEW SECTION*. PUBLIC EMPLOYEE RIGHTS. Pub-
Public employees

16 shall have the right to form, join, or assist any employee organi-
17 zation and to be represented by it for the purpose of collective
18 bargaining with public employers, provided that membership in any
19 employee organization shall not be required as a condition of
20 employment or retention of employment. Public employees who are
21 not members of a public employee organization may petition independ-
Public employees

22 with the public employer.

23 Sec. 6. *NEW SECTION*. PUBLIC EMPLOYER RIGHTS. Pub-
Public em-

24 ployers may recognize, bargain collectively, and contract with
25 employee organizations concerning the wages, salaries, hours,
26 periods of employment, dues checkoff, and other economic benefits

Page 4

1 of public employees represented by an employee organization.

2 Nothing in this section shall diminish the authority and power
3 of the merit employment department or any civil service commis-
4 sion established by constitutional provision, statute, charter or
5 special act to recruit employees, prepare, conduct, and grade
6 examinations, rate candidates in order of their relative scores
7 for certification for appointment or promotion or for other mat-
8 ters of classification, reclassification or appeal rights in the
9 classified service of the public employer served.

10 The public employee retirement systems provided under chapters

11 ninety-seven A (97A), ninety-seven B (97B), four hundred ten
12 (410), and four hundred eleven (411) of the Code shall be ex-
13 cluded from the scope of negotiations.

14 Nothing in this Act is intended to circumscribe or modify the
15 existing right of a public employer to:

- 16 1. Direct the work of its employees.
- 17 2. Hire, promote, assign, transfer, and retain employees in
18 positions created by the public employer.
- 19 3. Demote, suspend, or discharge employees for proper cause.
- 20 4. Maintain the efficiency of governmental operations.
- 21 5. Relieve employees from duties because of lack of work or
22 for other legitimate reasons.
- 23 6. Take actions as may be necessary to carry out the mission
24 of the public employer in emergencies.
- 25 7. Determine the methods, means, and personnel by which

Page 5

1 operations are to be carried on.

2 Sec. 7. *NEW SECTION.* BARGAINING PERMISSIVE. Pub-
3 lic employers
4 may enter into collective bargaining agreements with employee
5 organizations as the exclusive representatives of the public em-
6 ployees in such bargaining units as the public employers shall
7 find to be appropriate for bargaining purposes, provided that any
8 such employee organization shall represent at least a majority of
9 the public employees in any such unit.

10 Sec. 8. *NEW SECTION.* RULES AND REGULATIONS. Pub-
11 lic employ-
12 ers and public employees may mutually adopt reasonable rules and
13 regulations necessary or appropriate for purposes of this Act,
14 including:

- 15 1. The determination of appropriate or exclusive bargaining
16 units.
- 17 2. Methods for collective bargaining and the resolution of
18 disputes.
- 19 3. Such other purposes as may be necessary to carry out the
20 purposes of the Act.

21 Sec. 9. *NEW SECTION.* LENGTH OF CONTRACTS. The terms
22 of
23 collective bargaining agreements between public employers and
24 employee organizations shall not exceed three years.

25 Sec. 10. *NEW SECTION.* EMPLOYEE ORGANIZATIONS—
POLITICAL
26 CONTRIBUTIONS. An employee organization shall not make any con-
27 tribution out of the funds of the employee organization, either
28 directly or indirectly, to any political party or organization

Page 6

1 or in support of any political candidate for public office.

2 Any employee organization which violates the provisions of
3 this section or fails to file any required report or affidavit or
4 files a false report or affidavit shall, upon conviction, be sub-
5 ject to a fine of not more than two thousand dollars.

6 Any person who willfully violates this section, or who makes
7 a false statement knowing it to be false, or who knowingly fails

8 to disclose a material fact shall, upon conviction, be subject
 9 to a fine of not more than one thousand dollars or imprisoned for
 10 not more than thirty days or shall be subject to both such fine
 11 and imprisonment. Each individual required to sign affidavits
 12 or reports under this section shall be personally responsible for
 13 filing such report or affidavit and for any statement contained
 14 therein he knows to be false.
 15 Nothing in this section shall be construed to prohibit volun-
 16 tary contributions by individuals to political parties or
 17 candidates.

RAY TAYLOR

S—591

1 Amend the Lamborn amendment, S—571, to Senate File 531
 2 as follows:
 3 1. By striking lines 5 and 6 and inserting in lieu thereof
 4 the following:
 5 9. Persons employed by the Iowa General Assembly and
 6 the state department of justice.
 7 2. By striking lines 7 and 8 and inserting in lieu thereof
 8 the following:
 9 10. The personal staff of the governor.

JOHN S. MURRAY
 CLOYD E. ROBINSON

S—578

1 Amend House File 223 as amended, passed and reprinted by the
 2 House as follows:
 3 1. Page 2A by striking lines 29 through 35, and page 2B by
 4 striking lines 36 through 47 and inserting in lieu thereof the
 5 following:
 6 *The base salary of a full-time certified shorthand*
 7 *reporter shall be fourteen thousand dollars.*
 8 [5.] All of the *district court* judges in a judicial district
 9 may, by joint order, increase the annual salary of a full-time
 10 *certified* shorthand reporter in that district for length of
 11 service in excess of five years by an additional amount not
 12 to exceed ten percent of a reporter's annual salary in [such a]
 13 the district.
 14 2. Page 3A by striking lines 28 through 35, and page 3B by
 15 striking lines 36 through 40.

LUCAS J. DeKOSTER

S—582

1 Amend House File 656, as amended and passed by the House,
 2 as follows:
 3 1. By inserting on page 5 after line 16 the following new
 4 section:
 5 Sec. **NEW SECTION. TUITION CREDIT.** In making
 6 application for compensation under this Act, a person may
 7 indicate an interest in taking tuition credit in lieu of cash
 8 compensation. The service compensation board shall send to
 9 each person who indicates an interest in taking tuition credit
 10 a voucher to be used for tuition credit purposes, stating the

11 amount of compensation the person is entitled to and the total
 12 amount of tuition credit allowed, or as a credit against
 13 tuition owned by the person to any public post-secondary
 14 educational institution or private college or university in
 15 Iowa, the tuition credit to be at a rate of one hundred twenty-
 16 five percent of the person's service compensation as otherwise
 17 computed under the provisions of this Act.

18 To obtain the tuition credit, the person shall present the
 19 voucher issued to him by the board to the cashier or other
 20 financial official of the public post-secondary educational
 21 institution or private college or university in Iowa. The
 22 institution shall then allow the person a credit of up to one
 23 hundred twenty-five percent of the amount of his compensation
 24 as stated on the voucher against the tuition due from the
 25 person and shall send the voucher to the board with a verifica-

Page 2

1 tion of the amount of tuition credit allowed and the address
 2 of the person receiving credit as the address is given on the
 3 person's enrollment records.

4 The service compensation board shall record the amount of
 5 tuition credit allowed, and provide for payment of this amount
 6 to the institution. If the full amount of one hundred twenty-
 7 five percent of the person's compensation has not been used,
 8 the board shall mail to the person at his address shown by the
 9 enrollment records another voucher which shows the amount of
 10 the compensation and the date of the original voucher, the
 11 amount allowed as tuition credit and the amount of compensa-
 12 tion remaining. For purposes of calculating the amount of
 13 compensation remaining available for use if the full amount
 14 of tuition credit is not taken, the amount of tuition credit
 15 remaining shall be deemed to be one hundred twenty-five per-
 16 cent of the amount of compensation remaining. The board shall
 17 provide by rule for paying the remaining amount of compensa-
 18 tion in cash under the provisions of this Act if the person
 19 does not intend to take it as tuition credit under this
 20 section.

21 2. By renumbering sections and correcting internal
 22 references to conform with this amendment.

JOHN S. MURRAY

S—585

1 Amend House File 703 as follows:

2 1. Page 6, by striking lines 1 and 2.

3 2. Page 1, by striking from lines 4 and 5 the words "and
 4 relating to the pay plan for employees under the state merit
 5 system".

CLIFTON C. LAMBORN
 JAMES F. SCHABEN

On motion of Senator DeKoster, the Senate adjourned until
 10:00 a.m., Wednesday, May 16, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MAY 16, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend John S. Shew, pastor of the First Presbyterian Church, Cedar Rapids, Iowa.

The Journal of Tuesday, May 15, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James Coddington, Humboldt, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaw for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Elmer F. Lange, former member of the Senate and House of Representatives from Sac County, now Deputy Associate Director, Score/Ace, "ACTION," Washington, D. C.

President Neu welcomed the Honorable John L. Mowry, former member of the Senate and House of Representatives from Marshall County.

President Neu welcomed the Honorable John M. Walsh, former member of the Senate from Dubuque County.

The Chair welcomed the following visitors who were present in the Senate gallery:

One hundred twenty-six students from Johnson, Monroe, Buchanan, Tyler and McKinley Schools, Cedar Rapids, Iowa, accompanied by Mrs. Carr. Senator Riley.

Fifty-eight students from Lincoln High School, Des Moines, Iowa, accompanied by Mrs. Carol Brown. Senator Kinley.

Four students from St. Ansgar High School, St. Ansgar, Iowa, accompanied by Mrs. Gerald Schotanus. Senators McCartney and Scott.

Twenty-seven students from Garfield Elementary School, Boone, Iowa, accompanied by Mrs. Lindholm. Senator Nystrom.

PETITIONS

The following petitions were presented and placed on file:

By Senator Winkelman, from thirty-nine residents of Sac County favoring collective bargaining in public employment.

By Senator Gluba, from twenty-four residents of Iowa favoring legislation to create a Spanish-speaking peoples study commission.

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 758, a bill for an act making an appropriation from general fund to various regulatory state departments.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 758, a bill for an act making an appropriation from the general fund of the state to various regulatory state departments and their divisions.

Read first time and passed on file.

SPECIAL ORDER OF BUSINESS

Senate File 531

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 531.

On motion of Senator Murray, Senate File 531, a bill for an act relating to public employment relations and providing penalties for violations, with report of committee recommending amendment and returned without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Hultman raised the point of order that no fiscal note was attached to the bill.

The Chair ruled the point not well taken and that a fiscal note was not required.

Senator Curtis offered amendment S—560 by the committee on state government and moved its adoption:

S—560

- 1 Amend Senate File 531 as follows:
- 2 1. Page 12, line 30, by striking the word "request" and
- 3 inserting in lieu thereof the word "petition".
- 4 2. Page 18, lines 1 and 2, by striking the words "section
- 5 twenty (20) of this Act" and inserting in lieu thereof the
- 6 words "subsection two (2) of this section".

The amendment was adopted.

Senator Griffin offered amendment S—562 filed by him on May 10, 1973, and found on pages 1203-1219, inclusive, of the Senate Journal.

Senator Griffin offered amendment S—595 to the amendment and moved its adoption:

S—595

- 1 Amend the Griffin amendment S—562, to Senate File 531, as
- 2 follows:
- 3 1. Page 27, by inserting the following after line 6:
- 4 "2. In the event of a strike by public employees, the pub-
- 5 lic employer or any affected citizen of Iowa may petition
- 6 the district court in and for the county in which the strike
- 7 occurs or the district court of Polk county for an injunction
- 8 against the public employees, individually or collectively,
- 9 and their certified employee organization pursuant to chapter
- 10 six hundred sixty-four (664) of the Code. Upon the district
- 11 court's determination that a strike exists, the court shall
- 12 forthwith enjoin the striking public employees from the
- 13 continuation of the strike. Failure to comply with a court
- 14 order enjoining a strike shall constitute a contempt
- 15 punishable pursuant to chapter six hundred sixty-five (665) of
- 16 the Code and in addition the court may, upon a finding that
- 17 the employee organization has violated subsection three (3), para-
- 18 of section fifteen (15) of this Act, suspend and enjoin the certi-
- 19 fication of the employee organization as the exclusive repre-
- 20 sentative of the bargaining unit involved for a period not to
- 21 exceed twelve months. During the period of decertification,
- 22 a public employer may discontinue dues checkoff for the employee
- 23 organization. The remedies provided in this section shall be
- 24 in addition to any other legal or equitable remedy."
- 25 2. By correcting internal numbering and references.

Amendment S—595 to amendment S—562 was adopted.

Senator Ramsey took the chair at 11:35 a.m.

President Neu took the chair at 11:40 a.m.

Senator Griffin moved the adoption of amendment S—562 as amended and requested a roll call.

On the question "Shall amendment S—562 as amended be adopted?" (S.F. 531) the vote was:

Rule 24 was invoked.

Ayes, 13:

Bergman	Hultman	Miller of	Taylor
Curtis	Lamborn	Marshall	Tieden
Griffin	McCartney	Potter	Winkelman
Heying		Schwengels	

Nays, 35:

Andersen	Hansen	Murray	Riley
Blouin	Hill	Nolin	Robinson
Briles	Junkins	Nystrom	Rodgers
Coleman	Kelly	Orr	Schaben
DeKoster	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	Miller of	Priebe	Shaff
Glenn	Des Moines	Rabedaux	Van Gilst
Gluba	Milligan	Ramsey	Willits

Absent or not voting, 2:

Kyhl	Shaw
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Amendment S—562 as amended lost.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SPECIAL ORDER CONTINUED

Senate File 531

The Senate resumed consideration of Senate File 531.

Senator Taylor offered amendment S—589 filed by him on May 15, 1973, and found on pages 1277-1280, inclusive, of the Senate Journal.

Senator Taylor moved the adoption of the amendment and called for a division.

Amendment S—589 lost.

Senator Curtis offered amendment S—568 filed by Senators Curtis and Nystrom:

S—568

- 1 Amend Senate File 531, page 2, line 16, by inserting
- 2 after the word "district" the following: " , except
- 3 that this definition shall not include hospitals".

Senator Curtis moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—568 be adopted?" (S.F. 531) the vote was:

Rule 24 was invoked.

Ayes, 16:

Bergman	DeKoster	Nolin	Schwengels
Briles	Griffin	Nystrom	Taylor
Coleman	Hultman	Potter	Tieden
Curtis	Lamborn	Priebe	Winkelman

Nays, 30:

Andersen	Hill	Milligan	Rodgers
Blouin	Junkins	Murray	Schaben
Doderer	Kelly	Orr	Schwieger
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Plymat	Shaff
Gluba	McCartney	Rabedeaux	Van Gilst
Hansen	Miller of	Riley	Willits
Heying	Des Moines	Robinson	

Absent or not voting, 4:

Kyhl	Miller of Marshall	Ramsey	Shaw
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Amendment S—568 lost.

Senator Schwengels offered amendment S—596:

S—596

Division S—596A

- 1 Amend Senate File 531 as follows:
- 2 1. Page 3, by inserting after line 15 the following:
- 3 "10. 'Professional employee' means—
- 4 a. Any employee engaged in work
- 5 (1) predominately intellectual and varied in
- 6 character as opposed to routine mental, mechanical, manual or
- 7 physical work;
- 8 (2) involving the consistent exercise of dis-
- 9 cretion and judgment in its performance;
- 10 (3) of such a character that the output produced
- 11 or the result accomplished cannot be standardized in relation
- 12 to a given period of time;
- 13 (4) requiring knowledge of an advanced type in a
- 14 field of science or learning customarily acquired by a
- 15 prolonged course of specialized intellectual instruction and
- 16 study in an institution of higher learning or a hospital,
- 17 as distinguished from a general academy education or from
- 18 an apprenticeship or from training in the performance of

19 routine mental, manual, or physical processes; or
 20 b. any employee who
 21 (1) has completed the courses of specialized
 22 intellectual instruction and study described in subparagraph
 23 4 of paragraph a, or
 24 c. any employee who is registered as a qualified
 25 professional by a board of registration under the laws of

Page 2

1 the state of Iowa.”
 2 2. Page 12, by inserting after line 16 the following:
 3 4. Professional and nonprofessional employees shall
 4 not be included in the same bargaining unit unless a majority
 5 of both agree.

Division S—596B

6 3. Page 16, by inserting after line 5 the following:
 7 “9. Nothing in this law shall preclude an agency from
 8 consulting or dealing with any lawful organization not
 9 certified as a bargaining representative with respect to
 10 matters or policies which involve individual members of the
 11 organization or are of particular applicability to it or its
 12 members, when such consultations or dealings are duly limited
 13 so as not to assume the character of collective bargaining
 14 on matters of general employee-management policy or to
 15 extend to areas where recognition of the interests of one
 16 employee group may result in discrimination against or
 17 injury to the interest of other employees.”

Senator Kelly called for a division of the amendment, sections 1 and 2 to be considered as division S—596A; section 3 to be considered as division S—596B.

Senator Schwengels moved the adoption of division S—596A and called for a division.

Division S—596A of the amendment lost.

Senator Schwengels moved the adoption of division S—596B.

Division was called for.

Division S—596B of the amendment lost.

Senator Lamborn offered amendment S—606 and moved its adoption:

S—606

1 Amend Senate File 531 as follows:
 2 1. Page 3, by striking line 35, and page 4, by striking
 3 line 1, and inserting in lieu thereof the following:
 4 “4. Employees having the status of student, and part-
 5 time employees who work less than twenty hours per week.”
 6 2. Page 12, by striking lines 2 and 3, and inserting in
 7 lieu thereof the following: “employee, or employee organiza-
 8 tions.”

- 9 3. Page 12, lines 4 and 5, by striking the words "or notice
10 to all interested parties if on its own initiative".
- 11 4. Page 12, line 12, by inserting after the word "employees"
12 the words ", professional and labor market considerations
13 which mitigate against the community of interest".
- 14 5. Page 12, line 14, by inserting after the word "involved"
15 the words "; provided, however, that the bargaining units for
16 employees of the board of regents shall not extend beyond
17 each institution under the control of the board".
- 18 6. Page 16, line 5, by inserting after the word "Act" the
19 words "and except that collective bargaining with employees
20 of the board of regents shall be conducted by the board or
21 its designee".

Division was called for.

Amendment S—606 lost.

Senator Lamborn offered amendment S—571 filed by him:

S—571

- 1 Amend Senate File 531, page 4, by adding after line 8 the fol-
2 lowing new subsections:
- 3 8. Patients and inmates employed, sentenced, or committed
4 to any state or local institution.
- 5 9. Persons employed by the legislative branch of govern-
6 ment, and office of the attorney general.
- 7 10. The personal staff of the governor, all persons ap-
8 pointed by the governor and their immediate secretaries.

Senator Murray offered amendment S—591 to the amendment
filed by Senators Murray and Robinson and moved its adoption:

S—591

- 1 Amend the Lamborn amendment, S—571, to Senate File 531
2 as follows:
- 3 1. By striking lines 5 and 6 and inserting in lieu thereof
4 the following:
- 5 9. Persons employed by the Iowa General Assembly and
6 the state department of justice.
- 7 2. By striking lines 7 and 8 and inserting in lieu thereof
8 the following:
- 9 10. The personal staff of the governor.

Amendment S—591 to the amendment was adopted.

Senator Doderer called for a division of amendment S—571 as
amended, lines 1 through 4 and lines 7 and 8 to be considered as
division S—571A as amended; lines 5 and 6 to be considered as
division S—571B as amended.

On motion of Senator Lamborn, division S—571A of the
amendment as amended was adopted.

Senator Lamborn moved the adoption of division S—571B of
the amendment as amended.

Division was called for.

Division S—571B of the amendment as amended was adopted.

Senator Taylor offered amendment S—587 and moved its adoption:

S—587

- 1 Amend Senate File 531, page 4, by inserting after line
- 2 8 the following new subsection:
- 3 8. Professional teaching personnel at any institution
- 4 under the jurisdiction of the state board of regents.

Division was called for.

Amendment S—587 lost.

Senator Hultman offered amendment S—577 filed by him:

S—577

- 1 Amend Senate File 531, page 5, line 9, by striking
- 2 the word "ninety" and inserting in lieu thereof the word
- 3 "eighty".

Senator Hultman moved the adoption of amendment S—577 and called for a division.

Amendment S—577 lost.

Senator DeKoster offered amendment S—607 and moved its adoption:

S—607

- 1 Amend Senate File 531, page 6, line 19, by inserting
- 2 after the word "Take" the words "such extraordinary".

Amendment S—607 was adopted.

Senator Winkelman offered amendment S—604 by Senators Winkelman, Tieden and Curtis:

S—604

- 1 Amend Senate File 531 as follows:
- 2 1. Page 6, line 33, by inserting after the word "type."
- 3 the following:
- 4 "A public employee who refuses or fails to join or participate
- 5 in the activities of employee organizations shall have the right
- 6 to petition the public employer to resolve grievances and
- 7 disputes relating to wages and hours."

Senator Taylor took the chair at 3:55 p.m.

Senator Winkelman moved adoption of amendment S—604 and requested a roll call.

On the question "Shall amendment S—604 be adopted?" (S.F. 531) the vote was:

Ayes, 17:

Andersen	Griffin	Miller of	Schwengels
Bergman	Hansen	Marshall	Taylor
Briles	Hultman	Nystrom	Tieden
Curtis	Lamborn	Potter	Winkelman
DeKoster	McCartney		

Nays, 30:

Blouin	Junkins	Nolin	Rodgers
Coleman	Kelly	Orr	Schaben
Doderer	Kennedy	Palmer	Schwieger
Gallagher	Kinley	Plymat	Scott
Glenn	Miller of	Priebe	Shaff
Gluba	Des Moines	Rabedeaux	Van Gilst
Heying	Milligan	Riley	Willits
Hill	Murray	Robinson	

Absent or not voting, 3:

Kyhl	Ramsey	Shaw
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Amendment S—604 lost.

Senator Curtis offered amendment S—581 filed by Senators Curtis, et al., and moved its adoption:

S—581

- 1 Amend Senate File 531, page 7, by striking lines 3
- 2 through 10, inclusive, and inserting in lieu thereof the
- 3 following: "with respect to wages and hours."

Roll call was requested.

On the question "Shall amendment S—581 be adopted?" (S.F. 531) the vote was:

Ayes, 13:

Andersen	Hultman	Miller of	Taylor
Curtis	Lamborn	Marshall	Tieden
Griffin	McCartney	Potter	Winkelman
Heying		Schwengels	

Nays, 33:

Bergman	Hill	Nolin	Robinson
Blouin	Junkins	Nystrom	Rodgers
Coleman	Kelly	Orr	Schaben
DeKoster	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	Miller of	Priebe	Shaff
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Milligan	Riley	Willits
Hansen	Murray		

Absent or not voting, 4:

Briles	Kyhl	Ramsey	Shaw
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Amendment S—581 lost.

Senator Potter offered amendment S—598 by Senator Ramsey:

S—598

Division S—598A

1 Amend Senate File 531 as follows:

2 1. Page 7, lines 4 and 5, by striking the words "terms
3 authorizing dues checkoff for members of the employee organiza-
4 tion and".

Division S—598B

5 2. Page 7, by inserting after line 10 the following new
6 paragraph:

7 The public employer may provide for dues checkoff for members
8 of an employee organization, but such determination shall be
9 discretionary on the public employer and shall not be included
10 within the scope of negotiations.

Senator Tieden called for a division of the amendment, section 1 to be considered as division S—598A, and section 2 to be considered as division S—598B.

Senator Riley took the chair at 4:44 p.m.

Senator Ramsey moved the adoption of division S—598A of the amendment.

Division was called for.

Division S—598A of the amendment lost.

Senator Ramsey asked and received unanimous consent to withdraw division S—598B of the amendment.

Senator Lamborn offered amendment S—572:

S—572

1 Amend Senate File 531, page 7, by adding after line 10, the
2 following new paragraph:

3 "Each collective bargaining agreement between a public em-
4 ployer and an employee organization shall provide that in the
5 administration of all matters covered by the agreement, public
6 employers and employees shall be governed by existing and future
7 laws, by published public employer policies and regulations in
8 existence at the time the agreement was approved, or by subse-
9 quently published public employer policies and regulations re-
10 quired by law. However, a collective bargaining agreement shall
11 not include proposals relating to public employer rights defined
12 in section seven (7) of this Act, nor to public employee rights
13 defined in section eight (8) of this Act."

Senator Lamborn offered amendment S—597 to the amendment and moved its adoption:

S—597

1 Amend the Lamborn amendment S—572, to Senate File 531, as
2 follows:

3 1. Line 3, by striking the words "collective bargaining".

- 4 2. Line 10, by striking the words "a collective bargaining"
5 and inserting in lieu thereof the word "an".

Amendment S—597 to the amendment was adopted.

Senator Lamborn moved the adoption of amendment S—572 as amended.

Division was called for.

Amendment S—572 as amended lost.

Senator Murray offered amendment S—605:

S—605

- 1 Amend Senate File 531 as follows:
2 1. Page 8, line 33, by striking the word "twenty" and in-
3 serting in lieu thereof the word "ten".
4 2. Page 9, line 3, by striking the words "and to summon
5 witnesses" and inserting in lieu thereof the words ", summon
6 witnesses, and request the board to subpoena witnesses on the
7 requestor's behalf".
8 3. Page 9, line 10, by striking the word "shall" and in-
9 serting in lieu thereof the word "may".
10 4. Page 9, line 11, by inserting after the word "novo" the
11 words "or upon the record as submitted before the hearing
12 officer, utilizing procedures governing appeals to the district
13 court in this section so far as applicable".
14 5. Page 9, line 24, by striking the word "thirty" and in-
15 serting in lieu thereof the word "ten".
16 6. Page 10, line 10, by striking the words "the substantive"
17 and inserting in lieu thereof the word "substantial".
18 7. Page 10, line 11, by inserting after the word "record"
19 the word "considered".
20 8. Page 18, lines 27 through 29, by striking the words
21 "shall have the power to subpoena any persons necessary to
22 arrive at a decision and".

President Neu took the chair at 5:25 p.m.

On motion of Senator Murray, amendment S—605 was adopted.

Senator Schwieger offered amendment S—569 filed by him and moved its adoption:

S—569

- 1 Amend Senate File 531 as follows:
2 1. Page 9, line 12, by inserting the word "certified"
3 after the word "a".

Amendment S—569 was adopted.

Senator Tieden offered amendment S—590 filed by him and called for a division of the amendment as follows:

S—590

Division S—590A

1 Amend Senate File 531 as follows:

2 1. Page 10, line 35, by inserting after the period the word "A strike
3 may be deemed to exist when fifteen percent or more of the public
4 employees in an appropriate bargaining unit are absent from their
5 place of employment at the same time."

Division S—590B

6 2. Page 11, line 10, by striking the word "may" and inserting
7 in lieu thereof the word "shall".

8 3. Page 11, line 14, by striking the words "not to exceed"
9 and inserting in lieu thereof the words "of not less than".

Division S—590C

10 4. Page 11, by inserting after line 33 the following new
11 paragraph:

12 The compensation of any public employee who participates in a
13 strike shall not be increased until after the expiration of one
14 year from the date the public employee participated in the strike.

Senator Tieden moved the adoption of division S—590A and called for a division.

Division S—590A of the amendment lost.

Senator Tieden moved the adoption of division S—590B.

Division was called for.

Division S—590B of the amendment lost.

Senator Tieden moved the adoption of division S—590C and called for a division.

Division S—590C of the amendment lost.

Senator Taylor offered amendment S—588 filed by him and moved its adoption:

S—588

1 Amend Senate File 531, page 11, line 15 by striking the word
2 "may" and inserting in lieu thereof the word "shall".

Division was called for.

Amendment S—588 lost.

Senator Winkelman offered amendment S—613:

S—613

1 Amend Senate File 531, page 11, line 2, by inserting
2 after the word "employer" the words "or any affected
3 citizen of Iowa".

Senator Winkelman moved the adoption of amendment S—613 and called for a division.

Amendment S—613 lost.

Senator Schwengels asked and received unanimous consent to withdraw S—583 filed by Senators Schwengels, Potter, et al., on May 15, 1973.

Senator McCartney offered amendment S—612:

S—612

- 1 Amend Senate File 531, page 15, as follows:
- 2 1. Line 24, by striking the word "joint".
- 3 2. By striking lines 25 and 26 and inserting in lieu
- 4 thereof the following: "of the panel of arbitrators, if
- 5 said agreement has been determined by such panel, that
- 6 funds be made available. Failure to obtain the necessary
- 7 funds".

Senator McCartney moved the adoption of amendment S—612 and called for a division.

Amendment S—612 lost.

Senator Robinson offered amendment S—579 filed by him and moved its adoption:

S—579

- 1 Amend Senate File 531, page 16, line 14 by striking
- 2 the words "Negotiated procedures" and inserting in lieu
- 3 thereof the words "An arbitrator's decision on a
- 4 grievance".

Amendment S—579 was adopted.

Senator Potter asked and received unanimous consent to withdraw amendment S—601 by Senators Potter, McCartney and Curtis:

S—601

- 1 Amend Senate File 531 as follows:
- 2 1. Page 17, by striking lines 12 through 35, page 18, by
- 3 striking lines 1 through 35, page 19, by striking lines 1
- 4 through 35, and page 20, by striking lines 1 through 9,
- 5 and by inserting in lieu thereof the following:
- 6 Sec. 21. *NEW SECTION. FACT-FINDING.* If the
- 7 impasse is not resolved through mediation ninety-five days
- 8 prior to the certified budget submission date, the board
- 9 shall appoint a fact-finding board of not more than three
- 10 (3) members, each representative of the public, from a list
- 11 of qualified persons maintained by the board. The fact-
- 12 finding board shall conduct a hearing, may administer oaths,
- 13 and may request the board to issue subpoenas. It shall make
- 14 written findings of fact and recommendations for resolution
- 15 of the dispute and, not later than fifteen days from the
- 16 day of its appointment, shall serve such findings and
- 17 recommendations on the parties. If the dispute continues
- 18 ten days after the report is submitted to the parties, it

19 shall be made public by the board. Thereafter, the public
20 employer shall take such action as it deems to be in the
21 public interest.

Senator Taylor offered amendment S—586 filed by him and moved its adoption:

S—586

- 1 Amend Senate File 531 as follows:
- 2 1. Page 20, by inserting after line 9 the following new
- 3 section:
- 4 "Sec. *NEW SECTION.* Regardless of the provisions of this
- 5 Act, the authority of a city council, under the provisions
- 6 of chapter one thousand eighty-eight (1088), Acts of the
- 7 Sixty-fourth General Assembly, 1972 Session, or any local tax
- 8 certifying or levying board, under the provisions of chapter
- 9 twenty-four (24) of the Code, shall be retained to reduce any
- 10 item or items of expenditure proposed in its budget when any
- 11 taxpayer of the taxing district appears at the public budget
- 12 hearing and presents an objection to the item or items of
- 13 expenditure proposed in the budget."
- 14 2. By renumbering the remaining sections.

Division was called for.

Amendment S—586 lost.

Senator Murray offered amendment S—592 filed by Senators Murray and Robinson and moved its adoption:

S—592

- 1 Amend Senate File 531, page 22, as follows:
- 2 1. Line 29, by inserting before the word "contribution"
- 3 the words "direct or indirect".
- 4 2. Line 29, by striking the comma.
- 5 3. Line 30, by striking the words "either directly or
- 6 indirectly,".

Amendment S—592 was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 531) the vote was:

Ayes, 33:

Andersen	Hill	Nolin	Ramsey
Blouin	Junkins	Nystrom	Riley
Coleman	Kelly	Orr	Robinson
Doderer	Kennedy	Palmer	Schaben
Gallagher	Kinley	Plymat	Schwieger
Glenn	Miller of	Potter	Shaff
Gluba	Des Moines	Priebe	Van Gilst
Griffin	Milligan	Rabedeaux	Willits
Hansen	Murray		

Nays, 14:

Bergman	Heying	Rodgers	Taylor
Briles	Hultman	Schwengels	Tieden
Curtis	Lamborn	Scott	Winkelman
DeKoster	McCartney		

Absent or not voting, 3:

Kyhl	Miller of Marshall	Shaw
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Rabedeaux asked unanimous consent that Senate File 531 be immediately messaged to the House.

Objection was raised.

Senator Rabedeaux moved that Senate File 531 be immediately messaged to the House.

Roll call was requested.

On the question "Shall the motion to immediately message the bill to the House be adopted?" (S.F. 531) the vote was:

Ayes, 33:

Andersen	Hultman	Murray	Riley
Blouin	Junkins	Nolin	Robinson
Coleman	Kelly	Orr	Schaben
DeKoster	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Glenn	Lamborn	Potter	Taylor
Gluba	Miller of Des Moines	Priebe	Van Gilst
Hansen	Milligan	Rabedeaux	Willits
Hill			

Nays, 8:

Bergman	Griffin	McCartney	Rodgers
Curtis	Heying	Ramsey	Winkelman

Absent or not voting, 9:

Briles	Miller of Marshall	Schwengels	Shaw
Gallagher		Shaff	Tieden
Kyhl	Nystrom		

The motion prevailed and **Senate File 531** was immediately messaged to the House.

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 26, a bill for an act to provide for deferred sentences.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 115, a bill for an act relating to disclosure of criminal history and intelligence data.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 552, a bill for an act to appropriate from general fund to the municipal assistance fund.

Also: That the House has concurred in Senate amendment to and repassed the following joint resolution in which the concurrence of the House was asked:

House Joint Resolution 19, to approve contracting for cost analyses of no-fault motor vehicle insurance legislation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 571, a bill for an act relating to the leasing of property under the jurisdiction of the state conservation commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 26

1 Amend Senate File 26, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 2A, by striking lines 4 through 12
 4 and inserting in lieu thereof the following:
 5 247.20 DEFERRED SENTENCE—PROBATION. The trial
 6 court may, upon a plea of guilty, verdict of guilty,
 7 or a special verdict upon which a judgment of conviction
 8 may be rendered, exercise either of the sentencing
 9 options stated in this section. However, this
 10 section shall not apply to the crimes of treason,
 11 murder, kidnaping for ransom, assault with intent
 12 to commit murder, burglary with aggravation,
 13 robbery with aggravation, rape, if by force or against
 14 the will of the victim, rape, if the victim is not
 15 more than twelve years of age at the time of the
 16 offense, assault with intent to commit rape, violation
 17 of section seven hundred five point one
 18 (705.1) or seven hundred twenty-five point two
 19 (725.2) of the Code if the offense is committed upon
 20 or with respect to a child not more than twelve years
 21 of age at the time of the offense, or violation of
 22 section two hundred four point four hundred one
 23 (204.401), subsections one (1) or two (2) of the Code,
 24 to which section two hundred four point four hundred
 25 nine (204.409), subsection two (2) of the Code is not

Page 2

1 applicable and which is not proved to be an accommoda-
 2 tion offense under section two hundred four point four
 3 hundred ten (204.410) of the Code. The court may:

4 2. Page 2A, line 21, by adding after the word
 5 "provided.", the words "Any deferral of proceedings
 6 under this subsection shall be promptly reported
 7 to the supreme court administrator who shall maintain a
 8 permanent record thereof including the name of the
 9 defendant, the district court docket number, the
 10 nature of the offense, and the date of the deferral.
 11 Before granting deferral in any case, the court shall
 12 request of the supreme court administrator a search
 13 of the deferred sentencing docket and shall consider
 14 any prior record of a deferral of proceedings against
 15 the defendant. The permanent record provided for in
 16 this subsection shall constitute confidential records
 17 exempted from public access under section sixty-eight
 18 A point seven (68A.7), subsection nine (9) of the
 19 Code and shall be available only to justices of
 20 the supreme court, district judges, district
 21 associate judges, and judicial magistrates requesting
 22 information pursuant to this subsection."
 23 3. Page 2A, line 21, by inserting after the period
 24 the following new sentence:
 25 This subsection shall not be available if the

Page 3

1 defendant has previously received a deferred sentence
 2 in a felony prosecution anywhere in the United States
 3 or has been twice convicted of a felony anywhere in
 4 the United States.
 5 4. Page 2A, line 25, by inserting after the period
 6 the following new sentence:
 7 This subsection shall not be available if the de-
 8 fendant has previously received any combination of
 9 two or more deferred sentences or suspended sentences
 10 in felony prosecutions anywhere in the United States
 11 or has been twice convicted of a felony anywhere in
 12 the United States.
 13 5. Page 3, line 1, by inserting after the period
 14 the following new sentence:
 15 The length of the probation shall not in any event
 16 be less than one year, and shall not be less than two
 17 years if the offense is a felony for which the maxi-
 18 mum punishment includes imprisonment for five years
 19 or more.
 20 6. Page 3, by inserting after line 7 the following
 21 new section:
 22 Sec. *NEW SECTION. RESTITUTION.*
 23 1. As used in this section unless the context
 24 otherwise requires:
 25 a. "Victim" means any person who has suffered

Page 4

1 pecuniary damages as a result of the defendant's crime.
 2 b. "Pecuniary damages" includes any damages which
 3 a victim could recover against the defendant in a
 4 civil action, except damages for pain and suffering.

5 Without limitation, "pecuniary damages" includes
6 damages for wrongful death.

7 2. If the trial court exercises either of the
8 sentencing options under section two hundred forty-
9 seven point twenty (247.20) of the Code, the court
10 shall, with the consent of the defendant, require as
11 a condition of probation that the defendant shall
12 make reasonable restitution to all victims who suf-
13 fered pecuniary damages as a result of the defendant's
14 crime, unless the court finds that no person suffered
15 pecuniary damages as a result of the defendant's crime
16 or that the defendant is not able and will not be able
17 to make any restitution.

18 3. The court shall hold a hearing to determine the
19 facts pertinent to this section. The court shall give
20 reasonable notice of the hearing, in the manner
21 determined by the court, to the defendant and to all
22 persons who appear to be victims of the defendant's
23 crime. Notice may be waived by the person entitled
24 to notice or his attorney. If the court finds that
25 one or more victims suffered pecuniary damages as a

Page 5

1 result of the defendant's crime, and that the defendant
2 may or will be able to make some restitution, the
3 conditions of probation shall include: a. A specific
4 amount of restitution to each victim. b. A reason-
5 able schedule of restitution payments by the defendant.
6 c. A provision for the entry of a civil judgment
7 against the defendant and in favor of the victims in
8 an amount equal to the pecuniary damages of each
9 victim, or a lesser amount which the court determines
10 to be reasonable under the circumstances. The speci-
11 fied schedule of restitution payments shall not con-
12 tinue beyond the probation period, but any unpaid part
13 of the judgment shall remain in force. If the defendant
14 refuses to consent to these conditions of probation,
15 the court shall not exercise either of the sentencing
16 options under section two hundred forty-seven point
17 twenty (247.20) of the Code as amended by this act.

18 4. The preceding subsection shall not apply, and
19 the court may exercise either of the sentencing options
20 under section two hundred forty-seven point twenty
21 (247.20) of the Code as amended by this Act, if the
22 court finds that no person suffered pecuniary damages
23 as a result of the defendant's crime or the defendant
24 is not able and will not be able to make any restitu-
25 tion.

Page 6

1 5. This section and proceedings under this section
2 shall not limit or impair the rights of victims to
3 sue and recover damages from the defendant in a civil
4 action. Rights under the civil judgment entered under
5 this section shall not be exclusive of other rights.
6 However, any restitution payment by the defendant,

7 including any payment on the civil judgment entered
8 under this section, shall be set off against any
9 damages awarded to the victim in a civil action arising
10 out of the same facts or event.

11 7. Page 3 and adding after line 30 the following:

12 Sec. Section seven hundred eighty-nine
13 point two (789.2), Code 1973, is amended to read as
14 follows:

15 **789.2 JUDGMENT OF CONVICTION—TIME FOR.** Upon
16 a plea of guilty, verdict of guilty, or a special
17 verdict upon which a judgment of conviction [must] *may*
18 be rendered, the court must fix a time for pronouncing
19 judgment, which must be [at least three days after
20 the verdict is rendered, if the court remains in ses-
21 sion so long, or, if not, as remote a time as can
22 reasonably be allowed; but in no case can it be pro-
23 nounced in less than six hours after the verdict is
24 rendered, unless defendant consent thereto] *within a*
25 *reasonable time but not less than eight days after*

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1 *the plea is entered or the verdict is rendered,*
2 *unless defendant consents thereto.*

3 8. Page 4 by adding after line 4 the following
4 new section:

5 Sec. **NEW SECTION. PROSECUTIONS PROHIBITED.**

6 All sentences or convictions deferred by courts in
7 criminal cases prior to the effective date of this
8 Act are valid. No person previously prosecuted shall
9 be tried, sentenced, or convicted based on the same
10 facts as in a prior prosecution on the grounds that
11 a sentence or conviction as a result of that prose-
12 cution was deferred, and the deferral was later
13 declared by the supreme court of this state to be
14 unauthorized by law.

15 13. By renumbering sections and correcting internal
16 references.

17 14. Amend the title on page 1, line 1 by inserting
18 after the word "sentences" the words ", suspended
19 sentences, probation, restrictions and limitations,
20 and restitution to victims of crimes".

HOUSE AMENDMENT TO SENATE FILE 115

1 Amend Senate File 115, as amended, passed, and reprinted
2 by the Senate as follows:

3 1. Page 2A, by striking line 14.

4 2. Page 3A, by striking lines 2 through 8, inclusive,
5 and inserting in lieu thereof the following:

6 8. "Public offense" as used in subsections four (4),
7 five (5), and six (6) of this section does not include
8 nonindictable offenses under either chapter three hundred
9 twenty-one (321) of the Code or local traffic ordinances.

10 3. Page 3A, by striking lines 22 through 29 and
11 inserting in lieu thereof the following:

12 11. "Intelligence data" means information collected
13 where there are reasonable grounds to suspect involvement
14 or participation in criminal activity by any person.

15 12. "Surveillance data" means information on
16 individuals, pertaining to participation in organizations,
17 groups, meetings or assemblies, where there are no
18 reasonable grounds to suspect involvement or participation
19 in criminal activity by any person.

20 4. Page 3A, line 33, by inserting a comma before
21 the word "or".

22 5. Page 3B, line 38, by inserting after the word
23 "and" the word "may".

24 6. Page 4, line 17, by inserting after the word
25 "bureau" the words "or from any other source".

Page 2

1 7. Page 5A, by striking line 4 and inserting in
2 lieu thereof the following:

3 "not authorized by law to be kept,".

4 8. Page 5A, by inserting at the end of line 16 the
5 following:

6 "Upon the request of the appellant, the record and
7 evidence in such cases shall be closed to all but the court
8 and its officers, and access thereto shall be refused
9 unless otherwise ordered by the court. The clerk shall
10 maintain a separate docket for such actions. No person,
11 other than the appellant shall permit a copy of any of the
12 testimony or pleadings or the substance thereof to be
13 made available to any person other than a party to the
14 action or his attorney. Violation of the provisions of
15 this section shall be a public offense, punishable under
16 section seven (7) of this Act."

17 9. Page 5A, line 20, by striking the comma and inserting
18 in lieu thereof the word "and".

19 10. Pages 5A, lines 29 and 32, by inserting after the
20 word "history" the word "data".

21 11. Page 6A and 6B, by striking lines 33 through 36
22 and inserting in lieu thereof the following:

23 "4. Any reasonable grounds for belief that a public
24 employee has violated any provision of this Act shall
25 be grounds for immediate removal from all access to

Page 3

1 criminal history data and intelligence data."

2 12. Page 7A, by striking all of line 4 after the
3 period and all of lines 5 through 10 and inserting in lieu
4 thereof the following:

5 "Intelligence data in the files of the department may
6 be disseminated only to a peace officer, criminal justice
7 agency, or state or federal regulatory agency, and only
8 if the department is satisfied that the need to know and
9 the intended use are reasonable."

10 13. Page 7A, by striking from lines 11 and 12 the
11 words "prior to" and inserting in lieu thereof the words
12 "for the purpose of".

- 13 14. Page 7A, by inserting after the period in line 15
 14 the following:
 15 "If the defendant disputes the accuracy of the
 16 intelligence data, he shall do so by filing an affidavit
 17 stating the substance of the disputed data and wherein
 18 it is inaccurate."
 19 15. Page 7A, by inserting after line 19 the following:
 20 "Sec. 9. NEW SECTION. No surveillance data shall be
 21 placed in files or manual or automated data storage
 22 systems by the department or bureau or by any peace
 23 officer or criminal justice agency. Violation of the
 24 provisions of this section shall be a public offense
 25 punishable under section seven (7) of this Act."

Page 4

- 1 16. Page 7A, line 22, by inserting after the word
 2 "history" the word "data".
 3 17. Page 7A, line 27, by inserting after the word
 4 "history" the word "data".
 5 18. Page 8A, lines 33 and 34, by striking the words
 6 " , or if there be no clerk, the judge of the court".
 7 19. Page 9A, line 11, by striking the words "in a
 8 computer data storage system".
 9 20. Page 9A, by striking lines 12 through 14.
 10 21. Page 9A, line 15, by inserting the words "or
 11 disposition" after the word "arrest".
 12 22. Page 9A, line 19, by striking the word
 13 "official".
 14 23. Page 9A, by striking lines 21 through 23 and
 15 inserting in lieu thereof the following:
 16 "Criminal history data and intelligence data in the
 17 possession of the department or bureau, or disseminated
 18 by the department or bureau, are not public records".
 19 24. Page 9A, by striking lines 26 through 31.
 20 25. Page 9B, line 44, by striking the words "or
 21 with government".
 22 26. Page 9C, by inserting the following at the end
 23 of line 77: "However, the council and its members,
 24 in such capacity, shall not have access to criminal
 25 history data or intelligence data unless it is data

Page 5

- 1 from which individual identities are not ascertainable
 2 or data which has been masked so that individual
 3 identities are not ascertainable. However, the council
 4 may examine data from which the identity of an individual
 5 is ascertainable if requested in writing by that
 6 individual or his attorney with written authorization and
 7 fingerprint identification."
 8 27. By renumbering cross references and sections
 9 when necessary.

INTRODUCTION OF BILLS

Senate File 568, by committee on judiciary, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings and providing a penalty.

Read first time and **placed on calendar**.

HOUSE MESSAGE CONSIDERED

House File 571, a bill for an act relating to the leasing of property under the jurisdiction of the state conservation commission.

Read first time and **passed on file**.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 16, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 375—Relating to recalculation of amounts payable to counties from the moneys and credits tax replacement fund.
- H. F. 359—Amending the state school foundation program.
- H. F. 594—To provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 564 Human and industrial relations
- H. F. 608 Commerce
- H. F. 691 Human resources
- H. F. 693 Natural resources
- H. F. 705 Schools
- H. F. 758 Appropriations

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on the following bills: House Files 116, 203, 373, 736, 742 and Senate Files 242, 335, and 501. Had I been present, I would have voted "aye" on their final passage.

WILLARD R. HANSEN

REPORT OF COMMITTEE

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 395**, a bill for an act relating to powers of school districts for the purchase and sale of certain real estate and the construction of technical schools to teach vocational education and aviation mechanics, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—610

- 1 Amend Senate File 440, page 12, by striking from lines 31
- 2 through 33 the words “, and to such extent the lessee or contract-
- 3 ing party shall not be required to pay amounts to the municipality
- 4 for such purpose”.

WILLIAM N. PLYMAT

S—608

- 1 Amend Senate File 557 by striking the period in line 13 and
- 2 substituting in lieu thereof the following:
- 3 “, and ‘commenced’ means the beginning of some work,
- 4 in or on the ground, intended to initiate construction of
- 5 an electric power generating plant.”

FORREST V. SCHWENGELS

S—609

- 1 Amend House File 720, as passed by the House, as follows:
- 2 1. Page 2, line 4, by striking the numerals “(3,000,000)”
- 3 and inserting in lieu thereof the words and numerals “two
- 4 hundred forty thousand (3,240,000)”.
- 5 2. Page 2, line 10, by inserting after the period the
- 6 following: “Of the amount appropriated in this section, the
- 7 sum of three hundred thousand (300,000) dollars shall be
- 8 allocated for shoreline erosion control.”

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Thursday, May 17, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MAY 17, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Evelyn Durkee, pastor of the Wesleyan Methodist Church, University Campus, Iowa City, Iowa.

The Journal of Wednesday, May 16, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Karl Jauch, LaPorte City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaw for the day on request of Senator Lamborn.

SPECIAL GUEST

The Chair, on request of Senator Bergman, presented to the Senate Vern Den Herder of Sioux County, Iowa, member of the Miami Dolphins World Champion Professional Football Team, Miami, Florida.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty-five students from Callanan Junior High School, Des Moines, Iowa, accompanied by Gerald La Blanc. Senator Milligan.

Sixty-five students from Tama Elementary School, Tama, Iowa, accompanied by Linda Neubauer, Mrs. McCune, Miss Graff and Miss Carter. Senator Orr.

Eight students, members of Campfire Girls, from Kenwood Elementary School, Cedar Rapids, Iowa, accompanied by Mrs. Keith Frazier and Mrs. Nick Margellos. Senator Riley.

Forty-three students from St. Joseph's School, Des Moines,

Iowa, accompanied by Mrs. Cebuhar, Mrs. Gorman and Wayne Bauman. Senator Palmer.

Twenty students from Central High School, Waterloo, Iowa, accompanied by Larry Hamilton. Senator Gallagher.

Fifty-six students from Manilla Community School, Manilla, Iowa, accompanied by Mary Carr and Madonna Schram. Senator Nolin.

Thirty students from Swea City Community School, Swea City, Iowa, accompanied by John Larson and Chuck Miller. Senator Priebe.

Fifty-three students from Page Elementary School, Boone, Iowa, accompanied by Renee Dawe and Vic Heyer. Senator Nystrom.

PETITION

The following petition was presented and placed on file:

By Senator Orr, from thirteen residents of Benton County opposing the sale of beer and liquor on Sunday.

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 343, a bill for an act relating to the implied consent test for alcohol.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 343, a bill for an act relating to the implied consent test for alcohol; making certain acts illegal and providing a penalty for their commission.

Read first time and passed on file.

HOUSE AMENDMENT CONSIDERED

Senate File 26

Senator DeKoster called up for consideration Senate File 26, a bill for an act to provide for deferred sentences, amended by the House, and moved that the Senate refuse to concur in the House

amendment found on pages 1297-1300, inclusive, of the Senate Journal.

Senator Hill moved that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the motion to concur in the House amendment be adopted?" (S.F. 26) the vote was:

Ayes, 7:

Coleman	Miller of	Scott	Tieden
Hill	Marshall	Taylor	Winkelman

Nays, 40:

Andersen	Hansen	Milligan	Ramsey
Bergman	Heying	Murray	Riley
Blouin	Hultman	Nolin	Robinson
Briles	Junkins	Nystrom	Rodgers
Curtis	Kelly	Orr	Schaben
DeKoster	Kennedy	Palmer	Schwengels
Doderer	Kinley	Plymat	Schwieger
Gallagher	Lamborn	Potter	Shaff
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Rabedeaux	
Griffin	Des Moines		

Absent or not voting, 3:

Kyhl	Shaw	Van Gilst
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The motion lost and the Senate refused to concur in the House amendment.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 557.

Senate File 557

On motion of Senator Schwengels, Senate File 557, a bill for an act providing a method of apportionment of valuation of electric power generating plants of more than one hundred megawatts, was taken up for consideration.

Senator Schwengels offered amendment S—614 and moved its adoption:

S—614

- 1 Amend Senate File 557 as follows:
- 2 1. Page 1, line 10, by inserting after the second word
- 3 "property" the following: "and any common property which
- 4 shall be apportioned between electric and gas divisions".
- 5 2. Page 2, line 11, by inserting after the word
- 6 "property" the following: "located in the state of Iowa".

The amendment was adopted.

Senator Schwengels offered amendment S—616 and moved its adoption:

S—616

- 1 Amend Senate File 557 as follows:
- 2 Page 1, line 12, by inserting the following after
- 3 “(428.24)” “and chapter four hundred thirty-seven (437)”.

The amendment was adopted.

Senator Schwengels offered amendment S—608 and moved its adoption:

S—608

- 1 Amend Senate File 557 by striking the period in line 13 and
- 2 substituting in lieu thereof the following:
- 3 “, and ‘commenced’ means the beginning of some work
- 4 in or on the ground, intended to initiate construction of
- 5 an electric power generating plant.”

The amendment was adopted.

Senator Shaff offered amendment S—615:

S—615

- 1 Amend Senate File 557, page 1, line 21, by striking the
- 2 word “commenced” and inserting in lieu thereof the word
- 3 “completed”.

Senator Kelly took the chair at 10:50 a.m.

Senator Shaff moved the adoption of amendment S—615 and requested a roll call.

On the question “Shall amendment S—615 be adopted?” (S.F. 557) the vote was:

Rule 24 was invoked.

Ayes, 26:

Briles	Hill	Nolin	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Lamborn	Palmer	Shaff
DeKoster	McCartney	Plymat	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Marshall	Rodgers	Willits
Heying	Murray	Schaben	

Nays, 21:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hultman	Des Moines	Riley
Blouin	Junkins	Milligan	Robinson
Doderer	Kelly	Nystrom	Schwengels
Gluba	Kinley	Potter	Winkelman
Griffin		Rabedaux	

Absent or not voting, 3:

Kyhl	Shaw	Van Gilst
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The amendment was adopted.

Senator Riley offered amendment S—617:

S—617

1 Amend Senate File 557, page 1, line 22, by striking the
2 numeral "1972" and inserting in lieu thereof the numeral
3 "1950".

Senator Riley moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—617 be adopted?" (S.F. 557) the vote was:

Ayes, 11:

DeKoster	Kelly	Potter	Robinson
Doderer	Miller of	Priebe	Willits
Griffin	Marshall	Riley	
Heying			

Nays, 34:

Andersen	Hansen	Milligan	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Palmer	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines	Rodgers	

Absent or not voting, 5:

Kennedy	Murray	Shaw	Van Gilst
Kyhl			

The amendment lost.

QUORUM CALL

Senator Riley requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Plymat presiding.

Senate File 557

The Senate resumed consideration of Senate File 557.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 557) the vote was:

Ayes, 40:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schaben
Briles	Junkins	Orr	Schwengels
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, 2:

Kelly Riley

Voting present, 1:

Gluba

Absent or not voting, 7:

Griffin	McCartney	Schwieger	Taylor
Kyhl	Murray	Shaw	

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 557 passed the Senate on May 17, 1973.

CLOYD ROBINSON

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 585, a bill for an act to amend the unified trial court act.

WILLIAM H. HARBOR, Chief Clerk

SENATE INSISTS

House File 585

Senator DeKoster called up House File 585, a bill for an act to amend the unified trial court act, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed and the Senate insisted on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the appointment of the following conference committee on **House File 585**, on the part of the Senate: Senators Riley, chairman; Bergman, DeKoster, Hill and Willits.

MOTION TO RECONSIDER ADOPTED

House File 703

Senator Lamborn called up the following motion to reconsider filed by him on May 15, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 703 passed the Senate on May 15, 1973.

On the question "Shall the motion to reconsider be adopted?" (H.F. 703) the vote was:

Ayes, 38:

Andersen	Hansen	Milligan	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schaben
Coleman	Kelly	Orr	Schwengels
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	Miller of	Potter	Tieden
Gallagher	Des Moines	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman

Nays, 1:

Heying

Absent or not voting, 11:

Briles	Kennedy	Murray	Shaw
Griffin	Kyhl	Rabedeaux	Taylor
Hultman	McCartney	Schwieger	

The motion prevailed.

Senator Lamborn moved to reconsider the vote by which House File 703 went to its last reading, which motion prevailed.

On motion of Senator Lamborn, House File 703, a bill for an act to appropriate from the primary road fund to the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for employees under the state merit system, was taken up for reconsideration.

Senator Lamborn asked and received unanimous consent to withdraw amendment S—585 filed by Senators Lamborn and Schaben on May 15, 1973.

Senator Lamborn offered amendment S—620 by Senators Lamborn and Hill and moved its adoption:

S—620

- 1 Amend House File 703 as follows:
 2 Page 6, by striking line 2 and inserting in lieu
 3 thereof the following:
 4 Subsection three (3), Code 1973, is amended to
 5 read as follows:
 6 3. It is further provided that there is appropri-
 7 ated from [the primary road fund] *funds appropriated to*
 8 *the state highway commission which would otherwise*
 9 *revert to the primary road fund pursuant to the pro-*
 10 *visions of the Act appropriating the funds or chapter*
 11 *eight (8) of the Code*, an amount sufficient to pay
 12 the increase in salaries, which increase is not other-
 13 wise provided for by the general assembly in an
 14 appropriation bill, resulting from the annual review
 15 of the merit pay plan as provided in subsection 2 of
 16 section 19A.9. The appropriation herein provided
 17 shall be in effect from the date of approval by the
 18 executive council to the end of the fiscal biennium
 19 in which it becomes effective.

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. 703) the vote was:

Ayes, 38:

Andersen	Gluba	Milligan	Robinson
Bergman	Hansen	Murray	Rodgers
Blouin	Hill	Nystrom	Schaben
Briles	Hultman	Orr	Scott
Coleman	Junkins	Palmer	Taylor
Curtis	Kinley	Plymat	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Priebe	Willits
Gallagher	Miller of	Ramsey	Winkelman
Glenn	Marshall	Riley	

Nays, 2:

Heying Kelly

Absent or not voting, 10:

Griffin	Miller of	Rabedeaux	Shaff
Kennedy	Des Moines	Schwengels	Shaw
Kyhl	Nolin	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Neu took the chair at 2:40 p.m.

Senator Lamborn asked and received unanimous consent that **House File 703** be **immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senate File 558

On motion of Senator McCartney, Senate File 558, a bill for an act to appropriate funds from the general fund of the state to the state historical society, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 558) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Griffin	Kyhl	Schwengels	Shaw
Kennedy	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 558** be **immediately messaged** to the House, which request was complied with.

Senate File 559

On motion of Senator McCartney, Senate File 559, a bill for an act appropriating funds from the general fund of the state to the department of revenue for administrative purposes, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 559) the vote was:

Ayes, 40:

Andersen	Heying	Murray	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schaben
Briles	Kelly	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Marshall	Ramsey	Willits
Gluba	Milligan	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 10:

DeKoster	Kennedy	Miller of	Schwengels
Griffin	Kyhl	Des Moines	Shaff
Hultman		Rabedeaux	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 559** be **immediately messaged** to the House, which request was complied with.

Senate File 560

On motion of Senator McCartney, Senate File 560, a bill for an act making an appropriation for membership in the midwest nuclear compact, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 560) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwieger
Coleman	Kinley	Orr	Scott
Curtis	Lamborn	Palmer	Taylor
DeKoster	McCartney	Plymat	Tieden
Doderer	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	
Hansen			

Nays, none.

Absent or not voting, 8:

Griffin	Kennedy	Rabedeaux	Shaff
Hultman	Kyhl	Schwengels	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent that **Senate File 560** be **immediately messaged** to the House, which request was complied with.

Senate File 561

On motion of Senator McCartney, Senate File 561, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the state comptroller, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 561) the vote was:

Ayes, 39:

Andersen	Heying	Milligan	Robinson
Blouin	Hill	Murray	Rodgers
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kinley	Palmer	Taylor
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 11:

Bergman	Kennedy	Rabedeaux	Shaff
Griffin	Kyhl	Schaben	Shaw
Hultman	Nolin	Schwengels	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent that Senate File 561 be immediately messaged to the House, which request was complied with.

Senate File 562

On motion of Senator McCartney, Senate File 562, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the department of revenue, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 562) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Heying			

Nays, none.

Absent or not voting, 8:

Gallagher	Kennedy	Nolin	Schwengels
Griffin	Kyhl	Rabedeaux	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent that Senate File 562 be **immediately messaged** to the House, which request was complied with.

Senate File 563

On motion of Senator McCartney, Senate File 563, a bill for an act to make an appropriation from the general fund of the state to the pioneer lawmakers, the Spanish-American war veterans, and the commission on the status of women, was taken up for consideration.

Senator Scott took the chair at 3:20 p.m.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 563) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Griffin	Kyhl	Schwengels	Shaw
Kennedy	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent that Senate File 563 be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 146, a bill for an act relating to an increase in certain county fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 307, a bill for an act relating to duties and functions of the department of general services.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 146, a bill for an act relating to an increase in certain county fees.

Read first time and **passed on file.**

House File 307, a bill for an act relating to duties and functions of the department of general services.

Read first time and **passed on file.**

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on May 17, 1973, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 345—Appropriating funds to the higher education facilities commission to finance tuition grants.

EXPLANATION OF VOTE

MR. PRESIDENT: I was speaking at a luncheon of the Iowa Good Roads Association when the vote was taken on Senate File 557. Had I been in the Senate chamber I would have voted "Aye".

BARTON L. SCHWIEGER

REPORT OF COMMITTEE

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File 245, a bill for an act relating to the conveyance of sanitary districts to a city or town, 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.

AMENDMENTS FILED

S-618

- 1 Amend Senate File 311 as follows:
 2 1. Page 1, line 12, by striking the word "shall" and inserting
 3 in lieu thereof the words "for participation in a particular
 4 sport does not".
 5 2. Page 1, line 12, by inserting before the word "extracur-
 6 ricular" the word "other".
 7 3. Page 1, lines 13 and 14, by striking the words "consoli-
 8 dated for that school year" and inserting in lieu thereof the
 9 words "required to consolidate".

NORMAN RODGERS
 IRVIN L. BERGMAN

S-619

- 1 Amend Senate File 416 as follows:
 2 1. Page 2, by striking lines 24, 25 and 26 and inserting
 3 in lieu thereof the following: "section four (4) of this
 4 Act, official fees; or
 5 a. Charges or premiums for credit life, accident, health,
 6 or loss of income insurance, if the insurance coverage is not
 7 required by the creditor and this fact is clearly and
 8 conspicuously disclosed in writing to the obligor, and
 9 any obligor desiring such insurance coverage gives specific
 10 dated and separately signed affirmative written indication
 11 of such desire after receiving written disclosure to him of
 12 the cost of such insurance; or
 13 b. Charges or premiums for insurance against loss of or
 14 damage to property or against liability arising out of the
 15 ownership or use of property, if a clear, conspicuous, and
 16 specific statement in writing is furnished by the creditor to
 17 the obligor setting forth the cost of the insurance if
 18 obtained from or through the creditor and stating that the
 19 obligor may choose the person through which the insurance
 20 is to be obtained."
 21 2. Page 2, line 27, by adding after the word "chattels"
 22 the following: ", other than motor vehicles as defined in
 23 section three hundred twenty-two point two (322.2), sub-
 24 section seven (7) of the Code".
 25 3. Page 3, line 4, by striking the word "creditor" and

Page 2

- 1 inserting in lieu thereof the following: "bank, as defined
 2 in section five hundred twenty-four point one hundred three
 3 (524.103), of the Code,".
 4 4. Page 3, line 5, by striking the words "creditor or"
 5 and inserting in lieu thereof the words "bank or under which
 6 any creditor may permit an obligor".
 7 5. Page 3, by striking line 27 and inserting in lieu thereof
 8 the following:
 9 "method.

- 10 2. If the finance charge is precomputed, the finance".
 11 6. Page 3, by striking lines 30 through 35.
 12 7. Page 4, by striking lines 1 through 4.
 13 8. Page 4, line 15, by inserting before the word "finance"
 14 the word "unearned".
 15 9. Page 4, line 15, by striking the word "The" and insert-
 16 in lieu thereof the following: "For contracts repayable
 17 in substantially equal and consecutive monthly installments,
 18 the".
 19 10. Page 5, line 15, by striking the word "periodic".
 20 11. Page 5, line 34, by striking the word "pay" and insert-
 21 ing in lieu thereof the word "may".
 22 12. Page 6, line 1, by adding after the comma the words
 23 "upon notice to the obligor".
 24 13. Page 6, line 12, by striking the comma and inserting
 25 in lieu thereof a semicolon.

Page 3

- 1 14. Page 6, line 13, by striking the words "such change
 2 or increase" and inserting in lieu thereof the following:
 3 "the change described in paragraphs a, b, or c of sub-
 4 section three (3) of this section".
 5 15. Page 6, line 15, by striking the word "consumer"
 6 and inserting in lieu thereof the word "obligor".
 7 16. Page 6, line 17, by striking the word "consumer"
 8 and inserting in lieu thereof the word "obligor".
 9 17. Page 1, line 1, by adding after the word "sales"
 10 the words "and loans".

CALVIN O. HULTMAN

S—622

- 1 Amend Senate File 429 as follows:
 2 1. Page 2, line 35, by inserting a period after the word
 3 "members" and striking the remainder of line 35.
 4 2. Page 3, by striking lines 1 and 2 and inserting in lieu
 5 thereof the following:
 6 "At the regular school election held September 10, 1973,
 7 the voters shall select one of the following means of repre-
 8 sentation for directors of the county school district:
 9 1. Plan one. Election at large and without district
 10 requirements for directors.
 11 2. Plan two. Election at large but with equal population
 12 district residence requirements for members.
 13 3. Plan three. Election from single member equal popula-
 14 tion districts in which the electors of each district shall
 15 elect one member who shall be required to reside in that
 16 district.
 17 The county board of education established under chapter
 18 two hundred seventy-three (273) of the Code shall draw the
 19 director districts for plans two and three and shall publish
 20 a map of the director districts in a newspaper of general
 21 circulation in the county at least ten days before the regular
 22 school election is held in 1973.
 23 The term of office of a director of a local school board

24 which expires on September 17, 1973 shall be continued until
25 July 1, 1974. All terms of office of directors of local

Page 2

- 1 school boards shall expire on June 30, 1974.”
- 2 3. Page 3, line 7, by striking the second word “the”.
- 3 4. Page 3, by striking line 8 and inserting in lieu
- 4 thereof the words “a special election called by the county
- 5 superintendent to be held on January 7, 1974 in the manner
- 6 provided by law and the persons so elected shall take office
- 7 immediately. Directors of the initial board shall employ
- 8 personnel.”.

MICHAEL T. BLOUIN

S—621

- 1 Amend Senate File 550, page 3, by striking lines 21 through
- 2 25, inclusive, and inserting in lieu thereof the following:
- 3 Sec. 4. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publica-
- 5 tion in the Cherokee Daily Times, a newspaper published in
- 6 Cherokee, Iowa, and in the Storm Lake Pilot-Tribune, a news-
- 7 paper published in Storm Lake, Iowa.

WARREN E. CURTIS

On the motion of Senator Potter, the Senate adjourned until
9:00 a.m., Friday, May 18, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MAY 18, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Gary Frahm, pastor of the St. James Episcopal Church, Oskaloosa, Iowa.

The Journal of Thursday, May 17, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James Dolan, West Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Shaw for the day and Senator Tieden for the day on request of Senator Lamborn; Senator Riley for the day on request of Senator Kelly; Senator Schwengels for the day on request of Senator Junkins; Senator Kinley for the day on request of Senator Schaben.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Fifty-four students from Lakeview-Auburn Community School, Lakeview, Iowa, accompanied by Mrs. Gronemeyer and Mrs. Drilling. Senator Winkelman.

Twenty-four students from Deep River-Millersburg Community School, Millersburg, Iowa, accompanied by Mrs. Hutton and Mr. Smith. Senator Orr.

Sixty students from Tama Community School, Tama, Iowa, accompanied by Mrs. Annabelle Garwood and Mrs. Patty Miller. Senator Orr.

CONSIDERATION OF BILLS

Senate File 567

On motion of Senator Hill, Senate File 567, a bill for an act making an appropriation from the general fund of the state to

the department of public defense, was taken up for consideration.

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. 567) the vote was:

Ayes, 36:

Andersen	Heying	Milligan	Ramsey
Bergman	Hill	Murray	Robinson
Blouin	Hultman	Nolin	Rodgers
Briles	Junkins	Nystrom	Schaben
Coleman	Kelly	Orr	Schwieger
Curtis	Lamborn	Plymat	Scott
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Willits
Glenn	Marshall	Rabedeaux	Winkelman
Griffin			

Nays, 1:

Gluba

Absent or not voting, 13:

Doderer	Kyhl	Riley	Shaw
Hansen	Miller of	Schwengels	Tieden
Kennedy	Des Moines	Shaff	Van Gilst
Kinley	Palmer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 567** be **immediately messaged** to the House, which request was complied with.

House File 683

On motion of Senator Potter, House File 683, a bill for an act to appropriate from the general fund of the state to the higher education facilities commission administrative funds and funds for the medical student tuition loan program, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—593 by the committee on appropriations and moved its adoption:

S—593

- 1 Amend House File 683, page 2, line 24, by striking the
- 2 numeral "125,000" and inserting in lieu thereof the
- 3 following: "95,560".

The amendment was adopted.

On the question "Shall the bill pass?" (H.F. 683) the vote was:

Ayes, 40:

Andersen	Blouin	Coleman	DeKoster
Bergman	Briles	Curtis	Doderer

Gallagher	Lamborn	Orr	Rodgers
Glenn	McCartney	Palmer	Schaben
Gluba	Miller of	Plymat	Schwieger
Griffin	Marshall	Potter	Scott
Hansen	Milligan	Priebe	Taylor
Heying	Murray	Rabedeaux	Van Gilst
Hill	Nolin	Ramsey	Willits
Hultman	Nystrom	Robinson	Winkelman
Junkins			

Nays, 1:

Kelly

Absent or not voting, 9:

Kennedy	Miller of	Schwengels	Shaw
Kinley	Des Moines	Shaff	Tieden
Kyhl	Riley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that House File 683 be immediately messaged to the House, which request was complied with.

House File 737

On motion of Senator Hultman, House File 737, a bill for an act to appropriate from the general fund of the state to the department of soil conservation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman took the chair at 9:43 a.m.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 737) the vote was:

Ayes, 38:

Andersen	Gluba	Milligan	Ramsey
Bergman	Griffin	Nolin	Robinson
Blouin	Hansen	Nystrom	Rodgers
Briles	Heying	Orr	Schaben
Coleman	Hill	Palmer	Schwieger
Curtis	Hultman	Plymat	Scott
DeKoster	Junkins	Potter	Van Gilst
Doderer	Kelly	Priebe	Willits
Gallagher	Lamborn	Rabedeaux	Winkelman
Glenn	McCartney		

Nays, none.

Absent or not voting, 12:

Kennedy	Miller of	Murray	Shaw
Kinley	Des Moines	Riley	Taylor
Kyhl	Miller of	Schwengels	Tieden
	Marshall	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 743

On motion of Senator Milligan, House File 743, a bill for an act increasing an appropriation from the commercial feed fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 743) the vote was:

Ayes, 39:

Andersen	Gluba	Milligan	Robinson
Bergman	Griffin	Nolin	Rodgers
Blouin	Hansen	Nystrom	Schaben
Briles	Heying	Orr	Schwieger
Coleman	Hill	Palmer	Scott
Curtis	Hultman	Plymat	Taylor
DeKoster	Junkins	Potter	Van Gilst
Doderer	Kelly	Priebe	Willits
Gallagher	Lamborn	Rabedeaux	Winkelman
Glenn	McCartney	Ramsey	

Nays, none.

Absent or not voting, 11:

Kennedy	Miller of	Murray	Shaff
Kinley	Des Moines	Riley	Shaw
Kyhl	Miller of	Schwengels	Tieden
	Marshall		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 682

On motion of Senator Potter, House File 682, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—594 by the committee on appropriations and moved its adoption:

S—594

- 1 Amend House File 682, page 2, by striking line 16 and
- 2 inserting in lieu thereof the following:
- 3 "following amounts: \$ 300,000 \$ 375,000".

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. 682) the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Ramsey
Blouin	Heying	Murray	Robinson
Briles	Hill	Nolin	Rodgers
Coleman	Hultman	Nystrom	Schaben
Curtis	Junkins	Orr	Schwieger
DeKoster	Kelly	Palmer	Scott
Doderer	Kennedy	Plymat	Taylor
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Des Moines		

Nays, none.

Absent or not voting, 9:

Bergman	Miller of	Schwengels	Shaw
Kinley	Marshall	Shaff	Tieden
Kyhl	Riley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 682 be immediately messaged to the House, which request was complied with.**

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **House File 193 be deferred and that the bill retain its place on the calendar.**

CONSIDERATION OF BILLS

Senate File 481

On motion of Senator Nystrom, Senate File 481, a bill for an act relating to motor vehicle inspection and safety, was taken up for consideration.

Senator Nystrom offered amendment S—522 filed by Senators Nystrom and Hultman and moved its adoption:

S—522

- 1 Amend Senate File 481, page 5, by striking lines 5 through
- 2 14 and substituting in lieu thereof the following:
- 3 **NEW SUBSECTION.** Any person who believes that an inspection
- 4 was not properly conducted on a motor vehicle owned by him shall
- 5 notify the operator of the vehicle inspection station which
- 6 inspected the vehicle, in writing, within fifteen calendar days

7 from the date of the inspection, or prior to such vehicle having
 8 been driven five hundred miles after the inspection, whichever
 9 occurs first, or if the vehicle inspection station sold the
 10 motor vehicle to him, within fifteen calendar days from the
 11 date of the sale of such vehicle to him, or prior to such
 12 vehicle having been driven five hundred miles after the sale of
 13 such vehicle to him, whichever occurs first, specifying the
 14 complaint or the complaint shall not be considered in any pro-
 15 ceedings to suspend or revoke the vehicle inspection station's
 16 permit.

The amendment was adopted.

Senator Palmer offered amendment S—623 by Senators Palmer and Doderer and moved its adoption:

S—623

1 Amend Senate File 481, page 5, by striking lines 25 and 26.

Roll call was requested.

On the question "Shall amendment S—623 be adopted?" (S.F. 481) the vote was:

Ayes, 13:

Blouin	Gluba	Miller of	Priebe
Doderer	Heying	Des Moines	Taylor
Gallagher	Hill	Orr	Willits
Glenn		Palmer	

Nays, 26:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwieger
Coleman	Lamborn	Plymat	Scott
Curtis	McCartney	Potter	Van Gilst
DeKoster	Miller of	Rabedaux	Winkelman
Hansen	Marshall	Robinson	

Absent or not voting 11:

Griffin	Kyhl	Riley	Shaw
Kennedy	Milligan	Schwengels	Tieden
Kinley	Ramsey	Shaff	

The amendment lost.

Senator Hill moved that further action on Senate File 481 be deferred and that the bill retain its place on the calendar, and requested a roll call.

On the question "Shall the motion to defer be adopted?" (S.F. 481) the vote was:

Ayes, 9:

Blouin	Hill	Palmer	Willits
Doderer	Orr	Priebe	Winkelman
Gallagher			

Nays, 29:

Bergman	Heying	Miller of	Rabedeaux
Briles	Hultman	Marshall	Rodgers
Coleman	Junkins	Milligan	Schaben
Curtis	Kennedy	Murray	Schwieger
DeKoster	Lamborn	Nolin	Scott
Glenn	McCartney	Nystrom	Taylor
Gluba	Miller of	Plymat	Van Gilst
Hansen	Des Moines	Potter	

Absent or not voting, 12:

Andersen	Kinley	Riley	Shaff
Griffin	Kyhl	Robinson	Shaw
Kelly	Ramsey	Schwengels	Tieden

The motion lost.

Senator Nystrom offered amendment S—625 by Senators Nystrom and Doderer:

S—625

- 1 Amend Senate File 481, page 5, by inserting after line 24
- 2 the following new subsection:
- 3 *NEW SUBSECTION.* Before a vehicle can be driven by a
- 4 prospective buyer, it must be in proper repair as to pass
- 5 inspection.

The amendment lost.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 481) the vote was:

Ayes, 34:

Andersen	Hultman	Milligan	Robinson
Bergman	Junkins	Murray	Rodgers
Blouin	Kennedy	Nolin	Schaben
Briles	Lamborn	Nystrom	Schwieger
Coleman	McCartney	Orr	Scott
Curtis	Miller of	Plymat	Taylor
Glenn	Des Moines	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Hansen	Marshall	Rabedeaux	Winkelman

Nays, 4:

Doderer	Gallagher	Hill	Palmer
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Absent or not voting, 12:

DeKoster	Kelly	Ramsey	Shaff
Griffin	Kinley	Riley	Shaw
Heying	Kyhl	Schwengels	Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 481 be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Nystrom asked and received unanimous consent that **Senate File 387** be withdrawn from further consideration of the Senate.

COMMUNICATION

The following communication from the Governor was presented:

March 6, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Jerry L. Addy of Des Moines, Polk County, Iowa, for reappointment as Commissioner of Labor pursuant to Section 91.2 of the 1973 Code of Iowa for a regular two-year term beginning July 1, 1973, and ending June 30, 1975.

Sincerely
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEE
ON GOVERNOR'S APPOINTMENT

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an investigating committee:

As the Commissioner of Labor for the State of Iowa:

Jerry L. Addy, Des Moines, Iowa, for a regular two-year term ending June 30, 1975.

Senator Willits, Chairman

Senator Andersen

Senator Potter

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to Senate File 26, a bill for an act to provide for deferred sentences, and requests a conference committee.

Conferees on the part of the House are: the Representative from Pottawattamie, Mr. Knoke, chairman; the Representative from Muscatine, Mr. Stanley; the Representative from Emmet, Mr. Edelen; the Representative from Delaware, Mr. McCormick; and the Representative from Webster, Mr. Cochran.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 219, a bill for an act relating to special assessment deficiencies.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 585, a bill for an act to amend the unified trial court act, the Representative from Polk, Mr. Hill, chairman; the Representative from Woodbury, Mr. Doyle; the Representative from Delaware, Mr. Hennessey; the Representative from Marshall, Mr. West; and the Representative from Clinton, Mr. Oakley.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 759, a bill for an act to appropriate from the general fund to the Iowa state fair board for capital improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 760, a bill for an act to appropriate from general fund to the Iowa state fair board for maintenance of buildings and for agricultural societies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 761, a bill for an act making an appropriation from the general fund of the state to the department of environmental quality.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 763, a bill for an act to make an appropriation from the general fund of the state to the capitol planning commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 764, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 765, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle inspection fund.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 759, a bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements.

Read first time and passed on file.

House File 760, a bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board for maintenance of buildings and for agricultural societies.

Read first time and passed on file.

House File 761, a bill for an act making an appropriation from

the general fund of the state to the department of environmental quality.

Read first time and passed on file.

House File 763, a bill for an act to make an appropriation from the general fund of the state to the capitol planning commission.

Read first time and passed on file.

House File 764, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund.

Read first time and passed on file.

House File 765, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle inspection fund.

Read first time and passed on file.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the appointment of the following conference committee on **Senate File 26**, on the part of the Senate: Senators DeKoster, chairman; Miller of Marshall, Schwieger, Glenn and Junkins.

COMMUNICATION FROM THE IOWA DEPARTMENT OF SOCIAL SERVICES

The Annual Report of the Iowa Department of Social Services submitted to the Governor and the members of the Sixty-fifth General Assembly for the year ending June 30, 1972, in accordance with Section 217.21, 1973 Code of Iowa, has been received and placed on file in the office of the Secretary of the Senate.

SENATE CONCURRENT RESOLUTION 47

By Taylor, Hill, Van Gilst, McCartney, DeKoster, Schwieger, Griffin, Heying, Rabedaux, Andersen, Hansen, Hultman, Murray, Miller, Blouin, Kelly, Winkelman, Scott, Priebe, Junkins, Schwengels, Shaff, Nystrom, Palmer, Orr, Bergman, Tieden, Potter, Lamborn, Schaben, Robinson, Gluba, Doderer, Plymat, Willits

Whereas, the number of fatalities on the highways of this state during the calendar year 1972 was 867; and

Whereas, the number of fatalities on the highways of this state from January 1, 1973 to May 15, 1973 is 243 and this represents an increase of 19 over the number of fatalities during the same period in 1972; and

Whereas, many highway fatalities are related to the use of alcohol,
Now Therefore,

Be It Resolved by the Senate, the House of Representatives Concurring, That the legislative council is authorized to establish a study committee, as provided by law, which members shall include members of the appropriate standing committees of the Senate and the House of Representatives to conduct during the 1973-74 legislative interim a comprehensive study of alcohol-related highway fatalities and the means by which these fatalities may be reduced through appropriate legislation.

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-fifth General Assembly, 1974 Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 47 State government
- H. F. 146 County government
- H. F. 307 State government
- H. F. 343 Judiciary
- H. F. 571 Natural resources

SUBCOMMITTEE ASSIGNMENTS

Senate Joint	House File 498	House File 750
Resolution 15	Appropriations—	Appropriations—
Shaw, Chairman	State Department	State Department
Hansen	House File 739	House File 751
Hill	Appropriations—	Appropriations—
Senate File 548	Human Resources	State Department
Nystrom, Chairman	House File 740	House File 752
Murray	Van Gilst, Chairman	Appropriations—
Junkins	Lamborn	Human Resources
Senate Concurrent	Griffin	House File 755
Resolution 44	Schwengels	Appropriations—
Shaw, Chairman	Palmer	State Department
Hansen	House File 747	House File 758
Hill	Appropriations—	Appropriations—
Senate Concurrent	Human Resources	State Department
Resolution 45	House File 748	House Concurrent
Shaw, Chairman	Appropriations—	Resolution 43
Hansen	State Department	Appropriations—
Hill		Claims

REPORTS OF COMMITTEE

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was

referred **House File 459**, a bill for an act relating to the qualifications of the commissioner of public health, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 691**, a bill for an act relating to support of patients in state mental health institutes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 277**, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards, and to abolish the board of watchmakers and the board of basic science examiners, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—624

- 1 Amend Senate File 277 as follows:
- 2 1. Page 3, line 15, by striking the word "sessions"
- 3 and inserting in lieu thereof the words "[sessions] *duly*
- 4 *authorized functions*".
- 5 2. Page 4, line 22, by striking the underscored
- 6 comma.
- 7 3. Page 4, by striking lines 27, 28 and 29 and
- 8 inserting in lieu thereof the words "*felony record of*
- 9 *an applicant. The board may require that an applicant*
- 10 *submit character references, but an applicant for*
- 11 *examination in fundamentals or for examination in land*
- 12 *surveying shall not submit a character reference from*
- 13 *a registered professional engineer. Applications for*
- 14 *examination in*".
- 15 4. Page 6, lines 19 and 20, by striking the words
- 16 and figures "*fifteen (15), subsection one (1),*" and
- 17 inserting in lieu thereof the word and figure "*six-*
- 18 *teen (16)*".
- 19 5. Page 18, line 21, by striking the word "board"
- 20 and inserting in lieu thereof the word "commission".
- 21 6. Page 18, line 23, by striking the word "board"
- 22 and inserting in lieu thereof the word "commission".
- 23 7. Page 22, line 22, by striking the word "board"
- 24 and inserting in lieu thereof the word "commission".
- 25 8. Page 23, line 25, by striking the word "board"

Page 2

- 1 and inserting in lieu thereof the word "commission".
- 2 9. Page 24, line 3, by striking the word "board"

3 and inserting in lieu thereof the word "commission".
 4 10. Page 24, line 32, by striking the word "board"
 5 and inserting in lieu thereof the word "commission".
 6 11. Page 25, line 3, by striking the word "board"
 7 and inserting in lieu thereof the word "commission".
 8 12. Page 25, line 8, by striking the word "board"
 9 and inserting in lieu thereof the word "commission".
 10 13. Page 25, line 17, by striking the word "Iowa".
 11 14. Page 29, by inserting after line 20 the follow-

12 ing sections:

13 Sec. Section one hundred twenty point three
 14 (120.3), subsection one (1), Code 1973, is amended by
 15 striking the section and inserting in lieu thereof the
 16 following:

17 1. There is
 18 established a board of watchmaking examiners which shall
 19 consist of five members who possess certificates of
 20 registration as watchmakers and two members who do not
 21 possess certificates of registration as watchmakers
 22 and who shall represent the general public. Members
 23 shall be appointed by the governor, subject to the
 24 approval of two-thirds of the members of the senate.
 25 A registered member shall be actively engaged in the

Page 3

1 practice of watchmaking and shall have been so engaged
 2 for five years preceding his appointment, the last two
 3 of which shall have been in Iowa. Professional associa-
 4 tions or societies composed of registered watchmakers
 5 may recommend the names of potential board members to
 6 the governor, but the governor shall not be bound by
 7 the recommendations. A board member shall not be
 8 required to be a member of any professional associa-
 9 tion or society composed of professional watchmakers.

10 Appointments shall be for three-year terms and shall
 11 commence on July first of the year in which the appoint-
 12 ment is made. Vacancies shall be filled for the un-
 13 expired term by appointment of the governor and shall
 14 be subject to senate confirmation. Members shall serve
 15 a maximum of three terms or nine years, whichever is
 16 less.

17 Sec. Section one hundred twenty point three
 18 (120.3), subsections two (2) and three (3), Code 1973,
 19 are amended to read as follows:

20 2. The board shall choose, annually, one of its
 21 members as chairman and one as secretary who shall
 22 severally have power to administer oaths and take
 23 affidavits, certifying thereto under the seal of the
 24 board. The board shall meet [at least once every six
 25 months or whenever a majority of the board shall call

Page 4

1 a meeting at Des Moines, at the place to be designated
 2 by the chairman] *as often as deemed necessary by the*
 3 *chairman or a majority of the board and shall meet at*

4 *least one time per year at the seat of government.*
 5 A majority of the board shall constitute a quorum.
 6 The secretary shall give bond in the sum of five thousand
 7 dollars. The secretary shall keep a full record of
 8 the proceedings of the board which shall be open for
 9 inspection at all reasonable times. Members of the
 10 board shall set their own per diem compensation at a
 11 rate not exceeding forty dollars per day for each day
 12 actually engaged in the discharge of their duties, and
 13 they shall be paid their actual traveling expenses
 14 within the limits of [their available] funds *appropriated*
 15 *to the board*; the secretary in addition to such per
 16 diem and expenses may be paid annually a salary to be
 17 fixed by the [board, but such salary shall not exceed
 18 fifteen hundred dollars] *general assembly*. [The per diem
 19 allowed each member of the board shall not exceed the
 20 sum of three hundred dollars in any year.]
 21 3. The board shall have power to adopt rules and
 22 regulations to carry out the intent of this chapter.
 23 The secretary shall collect the fees and shall pay the
 24 same [quarterly] to the treasurer of the state *to be*
 25 *deposited in the general fund of the state and funds*

Page 5

1 *shall be appropriated to the board to administer the*
 2 *provisions of this chapter.*
 3 Sec. Section one hundred twenty point three
 4 (120.3), Code 1973, is amended by striking subsections
 5 four (4) and five (5).
 6 Sec. Section one hundred twenty point six
 7 (120.6), Code 1973, is amended by striking the sec-
 8 tion and inserting in lieu thereof the following:
 9 120.6 APPLICATIONS. Applications for certifica-
 10 tion shall be on forms prescribed and furnished by the
 11 board and the board may require that the application
 12 contain a recent photograph of the applicant. An
 13 applicant shall not be ineligible for certification
 14 because of age, citizenship, sex, race, religion, marital
 15 status, or national origin although the application
 16 may require citizenship information. The board may
 17 consider the past felony record of an applicant.
 18 Character references may be required, but shall not
 19 be obtained from registered watchmakers. Applications
 20 for examination shall be filed with the board at least
 21 ten days before the time set for the examination and
 22 shall be accompanied by the prescribed fees.
 23 The applicant shall meet at least one of the fol-
 24 lowing criteria:
 25 1. Completion of at least three years' previous

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1 experience at the bench under the supervision of a
 2 watchmaker, holding a certificate under the provisions
 3 of this chapter;
 4 2. Completion of at least one year schooling in

5 a recognized watchmaker's school, together with one
6 year experience at the bench under the provisions of
7 this chapter;
8 3. Completion of at least two years' schooling in
9 a recognized watchmaker's school; or
10 4. Completion in another state of three or more
11 years' employment as a watchmaker whether or not the
12 other state requires a watchmaker's certificate or
13 license. The showing of service in another state shall
14 be accompanied by proper affidavits from responsible
15 persons in the other state.
16 Sec. Section one hundred twenty point seven
17 (120.7), Code 1973, is amended to read as follows:
18 120.7 EXAMINATION. An applicant to be entitled
19 to a certificate otherwise provided in this chapter
20 shall pass an examination before the board, which
21 examination shall be confined to such knowledge,
22 practical ability, and skill as is essential in the
23 proper repairing of watches, clocks, and time-recording
24 instruments, and shall include an examination of
25 theoretical knowledge of watch construction and repair,

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1 and also a practical demonstration of the applicant's
2 skill in the manipulation of watchmaker's tools. The
3 board shall make rules and regulations for conducting
4 examinations, and shall define the standards of
5 workmanship and skill. [In case of failure at any
6 examination, the applicant shall have the privilege
7 of taking another examination at any other examination
8 period upon the payment of a fee of ten dollars and
9 the board shall conduct such examinations at least twice
10 in each year.]

11 *The board may administer as many examinations per*
12 *year as are necessary, but shall administer at least*
13 *one examination per year. Any written examination may*
14 *be conducted by representatives of the board. Applicants*
15 *who fail the examination once shall be allowed to take*
16 *the examination at the next scheduled time. Thereafter,*
17 *the applicant shall be allowed to take the examination*
18 *at the discretion of the board.*

19 Sec. Section one hundred twenty point eight
20 (120.8), subsections two (2) and four (4), Code 1973,
21 are amended to read as follows:

22 2. A watchmaker who is not a resident of the state
23 may, in the discretion of the board, be issued a
24 certificate without the examination upon the payment
25 of a fee [of fifteen dollars] *in an amount determined*

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1 *by the board based upon the cost of issuing the*
2 *certification and upon filing a written application with*
3 *the board, together with evidence of five years' practice*
4 *as a watchmaker in some other state immediately previous*
5 *to the time of the application by furnishing such*

6 evidence in connection with his skill as a watchmaker
 7 as the board may require. The board, upon presentation
 8 by an applicant of a license or certificate to practice
 9 watchmaking issued to the applicant upon examination
 10 by the duly constituted authority of another state which
 11 by its laws licenses or regulates watchmakers, and which
 12 by its laws would grant a certificate of license under
 13 similar circumstances and conditions, may in its
 14 discretion, issue a certificate of registration to said
 15 applicant without examination, upon payment of a fee
 16 [of fifteen dollars] *in an amount determined by the board*
 17 *based upon the cost of issuing the certificate.*

18 4. Every certificate of registration shall expire
 19 [on the thirtieth day of June following the date of
 20 issuance of such certificate] *annually*; and shall be
 21 renewed annually *as determined by the board upon*
 22 *application by the holder thereof, without examination.*
 23 Application for such renewal shall be made in writing
 24 to the department, accompanied by a renewal fee [of ten
 25 dollars] *in an amount determined by the board based upon*

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1 *the cost of renewing the certificate*, at least thirty
 2 days prior to the expiration of such certificate. Every
 3 renewal shall be displayed in connection with the
 4 original certificate. [Every year or not later than
 5 May 1, the] *The board shall notify each certificate*
 6 *holder by mail of the expiration of his certificate.*
 7 Any watchmaker who allows his certificate to lapse by
 8 failing to renew the same as hereinbefore provided,
 9 may obtain reinstatement thereof without examination,
 10 in the discretion of the board, if he applies therefor
 11 within three years following the expiration date of
 12 his certificate and pays the renewal fees then due.

13 Sec. Section one hundred twenty point nine
 14 (120.9), Code 1973, is amended to read as follows:

15 120.9 APPRENTICE WATCHMAKERS. Any person sixteen
 16 years of age or over, of good moral character, ap-
 17 prenticed to a registered watchmaker, may pursue the
 18 trade of watchmaking upon obtaining from the board a
 19 certificate of registration as an apprenticed watchmaker,
 20 which certificate shall be conspicuously displayed at
 21 all times in the place of employment of such apprentice.
 22 No apprentice certificate shall be renewed unless the
 23 application therefor shall be accompanied by a sworn
 24 statement of the employer or employers as to the length
 25 of time the applicant has been actually employed under

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1 his certificate in the pursuit of the watchmaking trade.
 2 Apprentice watchmakers shall pay a fee [of five dollars]
 3 *in an amount determined by the board* for the certificate
 4 which shall expire [on June 30 of each year] *annually*
 5 and shall pay a renewal fee [of five dollars] *annually*
 6 *in an amount determined by the board.* Any applicant

7 for a certificate of registration as a watchmaker who
8 fails to pass the examination provided for herein may
9 in the discretion of the board be issued a certificate
10 as an apprentice watchmaker.

11 Sec. Section one hundred twenty point eleven
12 (120.11), Code 1973, is amended to read as follows:

13 120.11 DUPLICATES. A duplicate of any certificate
14 provided by this chapter shall be issued upon filing
15 with the secretary a sworn statement that the original
16 certificate has been lost or destroyed, and upon pay-
17 ment of [two dollars] *a fee in an amount determined by*
18 *the board* for the issuance of the same.

19 Sec. Chapter one hundred twenty (120), Code
20 1973, is amended by adding the following new sections:

21 **NEW SECTION. PUBLIC MEMBERS.** The public members
22 of the board shall not participate in administering
23 or grading any portion of an examination.

24 Violation of the confidentiality of any informa-
25 tion by a member representing the general public shall

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1 constitute a misdemeanor.

2 **NEW SECTION. FEES.** The secretary shall collect
3 and account for all fees and pay them to the treasurer
4 of state who shall deposit the fees in the general fund
5 of the state. The board shall set the fees for ex-
6 amination and for certification and renewal of
7 certification. The fees for examination shall be based
8 upon the annual cost of administering the examinations.
9 The fees for certification and renewal shall be based
10 upon the administrative cost of sustaining the board
11 which shall include, but shall not be limited to, the
12 costs for:

- 13 1. Per diem, expenses and travel for board members.
- 14 2. Office facilities, supplies, and equipment.
- 15 3. Clerical assistance.

16 15. Page 31, by striking lines 24 through 28,
17 inclusive, and inserting in lieu thereof the following:

18 "3. For nursing examiners, one registered nurse
19 representing the associate degree nursing programs,
20 one registered nurse representing the diploma nursing
21 programs, one registered nurse representing the
22 baccalaureate degree nursing programs, one registered
23 nurse representing the licensed practical nursing
24 programs, one licensed practical nurse, and two members
25 who are not registered nurses or licensed practical

Page 12

1 nurses and who shall represent the general public.
2 The representatives of the general public shall not
3 be members of health care delivery systems. A majority
4 of the members of the board shall constitute a quorum."

5 16. Page 36, line 33, by inserting a comma after
6 the word "misleading".

7 17. Page 37, line 1, by striking the word "industry"

- 8 and inserting in lieu thereof the word "injury".
 9 18. Page 37, line 14, by inserting after the word
 10 "the" the words "board of".
 11 19. Page 37, line 24, by inserting after the word
 12 "the" the words "board of".
 13 20. Page 37, line 30, by striking the words "an
 14 examining board" and inserting in lieu thereof the words
 15 "the board of chiropractic examiners".
 16 21. Page 37, line 35, by striking the words "an
 17 examining board" and inserting in lieu thereof the words
 18 "the board of podiatry examiners".
 19 22. Page 38, line 4, by striking the words "an
 20 examining board" and inserting in lieu thereof the words
 21 "the board of physical therapy examiners".
 22 23. Page 38, line 8, by striking the words "an
 23 examining board" and inserting in lieu thereof the words
 24 "the board of optometry examiners".
 25 24. Page 38, line 12, by striking the words "an

Page 13

- 1 examining board" and inserting in lieu thereof the words
 2 "the board of dental examiners".
 3 25. Page 38, lines 16 and 17, by striking the words
 4 "an examining board" and inserting in lieu thereof the
 5 words "the board of funeral directing and embalming
 6 examiners".
 7 26. Page 38, line 21, by inserting after the word
 8 "nursing" the words "issued upon the basis of an ex-
 9 amination given by the board of nurse examiners".
 10 27. Page 38, line 32, by striking the words "an
 11 examining board" and inserting in lieu thereof the words
 12 "the board of cosmetology examiners".
 13 28. Page 39, line 3, by striking the words "an
 14 examining board" and inserting in lieu thereof the words
 15 "the board of barber examinations".
 16 29. Page 41, line 6, by striking the word "DIRECTOR"
 17 and inserting in lieu thereof the word "SECRETARY".
 18 30. Page 41, line 6, by striking the word "nursing"
 19 and inserting in lieu thereof the words "nurse ex-
 20 aminers".
 21 31. Page 41, line 7, by striking the word "director"
 22 and inserting in lieu thereof the word "secretary".
 23 32. Page 41, line 10, by striking the word "director"
 24 and inserting in lieu thereof the word "secretary".
 25 33. Page 41, line 16, by inserting before the word

Page 14

- 1 "secretary" the word "executive".
 2 34. Page 42, by striking lines 7, 8, and 9, and
 3 inserting in lieu thereof the words "the practice of
 4 nursing, to elevate the standards of schools of nursing,
 5 and to promote the educational and professional standards
 6 of nurses and nursing in this state[, and no part]".
 7 35. Page 45, line 22, by striking the word "[who,]".
 8 and inserting in lieu thereof the word "[who,]".

9 36. Page 55, line 18, by striking the words "of
10 each year" and inserting in lieu thereof the words "[of
11 each year]".

12 37. Page 66, line 27, by striking the words "*while*
13 *discharging their official duties*".

14 38. Page 66, by striking line 29 and inserting in
15 lieu thereof the words "incurred while discharging their
16 official duties."

17 39. Page 68, line 24, by striking the word "[ex-
18 clusively]" and inserting in lieu thereof the word "ex-
19 clusively".

20 40. Page 68, line 31, by striking the word "an"
21 and inserting in lieu thereof the following: "[an] a
22 *person of honesty, integrity, trustworthiness, truthful-*
23 *ness and one who appreciates and will adhere to a code*
24 *of conduct for lawyers as adopted by the supreme court.*
25 *He shall be an*".

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1 41. Page 69, line 17, by striking the words "*felony*
2 *record*" and inserting in lieu thereof the words "*record*
3 *of indictable public offenses*".

4 42. Page 69, by striking lines 18 and 19, and in-
5 serting in lieu thereof the following: "*Character*
6 *references may be required; however, such references*
7 *shall not be restricted to lawyers.*"

8 43. Page 69, line 28, by striking the word "governor"
9 and inserting in lieu thereof the words "supreme court".

10 44. Page 69, line 32, by striking the word "Profes-
11 sional" and by striking lines 33, 34, 35 and line 1
12 on page 70.

13 45. Page 70, line 24, by striking the word "governor"
14 and inserting in lieu thereof the words "supreme court".

15 46. Page 70, by striking all after the word "[for]"
16 in line 35 and by striking lines 1, 2, 3, and 4 from
17 page 71 and inserting in lieu thereof the words "*receive*
18 *their actual and necessary expenses.*"

19 47. Page 71, lines 7 and 8, by striking the words
20 "[supreme court] board" and inserting in lieu thereof
21 the words "supreme court".

22 48. Page 71, line 11, by striking the words "such
23 compensation as the [court] board may allow," and inserting
24 in lieu thereof the words "[such compensation as the
25 court may allow,] *their actual and necessary expenses*".

Page 16

1 49. Page 71, by striking lines 13 and 14 and
2 inserting in lieu thereof the following: "*The members*
3 *of the board authorized to grade examinations shall*
4 *make the final decision on passage or failure of each*
5 *applicant, subject to the approval of the supreme court.*
6 *The board shall, also, recommend to the supreme court*
7 *for admission to practice law in this state all*
8 *applicants who pass the examination and who meet the*
9 *requisite character requirements. The supreme court*

10 shall make the final decision in determining who shall
11 be admitted."

12 50. Page 71, by striking line 24, and inserting
13 in lieu thereof the following:

14 "1. Expenses and travel for board members and
15 temporary examiners."

16 51. Page 71, by striking lines 30 through 35, in-
17 clusive.

18 52. Page 72, by striking lines 1 through 10,
19 inclusive.

20 53. Page 72, line 16, by striking the words "[court]
21 board" and inserting in lieu thereof the words "supreme
22 court".

23 54. Page 72, by striking lines 32 through 34,
24 inclusive, and inserting in lieu thereof the following:
25 "all other counties. The supreme court may revoke or

Page 17

1 suspend the license of an attorney to practice law in
2 this state. The board of law examiners may initiate
3 or recommend the revocation or suspension of any person's
4 license to practice law in this state."

5 55. Page 73, by striking lines 8 through 17,
6 inclusive, and inserting in lieu thereof the following:

7 "NEW SECTION. RENEWALS. The right to practice law
8 in this state after January 1, 1974, shall be renewed
9 annually by the supreme court upon conditions as
10 the court shall determine. Any moneys derived therefrom
11 shall be deposited in the general fund of the state."

12 56. Page 73, by striking lines 20 through 25,
13 inclusive, and inserting in lieu thereof the following:

14 "NEW SECTION. PUBLIC MEMBERS. The public members
15 of the board may participate in the administration of
16 the examination and shall participate in the
17 determination of whether or not each applicant meets
18 the requisite character requirements. The public members
19 shall not participate in the grading of any portion
20 of the examination or the determination of whether an
21 applicant passed or failed such examination.

22 Violation of the confidentiality of any information
23 by a member representing the general public shall be
24 punishable by a fine not to exceed one hundred dollars."

25 57. Page 73, by striking lines 26 through 29, in-

Page 18

1 clusive, and inserting in lieu thereof the following:

2 "Sec. 154. Chapter one hundred forty-six (146) and
3 section one hundred fourteen point five (114.5),"

4 58. Page 73, line 30, by inserting after the figure
5 "(117.17)," the words and figure "one hundred twenty
6 point five (120.5),"

7 59. Page 73, line 32, by striking the words "one
8 hundred forty-seven point twenty".

9 60. Page 73, by striking line 33.

10 61. Page 74, lines 1 and 2, by striking the words

- 11 and figure "one hundred forty-seven point eighty-one
12 (147.81),"
- 13 62. Page 74, line 18, by inserting after the figure
14 "(455B.54)" the words and figure "six hundred ten point
15 nine (610.9)".
- 16 63. Page 74, line 25, by inserting after the word
17 "examiners," the words "watchmakers' fund".
- 18 64. Page 75, line 12, by striking the words "one-
19 year" and inserting in lieu thereof the words "two-
20 year".
- 21 65. Page 75, by adding after line 28 the following:
22 "5. The provisions of this section shall not be
23 applicable to the board of law examiners."
- 24 66. By renumbering sections and subsections and
25 changing internal references as necessary.

Page 19

- 1 67. Amend the title, page 1, line 5, by striking
2 the words "of watchmakers and the board".

WARREN CURTIS, Chairman

Ordered passed on file.

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Monday, May 21, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, MAY 21, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Bernard Sayler, pastor of the Trinity United Church of Christ, Hartley, Iowa.

The Journal of Friday, May 18, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Stenard, Glenwood, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hultman for the day on request of Senator Taylor.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

One hundred twenty students from the Clarke Community School, Osceola, Iowa, accompanied by Larry Rohr and Lois Laing. Senator Ramsey.

PETITION

The following petition was presented and placed on file:

By Senator Shaw, from sixty-five residents of Scott County favoring the sale of liquor and beer on Sunday.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 512.

Senate File 512

On motion of Senator Ramsey, Senate File 512, a bill for an act relating to holidays for state employees, was taken up for consideration.

Senator Ramsey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 512) the vote was:

Ayes, 31:

Andersen	Heying	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Blouin	Kennedy	Nystrom	Scott
Briles	Kinley	Potter	Taylor
Curtis	Lamborn	Priebe	Tieden
DeKoster	McCartney	Ramsey	Van Gilst
Doderer	Miller of	Rodgers	Winkelman
Glenn	Marshall		
Gluba	Milligan		

Nays, none.

Absent or not voting, 19:

Coleman	Hultman	Orr	Robinson
Gallagher	Kelly	Palmer	Schwieger
Griffin	Kyhl	Plymat	Shaff
Hansen	Miller of	Rabedaux	Shaw
Hill	Des Moines	Riley	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 447.

Senate File 447

On motion of Senator Van Gilst, Senate File 447, a bill for an act relating to the commission on the aging, with report of committee recommending amendment and passage, was taken up, considered, and the report of committee adopted.

Senator Van Gilst offered amendment S—493 by the committee on human resources and moved its adoption:

S—493

- 1 Amend Senate File 447, page 3, by striking lines
- 2 23 through 28 and inserting in lieu thereof the following:
- 3 *NEW SUBSECTION.* Seek resources to provide direct
- 4 service programs and services to the aging at the state,
- 5 regional, county or local levels and provide services
- 6 through contract arrangements with public or private
- 7 nonprofit agencies.

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. 447) the vote was:

Ayes, 34:

Andersen	Gluba	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kennedy	Nystrom	Scott
Coleman	Kinley	Potter	Taylor
Curtis	Lamborn	Priebe	Tieden
DeKoster	McCartney	Rabedeaux	Van Gilst
Doderer	Miller of	Ramsey	Winkelman
Glenn	Marshall	Riley	

Nays, none.

Absent or not voting, 16:

Gallagher	Kelly	Orr	Schwieger
Griffin	Kyhl	Palmer	Shaff
Hansen	Miller of	Plymat	Shaw
Hill	Des Moines	Robinson	Willits
Hultman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 380.

Senate File 380

On motion of Senator Briles, Senate File 380, a bill for an act relating to pension benefits for policemen and firemen, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Briles asked and received unanimous consent that House File 717 be substituted for Senate File 380.

House File 717

On motion of Senator Briles, House File 717, a bill for an act relating to pension benefits for policemen and firemen, was taken up for consideration.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 717) the vote was:

Ayes, 36:

Andersen	Heying	Murray	Riley
Bergman	Junkins	Nolin	Rodgers
Blouin	Kennedy	Nystrom	Schaben
Briles	Kinley	Orr	Schwengels
Coleman	Lamborn	Plymat	Scott
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Doderer	Marshall	Rabedeaux	Van Gilst
Glenn	Milligan	Ramsey	Winkelman
Gluba			

Nays, none.

Absent or not voting, 14:

Gallagher	Hultman	Miller of	Schwieger
Griffin	Kelly	Des Moines	Shaff
Hansen	Kyhl	Palmer	Shaw
Hill		Robinson	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Briles asked and received unanimous consent that Senate File 380 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 148.

House File 148

On motion of Senator Coleman, House File 148, a bill for an act relating to soldiers relief fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 148) the vote was:

Ayes, 40:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Marshall	Ramsey	Winkelman
Gluba			

Nays, none.

Absent or not voting, 10:

Griffin	Kyhl	Palmer	Shaff
Hultman	Miller of	Robinson	Willits
Kelly	Des Moines	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Coleman asked and received unanimous consent that **Senate File 132** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 536**.

Senate File 536

On motion of Senator Ramsey, **Senate File 536**, a bill for an act relating to court actions for the recovery of property, was taken up for consideration.

Senator Ramsey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 536) the vote was:

Ayes, 42:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Briles	Hill	Nystrom	Schwieger
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin	Milligan	Rodgers	

Nays, 1:

Kennedy

Absent or not voting, 7:

Blouin	Miller of	Palmer	Shaff
Hultman	Des Moines	Robinson	
Kyhl			

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 503, a bill for an act relating to vacations for state employees.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 503, a bill for an act relating to vacations for state employees.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 379.

Senate File 379

On motion of Senator Riley, Senate File 379, a bill for an act relating to vacations for state employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley asked and received unanimous consent that **House File 503** be substituted for **Senate File 379**.

House File 503

On motion of Senator Riley, House File 503, a bill for an act relating to vacations for state employees, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 503) the vote was:

Ayes, 39:

Andersen	Griffin	Murray	Robinson
Bergman	Hansen	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schaben
Briles	Kelly	Orr	Schwengels
Coleman	Kennedy	Plymat	Schwieger
Curtis	Kinley	Potter	Scott
DeKoster	McCartney	Priebe	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Glenn	Marshall	Ramsey	Van Gilst
Gluba	Milligan	Riley	Willits

Nays, 4:

Gallagher	Heying	Lamborn	Winkelman
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Absent or not voting, 7:

Hill	Miller of	Palmer	Tieden
Hultman	Des Moines	Shaff	
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 379** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 528**.

Senate File 528

On motion of Senator Briles, **Senate File 528**, a bill for an act relating to the licensing of dogs, was taken up for consideration.

Senator Kelly offered amendment S—563 filed by him on May 10, 1973, and found on pages 1201-1203, inclusive, of the Senate Journal.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

The Senate resumed consideration of **Senate File 528** and amendment S—563.

Senator Miller of Des Moines took the chair at 11:40 a.m.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 528** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Doderer presiding.

CONSIDERATION OF BILLS

House File 647

On motion of Senator McCartney, **House File 647**, a bill for an act relating to subdivided land and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 647) the vote was:

Ayes, 44:

Andersen	Hill	Nystrom	Schaben
Bergman	Junkins	Orr	Schwengels
Coleman	Kennedy	Palmer	Schwieger
Curtis	Kinley	Plymat	Scott
DeKoster	Lamborn	Potter	Shaff
Doderer	McCartney	Priebe	Shaw
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Des Moines	Ramsey	Tieden
Gluba	Miller of	Riley	Van Gilst
Griffin	Marshall	Robinson	Willits
Hansen	Milligan	Rodgers	Winkelman
Heying	Murray		

Nays, none.

Absent or not voting, 6:

Blouin	Hultman	Kyhl	Nolin
Briles	Kelly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCartney asked and received unanimous consent that Senate File 410 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 311

On motion of Senator Rodgers, Senate File 311, a bill for an act relating to the athletic team of a school, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rodgers offered amendment S—618 filed by Senators Rodgers and Bergman and moved its adoption:

S—618

- 1 Amend Senate File 311 as follows:
- 2 1. Page 1, line 12, by striking the word "shall" and inserting
- 3 in lieu thereof the words "for participation in a particular
- 4 sport does not".
- 5 2. Page 1, line 12, by inserting before the word "extracur-
- 6 ricular" the word "other".
- 7 3. Page 1, lines 13 and 14, by striking the words "consoli-
- 8 dated for that school year" and inserting in lieu thereof the
- 9 words "required to consolidate".

The amendment was adopted.

President Neu took the chair at 2:22 p.m.

Senator Rodgers moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 311) the vote was:

Ayes, 31:

Bergman	Kinley	Orr	Schwengels
Coleman	Lamborn	Priebe	Schwieger
Curtis	McCartney	Rabedeaux	Scott
Gluba	Miller of	Riley	Shaff
Griffin	Des Moines	Robinson	Shaw
Hansen	Milligan	Rodgers	Taylor
Junkins	Murray	Palmer	Van Gilst
Kelly	Nolin	Potter	Willits

Nays, 14:

Andersen	Gallagher	Kennedy	Ramsey
Blouin	Glenn	Miller of	Tieden
DeKoster	Heying	Marshall	Winkelman
Doderer	Hill	Plymat	

Absent or not voting, 5:

Briles	Kyhl	Nystrom	Schaben
Hultman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

CONSIDERATION OF BILLS

House File 189

On motion of Senator Briles, House File 189, a bill for an act relating to the movement of truck trailers manufactured in this state, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

QUORUM CALL

Senator Briles requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

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. 189) the vote was:

Ayes, 32:

Andersen	Kelly	Nolin	Schaben
Bergman	Kinley	Nystrom	Schwengels
Briles	Lamborn	Orr	Schwieger
Curtis	McCartney	Plymat	Scott
DeKoster	Miller of	Potter	Shaff
Doderer	Des Moines	Rabedeaux	Tieden
Glenn	Milligan	Riley	Van Gilst
Hansen	Murray	Robinson	Winkelman
Junkins			

Nays, 8:

Blouin	Gluba	Kennedy	Shaw
Gallagher	Hill	Ramsey	Willits

Voting present, 1:

Priebe

Absent or not voting, 9:

Coleman	Kyhl	Palmer	Taylor
Griffin	Miller of	Rodgers	
Heying	Marshall		
Hultman			

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 276, a bill for an act relating to the termination of commitment orders.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 396, a bill for an act relating to departmental regulations affecting local governmental bodies.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 448, a bill for an act relating to the establishment and acquisition of mass transit systems.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 473, a bill for an act relating to the delinquency of dog license fees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 501, a bill for an act relating to the selection of polling places for elections.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 537, a bill for an act making an appropriation from the general fund to the Iowa drug abuse authority.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 538, a bill for an act making an appropriation from the general fund of the state to the board of parole.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 439, a bill for an act relating to the establishment of civil service for deputy county sheriffs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 462, a bill for an act relating to municipal tort claims.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 531, a bill for an act abolishing the revolutionary war memorial commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 659, a bill for an act redesignating county homes as county care facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 757, a bill for an act to make an appropriation to the Iowa development commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 762, a bill for an act to appropriate any moneys in the operators certification fund of the water quality commission to the department of environmental quality.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 448

- 1 Amend Senate File 448, as passed by the Senate, as
- 2 follows:
- 3 1. Page 2, lines 5 and 6, by striking the words
- 4 "political subdivisions of this state" and inserting
- 5 in lieu thereof the words "public agencies".
- 6 2. Page 2, lines 13 and 14, by striking the words
- 7 "such political subdivisions of the state" and insert-
- 8 ing in lieu thereof the words "public agencies, as
- 9 defined in section twenty-eight E point two (28E.2)
- 10 of the Code,".
- 11 3. Page 2, line 22, by striking the words "politi-
- 12 cal subdivision" and inserting in lieu thereof the
- 13 words "public agency".
- 14 4. Page 2, line 24, by striking the words "politi-
- 15 cal subdivisions" and inserting in lieu thereof the
- 16 words "public agencies".

17 5. Page 2, lines 28 and 29, by striking the words
18 "political subdivision or the".

19 6. Page 3, line 1, by striking the words "politi-
20 cal subdivision" and inserting in lieu thereof the
21 words "public agency".

22 7. Page 3, lines 15 and 16, by striking the words
23 "political subdivisions" and inserting in lieu thereof
24 the words "public agencies".

25 8. Page 3, line 20, by striking the words "politi-

Page 2

1 cal subdivisions" and inserting in lieu thereof the
2 words "public agencies".

3 9. Amend the title, page 1, lines 1 through 3, by
4 striking the words "and acquisition of mass transit
5 systems by political subdivisions of the state" and
6 inserting in lieu thereof the words "or acquisition
7 of mass transit systems by public agencies".

INTRODUCTION OF BILL

Senate File 569, by committee on human resources, a bill for an act relating to child care facilities and providing penalties.

Read first time and **placed on calendar**.

HOUSE MESSAGES CONSIDERED

House File 439, a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.

Read first time and **passed on file**.

House File 462, a bill for an act relating to municipal tort claims.

Read first time and **passed on file**.

House File 531, a bill for an act abolishing the revolutionary war memorial commission.

Read first time and **passed on file**.

House File 659, a bill for an act redesignating county homes as county care facilities, and revising the laws governing operation of those facilities.

Read first time and **passed on file**.

House File 757, a bill for an act to make an appropriation to the Iowa development commission.

Read first time and **passed on file**.

House File 762, a bill for an act to appropriate any moneys in the operators certification fund of the water quality commission to the department of environmental quality.

Read first time and passed on file.

MOTION TO RECONSIDER WITHDRAWN

Senator Doderer asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 383** passed the Senate, filed by her on May 15, 1973.

BILLS IMMEDIATELY MESSAGED TO HOUSE

Senator Lamborn asked and received unanimous consent that the following bills be **immediately messaged** to the House, which request was complied with:

S. F. 311	S. F. 512	H. F. 503
S. F. 383	S. F. 536	H. F. 647
S. F. 447	H. F. 148	H. F. 717

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 759 Appropriations
 H. F. 760 Appropriations
 H. F. 761 Appropriations
 H. F. 763 Appropriations
 H. F. 764 Appropriations
 H. F. 765 Appropriations

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate to attend a funeral when the vote was taken on Senate Files 481 and 567, and House Files 682, 683, 737 and 743. Had I been present I would have voted "Aye".

DALE L. TIEDEN

MR. PRESIDENT: I was driving in from Waterloo when the vote was taken on Senate File 512, Senate File 447, and House File 148. If I had been in the Senate chamber I would have voted "Aye".

BARTON L. SCHWIEGER

COMMUNICATION FROM THE SECRETARY OF STATE

May 21, 1973

Mr. Ralph R. Brown
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that Senate File 346 was published in the Bettendorf News, Bettendorf, Iowa, May 10, 1973, and in the LeMars Daily Sentinel, LeMars, Iowa, May 10, 1973.

Respectfully submitted

MELVIN D. SYNHORST
 Secretary of State

By J. HERMAN SCHWEIKER
 Deputy Secretary of State

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 684**, a bill for an act relating to the movement of grain storage structures on the highways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Concurrent Resolution 43**, a resolution relating to claims rejected by the joint claims committee of the Senate and House of Representatives, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 315**, a bill for an act to prohibit the allocation of sales tax receipts to the road use tax 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**:

S—632

- 1 Amend House File 315, as amended and passed by the House,
- 2 page 2, by striking lines 13 and 14.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—628

1 Amend Senate File 277 as follows:

2 1. Page 17, by inserting after line 20 the following
3 new section:

4 Sec. Section one hundred seventeen point one
5 (117.1), Code 1973, is amended to read as follows:
6 117.1 LICENSE MANDATORY. No person shall act as
7 a real estate broker [or], real estate salesman or real
8 estate apprentice salesman without first obtaining a
9 license as provided in this chapter. The word "person"
10 as provided in said chapter shall mean and include an
11 individual, partnership, association, or corporation.

12 2. Page 18, line 5, by striking the words "*broker*
13 *or salesman*" and inserting in lieu thereof the words
14 "*broker, salesman or apprentice salesman*".

15 3. Page 18, by inserting after line 7 the following
16 new sections:

17 Sec. Section one hundred seventeen point five
18 (117.5), Code 1973, is amended by striking the section
19 and inserting in lieu thereof the following:

20 117.5 SALESMAN AND APPRENTICE SALESMAN DEFINED.

21 As used in this chapter:

22 1. "Real estate salesman" means a person employed
23 by or otherwise associated with a real estate broker,
24 as a selling, renting, or listing agent or representative
25 of the broker.

Page 2

1 2. "Real estate apprentice salesman" means a person
2 employed by or otherwise associated with a real estate
3 broker, as a selling, renting, or listing agent or
4 representative of the broker and who is subject to the
5 educational requirements provided in section one hundred
6 seventeen point fifteen (117.15) of the Code.

7 Sec. Section one hundred seventeen point six
8 (117.6), Code 1973, is amended to read as follows:

9 117.6 ACTS CONSTITUTING DEALING IN REAL ESTATE.

10 Any person, partnership, association, or corporation,
11 who, for another, in consideration of compensation,
12 by fee, commission, salary, or otherwise, or with the
13 intention or in the expectation or upon the promise
14 of receiving or collecting a fee, does, offers or
15 attempts or agrees to do, engages in or offers or
16 attempts or agrees to engage in, either directly or
17 indirectly, any single act or transaction contained
18 in the definition of a real estate broker as set out
19 in section 117.3, whether said act be an incidental
20 part of a transaction, or the entire transaction, shall
21 constitute such person, partnership, association, or
22 corporation a real estate broker, [or] real estate salesman
23 or real estate apprentice salesman within the meaning
24 of this chapter.

25 4. Page 19, line 29, by striking the word "or" and

Page 3

1 inserting in lieu thereof the words “, *salesman’s or*
2 *apprentice*”.

3 5. Page 21, line 21, by striking the word “sales-
4 man’s license” and inserting in lieu thereof the words
5 “[salesman’s license] *real estate salesman’s and apprentice*
6 *salesman’s licenses*”.

7 6. Page 22, line 14, by striking the word “or” and
8 inserting in lieu thereof the words “, *salesman or*
9 *apprentice*”.

10 7. Page 22, by inserting after line 22 the following
11 new sections:

12 Sec. Section one hundred seventeen point twenty-
13 four (117.24), Code 1973, is amended to read as follows:

14 117.24 CUSTODY OF SALESMAN’S LICENSE. The license
15 of such real estate salesman *or real estate apprentice*
16 *salesman* shall be delivered or mailed to the real estate
17 broker by whom such real estate salesman *or real estate*
18 *apprentice salesman* is employed and shall be kept in
19 the custody and control of such broker.

20 Sec. Section one hundred seventeen point twenty-
21 six (117.26), Code 1973, is amended to read as follows:

22 117.26 POCKET CARDS. The commission shall prepare
23 and deliver to each licensee a pocket card, which card
24 among other things shall contain an imprint of the seal
25 of the commission and shall certify that the person

Page 4

1 whose name appears thereon is a licensed real estate
2 broker [or], real estate salesman *or real estate appren-*
3 *tice salesmen*, as the case may be, and if it is a real
4 estate salesman’s card *or a real estate apprentice*
5 *salesman’s card* it shall also contain the name and
6 address of his employer. The matter to be printed on
7 such pocket card, except as above set forth, shall be
8 prescribed by the commission.

9 8. Page 22, line 27, by inserting after the word
10 “brokers” the words “, real estate salesmen”.

11 9. Page 22, line 28, by inserting after the word
12 “estate” the word “apprentice”.

13 10. Page 22, line 31, by striking the words “licenses
14 and for real estate” and inserting in lieu thereof the
15 words “, salesmen’s and apprentice”.

16 11. Page 23, line 5, by inserting after the word
17 “license” the words “, *except the real estate appren-*
18 *tice salesman’s license*”.

19 12. Page 23, line 21, by inserting after the word
20 “license” the words “*and real estate apprentice sales-*
21 *man’s license*”.

22 13. Page 23, by inserting after line 27 the following
23 new section:

24 Sec. Section one hundred seventeen point thirty
25 (117.30), Code 1973, is amended to read as follows:

Page 5

- 1 117.30 ACTIONS—LICENSE AS PREREQUISITE. No person,
 2 copartnership, association, or corporation engaged in
 3 the business or acting in the capacity of a real estate
 4 broker [or], a real estate salesman *or real estate*
 5 *apprentice saleman* within this state shall bring or
 6 maintain any action in the courts of this state for
 7 the collection of compensation for any services performed
 8 as a real estate broker [or], *real estate salesman or*
 9 *real estate apprentice saleman* without alleging and
 10 proving that such person, copartnership, association,
 11 or corporation was a duly licensed real estate broker
 12 [or], real estate saleman *or real estate apprentice*
 13 *salesman* at the time the alleged cause of action arose.
- 14 14. Page 24, line 8, by inserting after the word
 15 "salesman" the words "*or apprentice salesman*".
- 16 15. Page 24, line 12, by inserting after the word
 17 "salesman's" the words "*or apprentice salesman's*".
- 18 16. Page 24, line 15, by inserting after the word
 19 "salesman's" the words "*or apprentice salesman's*".
- 20 17. Page 24, line 17, by inserting after the word
 21 "salesman" the words "*or apprentice salesman*".
- 22 18. Page 24, line 19, by inserting after the word
 23 "salesman" the words "*or apprentice salesman*".
- 24 19. Page 24, line 21, by inserting after the word
 25 "salesman" the words "*or apprentice salesman*".

Page 6

- 1 20. Page 24, line 26, by inserting after the word
 2 "salesman" the words "*or apprentice salesman*".
- 3 21. Page 24, line 29, by inserting after the word
 4 "salesman" the words "*or apprentice salesman*".
- 5 22. Page 24, line 34, by inserting after the word
 6 "salesman" the words "*or apprentice salesman*".
- 7 23. Page 24, by inserting after line 35 the following
 8 new sections:
- 9 Sec. Section one hundred seventeen point thirty-
 10 four (117.34), Code 1973, is amended to read as follows:
- 11 117.34 INVESTIGATIONS BY COMMISSION. The commission
 12 may upon its own motion and shall upon the verified
 13 complaint in writing of any person, provided such
 14 complaint together with evidence, documentary or
 15 otherwise presented in connection therewith, makes out
 16 a prima-facie case, investigate the actions of any real
 17 estate broker [or], real estate salesman *or real estate*
 18 *apprentice salesman*, or any person who shall assume
 19 to act in [either such capacity] *any of these capacities*
 20 within this state and shall have the power to suspend
 21 or to revoke any license issued under the provisions
 22 of this chapter, at any time where the licensee has
 23 by false or fraudulent representation obtained a license,
 24 or where the licensee in performing or attempting to
 25 perform any of the acts mentioned herein is found to

Page 7

- 1 be guilty of:
- 2 1. Making any substantial misrepresentation.
- 3 2. Making any false promise of a character likely
- 4 to influence, persuade or induce.
- 5 3. Pursuing a continued and flagrant course of mis-
- 6 representation, or making of false promises through
- 7 agents or salesmen or advertising or otherwise.
- 8 4. Acting for more than one party in a transaction
- 9 without the knowledge of all parties for whom he acts.
- 10 5. Accepting a commission or valuable consideration
- 11 as a real estate salesman *or real estate apprentice*
- 12 *salesmen* for the performance of any of the acts speci-
- 13 fied in this chapter, from any person, except his
- 14 employer, who must be a licensed real estate broker.
- 15 6. Representing or attempting to represent a real
- 16 estate broker other than his employer, without the
- 17 express knowledge and consent of the employer.
- 18 7. Failing, within a reasonable time, to account
- 19 for or to remit any moneys coming into his possession
- 20 which belong to others.
- 21 8. Being unworthy or incompetent to act as a real
- 22 estate broker [or], salesman *or real estate*
- 23 *apprentice salesman* in such manner as to safeguard the
- 24 interests of the public.
- 25 9. Paying a commission or any part thereof for per-

Page 8

- 1 forming any of the acts specified in this chapter to
- 2 any person who is not a licensed broker [or], *real estate*
- 3 *salesman or real estate apprentice salesman* under the
- 4 provisions of this chapter or who is not engaged in
- 5 the real estate business in another state.
- 6 10. Failing, within a reasonable time, to provide
- 7 information requested by the commission as the result
- 8 of a formal or informal complaint to the commission
- 9 which would indicate a violation of this chapter.
- 10 11. Any other conduct, whether of the same or differ-
- 11 ent character from that hereinbefore specified, or
- 12 demonstrates such bad faith, improper, fraudulent, or
- 13 dishonest dealings as would have disqualified him from
- 14 securing a license under this chapter.
- 15 Any unlawful act or violation of any of the provisions
- 16 of this chapter by any real estate salesman, *real estate*
- 17 *apprentice salesman*, employee, or partnership or associ-
- 18 ate of a licensed real estate broker, shall not be cause
- 19 for the revocation of the license of any real estate
- 20 broker, partial or otherwise, unless the commission
- 21 finds that said employer, partner, or associate had
- 22 guilty knowledge thereof.
- 23 Sec. The provisions of this Act which require
- 24 successful completion of a real estate education course
- 25 before being licensed as a real estate salesman shall

Page 9

- 1 not apply to persons who hold real estate salesman's
 2 licenses at the effective date of this Act or to the
 3 issuance of new licenses to these persons under the
 4 provisions of section one hundred seventeen point twenty-
 5 eight (117.28) of the Code.
 6 Sec. The provisions of this Act defining and
 7 prescribing requirements and procedures for issuance
 8 of real estate apprentice salesmen's licenses shall
 9 take effect January 1, 1974.
 10 24. By renumbering sections to conform with this
 11 amendment.

JAMES W. GRIFFIN, SR.
 TOM RILEY

S—633

- 1 Amend Senate File 277 as follows:
 2 1. Page 31, line 10, by striking the word "pharmacy,".
 3 2. Page 31, by inserting after line 35 the following new
 4 subsection:
 5 *NEW SUBSECTION.* For pharmacy examiners, five members
 6 licensed
 7 to practice pharmacy and two members who are not licensed to
 8 practice pharmacy and who shall represent the general public. A
 9 majority of the members of the board shall constitute a quorum.

WARREN E. CURTIS
 WILLARD R. HANSEN

S—629

- 1 Amend the Kelly amendment S—563 filed May 10, 1973 to
 2 Senate File 528, page 2 by striking lines 11 through 15,
 3 inclusive and inserting in lieu thereof the following:
 4 *"The veterinarian shall keep one copy of the certifi-*
 5 *cation of vaccination or revaccination for rabies. The*
 6 *veterinarian shall send one copy to the county recorder and*
 7 *and one certificate shall be sent to the department of*
 8 *agriculture, and the copies of these certificates shall be*
 9 *filed in the respective offices and serve as a permanent*
 10 *record."*

BERL E. PRIEBE

S—626

- 1 Amend House File 146 as amended, passed and reprinted by the
 2 House, page 5, line 10, by inserting after the word "*fund*"
 3 the following: "*;* however, no fee shall be collected from
 4 *peace officers*".

GENE V. KENNEDY
 RALPH F. McCARTNEY

S—630

- 1 Amend House File 270 as amended, passed and reprinted
 2 by the House as follows:
 3 1. Page 2A, by striking lines 4 and 5 and inserting

4 in lieu thereof the following: "for the care of five
5 hundred or more layer-type chickens, the eggs of which
6 are sold in this state through commercial channels,"

BASS VAN GILST

S—631

1 Amend House File 270 as amended, passed, and reprinted by the
2 House as follows:

3 1. Page 6A, by inserting after line 30 the following subsec-
4 tion:

5 "5. Make any contribution out of the funds of the council,
6 either directly or indirectly, to any political party or organi-
7 zation or in support of any political candidate for public
8 office."

MINNETTE F. DODERER
LUCAS J. DeKOSTER

S—627

1 Amend House File 656 as amended, passed, and re-
2 printed by the House as follows:

3 1. Page 2A, line 9, by striking the words "August
4 5, 1964" and inserting in lieu thereof the words
5 "July 1, 1958".

6 2. Page 2A, by striking lines 18 through 35, in-
7 clusive.

8 3. Page 2B, line 36, by striking the words "event
9 it shall be computed as a full month.", and inserting
10 in lieu thereof the following:

11 "compensation fund twenty-five dollars, if he earned
12 either a Vietnam service medal or an armed forces
13 expeditionary medal-Vietnam, for each month that such
14 person was in active service, all prior to July 1,
15 1973 not to exceed a total sum of five hundred dollars,
16 however, a person who was a prisoner of war shall not
17 be subject to the five hundred dollar limitation but
18 shall be subject to a one thousand dollar limitation.

19 Every person, otherwise qualified under this section
20 except that he did not earn either the Vietnam service
21 medal or the armed forces expeditionary medal-Vietnam,
22 shall be entitled to receive from the service compen-
23 sation fund ten dollars for each month that such person
24 was in active service during the time between August 4,
25 1964 and July 1, 1973, not to exceed a total sum of
26 three hundred dollars. Compensation for a fraction of
27 a month shall not be considered unless it be sixteen
28 days or more in which event it shall be computed as a
29 full month."

30 4. Page 3, line 2, by striking the words "August 4,
31 1964" and inserting in lieu thereof the words "July 1,
32 1958".

Page 2

1 5. Page 3, line 14, by striking the words "August

2 5, 1964" and inserting in lieu thereof the words "July
3 1, 1958".

GEORGE R. KINLEY
JOHN S. MURRAY
MINNETTE DODERER
FORREST V. SCHWENGELS
IRVIN L. BERGMAN
HILARIUS L. HEYING
MICHAEL T. BLOUIN
JAMES V. GALLAGHER
WILLIAM E. GLUBA
E. KEVIN KELLY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, May 22, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, MAY 22, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Dean H. Fullerton, pastor of the New Hope United Methodist Church, Des Moines, Iowa.

The Journal of Monday, May 21, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dale Weber, Clinton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Curtis for the afternoon session on request of Senator Plymat.

SPECIAL GUEST

Senator Potter rose on a point of personal privilege to present Mr. Eduard Adler, Austrian Consul for the Midwest States, Chicago, Illinois.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Twenty students from Indianola Community School, Indianola, Iowa, accompanied by Mrs. Van Hauen and Delores Hughes. Senator Van Gilst.

Thirty students from Albia Community School, Albia, Iowa, accompanied by Miss Felton. Senator Glenn.

Twenty students from Wesley-St. Benedict Grade School, Wesley, Iowa, accompanied by Father Brennan. Senator Priebe.

Sixty students from Holy Family School, Davenport, Iowa, accompanied by their principal, Sister Mary Champion; Father Welsh, Father Gehlsen, Sue Hasso, Shirley Stuckels and Peg Hathaway. Senator Gluba.

Seventy-five students from Eddyville Community School, Eddyville, Iowa, accompanied by Florence Wilker and Miss Josten. Senator Glenn.

PETITIONS

The following petition was presented and placed on file:

By Senator Briles, from two hundred fourteen residents of Adair County opposing House File 653, relating to standards for ambulance service.

By Senator Shaw, from thirty-two residents of Scott County favoring the sale of beer and liquor on Sunday.

INTRODUCTION OF BILL

Senate File 570, by committee on ways and means, a bill for an act relating to aid to dependent children, blind assistance, and aid to the disabled.

Read first time and placed on calendar.

HOUSE AMENDMENTS CONSIDERED

Senate File 448

Senator Willits called up for consideration Senate File 448, a bill for an act relating to the establishment and acquisition of mass transit systems by political subdivisions of the state, amended by the House as follows:

- 1 Amend Senate File 448, as passed by the Senate, as
- 2 follows:
- 3 1. Page 2, lines 5 and 6, by striking the words
- 4 "political subdivisions of this state" and inserting
- 5 in lieu thereof the words "public agencies".
- 6 2. Page 2, lines 13 and 14, by striking the words
- 7 "such political subdivisions of the state" and insert-
- 8 ing in lieu thereof the words "public agencies, as
- 9 defined in section twenty-eight E point two (28E.2)
- 10 of the Code,".
- 11 3. Page 2, line 22, by striking the words "politi-
- 12 cal subdivision" and inserting in lieu thereof the
- 13 words "public agency".
- 14 4. Page 2, line 24, by striking the words "politi-
- 15 cal subdivisions" and inserting in lieu thereof the
- 16 words "public agencies".
- 17 5. Page 2, lines 28 and 29, by striking the words
- 18 "political subdivision or the".
- 19 6. Page 3, line 1, by striking the words "politi-
- 20 cal subdivision" and inserting in lieu thereof the
- 21 words "public agency".

22 7. Page 3, lines 15 and 16, by striking the words
23 "political subdivisions" and inserting in lieu thereof
24 the words "public agencies".

25 8. Page 3, line 20, by striking the words "politi-
Page 2

1 cal subdivisions" and inserting in lieu thereof the
2 words "public agencies".

3 9. Amend the title, page 1, lines 1 through 3, by
4 striking the words "and acquisition of mass transit
5 systems by political subdivisions of the state" and
6 inserting in lieu thereof the words "or acquisition
7 of mass transit systems by public agencies".

Senator Rodgers took the chair at 9:24 a.m.

On motion of Senator Willits, the Senate concurred in the House amendment.

Senator Willits 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. 448) the vote was:

Ayes, 40:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Taylor
DeKoster	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Marshall	Ramsey	Winkelman
Griffin			

Nays, none.

Absent or not voting, 10:

Doderer	McCartney	Nystrom	Schwieger
Hultman	Miller of	Robinson	Shaw
Kyhl	Des Moines	Schwengels	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 270.

House File 270

On motion of Senator Taylor, House File 270, a bill for an act to provide an excise tax on the sale of eggs, providing for the

establishment of an Iowa egg council and providing a penalty for violations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor asked and received unanimous consent to withdraw amendment S—409 filed by the committee on agriculture on April 18, 1973.

Senator Taylor offered amendment S—438 by the committee on agriculture and moved its adoption:

S—438

- 1 Amend House File 270 as amended, passed and reprinted by
- 2 the House as follows:
- 3 1. Page 4A, line 1, by inserting after the word "force"
- 4 the words ", however, upon receipt of a petition signed
- 5 by at least fifty producers requesting a referendum
- 6 election to determine whether to terminate the establish-
- 7 ment of the Iowa egg council and to terminate the im-
- 8 position of the excise tax as provided herein, the
- 9 secretary shall call a referendum to be conducted within
- 10 sixty days following the receipt of the petition. The
- 11 petitioners shall guarantee the payment of the costs of
- 12 such referendum.

Amendment S—438 was adopted.

Senator Van Gilst offered amendment S—630 filed by him and moved its adoption:

S—630

- 1 Amend House File 270 as amended, passed and reprinted
- 2 by the House as follows:
- 3 1. Page 2A, by striking lines 4 and 5 and inserting
- 4 in lieu thereof the following: "for the care of five
- 5 hundred or more layer-type chickens, the eggs of which
- 6 are sold in this state through commercial channels,"

Amendment S—630 was adopted.

Senator Van Gilst withdrew amendment S—451 filed by him on April 25, 1973.

Senator Heying offered amendment S—334 and moved its adoption:

S—334

- 1 Amend House File 270 as amended, passed and reprinted
- 2 by the House, page 4A, line 11, by inserting after
- 3 the word "representative" the words ", the director
- 4 of the Iowa development commission,".

Amendment S—334 was adopted.

Senator Heying offered amendment S—400 and moved its adoption:

S—400

- 1 Amend House File 270, as amended, passed, and reprinted
- 2 by the House as follows:
- 3 1. Page 6B, by striking the words "sixty days of the date
- 4 of the sale" in lines 48 and 49 and inserting in lieu
- 5 thereof the words "thirty days following each calendar
- 6 quarters".
- 7 2. Page 6B, by striking the words "at the time of
- 8 processing" in lines 50 and 51 and inserting in lieu
- 9 thereof the words "within thirty days following each
- 10 calendar quarter".
- 11 3. Page 7A, line 11 by striking the words "the last day of
- 12 each month" and inserting in lieu thereof the words "thirty
- 13 days following each calendar quarter".

Amendment S—400 was adopted.

Senator Heying asked and received unanimous consent to withdraw amendment S—458 filed by him on April 25, 1973, and offered on May 22, 1973.

Senator Heying offered amendment S—457 and moved its adoption:

S—457

- 1 Amend House File 270, as amended, passed and reprinted
- 2 by the House, page 8, line 21, by adding the following
- 3 sentences:
- 4 "Out of state purchasers or processors shall be
- 5 subject to the same obligations as processors or purchasers
- 6 within the state. Instate processors or purchasers shall
- 7 be held responsible for the check-off. No eggs shall
- 8 be subject to a check-off more than once."

Division was called for.

Amendment S—457 lost.

Senator Doderer offered amendment S—631 filed by Senators Doderer and DeKoster:

S—631

- 1 Amend House File 270 as amended, passed, and reprinted by the
- 2 House as follows:
- 3 1. Page 6A, by inserting after line 30 the following subsec-
- 4 tion:
- 5 5. Make any contribution out of the funds of the council,
- 6 either directly or indirectly, to any political party or organi-
- 7 zation or in support of any political candidate for public
- 8 office."

Senator Plymat offered amendment S—636 to the amendment by Senators Plymat and Schwieger:

S—636

- 1 Amend the Doderer and DeKoster amendment S—631 to
- 2 House File 270, by adding after the word "office" in

- 3 line 8 the following "or payments to a political candidate
 4 or member of congress or the Iowa legislature for honor-
 5 ariums, speeches or for any other purposes above actual
 6 and necessary expenses".

Senator Coleman raised the point of order that amendment S—636 was not germane to amendment S—631.

The Chair ruled the point not well taken and the amendment to the amendment in order.

President Neu took the chair at 11:55 a.m.

Senator Plymat moved the adoption of amendment S—636 to the amendment and requested a roll call.

On the question "Shall amendment S—636 to the amendment be adopted?" (H.F. 270) the vote was:

Rule 24 was invoked.

Ayes, 34:

Andersen	Gluba	Murray	Schwieger
Bergman	Hansen	Nystrom	Scott
Blouin	Hill	Palmer	Shaff
Briles	Hultman	Plymat	Shaw
Curtis	Kelly	Potter	Taylor
DeKoster	Kinley	Rabedeaux	Van Gilst
Doderer	Miller of	Riley	Willits
Gallagher	Des Moines	Robinson	Winkelman
Glenn	Milligan	Schaben	

Nays, 10:

Coleman	Lamborn	Nolin	Rodgers
Junkins	Miller of	Priebe	Tieden
Kennedy	Marshall	Ramsey	

Absent or not voting, 6:

Griffin	Kyhl	Orr	Schwengels
Heying	McCartney		

Amendment S—636 to the amendment was adopted.

On motion of Senator Doderer, amendment S—631 as amended was adopted.

Senator Taylor offered amendment S—637 and moved its adoption:

S—637

- 1 Amend House File 270 as amended, passed and reprinted by
- 2 the House, page 4A, line 20, by inserting after the word
- 3 "incorporated" a comma.

Amendment S—637 was adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 270) the vote was:

Rule 24 was invoked.

Ayes, 30:

Andersen	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Willits
Hansen	Des Moines	Riley	Winkelman
Heying	Murray	Rodgers	

Nays, 10:

Blouin	Hill	Palmer	Schaben
Gallagher	Kelly	Ramsey	Van Gilst
Glenn	Milligan		

Absent or not voting, 10:

Bergman	McCartney	Orr	Schwengels
Doderer	Miller of	Robinson	Shaw
Griffin	Marshall		
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 25, 66, 123, 130, 199, 202, 289, 448, 503, 518, 519, 520, 524 and 543.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 25, 66, 123, 130, 199, 202, 289, 448, 503, 518, 519, 520, 524 and 543.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of May, 1973, sent to the Governor for his approval: Senate Files 25, 66, 123, 130, 199, 202, 289, 448, 503, 518, 519, 520, 524 and 543.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 549.

House File 549

On motion of Senator Briles, House File 549, a bill for an act providing an exception to laws relating to prohibited employment and making the exception retroactive, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—453 filed by him:

S—453

- 1 Amend House File 549 as follows:
- 2 1. Page 2, line 14, by inserting after the word
- 3 "of" the words "three thousand".
- 4 2. Page 2, lines 16 and 17, by striking the words
- 5 "*nor shall it apply to the employment of clerks of*
- 6 *members of the general assembly*".

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 203, 209, 318 and 743.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 203, 209, 318 and 743.

CONSIDERATION OF BILLS

House File 549

The Senate resumed consideration of House File 549 and amendment S—453.

Senator Riley offered amendment S—638 to the amendment and moved its adoption:

S—638

- 1 Amend the Riley amendment S—453 to House File 549, line 3,
- 2 by striking the word "three" and inserting in lieu thereof
- 3 the word "four".

Senator Potter took the chair at 3:55 p.m.

The amendment to the amendment was adopted.

Senator Riley moved the adoption of amendment S—453 as amended and requested a roll call.

On the question "Shall amendment S—453 as amended be adopted?" (H.F. 549) the vote was:

Rule 24 was invoked.

Ayes, 18:

Briles	Griffin	Plymat	Riley
DeKoster	Kelly	Potter	Schwengels
Doderer	Milligan	Rabedeaux	Schwieger
Gallagher	Murray	Ramsey	Shaw
Glenn	Orr		

Nays, 26:

Andersen	Hultman	Miller of	Scott
Bergman	Junkins	Marshall	Shaff
Blouin	Kennedy	Nolin	Taylor
Coleman	Lamborn	Palmer	Tieden
Gluba	McCartney	Priebe	Van Gilst
Heying	Miller of	Robinson	Willits
Hill	Des Moines	Schaben	Winkelman

Voting present, 1:

Hansen

Absent or not voting, 5:

Curtis	Kyhl	Nystrom	Rodgers
Kinley			

The amendment as amended lost.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last.

On the question "Shall the bill pass?" (H.F. 549) the vote was:

Rule 24 was invoked.

Ayes, 28:

Briles	McCartney	Palmer	Scott
Coleman	Miller of	Plymat	Shaff
Gallagher	Des Moines	Potter	Shaw
Gluba	Miller of	Rabedeaux	Taylor
Heying	Marshall	Robinson	Van Gilst
Hill	Milligan	Schaben	Willits
Junkins	Nolin	Schwengels	Winkelman
Lamborn	Orr		

Nays, 12:

DeKoster	Griffin	Murray	Riley
Doderer	Hultman	Priebe	Schwieger
Glenn	Kelly	Ramsey	Tieden

Voting present, 5:

Andersen (under Rule 24)	Hansen (under Rule 24)
Bergman (under Rule 24)	Kennedy (under Rule 24)
Blouin (under Rule 24)	

Absent or not voting, 5:

Curtis	Kyhl	Nystrom	Rodgers
Kinley			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 321.

Senate File 321

On motion of Senator Winkelman, Senate File 321, a bill for an act to exempt facilities used to control air and water pollution from property taxation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

(Senate File 321 pending.)

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 108, a bill for an act relating to games of skill, games of chance, raffles and providing penalties.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 108

1 Amend Senate File 108, as amended, passed, and
2 reprinted, as follows:

3 1. Page 2A, line 13, by striking the words "commonly
4 known" and inserting in lieu thereof the word "defined".

5 2. Page 2A, by inserting after the period in line
6 17 the following: "Raffle" does not include a slot
7 machine.

8 3. Page 2A, by adding the following after line
9 17:

10 4. "Bingo" means a game, whether known as bingo,
11 or any other name, in which each participant uses one
12 or more cards each of which is marked off into spaces
13 arranged in horizontal and vertical rows of spaces,
14 with each space being designated by number, letter,
15 or combination of numbers and letters, no two cards
16 being identical, with the players covering spaces as
17 the operator of such game announces the number, letter,
18 or combination of numbers and letters appearing on an
19 object selected by chance, either manually or
20 mechanically, from a receptacle in which have been
21 placed objects bearing numbers, letters, or combinations
22 of numbers and letters corresponding to the system used
23 for designating the spaces, with the winner of each game
24 being the player or players first properly covering a
25 predetermined and announced pattern of spaces on a card

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1 being used by him or them.

2 5. "Gross receipts" means the total revenue received
3 from the sale of rights to participate in a game of
4 skill, game of chance, or raffle and admission fees
5 or charges.

6 6. "Net receipts" means gross receipts less reason-
7 able expenses, charges, fees and deductions allowed by
8 the department of revenue.

9 7. "Net rent" means the total rental charge minus
10 reasonable expenses, charges, fees and deductions
11 allowed by the department of revenue.

12 4. Page 2A, by striking lines 22 through 25.

13 5. Page 2A, by striking lines 29 through 35.

14 6. Page 2B, by striking lines 36 through 41 and
15 inserting in lieu thereof the following:

16 10. "Qualified organization" means any licensed
17 person who dedicates the net receipts of a game of
18 skill, game of chance or raffle as provided in section
19 six (6) of this Act.

20 7. Page 2B, by adding the following after the
21 period in line 50: This section shall not apply to
22 company games lawful under section designated as
23 "company games" in this Act or to games lawful under
24 section twenty-one (21) of this Act.

25 8. Page 3A, line 3, by striking the word "fairs" and

Page 3

1 inserting in lieu thereof the words "the authorizing

2 fair”.

3 9. Page 3A, line 11, by inserting the following
4 after the word “game”:

5 “and the game is conducted in a fair and honest
6 manner”.

7 10. Page 3A, by striking lines 14 and 15 and in-
8 serting in lieu thereof the following:

9 6. The actual retail value of any prize does not
10 exceed twenty-five dollars. If a prize consists of
11 more than one item, unit or part, the aggregate retail
12 value of all items, units or parts shall not exceed
13 twenty-five dollars.

14 7. No concealed numbers and no conversion charts
15 may be used to play any game and no game may be rigged
16 with any control devices, levers, rods, wires, hydraulic,
17 pneumatic, or electrical connections, which permit
18 manipulation of the game by the operator to prevent a
19 player from winning or to predetermine who the winner will
20 be, and the object target, block or object of the game
21 must be attainable and possible to perform under the
22 rules stated from the playing position of the
23 player.

24 8. There shall be placed near the front or playing
25 area of the game a sign at least thirty inches by thirty

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1 inches, with permanent material and lettering, stating
2 at the top in letters at least three inches high:
3 “Rules of the Game”. Thereunder there shall be set
4 forth in large, easily readable print, the name of
5 the game, the price to play the game, the complete
6 rules for the game and the name and permanent address
7 of the owner of the game.

8 11. Page 3A, by striking lines 18 through 22 and
9 inserting in lieu thereof the following:

10 1. The raffle shall be subject to the same restric-
11 tions provided for games of skill and games of chance
12 in section three (3), subsections one (1) through
13 eight (8) of this Act, and

14 12. Page 3A, line 24, by striking the word and
15 figure “three (3)” and inserting in lieu thereof the
16 words and figures “six (6) of section three (3) of
17 this Act.”.

18 13. Page 3A, by striking lines 28 through 35.

19 14. Page 3B, by striking lines 36 through 42 and
20 inserting in lieu thereof the following:

21 Sec. **NEW SECTION. AMUSEMENT PARKS.** The city
22 or town council of any city or town or the county
23 board of supervisors with respect to any unincorporated
24 area within the county may by resolution authorize
25 games of skill and games of chance at any amusement

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1 park provided:

2 1. The amusement park and the persons operating
3 the games of skill and games of chance are licensed

4 pursuant to section two (2) of this Act, and
 5 2. The games of skill and games of chance shall
 6 be subject to the provisions of section three (3),
 7 subsections one (1) through eight (8), of this Act.
 8 15. Page 3B, by adding the following before line 43:
 9 Sec. *NEW SECTION. CIVIC CELEBRATIONS.* The
 10 city or town council of any city or town, or the county
 11 board of supervisors with respect to any unincorporated
 12 area within the county, may by resolution authorize
 13 games of skill and games of chance at any carnival,
 14 bazaar, centennial or celebration sponsored by any
 15 bona fide civic group, service club or merchants group
 16 provided:
 17 1. The carnival, bazaar, centennial or celebration
 18 is licensed under section two (2) of this Act, and
 19 2. The games of skill and games of chance shall be
 20 subject to the restrictions provided in section
 21 three (3) of this Act.
 22 16. Page 3B, line 45, by striking the word "other".
 23 17. Page 3B, by striking lines 46 through 55 and
 24 inserting in lieu thereof the following:
 25 1. The net receipts of the game are dedicated

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1 to the awarding of prizes to contestants or
 2 participants and to educational, civic, public,
 3 charitable, patriotic or religious uses in this state.
 4 "Educational, civic, public, charitable, patriotic,
 5 or religious uses" means uses benefiting a society
 6 for the prevention of cruelty to animals or animal
 7 rescue league or uses benefiting an indefinite number
 8 of persons either by bringing them under the influence
 9 of education or religion or relieving them from
 10 disease, suffering, or constraint, or by erecting
 11 or maintaining public buildings or works, or otherwise
 12 lessening the burden of government but do not include
 13 the erection, acquisition, improvement, maintenance,
 14 or repair of real, personal or mixed property unless
 15 it is used exclusively for one or more of the uses
 16 stated. "Public uses" specifically includes dedication
 17 of net receipts to political parties as defined in
 18 section forty-three point two (43.2) of the Code.
 19 "Charitable uses" includes uses benefiting a definite
 20 number of persons who are the victims of loss of home
 21 or household possessions through explosion, fire,
 22 flood, or storm and the loss is uncompensated by
 23 insurance, and uses benefiting a definite number of
 24 persons suffering from a seriously disabling disease
 25 or injury, causing severe loss of income or incurring

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1 extraordinary medical expense, which is uncompensated
 2 by insurance.
 3 The net receipts must be devoted within six months
 4 to one or more of the permitted uses. A person
 5 desiring to hold the net receipts for a period longer
 6 than six months must apply to the department of revenue

- 7 for special permission and upon good cause shown the
8 department may grant the request.
- 9 2. No person receives or has any fixed or con-
10 tingent right to receive, directly or indirectly, any
11 profit, remuneration, or compensation from or related
12 to a game of skill, game of chance, or raffle, except
13 any amount which he may win as a participant on the
14 same basis as the other participants. Persons operating
15 or managing a game or raffle shall not be participants
16 in the game or raffle.
- 17 3. Games of skill, games of chance, and raffles
18 shall not be conducted on rented premises unless the
19 premises are rented from a licensed qualified organi-
20 zation and the net rent received is dedicated to one
21 or more of the uses permitted for dedication of net
22 receipts. This subsection shall not apply where the
23 rented premises are those upon which a qualified
24 organization usually carries out a lawful business
25 other than operating games of skill, games of chance

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- 1 or raffles.
- 2 18. Page 4A, by striking lines 1 through 11 and
3 inserting in lieu thereof the following:
- 4 4. Cash prizes may be awarded only in the game
5 of bingo and shall not exceed one hundred dollars.
6 Merchandise prizes may be awarded in the game of
7 bingo; however, the actual retail value of the prize,
8 or if the prize consists of more than one item, unit
9 or part, the aggregate retail value of all items,
10 units or parts, shall not exceed one hundred dollars,
11 and
- 12 5. No cash prizes shall be awarded in games of
13 skill, games of chance, other than bingo, and raffles.
14 The actual retail value of any merchandise prizes
15 shall not exceed twenty-five dollars and may not be
16 repurchased, and
- 17 6. That games of skill, games of chance and raffles
18 shall be subject to the provisions of section three
19 (3), subsections one (1), two (2), four (4), five (5),
20 seven (7), and eight (8) of this Act. A jackpot
21 bingo game in which the prize doubles if not won at
22 one game shall not be considered a game operated on a
23 build-up or pyramid basis under section three (3), sub-
24 section five (5) of this Act, provided the cost of play
25 does not increase and the jackpot does not build to more

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- 1 than five hundred dollars in cash or actual retail
2 value of merchandise prizes, notwithstanding the one
3 hundred dollar limitation provided in subsection four
4 (4) of this section.
- 5 19. Page 4A, by striking line 13 and inserting
6 in lieu thereof the following: "one (1) of section
7 three (3) of this Act and five (5) of this section
8 a qualified organi-".
- 9 20. Page 4A, by adding the following after line 17:

10 Sec. *NEW SECTION.* COMPANY GAMES. Games
 11 of skill, games of chance, card games and raffles
 12 may be conducted provided a bona fide social or
 13 employment relationship exists between the sponsors
 14 and the participants and the participants pay no
 15 consideration of any nature, either directly or
 16 indirectly, to participate in the games or raffles,
 17 and all money or other items wagered are provided
 18 to the participant free, and the sponsor conduct-
 19 ing the game or raffle receives no consideration,
 20 either directly or indirectly, other than goodwill.

21 21. Page 4A, by adding the following after line
 22 24:

23 A misdemeanor under this section is punishable
 24 by imprisonment in the county jail for not more than
 25 one year or by a fine of not more than one thousand

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1 dollars or by both imprisonment and fine.

2 22. Page 4A, by striking lines 25 through 32 and
 3 inserting in lieu thereof the following:

4 Sec. Section one hundred twenty-three point
 5 forty-nine (123.49), Code 1973, is amended by adding
 6 the following new subsection:

7 *NEW SUBSECTION.* Subsection two (2), paragraph
 8 a, of this section shall not apply to games of skill,
 9 games of chance, or raffle conducted pursuant to this
 10 Act, or to devices lawful under section nine (9) of
 11 this Act or to games lawful under section twenty-one
 12 (21) of this Act.

13 23. Page 4B, line 37, by striking the word "recrea-
 14 tional" and inserting in lieu thereof the word
 15 "amusement".

16 24. Page 4B, by adding before the period in line 42
 17 the following: "or if the machines or devices are
 18 equipped with a push button or other device for
 19 releasing free games which are not played off and a
 20 meter for measuring the games released or a device by
 21 which a person may increase his chances of winning free
 22 games by inserting additional coins".

23 25. Page 4B, by striking lines 45 through 47 and
 24 inserting in lieu thereof the following:

25 *NEW UNNUMBERED PARAGRAPH.* The provisions of this

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1 section shall not apply to games of skill, games of
 2 chance, or raffles conducted pursuant to this Act
 3 or to devices lawful under section nine (9) of this
 4 Act or to games lawful under section twenty-one (21)
 5 of this Act.

6 26. Page 5B, by adding the following after line
 7 46:

8 Sec. Section three hundred sixty-eight point
 9 seven (368.7), Code 1973, is amended by adding the
 10 following new subsection:

11 *NEW SUBSECTION.* Subsections eight (8) and nine

12 (9) of this section shall not apply to games of skill,
 13 games of chance or raffles conducted pursuant to this
 14 Act and shall not apply to mechanical or electronic
 15 amusement devices lawful under section nine (9)
 16 of this Act, or games lawful under section twenty-
 17 one (21) of this Act.

18 27. Page 6, by striking lines 3 through 5 and
 19 inserting in lieu thereof the following:

20 *NEW UNNUMBERED PARAGRAPH.* This section shall
 21 not apply to a contract for the operation of or for
 22 the sale or rental of equipment for games of skill or
 23 games of chance, if both the contract and the games
 24 are in compliance with this Act.

25 28. Page 6, by adding the following after line 5:

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1 Sec. Chapter seven hundred thirteen (713),
 2 Code 1973, is amended by adding the following new
 3 section:

4 *NEW SECTION.* The provisions of sections
 5 seven hundred thirteen point twenty-nine (713.29)
 6 through seven hundred thirteen point thirty-three
 7 (713.33) of the Code shall not apply to games of skill,
 8 games of chance, or raffles conducted pursuant to this
 9 Act or to devices lawful under section nine (9) of this
 10 Act or to games lawful under section twenty-one (21)
 11 of this Act.

12 29. Page 6, by striking lines 6 through 35.

13 30. Page 7A, by striking lines 1 through 7 and
 14 inserting in lieu thereof the following:

15 Sec. Chapter seven hundred twenty-six (726),
 16 Code 1973, is amended by adding the following new
 17 section:

18 *NEW SECTION.* Sections seven hundred twenty-six
 19 point one (726.1) through seven hundred twenty-six
 20 point six (726.6), inclusive, and section seven hundred
 21 twenty-six point eight (726.8) of the Code shall not
 22 apply to games of skill, games of chance and raffles
 23 conducted pursuant to this Act and shall not apply
 24 to mechanical or electronic amusement devices
 25 lawful under section nine (9) of this Act, or games

Page 13

1 lawful under section twenty-one (21) of this Act.

2 31. Page 7A, by striking lines 10 through 20 and
 3 inserting in lieu thereof the following:

4 *NEW SECTION.* Natural persons may
 5 participate in games of skill, games of chance, card
 6 games played for money with ordinary playing cards,
 7 wagers, bets, pools, or raffles provided:

8 1. The game or activity described in this section
 9 is incidental to a bona fide social relationship and
 10 is not conducted in whole or in part on or in any
 11 property subject to chapter two hundred ninety-
 12 seven (297) of the Code, relating to school houses
 13 and school house sites.

14 2. All participants, sponsors, and promoters of
15 the game or activity are natural persons.

16 3. The game or activity is conducted in a fair
17 and honest manner.

18 4. No person receives or has any fixed or contin-
19 gent right to receive, directly or indirectly, any
20 profit, remuneration, or compensation from or as a
21 result of the game or activity, except any amount
22 which he may win as a participant on the same basis
23 as the other participants.

24 5. No gambling device as defined in section ninety-
25 nine A point one (99A.1) of the Code is used in or

Page 14

1 for the game or activity, except poker tables, devices
2 required for a game of skill or game of chance as
3 defined in this Act, or tickets, sheets, or writings
4 reasonably necessary for a game or activity permitted
5 by this section.

6 6. If a wager, bet, or pool relates to an
7 athletic event or contest for which spectators pay any
8 admission fee or charge or which is authorized or
9 sponsored by one or more schools, educational
10 institutions, or interscholastic athletic organizations,
11 no person participating in the wager, bet, or pool is a
12 coach, official, player or contestant in the athletic
13 event or contest.

14 7. No participant wins or loses more than a
15 total of five hundred dollars in all games and activi-
16 ties permitted by this section during any period of
17 twenty-four consecutive hours.

18 If any provision of subsections two (2) through
19 seven (7) of this section is violated, the game or
20 activity shall be unlawful because of this violation
21 only with respect to any person who knows of or has
22 reasonable grounds to suspect such violation.

23 32. By renumbering the sections and subsections
24 and correcting internal references.

25 33. By amending the title, page 1, line 2, by

Page 15

1 inserting before the word "and" the following:

2 " , providing a tax".

INTRODUCTION OF BILLS

Senate File 571, by committee on ways and means, a bill for an act to grant a credit for all livestock valued and assessed on January 1, 1973, for which taxes would otherwise be due in 1974 and succeeding years and making an appropriation.

Read first time and referred to committee on appropriations (under Rule 37).

Senate File 572, by Senators Gluba and Blouin, a bill for an act relating to the issuance of free hunting and fishing licenses.

Read first time and **passed on file.**

Senate File 573, by committee on appropriations, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines.

Read first time and **placed on calendar.**

Senate File 574, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the department of soil conservation for the soil and water conservation cost-sharing program.

Read first time and **placed on calendar.**

Senate File 575, by committee on appropriations, a bill for an act appropriating moneys to the department of general services for renovation of the Valley Bank building.

Read first time and **placed on calendar.**

Senate File 576, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund and relating to the reversion of the unencumbered balance of an appropriation to the sewage works construction fund.

Read first time and **placed on calendar.**

Senate File 577, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the state conservation commission for the open space land acquisition program.

Read first time and **placed on calendar.**

Senate File 578, by committee on appropriations, a bill for an act to appropriate funds to the office of the citizens' aide.

Read first time and **placed on calendar.**

Senate File 579, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the department of general services for expansion of the capitol complex.

Read first time and **placed on calendar.**

Senate File 580, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the Iowa state arts council.

Read first time and placed on calendar.

Senate File 581, by committee on appropriations, a bill for an act making an appropriation from the general fund to the Iowa crime commission.

Read first time and placed on calendar.

Senate File 582, by committee on appropriations, a bill for an act to appropriate funds from the general fund to the Iowa crime commission for the purpose of matching federal funds to support certain activities within local government units.

Read first time and placed on calendar.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 531 State government

H. F. 757 Appropriations

H. F. 762 Appropriations

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate Files 512 and 447, and House File 717. Had I been present, I would have voted "Aye".

WILLARD R. HANSEN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 721**, a bill for an act making an appropriation from the general fund of the state to the Iowa reciprocity board, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—640

- 1 Amend House File 721, page 2, line 11, by striking the figure
- 2 "\$223,200" and inserting in lieu thereof the figure
- 3 "\$227,700".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 307**, a bill for an act relating to the duties and functions of the department of general 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:**

S—634

1 Amend House File 307 as amended and passed by the House as
2 follows:

3 1. Page 4A, line 1 by striking the word "*institutions*"
4 and inserting in lieu thereof the following: "*area*
5 *vocational schools, area community colleges, or school*
6 *corporations*".

7 2. Page 7A, line 4 by inserting after the word "or"
8 the following: "If the condition warrants".

WARREN E. CURTIS, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 78**, a bill for an act relating to deduction of debts for inheritance tax purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—641

1 Amend Senate File 321 as follows:

2 1. Page 1, line 13 by striking the word "ten" and inserting
3 in lieu thereof the word "five".

4 2. Page 1, line 14 by striking the word "ten" and inserting
5 in lieu thereof the word "five".

WILLIAM E. GLUBA

S—643

1 Amend Senate File 321 by adding after line 24, page 2 the following:
2 **NEW SECTION.** The state shall refund to all tax districts an
3 amount equal to the amount lost through the exemptions provided
4 through this Act.

WILLIAM D. PALMER
MICHAEL T. BLOUIN

S—642

1 Amend Senate File 545, page 6, by inserting after line 22 the
2 following new paragraph:

3 However, the provisions of this Act shall not apply to any
4 county in which there are four or less deputy sheriffs.

RAY TAYLOR
RICHARD R. RAMSEY

S—644

1 Amend Senate File 577 as follows:

2 1. Page 2, line 4, by striking the words and numerals "two
3 million (2,000,000)" and inserting in lieu thereof the words
4 and numerals "one million (1,000,000)".

5 2. Page 2, by inserting after line 14 the following:

6 "Sec. There is appropriated from the general fund of
7 the state of Iowa to the state conservation commission for the
8 biennium beginning July 1, 1973 and ending June 30, 1975, one
9 million (1,000,000) dollars, or so much thereof as may be
10 necessary, to be used for the purpose of completing recreation-
11 al area projects previously commenced by the state conserva-
12 tion commission.

13 The moneys appropriated under this section shall be used by
14 the state conservation commission for the construction, re-
15 placement, development, and alterations to state parks and
16 preserves, state forests, and state waters, artificial lake
17 development, erosion and siltation control, river, stream, and
18 lake access, land acquisition, boundary surveys and engineer-
19 ing services, or to supplement any prior appropriation for
20 such purposes. Receipts from land management or federal cost-
21 sharing programs shall be credited to the appropriation."

22 3. By renumbering the sections to conform with this amendment.

H. L. HEYING

S—645

1 Amend Senate File 577, page 2, by inserting after line 14
2 the following, and renumbering the remaining sections:

3 "Sec. There is appropriated from the general fund of
4 the state of Iowa to the state conservation commission for the
5 biennium beginning July 1, 1973 and ending June 30, 1975, one
6 million (1,000,000) dollars, or so much thereof as may be
7 necessary, to be used for the purpose of completing recrea-
8 tional area projects previously commenced by the state con-
9 servation commission.

10 The moneys appropriated under this section shall be used by
11 the state conservation commission for the construction, re-
12 placement, development, and alterations to state parks and
13 preserves, state forests, and state waters, artificial lake
14 development, erosion and siltation control, river, stream,
15 and lake access, land acquisition, boundary surveys and
16 engineering services, or to supplement any prior appropriation
17 for such purposes. Receipts from land management or federal
18 cost-sharing programs shall be credited to the appropriation."

H. L. HEYING

S—639

1 Amend the Kinley amendment, S—627, to House File 656 as
2 amended, passed, and reprinted as follows:

3 1. Page 1, line 13, by inserting after the word "medal-
4 Vietnam" the words "or was a member of an Iowa army or air
5 national guard unit which was called to active duty within the
6 eligible time period".

7 2. Page 1, line 21, by inserting after the word "medal-
8 Vietnam" the words "or was not a member of a qualified national
9 guard unit".

E. KEVIN KELLY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, May 23, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-SIXTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MAY 23, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend C. W. Kerns, pastor of the United Methodist Church, Correctionville, Iowa.

The Journal of Tuesday, May 22, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dan Weideman, Vinton, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Eleven students from Mt. St. Clare Academy, Clinton, Iowa, accompanied by Sister Marilyn Hugerich. Senator Shaff.

One hundred fifty students from Red Oak Elementary School, Red Oak, Iowa, accompanied by their instructor, Gwen Lary. Senator Hultman.

Sixty students from Eagle Grove Community School, Eagle Grove, Iowa, accompanied by Jack Kelly and Mark Hanna. Senator Taylor.

Twenty students from St. Peter and Paul's School, West Bend, Iowa, accompanied by the Reverend L. H. Greving. Senator Priebe.

Fifty-six students from Kellogg Community School, Kellogg, Iowa, accompanied by Pam Jutting and Hazel Peterson. Senator Hill.

Seventy-three students from Amana Community School, Amana, Iowa, accompanied by Mrs. Merritt, Mrs. Homes and Mrs. Burgher. Senator Orr.

Twenty-five students from Franklin Junior High School, Des Moines, Iowa, accompanied by Sharon Cousins. Senator Plymat.

Twenty-two students from Goldfield Community School, Goldfield, Iowa, accompanied by Mrs. Golbuff and Mrs. Lane. Senator Taylor.

PETITION

The following petition was presented and placed on file:

By Senator Shaw, from thirty-one residents of Scott County favoring the sale of beer and liquor on Sunday.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 549.

Senate File 549

On motion of Senator Glenn, Senate File 549, a bill for an act to increase the fees for applications, renewals and reinstatements of registered architects, was taken up for consideration.

Senator Glenn asked and received unanimous consent that House File 229 be substituted for Senate File 549.

House File 229

On motion of Senator Glenn, House File 229, a bill for an act to increase the fees for applications, renewals and reinstatements of registered architects, was taken up for consideration.

Senator Glenn offered amendment S—646 and moved its adoption:

S—646

- 1 Amend House File 229 as passed by the House, page 1,
- 2 line 1, by striking the following: "applications".

The amendment was 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. 229) the vote was:

Ayes, 44:

Andersen	Gluba	Kennedy	Murray
Bergman	Griffin	Kinley	Nolin
Briles	Hansen	Lamborn	Nystrom
Curtis	Heying	McCartney	Orr
DeKoster	Hill	Miller of	Palmer
Doderer	Hultman	Des Moines	Plymat
Gallagher	Junkins	Miller of	Potter
Glenn	Kelly	Marshall	Priebe

Rabedeaux	Rodgers	Shaff	Van Gilst
Ramsey	Schaben	Shaw	Willits
Riley	Schwieger	Tieden	Winkelman
Robinson	Scott		

Nays, none.

Absent or not voting, 6:

Blouin	Kyhl	Schwengels	Taylor
Coleman	Milligan		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

WITHDRAWN

Senator Glenn asked and received unanimous consent that **Senate File 549** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 321.

Senate File 321

The Senate resumed consideration of Senate File 321, a bill for an act to exempt facilities used to control air and water pollution from property taxation.

Senator Gluba offered amendment S—641 filed by him:

S—641

- 1 Amend Senate File 321 as follows:
- 2 1. Page 1, line 13 by striking the word "ten" and inserting
- 3 in lieu thereof the word "five".
- 4 2. Page 1, line 14 by striking the word "ten" and inserting
- 5 in lieu thereof the word "five".

Senator Gluba moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—641 be adopted?" (S.F. 321) the vote was:

Ayes, 17:

Blouin	Junkins	Nolin	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Willits
Glenn	Miller of	Ramsey	
Gluba	Des Moines		
Hill			

Nays, 29:

Bergman	Kelly	Orr	Schwengels
Briles	Lamborn	Plymat	Schwieger
Coleman	McCartney	Potter	Shaff
Curtis	Miller of	Rabedeaux	Shaw
DeKoster	Marshall	Riley	Taylor
Hansen	Milligan	Robinson	Van Gilst
Heying	Murray	Rodgers	Winkelman
Hultman	Nystrom		

Absent or not voting, 4:

Andersen	Griffin	Kyhl	Tieden
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Amendment S—641 lost.

Senator Palmer offered amendment S—643 filed by Senators Palmer and Blouin:

S—643

- 1 Amend Senate File 321 by adding after line 24, page 2 the following:
- 2 *NEW SECTION.* The state shall refund to all tax districts an
- 3 amount equal to the amount lost through the exemptions provided
- 4 through this Act.

Senator Junkins offered amendment S—647 to the amendment and moved its adoption:

S—647

- 1 Amend the Palmer and Blouin amendment S—643, filed May 22, 1973,
- 2 Senate File 321, by striking from lines 3 and 4 the words "exemptions
- 3 provided through this Act." and inserting in lieu thereof the words
"exemption
- 4 for existing facilities provided in this Act."

Division was called for.

Amendment S—647 to the amendment lost.

Senator Palmer moved the adoption of amendment S—643 and requested a roll call.

On the question "Shall amendment S—643 be adopted?" (S.F. 321) the vote was:

Rule 24 was invoked.

Ayes, 16:

Blouin	Hill	Miller of	Palmer
Doderer	Junkins	Des Moines	Priebe
Gallagher	Kennedy	Nolin	Ramsey
Glenn	Kinley	Orr	Willits
Gluba			

Nays, 30:

Andersen	Coleman	Griffin	Kelly
Bergman	Curtis	Heying	Lamborn
Briles	DeKoster	Hultman	McCartney

Miller of Marshall	Plymat Potter	Schwengels Schwieger	Taylor Tieden
Milligan	Rabedeaux	Scott	Van Gilst
Murray	Riley	Shaff	Winkelman
Nystrom	Robinson	Shaw	

Absent or not voting, 4:

Hansen	Kyhl	Rodgers	Schaben
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Amendment S—643 lost.

(Senate File 321 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 767, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 768, a bill for an act to appropriate from general fund to department of general services for the state educational radio and television facility board.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 51, urging the President and Congress to obtain the return of and a complete accounting of all Americans missing in action in Southeast Asia.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 51

By De Jong

Whereas, more than 1,330 Americans who are classified as missing in action in Southeast Asia remain to be accounted for; and

Whereas, the citizens of Iowa have demonstrated their great concern for the health, well-being, and safe return of both the prisoners of war and those missing in action in Southeast Asia; and

Whereas, the success in executing the safe return of the prisoners of war has not lessened the enthusiasm and concern in the hearts and minds of Iowans and the people of this nation for those American servicemen still missing in Southeast Asia, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Sixty-fifth Iowa General Assembly meeting in the year 1973 urges the President and Congress of the United States to obtain at the earliest possible date the return of and a complete accounting of all Americans missing in action in Southeast Asia; and

Be It Further Resolved, That copies of this resolution be forwarded to the President of the United States, Richard M. Nixon, to the presiding officers of both houses of the Congress of the United States, and to each member of the Iowa Congressional delegation.

HOUSE MESSAGES CONSIDERED

House File 767, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines.

Read first time and **passed on file**.

House File 768, a bill for an act to appropriate from the general fund of the state to the department of general services for the state educational radio and television facility board.

Read first time and **passed on file**.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

UNFINISHED BUSINESS

Senate File 321

The Senate resumed consideration of Senate File 321.

Senator Doderer offered amendment S—651:

S—651

- 1 Amend Senate File 321, page 1 by striking lines 7 through
- 2 9, inclusive, and inserting in lieu thereof the following:
- 3 "NEW SUBSECTION. All certified anti-pollution facilities
- 4 or equipment used primarily to control or abate pollution
- 5 of any water or air of the state or used primarily to enhance
- 6 the".

Senator Doderer offered amendment S—654 to the amendment and moved its adoption:

S—654

- 1 Amend the Doderer amendment S—651 to Senate File 321, line 3,
- 2 by striking the word "anti-pollution" and by inserting in lieu
- 3 thereof the words "pollution control".

Amendment S—654 to the amendment was adopted.

Senator Doderer moved the adoption of amendment S—651 as amended and requested a roll call.

On the question "Shall amendment S—651 as amended be adopted?" (S.F. 321) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Hill	Nolin	Rodgers
DeKoster	Junkins	Orr	Scott
Doderer	Kennedy	Palmer	Shaw
Gallagher	Kinley	Priebe	Willits
Glenn	Miller of	Ramsey	
Gluba	Des Moines		

Nays, 27:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Coleman	McCartney	Potter	Taylor
Curtis	Miller of	Rabedeaux	Tieden
Hansen	Marshall	Riley	Van Gilst
Heying	Milligan	Robinson	Winkelman

Absent or not voting, 3:

Griffin	Kyhl	Schaben
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Amendment S—651 as amended lost.

Senator Nolin offered amendment S—655 and moved its adoption:

S—655

- 1 Amend Senate File 321, as follows:
- 2 1. Page 1, by striking all after the period in line 20 and
- 3 by striking all of lines 21 through 25.
- 4 2. Page 2, by striking all of lines 1 through 14.

Division was called for.

Amendment S—655 lost.

Senator Doderer offered amendment S—656 by Senators Doderer, Blouin and Palmer and moved its adoption:

S—656

- 1 Amend Senate File 321, page 1:
- 2 1. Line 10, by adding the words "assessed but" after the
- 3 word "be".
- 4 2. Line 11, by striking the words "assessment for".

Roll call was requested.

On the question "Shall amendment S—656 be adopted?" (S.F. 321) the vote was:

Ayes, 30:

Blouin	Junkins	Orr	Schaben
DeKoster	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	McCartney	Potter	Shaff
Glenn	Milligan	Ramsey	Shaw
Gluba	Murray	Riley	Taylor
Heying	Nolin	Rodgers	Willits
Hill	Nystrom		

Nays, 14:

Andersen	Curtis	Miller of	Robinson
Bergman	Hansen	Marshall	Tieden
Briles	Lamborn	Priebe	Van Gilst
Coleman		Rabedeaux	Winkelman

Absent or not voting, 6:

Griffin	Kelly	Miller of	Schwengels
Hultman	Kyhl	Des Moines	

Amendment S—656 was adopted.

Senator McCartney took the chair at 3:35 p.m.

Senator Orr offered amendment S—657 and moved its adoption:

S—657

- 1 Amend Senate File 321, page 1, line 15 by inserting after the
- 2 period the following:
- 3 To the extent usable material is recovered from the use of
- 4 pollution control facilities or equipment, the tax exemption
- 5 provided by this subsection shall be reduced proportionately.

Roll call was requested.

On the question "Shall amendment S—657 be adopted?" (S.F. 321) the vote was:

Ayes, 18:

Blouin	Hill	Miller of	Ramsey
Doderer	Junkins	Des Moines	Rodgers
Gallagher	Kennedy	Orr	Schaben
Glenn	Kinley	Palmer	Scott
Gluba		Priebe	Willits

Nays, 27:

Andersen	Heying	Murray	Robinson
Bergman	Hultman	Nolin	Schwengels
Briles	Lamborn	Nystrom	Shaff
Coleman	McCartney	Plymat	Taylor
Curtis	Miller of	Potter	Tieden
DeKoster	Marshall	Rabedeaux	Van Gilst
Hansen	Milligan	Riley	Winkelman

Absent or not voting, 5:

Griffin	Kyhl	Schwieger	Shaw
Kelly			

Amendment S—657 lost.

Senator Palmer offered amendment S—658 and moved its adoption:

S—658

- 1 Amend Senate File 321, page 2, by adding after line 24 the
- 2 following new subsection;
- 3 *NEW SUBSECTION.* The provisions of this act do not

- 4 apply to counties with population in excess of two hundred
5 fifty thousand.

Roll call was requested.

On the question "Shall amendment S—658 be adopted?"
(S.F. 321) the vote was:

Ayes, 7:

Blouin
Doderer

Gluba
Kinley

Orr
Palmer

Willits

Nays, 34:

Bergman
Briles
Coleman
Curtis
DeKoster
Gallagher
Glenn
Hansen
Heying
Hill

Hultman
Junkins
Kelly
Lamborn
McCartney
Miller of
Des Moines
Miller of
Marshall

Milligan
Nystrom
Plymat
Potter
Priebe
Rabedeaux
Ramsey
Riley
Robinson

Schwengels
Schwieger
Scott
Shaff
Taylor
Tieden
Van Gilst
Winkelman

Voting present, 2:

Andersen

Schaben

Absent or not voting, 7:

Griffin
Kennedy

Kyhl
Murray

Nolin
Rodgers

Shaw

Amendment S—658 lost.

Senator Gluba moved that Senate File 321 be referred to the committee on natural resources for further study.

Roll call was requested.

On the question "Shall the motion to refer the bill to the committee on natural resources be adopted?" (S.F. 321) the vote was:

Ayes, 16:

Blouin
Doderer
Gallagher
Glenn
Gluba

Hill
Junkins
Kennedy
Kinley

Miller of
Des Moines
Orr
Palmer

Priebe
Ramsey
Scott
Willits

Nays, 29:

Andersen
Bergman
Briles
Coleman
Curtis
DeKoster
Hansen
Heying

Hultman
Kelly
Lamborn
McCartney
Miller of
Marshall
Milligan
Murray

Plymat
Potter
Rabedeaux
Riley
Robinson
Schaben
Schwengels

Schwieger
Shaff
Shaw
Taylor
Tieden
Van Gilst
Winkelman

Absent or not voting, 5:

Griffin	Nolin	Nystrom	Rodgers
Kyhl			

The motion lost.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 321) the vote was:

Rule 24 was invoked.

Ayes, 30:

Andersen	Hultman	Plymat	Shaff
Bergman	Kelly	Potter	Shaw
Briles	Lamborn	Rabedeaux	Taylor
Coleman	McCartney	Ramsey	Tieden
Curtis	Miller of	Riley	Van Gilst
DeKoster	Marshall	Robinson	Willits
Hansen	Milligan	Schwengels	Winkelman
Heying	Murray	Schwieger	

Nays, 15:

Blouin	Gluba	Kinley	Orr
Doderer	Hill	Miller of	Palmer
Gallagher	Junkins	Des Moines	Rodgers
Glenn	Kennedy	Nolin	Scott

Voting present, 2:

Priebe (under Rule 24)	Schaben (under Rule 24)
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Absent or not voting, 3:

Griffin	Kyhl	Nystrom
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTIONS TO RECONSIDER

The following motions to reconsider were filed at the desk:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 321 passed the Senate on May 23.

W. R. RABEDEAUX

MR. PRESIDENT: I move to reconsider the vote by which Senate File 321 passed the Senate.

EARL WILLITS

Senator Coleman moved that the vote by which Senate File 321 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Senator Blouin raised the point of order that the motions to

reconsider filed by Senators Willits and Rabedeaux should have precedence over the motion by Senator Coleman.

The Chair ruled the point not well taken and that under Senate Rule 25 the motion to reconsider and lay on the table is a single and indivisible motion and has precedence over a motion to reconsider if filed on the same legislative day.

On the question "Shall the motion to reconsider be laid on the table?" (S.F. 321) the vote was:

Rule 24 was invoked.

Ayes, 26:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Plymat	Schwieger
Briles	Lamborn	Potter	Shaff
Coleman	McCartney	Rabedeaux	Tieden
DeKoster	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Winkelman
Heying	Milligan	Robinson	

Nays, 15:

Blouin	Gluba	Kinley	Palmer
Curtis	Hill	Miller of	Priebe
Doderer	Junkins	Des Moines	Scott
Glenn	Kennedy	Nolin	Willits

Voting present, 1:

Schaben (under Rule 24)

Absent or not voting, 8:

Gallagher	Kyhl	Orr	Shaw
Griffin	Nystrom	Rodgers	Taylor

The motion prevailed.

Senator Glenn called up the following motion filed at the desk:

MR. PRESIDENT: I move to take Senate File 321 from the table.

GENE W. GLENN

Senator Kelly raised a point of order on the motion for the reason that Senate File 321 had not been laid on the table.

The Chair ruled the point well taken and the motion out of order.

MOTION PENDING

Senator Glenn moved to suspend Senate Rule 25 to reconsider the vote by which the Senate adopted the motion to reconsider the vote by which Senate File 321 passed the Senate and laid the motion to reconsider on the table.

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 321 and all motions thereto.

CLIFTON C. LAMBORN
 CALVIN O. HULTMAN
 WILLARD R. HANSEN
 WILLIAM P. WINKELMAN
 MICHAEL T. BLOUIN

WILLIAM E. GLUBA
 GENE V. KENNEDY
 GEORGE R. KINLEY
 MINNETTE DODERER
 EARL M. WILLITS

INTRODUCTION OF BILL

Senate File 583, by committee on state government, a bill for an act relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties and providing penalties.

Read first time and placed on calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 276, 396, 473, 501, 521 and 552; House Joint Resolution 19; House Files 122, 175, 186, 191, 373, 572, 735, 736 and 742.

DALE L. TIEDEN
 Chairman, Senate Committee
 CHARLES F. STROTHMAN
 Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 276, 396, 473, 501, 521 and 552; House Joint Resolution 19; House Files 122, 175, 186, 191, 373, 572, 735, 736 and 742.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has, on this 23rd day of May, 1973, sent to the Governor for his approval: Senate Files 276, 396, 473, 501, 521 and 552.

DALE L. TIEDEN, Chairman

Passed on file.

EXPLANATION OF VOTE

MR. PRESIDENT: I opposed Senate File 321 and changed my vote from "no" to "aye" in order to be eligible to file a motion to reconsider.

EARL M. WILLITS

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on May 23, 1973, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 448—Relating to the establishment or acquisition of mass transit systems by public agencies.

COMMUNICATION

EXECUTIVE COUNCIL OF IOWA

Office of the Secretary

Capitol Building

Des Moines, Iowa

May 23, 1973

Honorable Arthur A. Neu
Lieutenant Governor
Capitol Building

Dear Sir:

Under the provisions of Chapter 1132, Laws of the Sixty-fourth General Assembly, Second Session, I am authorized by the Executive Council to submit the following report regarding plans for the remodeling and conversion of Terrace Hill as the Governor's Mansion.

The first phase of the proposed remodeling and conversion includes:

1. Remodel third floor into Governor's residence complete.
2. Provide new elevator and appropriate stairway, basement to third floors.
3. Provide secondary egress stair from second to third floors and up to attic.
4. Provide new entrance and porch on west for Governor's entrance into stair, elevator.
5. New metal roofing complete.
6. Underground addition on west to house electrical and elevator equipment—new tunnel as required to tie into existing.
7. Construct new boiler facility at original location south of the Carriage House. New boilers and chiller will be housed here.

8. Remodel basement kitchen suitable to food preparation for rather large gatherings.
9. Do some restoration work to take advantage of Federal matching funds of which we are informed approximately \$20,000 has now been allocated for this project.
10. Air condition the third floor and provide for cooling the second floor area.
11. Install sprinkler system on the third floor and provide for extending the system to the second.
12. Some minor site improvements only as required for the balance of the work.

The architectural firm of Wagner-Marquart has been retained by the Executive Council on recommendation of The Terrace Hill Planning Commission.

The architects' estimate of costs totals \$448,310 for the above listed items.

Planning for restoration of other areas of Terrace Hill will proceed as funds become available.

The members of the Executive Council will be pleased to appear before the appropriate committees of the General Assembly to discuss these plans in more detail.

EXECUTIVE COUNCIL OF IOWA
W. C. WELLMAN, Secretary

AMENDMENTS FILED

S—659

- 1 Amend Senate File 393 by adding the following new section
- 2 after line 2, and renumbering the remaining section:
- 3 Sec. Section four hundred twenty-seven point three
- 4 (427.3), subsection four (4) Code 1973, is amended by
- 5 adding the following new sentence:
- 6 *New Sentence.* The provision of this subsection shall
- 7 also apply to any honorably separated, retired, furloughed to
- 8 a reserve, placed on inactive status, or discharged soldier,
- 9 sailor, marine, or nurse who served in Korea after January 31,
- 10 1955, as a member of the occupational forces retained in Korea
- 11 by the government of the United States or who served in
- 12 Vietnam after the date the armed forces of the United States
- 13 are directed by formal order of the government of the United
- 14 States to cease hostilities.

H. L. HEYING

S—652

- 1 Amend Senate File 517 as follows:
- 2 1. Page 2, by striking lines 8, 9, and 10, and inserting
- 3 in lieu thereof the following:
- 4 "[actual weight distinctly expressed in pounds, the gross
- 5 weight of the load, the tare of the delivery vehicle, and the
- 6 net amount in weight of the commodity,] *net weight of the*
- 7 *commodity with the names of the*".
- 8 2. Page 2, by inserting after line 11 the following:
- 9 "*If the net weight is derived from a determination of the*
- 10 *gross and tare weight, the gross and tare weights shall also*

- 11 *be printed in terms of pounds on the delivery ticket.*"
- 12 3. Page 2, line 12, by inserting after the word "hopper"
- 13 the words "*and belt conveyor*".
- 14 4. By striking lines 15 through 21, inclusive, and in-
- 15 serting in lieu thereof the following:
- 16 "Sec. 2. Section two hundred fifteen point two (215.2),
- 17 Code 1973, is amended by striking unnumbered paragraph three
- 18 (3) and inserting in lieu thereof the following:
- 19 All hopper scales:
- 20 Not more than one thousand pounds capacity, three dollars
- 21 each;
- 22 More than one thousand pounds capacity but not more than
- 23 fifty thousand pounds capacity, ten dollars each;
- 24 Fifty thousand pounds capacity or more, fifty dollars
- 25 each."

DALE L. TIEDEN

S—649

- 1 Amend Senate File 577 by striking lines 9 through 14
- 2 on page 2, and inserting in lieu thereof the following:
- 3 Sec. 2. The state conservation commission shall not use
- 4 any of the funds appropriated herein to purchase, or otherwise
- 5 acquire, any additional lands or waters until development
- 6 of all lands and waters under the direct control of the
- 7 state conservation commission is completed so as to permit
- 8 use of these lands and waters for all the purposes for
- 9 which these lands and waters were, in each respective
- 10 case, originally acquired.

H. L. HEYING

S—660

- 1 Amend House File 315, as amended and passed by the House, as
- 2 follows:
- 3 1. Page 2, by striking lines 3 through 9, inclusive.
- 4 2. Page 2, line 10, by striking the numeral "3" and inserting
- 5 in lieu thereof the numeral "2".
- 6 3. Page 2, lines 11 and 12, by striking the words "by strik-
- 7 ing subsection four (4)" and inserting in lieu thereof the words
- 8 "to read as follows:
- 9 4. During the last quarter of each fiscal year an amount
- 10 equal to ten percent of the net receipts from two-thirds of the
- 11 sales tax collected under division IV of this chapter for the
- 12 fiscal year, less the amount transferred during such fiscal year
- 13 for motor vehicle registration plates, shall be transferred to
- 14 the [road use tax] trust fund created by section [312.1] *three (3)*
- 15 *of this Act*. The remainder of the net receipts from the sales
- 16 tax shall be credited to the general fund."
- 17 4. By inserting after line 12 the following new section:
- 18 Sec. 3. *NEW SECTION*. 1. There is created a special trust
- 19 fund within the office of the treasurer of state which shall be
- 20 composed of revenues derived from the sales tax pursuant to sub-
- 21 section four (4) of section four hundred twenty-two point sixty-
- 22 nine (422.69) of the Code. Moneys deposited in this trust fund
- 23 shall first be used to pay moneys due to taxing districts pur-
- 24 suant to the Act of the Sixty-fifth general assembly, 1973

Page 2

1 session, providing that livestock shall not be subject to taxa-
 2 tion and providing for a tax credit for such purpose, and such
 3 moneys are appropriated for this purpose. The state comptroller
 4 shall annually use funds deposited in the trust fund created by
 5 this section to finance the livestock tax credit prior to using
 6 any funds otherwise appropriated for such purpose, and if funds
 7 deposited in the trust fund are sufficient, funds otherwise
 8 appropriated shall revert to the fund from which appropriated.

9 2. Any funds remaining in the trust fund created by subsec-
 10 tion one (1) of this section shall annually be transferred to
 11 the aid to dependent children account created by section two
 12 hundred thirty-nine point twelve (239.12) of the Code to be used
 13 to supplement funds which are deposited in such account and such
 14 necessary funds are appropriated for such purpose.

15 5. Page 1, line 2, by inserting after the word "fund" the
 16 words "and providing such receipts shall be used to finance
 17 a livestock tax credit program and to defray expenses of the
 18 aid to dependent children program".

JAMES F. SCHABEN

S—648

1 Amend House File 439, as amended, passed and reprinted by the
 2 House, page 6A, by inserting after line 27 the following new
 3 paragraph:

4 However, the provisions of this Act shall not apply to any
 5 county in which there are four or less deputy sheriffs.

RAY TAYLOR
 RICHARD R. RAMSEY

S—650

1 Amend House File 767, as passed by the House, as follows:

2 1. Page 2, by inserting after line 13 the following:

3 GOVERNOR'S YOUTH OPPORTUNITY

4 PROGRAM: To be used for the

5 employment of young persons

6 for maintaining Iowa's state

7 parks:

\$64,000

8 2. Page 2, by inserting after the period in line 24 the

9 following:

10 The director of the governor's youth opportunity program shall
 11 also cooperate with the director of the state conservation com-
 12 mission for the purpose of employing young persons in this state
 13 in parks under the jurisdiction of the state conservation com-
 14 mission for the purposes of improving and maintaining these parks.

15 3. Amend the title, page 1, line 4, by inserting after the
 16 word "lines" the words "and state parks".

BERL E. PRIEBE
 DALE L. TIEDEN
 MINNETTE DODERER

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, May 24, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MAY 24, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Hugh Berry, pastor of the Presbyterian Church, Sidney, Iowa.

The Journal of Wednesday, May 23, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Don J. Otilie, Oelwein, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Eighty-seven students from St. John's Lutheran School, Alta, Iowa; Zion Lutheran School, Storm Lake, Iowa; Zion Lutheran School, Paullina, Iowa, and St. John's School, Germantown, Iowa. Senator Curtis.

Fifty-two students from Stanton-Red Oak Community School, Stanton, Iowa, accompanied by Mrs. Kirk Requist. Senators Briles and Hultman.

Sixty students from Ottumwa Community School, Ottumwa, Iowa, accompanied by Mrs. Cutts and Mrs. Robinson. Senator Glenn.

Thirty-eight students from Central Lutheran Elementary School, Newhall, Iowa, accompanied by Irvin Glinsmann. Senator Orr.

Twenty-seven students from St. Ludmilla School, Cedar Rapids, Iowa, accompanied by Sister Janice. Senators Riley and Robinson.

CALL OF THE SENATE LIFTED

The Chair announced the Call of the Senate on **Senate File 321**, filed May 23, 1973, and found on page 1395 of the Senate Journal, and directed the Secretary to call the roll.

Roll call revealed all members present with the exception of Senators Kyhl, McCartney, Schaben and Taylor.

Senator Lamborn moved that the Call of the Senate be lifted.

On the question "Shall the motion to lift the Call of the Senate be adopted?" (S.F. 321) the vote was:

Ayes, 43:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kelly	Plymat	Shaw
DeKoster	Kennedy	Potter	Tieden
Doderer	Kinley	Rabedeaux	Van Gilst
Gallagher	Lamborn	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Robinson	
Griffin			

Nays, none.

Voting present, 2:

Miller of	Priebe
Des Moines	

Absent or not voting, 5:

Kyhl	Palmer	Schaben	Taylor
McCartney			

The motion prevailed and the Call of the Senate on Senate File 321 was lifted.

MOTION TO SUSPEND THE RULES LOST

Senate File 321

The Senate resumed consideration of the motion to suspend Senate Rule 25 made by Senator Glenn on May 23, 1973, and pending on adjournment.

Senator Glenn restated his motion to suspend Senate Rule 25 to reconsider the vote by which the Senate adopted the motion to reconsider the vote by which Senate File 321 passed the Senate and laid the motion to reconsider on the table.

On the question "Shall the motion to suspend Rule 25 be adopted?" (S.F. 321) the vote was:

Ayes, 17:

Blouin	Hill	Miller of	Rodgers
Doderer	Junkins	Des Moines	Schaben
Gallagher	Kennedy	Nolin	Scott
Glenn	Kinley	Orr	Willits
Gluba		Palmer	

Nays, 30:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Kelly	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Coleman	McCartney	Rabedeaux	Taylor
Curtis	Miller of	Ramsey	Tieden
DeKoster	Marshall	Riley	Van Gilst
Griffin	Milligan	Robinson	Winkelman
Hansen	Murray	Schwengels	

Absent or not voting, 3:

Heying	Kyhl	Priebe
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The motion lost.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 770, a bill for an act making an appropriation for the planning and constructing of certain state buildings.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 770, a bill for an act making an appropriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the general assembly.

Read first time and passed on file.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 315.

House File 315

On motion of Senator Potter, House File 315, a bill for an act to prohibit the allocation of sales tax receipts to the road use tax fund, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster asked and received unanimous consent that action on amendment S—632 by the committee on appropriations be temporarily deferred.

Senator Schaben offered amendment S—660 filed by him:

S—660

1 Amend House File 315, as amended and passed by the House, as
2 follows:

3 1. Page 2, by striking lines 3 through 9, inclusive.

4 2. Page 2, line 10, by striking the numeral "3" and inserting
5 in lieu thereof the numeral "2".

6 3. Page 2, lines 11 and 12, by striking the words "by strik-
7 ing subsection four (4)" and inserting in lieu thereof the words
8 "to read as follows:

9 4. During the last quarter of each fiscal year an amount
10 equal to ten percent of the net receipts from two-thirds of the
11 sales tax collected under division IV of this chapter for the
12 fiscal year, less the amount transferred during such fiscal year
13 for motor vehicle registration plates, shall be transferred to
14 the [road use tax] trust fund created by section [312.1] *three (\$)*
15 *of this Act*. The remainder of the net receipts from the sales
16 tax shall be credited to the general fund."

17 4. By inserting after line 12 the following new section:

18 Sec. 3. *NEW SECTION*. 1. There is created a special trust
19 fund within the office of the treasurer of state which shall be
20 composed of revenues derived from the sales tax pursuant to sub-
21 section four (4) of section four hundred twenty-two point sixty-
22 nine (422.69) of the Code. Moneys deposited in this trust fund
23 shall first be used to pay moneys due to taxing districts pur-
24 suant to the Act of the Sixty-fifth general assembly, 1973

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1 session, providing that livestock shall not be subject to taxa-
2 tion and providing for a tax credit for such purpose, and such
3 moneys are appropriated for this purpose. The state comptroller
4 shall annually use funds deposited in the trust fund created by
5 this section to finance the livestock tax credit prior to using
6 any funds otherwise appropriated for such purpose, and if funds
7 deposited in the trust fund are sufficient, funds otherwise
8 appropriated shall revert to the fund from which appropriated.

9 2. Any funds remaining in the trust fund created by subsec-
10 tion one (1) of this section shall annually be transferred to
11 the aid to dependent children account created by section two
12 hundred thirty-nine point twelve (239.12) of the Code to be used
13 to supplement funds which are deposited in such account and such
14 necessary funds are appropriated for such purpose.

15 5. Page 1, line 2, by inserting after the word "fund" the
 16 words "and providing such receipts shall be used to finance
 17 a livestock tax credit program and to defray expenses of the
 18 aid to dependent children program".

Senator Schaben moved the adoption of the amendment and requested a roll call.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall amendment S—660 be adopted?" (H.F. 315) the vote was:

Ayes, 12:

Coleman	Junkins	Palmer	Schaben
Gallagher	Kennedy	Priebe	Scott
Heying	Kinley	Rodgers	Van Gilst

Nays, 37:

Andersen	Hansen	Milligan	Robinson
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Kelly	Nystrom	Shaff
Curtis	Lamborn	Orr	Shaw
DeKoster	McCartney	Plymat	Taylor
Doderer	Miller of	Potter	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	

Absent or not voting, 1:

Kyhl

Amendment S—660 lost.

Senator Blouin offered amendment S—663 by Senator Blouin, et al.:

S—663

1 Amend House File 315 as amended and passed by the House as
 2 follows:

3 1. Page 2, by striking lines 13 and 14.

4 2. Page 2, by striking lines 3 through 9, inclusive.

5 3. Page 2, line 10, by striking the numeral "3" and inserting
 6 in lieu thereof the numeral "2".

7 4. Page 2, lines 11 and 12, by striking the words "by striking
 8 subsection four (4)" and inserting in lieu thereof the words "to
 9 read as follows:

10 4. During the last quarter of each fiscal year an amount equal
 11 to ten percent of the net receipts from two-thirds of the sales
 12 tax collected under division IV of this chapter for the fiscal
 13 year, less the amount transferred during such fiscal year for
 14 motor vehicle registration plates, shall be transferred to the
 15 [road use tax] trust fund created by section [312.1] three (3) of
 16 this Act. The remainder of the net receipts from the sales tax
 17 shall be credited to the general fund."

18 5. By inserting after line 12 the following new section:

19 Sec. 3. *NEW SECTION.* There is created a special trust fund
 20 within the office of the treasurer of state which shall be com-
 21 posed of revenues derived from the sales tax pursuant to subsec-
 22 tion four (4) of section four hundred twenty-two point sixty-nine
 23 (422.69) of the Code. Moneys deposited in this trust fund shall
 24 be distributed to counties, cities, and towns each year in the
 25 same manner and in the same proportion that federal revenue shar-

Page 2

1 ing funds are distributed to counties, cities, and towns pursuant
 2 to the State and Local Fiscal Assistance Act of 1972, Public Law
 3 92-512.

4 6. Page 1, line 2, by inserting after the word "fund" the
 5 words "and providing such receipts shall be used to finance state
 6 aid to counties, cities, and towns".

Senator Orr moved that action on amendment S—663 be temporarily deferred.

Division was called for.

The motion lost.

Senator Blouin moved the adoption of the amendment and requested a roll call.

On the question "Shall amendment S—663 be adopted?" (H.F. 315) the vote was:

Rule 24 was invoked.

Ayes, 12:

Andersen	Gallagher	Heying	Kinley
Blouin	Glenn	Junkins	Orr
Doderer	Gluba	Kelly	Palmer

Nays, 37:

Bergman	Lamborn	Plymat	Schwieger
Briles	McCartney	Potter	Scott
Coleman	Miller of	Priebe	Shaff
Curtis	Des Moines	Rabedeaux	Shaw
DeKoster	Miller of	Ramsey	Taylor
Griffin	Marshall	Riley	Tieden
Hansen	Milligan	Robinson	Van Gilst
Hill	Murray	Rodgers	Willits
Hultman	Nolin	Schaben	Winkelman
Kennedy	Nystrom	Schwengels	

Absent or not voting, 1:

Kyhl

Amendment S—663 lost.

Senator Gluba offered amendment S—662:

S—662

1 Amend House File 315 as amended and passed by the House as
 2 follows:

3 1. Page 2, by striking lines 13 and 14.

- 4 2. Page 2, by striking lines 3 through 9, inclusive.
 5 3. Page 2, line 10, by striking the numeral (3) and inserting
 6 in lieu thereof the numeral "2".
 7 4. Page 2, lines 11 and 12, by striking the words "by striking
 8 subsection four (4)" and inserting in lieu thereof the words "to
 9 read as follows:
 10 4. During the last quarter of each fiscal year an amount equal
 11 to ten percent of the net receipts from two-thirds of the sales
 12 tax collected under division IV of this chapter for the fiscal
 13 year, less the amount transferred during such fiscal year for
 14 motor vehicle registration plates, shall be transferred to the
 15 [road use tax] trust fund created by section [312.1] *three (3) of*
 16 *this Act*. The remainder of the net receipts from the sales tax
 17 shall be credited to the general fund."
 18 5. By inserting after line 12 the following new section:
 19 Sec. 3. *NEW SECTION*. There is created a special trust fund
 20 within the office of the treasurer of state which shall be com-
 21 posed of revenues derived from the sales tax pursuant to subsec-
 22 tion four (4) of section four hundred twenty-two point sixty-nine
 23 (422.69) of the Code. Moneys deposited in this trust fund shall
 24 be distributed to each county, city, and town in the state each
 25 year in the proportion that the population of each county, city,

Page 2

- 1 and town is to the total population of all counties, cities, and
 2 towns in the state.
 3 6. Page 1, line 2, by inserting after the word "fund" the
 4 words "and providing such receipts shall be used to finance state
 5 aid to counties, cities, and towns".

Senator Gluba moved the adoption of his amendment and re-
 quested a roll call.

On the question "Shall amendment S—662 be adopted?" (H.F.
 315) the vote was:

Ayes, 12:

Andersen	Gallagher	Heying	Orr
Blouin	Glenn	Junkins	Palmer
Doderer	Gluba	Kinley	Willits

Nays, 37:

Bergman	Kennedy	Nystrom	Schwengels
Briles	Lamborn	Plymat	Schwieger
Coleman	McCartney	Potter	Scott
Curtis	Miller of	Priebe	Shaff
DeKoster	Des Moines	Rabedeaux	Shaw
Griffin	Miller of	Ramsey	Taylor
Hansen	Marshall	Riley	Tieden
Hill	Milligan	Robinson	Van Gilst
Hultman	Murray	Rodgers	Winkelman
Kelly	Nolin	Schaben	

Absent or not voting, 1:

Kyhl

Amendment S—662 lost.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Shaff offered amendment S—661:

S—661

1 Amend House File 315 as amended and passed by the House as
2 follows:

3 1. Page 2, by striking lines 13 and 14.

4 2. Page 2, by adding after section three (3) the following:

5 "Sec. 4. There is appropriated from the general fund of
6 the state for the fiscal year beginning July 1, 1973 and
7 ending June 30, 1974 the sum of fifteen million (15,000,000)
8 dollars for deposit in the road use tax fund. Moneys
9 appropriated by this section shall be transferred quarterly
10 from the general fund of the state to the road use tax
11 fund in equal amounts.

12 Sec. 5. 1. There is appropriated, subject to the pro-
13 visions of subsection two (2) of this section, from the
14 general fund of the state for the fiscal year beginning July
15 1, 1974 and ending June 30, 1975 the sum of fifteen million
16 (15,000,000) dollars for deposit in the road use tax fund.
17 If such moneys are transferred they shall be transferred from
18 the general fund of the state to the road use tax fund on or
19 after March 1, 1975.

20 2. The funds appropriated by subsection one (1) of this
21 section shall be contingent upon and transferred only if the
22 state comptroller certifies to the governor that there will
23 exist in the general fund of the state on July 1, 1974 an
24 unencumbered balance of funds, computed on a basis consistent
25 with prior years, totaling sixty million (60,000,000)

Page 2

1 dollars or more."

2 3. Page 1, line 2, by inserting after the word "fund" the
3 words "and making an appropriation to replace such receipts
4 during designated years subject to certain conditions".

Senator Miller of Des Moines moved that House File 315 be referred to the committee on ways and means, and requested a roll call.

On the question "Shall the motion to refer the bill to the committee on ways and means be adopted?" (H.F. 315) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Hill	Nolin	Schaben
Coleman	Junkins	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines	Rodgers	
Heying			

Nays, 25:

Andersen	Hultman	Nystrom	Schwengels
Bergman	Kelly	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman
Hansen	Murray		

Absent or not voting, 2:

Kyhl	McCartney
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The motion lost.

Senator Priebe offered amendment S—664 to the amendment and moved its adoption:

S—664

- 1 Amend the Shaff amendment S—661 filed May 24, 1973, to
- 2 House File 315, page 1, line 25, by striking "sixty
- 3 million (60,000,000)" and inserting in lieu thereof the
- 4 following: "forty-five million (45,000,000)".

Roll call was requested.

On the question "Shall amendment S—664 to the amendment be adopted" (H.F. 315) the vote was:

Ayes, 21:

Blouin	Heying	Miller of	Robinson
Coleman	Hill	Des Moines	Schaben
Doderer	Junkins	Nolin	Scott
Gallagher	Kennedy	Orr	Van Gilst
Glenn	Kinley	Palmer	Willits
Gluba		Priebe	

Nays, 27:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman

Absent or not voting, 2:

Kyhl	Rodgers
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Amendment S—664 to the amendment lost.

Senator Hansen offered amendment S—665 to the amendment:

S—665

- 1 Amend the Shaff amendment, S—661, filed May 24, 1973,
- 2 to House File 315, page 2, line 1, by inserting after the
- 3 word "more" the words "and that the first session of the
- 4 Sixty-Fifth General Assembly appropriates the governor's
- 5 revised general fund budget in the amount of eight hundred
- 6 thirteen million forty-six thousand (813,046,000) dollars

7 for the fiscal year beginning July 1, 1973, and ending June
8 30, 1974, and eight hundred nineteen million four hundred
9 sixty-nine thousand (819,469,000) dollars for the fiscal
10 year beginning July 1, 1974, and ending June 30, 1975”.

Senator Hansen moved the adoption of amendment S—665 to the amendment and requested a roll call.

On the question “Shall amendment S—665 to the amendment be adopted?” (H.F. 315) the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Heying	Miller of	Robinson
Coleman	Junkins	Des Moines	Schaben
Doderer	Kelly	Nolin	Schwieger
Gallagher	Kennedy	Orr	Scott
Gluba	Kinley	Palmer	Van Gilst
Hansen		Priebe	Willits

Nays, 26:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Glenn	Marshall	Ramsey	Winkelman
Griffin	Milligan	Riley	

Absent or not voting, 2:

Kyhl	Rodgers
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Amendment S—665 to the amendment lost.

Senator Priebe offered amendment S—667 to the amendment:

S—667

- 1 Amend the Shaff amendment S—661 filed May 24, 1973, to
- 2 House File 315, page 1, by striking all of line 3.

Senator Priebe moved the adoption of amendment S—667 to the amendment and requested a roll call.

On the question “Shall amendment S—667 to the amendment be adopted?” (H.F. 315) the vote was:

Ayes, 15:

Blouin	Heying	Kinley	Schaben
Coleman	Hill	Miller of	Schwieger
Gallagher	Junkins	Des Moines	Scott
Glenn	Kennedy	Priebe	Van Gilst

Nays, 31:

Andersen	DeKoster	Hansen	McCartney
Bergman	Doderer	Hultman	Miller of
Briles	Gluba	Kelly	Marshall
Curtis	Griffin	Lamborn	Milligan

Murray	Potter	Robinson	Taylor
Nolin	Rabedeaux	Schwengels	Tieden
Nystrom	Ramsey	Shaff	Willits
Plymat	Riley	Shaw	Winkelman

Absent or not voting, 4:

Kyhl	Orr	Palmer	Rodgers
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Amendment S—667 to the amendment lost.

Senator Shaff moved the adoption of amendment S—661 and requested a roll call.

On the question “Shall amendment S—661 be adopted?” (H.F. 315) the vote was:

Ayes, 29:

Andersen	Hultman	Nolin	Robinson
Bergman	Kelly	Nystrom	Schwengels
Briles	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Doderer	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin	Murray		

Nays, 19:

Blouin	Hill	Milligan	Schwieger
Coleman	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Shaw
Glenn	Miller of	Priebe	Van Gilst
Hansen	Des Moines	Schaben	
Heying			

Absent or not voting, 2:

Kyhl	Rodgers
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Amendment S—661 was adopted.

Senator Potter asked and received unanimous consent to withdraw amendment S—632 filed by the committee on appropriations and previously deferred.

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. 315) the vote was:

Rule 24 was invoked.

Ayes, 28:

Andersen	Hultman	Nolin	Robinson
Bergman	Kelly	Nystrom	Schwengels
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Doderer	Marshall	Ramsey	Willits
Gluba	Murray	Riley	Winkelman
Griffin			

Nays, 20:

Blouin	Hill	Milligan	Schwieger
Coleman	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Shaw
Glenn	Kinley	Priebe	Van Gilst
Hansen	Miller of	Schaben	
Heying	Des Moines		

Absent or not voting, 2:

Kyhl Rodgers

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in and repassed the following bill in which the concurrence of the House was asked:

House File 683, a bill for an act appropriating to higher education facilities commission for medical student tuition loan program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 769, a bill for an act to appropriate from general fund for capital improvements for institutions under the control of the department of social services.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 769, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the control of the department of social services, including repairs, improvements, replacements or alterations.

Read first time and passed on file.

MOTIONS TO RECONSIDER

The following motions to reconsider were filed at the desk:

MR. PRESIDENT: I move to reconsider the vote by which House File 315 passed the Senate.

RALPH W. POTTER

MR. PRESIDENT: I move to reconsider the vote by which House File 315 passed the Senate.

EARL M. WILLITS

Senator Lamborn moved that the Senate adjourn until 9:00 a.m., Friday, May 25, 1973.

Senator Lamborn moved that the vote by which House File 315

passed the Senate be reconsidered and the motion to reconsider be laid on the table.

Senator Glenn raised the point of order that a motion to adjourn was before the Senate and would have precedence over any other motion.

The Chair ruled the point well taken and the motion to reconsider and lay on the table out of order.

Senator Lamborn withdrew his motion to adjourn.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on House File 315 and all amendments and motions thereto.

CLIFTON C. LAMBORN

W. R. RABEDEAUX

JAMES W. GRIFFIN, SR.

FORREST V. SCHWENGELS

WARREN E. CURTIS

WILLIAM PLYMAT

CALVIN O. HULTMAN

WILLARD R. HANSEN

LEONARD C. ANDERSEN

JAMES E. BRILES

Roll call revealed all members present with the exception of Senators Andersen, Coleman, Griffin, Heying, Kyhl, Miller of Marshall, Rodgers, Schwengels, Scott and Shaff.

Senator Lamborn asked and received unanimous consent that the Call of the Senate be lifted.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 24, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 66—Relating to furloughs and work release programs for inmates.
- S. F. 130—Relating to the numbering of motor vehicle registration plates.
- S. F. 199—To provide a judicial qualifications act.
- S. F. 202—Relating to the road use tax fund.
- S. F. 276—Relating to the termination of commitment orders.
- S. F. 289—Relating to amendment of the articles of incorporation of cooperatives.
- S. F. 396—Relating to departmental regulations affecting local governmental bodies.

- S. F. 473—Relating to the delinquency of dog license fees.
- S. F. 501—Relating to the selection of polling places for elections.
- S. F. 503—Making an appropriation from the primary road fund to the industrial commission.
- S. F. 518—Relating to the administration fund of the state conservation commission.
- S. F. 519—Appropriating funds to certain intergovernmental agencies.
- S. F. 520—To appropriate the fish and game protection fund for use by the state conservation commission.
- S. F. 521—To appropriate from the general fund of the state of Iowa to the state conservation commission.
- S. F. 524—Making an appropriation from the general fund of the state to the Iowa state commerce commission.
- S. F. 543—To appropriate from the general fund of the state to the Iowa commission for the blind.
- S. F. 552—To appropriate from the general fund of the state to the municipal assistance fund.
- H.J.R. 19—To approve contracting for cost analyses of no-fault motor vehicle insurance legislation.
- H. F. 122—To repeal the use tax exemption for tangible personal property used in interstate transportation or commerce.
- H. F. 175—Relating to compensation for boarding and caring for prisoners in certain counties.
- H. F. 186—Relating to the regulation of premium rates for credit life and credit accident and health insurance, providing for a maximum level of credit life insurance, and providing a penalty.
- H. F. 191—Relating to the movement of registered special mobile equipment.
- H. F. 203—Relating to the testing of motor fuels.
- H. F. 209—Correcting erroneous, inconsistent and obsolete sections of the Code of Iowa.
- H. F. 318—Relating to annual reports of corporations.
- H. F. 373—Relating to a duty of a township clerk.
- H. F. 735—To make appropriations to certain persons in settlement of claims made against the State of Iowa.
- H. F. 736—Making an appropriation to the Iowa merit employment department and relating to the method of funding the Iowa merit employment department.
- H. F. 742—To make an appropriation to the department of history and archives.
- H. F. 743—Increasing an appropriation from the commercial feed fund.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 572 Natural resources
 H.C.R. 51 State government
 H. F. 659 Human resources
 H. F. 768 Appropriations

EXPLANATIONS OF VOTES

MR. PRESIDENT: I voted "no" on amendment S—661 to House File 315 and "no" on the bill as amended for the reason that I believe we should have passed the proposal as originally recommended by the Governor. By the appropriation action today, we may have committed funds that should be kept available for reasonable and adequate funding for appropriations to the board of regents, conservation—open spaces program, property tax relief for the elderly, increased funding for the aid to dependent children program and the department of environmental quality, to cite a few examples.

GEORGE F. MILLIGAN

MR. PRESIDENT: I voted against amendment S—661 to House File 315 and against the bill as amended because I felt that it would endanger pending appropriations such as property tax relief to the elderly, board of regents, drug abuse authority, the state assumption of county welfare costs, state reimbursement of the livestock tax credit, of which the latter two could provide significant local property tax relief. The bill, as amended by S—661, may become an open invitation to reduce expenditures in these vital areas in order to fulfill the contingency within the act by artificially achieving the required treasury balance. Additionally, I feel that highway construction needs of Iowa will be best met at this time by a bonding program for limited routes, and I support that concept.

WILLARD R. HANSEN

COMMUNICATIONS FROM THE OFFICE OF THE CITIZENS' AIDE

The report of the Citizens' Aide submitted to the Governor and the members of the Sixty-fifth General Assembly for the period beginning October 1, 1971, and ending December 31, 1972, in accordance with Section 601G.18, 1973 Code of Iowa, has been received and placed on file in the office of the Secretary of the Senate.

The following communications were received and placed on file in the office of the Secretary of the Senate:

TO:

The Legislative Council
 The Secretary of the Senate:
 The Chief Clerk of the House of Representatives:
 The State Comptroller

I, Thomas R. Mayer, the Acting Citizens' Aide of Iowa, do hereby appoint Douglas L. Hart as First Deputy Citizens' Aide effective May 22, 1973, at an annual salary of \$11,500.

I, James S. Hoffert, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa, and that I will faithfully and impartially, to the best of my ability, discharge all the duties of the office of Deputy Citizens' Aide in the State of Iowa, as now or hereafter required by law.

JAMES S. HOFFERT

Subscribed and sworn to before me by James S. Hoffert this 22nd day of May, 1973.

(Notarial Seal)

BARBARA K. FREED

AMENDMENT FILED

S—666

- 1 Amend House File 547 as amended and passed by the House
 2 as follows:
 3 1. Page 2, by inserting before line 1 the following:
 4 Section 1. Section three hundred sixty-five point ten
 5 (365.10), Code 1973, is amended to read as follows:
 6 365.10 PREFERENCES. In fall examinations and appoint-
 7 ments under the provisions of this chapter, other than pro-
 8 motions and appointments of chief of the police department
 9 and chief of the fire department, honorably discharged men
 10 and women from the military or naval forces of the United
 11 States in any war in which the United States was or is now
 12 engaged, including the Philippine Insurrection, China
 13 Relief Expedition and the Korean Conflict at anytime be-
 14 tween June 27, 1950 and July 27, 1953, both dates inclusive,
 15 and the Vietnam Conflict beginning August 5, 1964, who are
 16 citizens and residents of this state, shall be given the
 17 preference, if otherwise qualified.
 18 For the purposes of this section World War II shall be
 19 from December 7, 1941, to September 2, 1945, both dates
 20 inclusive.
 21 2. Page 2, line 10, by inserting before the word
 22 "law" the words "experience in a public".
 23 3. Page 2, line 10, by striking the word "experience"
 24 and inserting in lieu thereof the word "agency".
 25 4. Page 2, lines 11, 12, and 13, by striking the sen-

Page 2

- 1 tence "A chief of a police department or fire depart-
 2 ment shall maintain his civil service rights as deter-
 3 mined by section three hundred sixty-five point twelve
 4 (365.12) of the Code." and inserting in lieu thereof the
 5 following sentences:
 6 "An individual appointed chief of the fire department
 7 shall hold tenure in that position until the age of
 8 sixty-five. An individual appointed chief of the police
 9 department shall maintain his civil service rights under
 10 section three hundred sixty-five point twelve (365.12)
 11 of the Code and if from another city, he may transfer these
 12 rights to the city for which he is appointed chief. If a chief
 13 of a police department is relieved of that position, he shall be

14 entitled to remain in the police department for which he was
15 chief at a position commensurate with his civil service status,
16 even if this means that the city must create a position for him
17 to fill until a regular position becomes vacant.”

18 5. Page 3, line 6, by inserting before the period the words
19 “*of police*”.

20 6. By renumbering the sections.

WILLIAM E. GLUBA
E. KEVIN KELLY
MINNETTE F. DODERER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, May 25, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MAY 25, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Gaylord E. Jacobson, pastor of the Linden Lutheran Church and the Liberty Lutheran Church, Rake, Iowa.

The Journal of Thursday, May 24, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Eklund, Des Moines, Iowa.

Senator Taylor took the chair at 9:25 a.m.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty-seven students from Garton Elementary School, Des Moines, Iowa, accompanied by Mrs. Beechler and Mrs. Harris. Senator Palmer.

Ninety-five students from Jefferson Junior High School, Jefferson, Iowa, accompanied by Dick Tryon, Mary Kundrat, Norm Pavlik and Lynn Meny. Senator Nolin.

Forty students from West Union Community School, West Union, Iowa, accompanied by Mrs. Keller. Senator Heying.

ADOPTION OF RESOLUTION

House Concurrent Resolution 43

On motion of Senator DeKoster, House Concurrent Resolution 43, a resolution relating to claims rejected by the joint claims committee of the Senate and House of Representatives, found on pages 1267-1269, inclusive, of the Senate Journal, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (H.C.R. 43) the vote was:

Ayes, 44:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nystrom	Schwengels
Briles	Hultman	Orr	Schwieger
Coleman	Junkins	Plymat	Scott
Curtis	Kennedy	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman
Griffin			

Nays, none.

Absent or not voting, 6:

Kelly	Miller of	Milligan	Shaff
Kyhl	Des Moines	Palmer	

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 573

On motion of Senator Schwieger, Senate File 573, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines, was taken up for consideration.

Senator Schwieger asked and received unanimous consent that **House File 767** be substituted for **Senate File 573**.

House File 767

On motion of Senator Schwieger, House File 767, a bill for an act making an appropriation to the office of the governor for use in the youth opportunity program to provide employment for young persons and improve railroad branch lines, was taken up for consideration.

DEFERRED

Senator Doderer asked and received unanimous consent that further action on **House File 767** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 574

On motion of Senator Priebe, Senate File 574, a bill for an act to appropriate from the general fund of the state to the depart-

ment of soil conservation for the soil and water conservation cost-sharing program, was taken up for consideration.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 574) the vote was:

Ayes, 42:

Blouin	Hultman	Milligan	Robinson
Briles	Junkins	Murray	Rodgers
Coleman	Kelly	Nolin	Schaben
Curtis	Kennedy	Nystrom	Schwengels
DeKoster	Kinley	Orr	Scott
Gallagher	Lamborn	Palmer	Shaw
Glenn	McCartney	Plymat	Taylor
Gluba	Miller of	Potter	Tieden
Hansen	Des Moines	Priebe	Van Gilst
Heying	Miller of	Ramsey	Willits
Hill	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 8:

Andersen	Doderer	Kyhl	Schwieger
Bergman	Griffin	Rabedeaux	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 575

On motion of Senator Shaw, Senate File 575, a bill for an act appropriating moneys to the department of general services for renovation of the Valley Bank building, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 575) the vote was:

Ayes, 41:

Blouin	Hill	Milligan	Robinson
Briles	Hultman	Murray	Rodgers
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Scott
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall	Riley	

Nays, none.

Absent or not voting, 9:

Andersen	Kennedy	Rabedaux	Schwieger
Bergman	Kyhl	Schaben	Shaff
Griffin			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 576** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 577

On motion of Senator Milligan, Senate File 577, a bill for an act to appropriate from the general fund of the state to the state conservation commission for the open space land acquisition program, was taken up for consideration.

President Neu took the chair at 10:20 a.m.

Senator Potter took the chair at 10:30 a.m.

Senator Heying offered amendment S—644 filed by him:

S—644

- 1 Amend Senate File 577 as follows:
- 2 1. Page 2, line 4, by striking the words and numerals "two
- 3 million (2,000,000)" and inserting in lieu thereof the words
- 4 and numerals "one million (1,000,000)".
- 5 2. Page 2, by inserting after line 14 the following:
- 6 "Sec. There is appropriated from the general fund of
- 7 the state of Iowa to the state conservation commission for the
- 8 biennium beginning July 1, 1973 and ending June 30, 1975, one
- 9 million (1,000,000) dollars, or so much thereof as may be
- 10 necessary, to be used for the purpose of completing recreation-
- 11 al area projects previously commenced by the state conserva-
- 12 tion commission.
- 13 The moneys appropriated under this section shall be used by
- 14 the state conservation commission for the construction, re-
- 15 placement, development, and alterations to state parks and
- 16 preserves, state forests, and state waters, artificial lake
- 17 development, erosion and siltation control, river, stream, and
- 18 lake access, land acquisition, boundary surveys and engineer-
- 19 ing services, or to supplement any prior appropriation for
- 20 such purposes. Receipts from land management or federal cost-
- 21 sharing programs shall be credited to the appropriation."
- 22 3. By renumbering the sections to conform with this amendment.

President Neu took the chair at 11:15 a.m.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 577**, be deferred and that the bill retain its place on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senate File 108

Senator Lamborn called up for consideration **Senate File 108**, a bill for an act relating to games of skill, games of chance, raffles and providing penalties, amended by the House.

Senator Hill moved that **Senate File 108** be made a special order of business for Wednesday, May 30, 1973, at 9:00 a.m., and requested a roll call.

On the question "Shall the motion to make **Senate File 108** a special order of business be adopted?" (S.F. 108) the vote was:

Ayes, 14:

Gallagher	Palmer	Robinson	Scott
Hill	Plymat	Rodgers	Van Gilst
McCartney	Priebe	Schwengels	Willits
Miller of Marshall	Ramsey		

Nays, 26:

Andersen	Hansen	Murray	Riley
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwieger
Coleman	Kennedy	Orr	Shaw
DeKoster	Kinley	Potter	Taylor
Glenn	Lamborn	Rabedeaux	Winkelman
Griffin	Milligan		

Absent or not voting, 10:

Bergman	Gluba	Kyhl	Shaff
Curtis	Heying	Miller of	Tieden
Doderer	Kelly	Des Moines	

The motion lost.

Senator Lamborn moved that the Senate concur in the House amendments found on pages 1373-1379, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendments.

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. 108) the vote was:

Ayes, 34:

Andersen	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kennedy	Nystrom	Schwengels
Coleman	Kinley	Orr	Scott
Doderer	Lamborn	Palmer	Shaw
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Willits
Griffin	Des Moines	Rabedeaux	Winkelman
Hansen	Milligan	Riley	

Nays, 9:

DeKoster	Plymat	Robinson	Taylor
Hill	Ramsey	Schwieger	Van Gilst
Miller of			
Marshall			

Absent or not voting, 7:

Bergman	Gluba	Kelly	Shaff
Curtis	Heying	Kyhl	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

MOTIONS TO RECONSIDER WITHDRAWN

Senator Willits withdrew the motion to reconsider the vote by which House File 315 passed the Senate filed by him on May 24, 1973.

Senator Potter withdrew the motion to reconsider the vote by which House File 315 passed the Senate filed by him on May 24, 1973.

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 12, relating to authorizing state board of regents to construct an addition to the general hospital of the University of Iowa.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 229, a bill for an act to increase the fees for applications, renewals and reinstatements of registered architects.

WILLIAM H. HARBOR, Chief Clerk

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 769 Appropriations

H. F. 770 Appropriations

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 25, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 25—To authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties.

S. F. 123—Relating to the taxation of marine insurance underwriting profits.

H. F. 572—To make appropriations to members of the advisory investment board of the Iowa public employees' retirement system.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was in the Governor's office for the signing of the HMO bill when Senate Files 574 and 575 were passed by the Senate. Had I been present, I would have voted "Aye" on both bills.

LEONARD C. ANDERSEN

MR. PRESIDENT: I was in the Governor's office when the vote was taken on Senate Files 574 and 575. Had I been in the Senate chamber, I would have voted "Aye".

BARTON L. SCHWIEGER

MR. PRESIDENT: Several weeks ago I made a commitment to give the commencement address at the Waukee Community School. Therefore, I felt I had no choice but to miss the vote on House File 315. Had I been present, I would have voted "Nay" and this vote can be substantiated by my weekly newsletters.

NORMAN RODGERS

SUBCOMMITTEE ASSIGNMENTS

Senate File 571	House File 759	House File 763
Potter, Chairman	Appropriations—	Appropriations—
Shaff	Natural Resources	State Department
Willits	House File 760	House File 764
Senate Concurrent	Appropriations—	Appropriations—
Resolution 47	Natural Resources	Transportation
Shaw, Chairman	House File 761	House File 765
Hansen	Appropriations—	Appropriations—
Hill	Natural Resources	Transportation
House File 757	House File 762	House File 768
Appropriations—	Appropriations—	Appropriations—
Natural Resources	Natural Resources	Education

REPORT OF COMMITTEE

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 642**, a bill for an act relating to variable contracts of annuities and life insurance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—670

- 1 Amend Senate File 245 by striking all after the
- 2 enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. Chapter three hundred fifty-eight (358),
- 5 Code 1973, is amended by adding sections two (2) through
- 6 ten (10) of this Act.
- 7 Sec. 2. *NEW SECTION*. A board of trustees of a
- 8 sanitary district may, by resolution, authorize the
- 9 filing of a petition in the office of the county auditor
- 10 of the county in which the sanitary district or a major
- 11 portion of it is located, requesting the conveyance
- 12 and discontinuance of the sanitary district. The
- 13 petition shall be addressed to the board of supervisors
- 14 of the county where it is filed and must set forth:
- 15 1. The name of the sanitary district.
- 16 2. That the sanitary district lies wholly or
- 17 partially within the corporate limits of a city or town,
- 18 or the depository for the sanitary district is a
- 19 municipal sanitary sewage system.
- 20 3. That the public health, comfort, convenience
- 21 or welfare will be promoted by the conveyance and
- 22 discontinuance of the sanitary district and the
- 23 assumption of the duties, responsibilities and functions
- 24 of the sanitary district by the city or town.
- 25 4. A statement that the city or town has agreed

Page 2

- 1 to assume the duties, responsibilities and functions
- 2 of the sanitary district upon the conveyance and
- 3 discontinuance. A copy of the agreement shall be
- 4 attached to the petition.
- 5 5. A listing of the assets and liabilities of the
- 6 sanitary district, including a complete statement of
- 7 indebtedness.
- 8 6. A copy of the resolution of the board of trustees
- 9 of the sanitary district.
- 10 Sec. 3. *NEW SECTION*. The board of supervisors of
- 11 the county in which the sanitary district or a major
- 12 portion of it is located shall have jurisdiction of
- 13 the proceedings on the petition, and the decision of
- 14 a majority of the members of the board shall be necessary

15 for approval of the petition for conveyance and
 16 discontinuance. Orders of the board made under this
 17 section shall be spread upon the records of the
 18 proceedings of the board of supervisors, and shall be
 19 filed with the county recorder but need not be published
 20 under section three hundred forty-nine point sixteen
 21 (349.16) of the Code.

22 Sec. 4. *NEW SECTION.* It shall be the duty of the
 23 board of supervisors to whom the petition is addressed,
 24 at its next regular meeting to set the time and place
 25 when it shall meet for a hearing on the petition, and

Page 3

1 it shall direct the county auditor in whose office the
 2 petition is filed to cause notice to be given to all
 3 persons whom it may concern, without naming them, of
 4 the pendency and request of the petition for the
 5 conveyance and discontinuance by publication of a notice
 6 once each week for two consecutive weeks in a newspaper
 7 of general circulation in the sanitary district, the
 8 last of the publications to be not less than twenty
 9 days prior to the date set for hearing on the petition.
 10 Proof of giving notice shall be made by affidavit of
 11 the publisher and shall be filed with the county auditor
 12 at the time the hearing begins.

13 Sec. 5. *NEW SECTION.* The notice of hearing shall
 14 state the following:

15 1. That a petition has been filed with the county
 16 auditor of the county for the conveyance and
 17 discontinuance of the sanitary district.

18 2. An intelligible description of the boundaries
 19 of the sanitary district.

20 3. The date, hour and place where the petition will
 21 be heard before the board of supervisors of the county.

22 4. That the board of supervisors will hear all
 23 persons having an interest in the matter and that after
 24 the hearing, the board of supervisors will take action
 25 as is in the best interest of the sanitary district.

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1 Sec. 6. *NEW SECTION.* The board of supervisors to
 2 whom the petition is addressed shall preside at the
 3 hearing and shall continue the same in session with
 4 adjournments from day to day, if necessary, and until
 5 completed, without being required to give further notice.
 6 At the hearing, all persons interested in the matter
 7 of the conveyance and discontinuance of the sanitary
 8 district may appear and shall be heard, for and against
 9 the conveyance and discontinuance, and the board shall
 10 examine into the matter and the equitable distribution
 11 of the assets, and equitable distribution and assumption
 12 of the liabilities which have accrued during the time
 13 the sanitary district has been in existence. The board
 14 shall receive evidence on the question from the parties
 15 interested, and, after hearing and reviewing the

16 statements, evidence, and suggestions made and offered
17 at the hearing, if it finds that the sanitary district
18 lies wholly or partially within the corporate limits
19 of a city or town or that the depository of the district
20 is a municipal sanitary sewage system, that the public
21 health, comfort, convenience or welfare will be promoted
22 by the conveyance and discontinuance of the sanitary
23 district and the assumption of the duties, responsi-
24 bilities and functions of the sanitary district by the
25 city or town, and that the city or town has agreed to

Page 5

1 assume the duties, responsibilities and functions of
2 the sanitary district, shall enter an order specifying
3 the matter and specifying the equitable distribution
4 of the assets, and the equitable distribution and
5 assumption of the liabilities and responsibilities
6 of the sanitary district and setting an effective date
7 of the conveyance and discontinuance.

8 **Sec. 7. NEW SECTION.** When a sanitary district has
9 been discontinued by order of the board of supervisors,
10 as provided in this Act, the order of the board of
11 supervisors shall be filed in the office of the recorder
12 in the county or counties in which the sanitary district
13 is located. The agreement of the city or town in which
14 the sanitary district is located and which has agreed
15 to assume the duties, responsibilities and functions
16 of the sanitary district shall also be filed along with,
17 and as part of the order of the board of supervisors
18 conveying and discontinuing the district.

19 **Sec. 8. NEW SECTION.** The assumption by the city
20 or town shall not affect or impair any rights or
21 liabilities then existing for or against either the
22 sanitary district or the city or town, and they may
23 be enforced as provided in this Act.

24 **Sec. 9. NEW SECTION.** The indebtedness of the
25 sanitary district shall be assumed and paid by the city

Page 6

1 or town, and may be paid by a tax to be levied
2 exclusively upon the property within the jurisdiction
3 of the sanitary district as it existed prior to the
4 conveyance and discontinuance, or by the issuance of
5 such bonds as cities or towns may issue for purchasing
6 and acquiring any sanitary sewer system or sewage
7 disposal works and facilities or both.

8 **Sec. 10. NEW SECTION.** Suits to enforce claims or
9 demands existing at the time of the conveyance,
10 discontinuance and assumption may be prosecuted or
11 brought against the city or town which assumes the
12 obligations of the sanitary district, and judgments
13 obtained shall be paid as provided in section nine (9)
14 of this Act for the payment of the indebtedness.

15 **Sec. 11.** This Act, being deemed of immediate
16 importance, shall take effect and be in force from and

- 17 after its publication in the Ankeny Press-Citizen, a
 18 newspaper published in Ankeny, Iowa, and in the Evening
 19 Democrat, a newspaper published in Fort Madison, Iowa.

EARL M. WILLITS

S—673

- 1 Amend Senate File 577, page 2, line 12 by striking the
 2 word "Receipts" and by striking all of lines 13 and 14.

EUGENE M. HILL

S—672

- 1 Amend Senate File 583 as follows:
 2 1. Page 6, line 3, by striking the words "one hundred
 3 dollars," and inserting in lieu thereof the words "twenty-
 4 five dollars,".
 5 2. Page 6, line 18, by striking the words "one hundred
 6 dollars," and inserting in lieu thereof the words "twenty-five
 7 dollars,".
 8 3. Page 6, line 26, by striking the words "one hundred
 9 dollars" and inserting in lieu thereof the words "twenty-
 10 five dollars".

GENE W. GLENN

S—671

- 1 Amend Senate File 583 as follows:
 2 Page 6, line 7, by striking the words "five hundred
 3 dollars." and inserting in lieu thereof the words "one
 4 hundred dollars."

GENE W. GLENN

S—675

- 1 Amend Senate File 583 as follows:
 2 Page 11, as follows:
 3 1. Line 30, following the period (.), by adding the
 4 following new section:
 5 "Sec. *NEW SECTION*. No candidate or political
 6 committee supporting such candidate shall expend in
 7 connection with any election a sum in excess of seven cents
 8 per resident of the district wherein he is a
 9 candidate."
 10 2. Page 1, line 3, by inserting following the word
 11 "parties" the words ", imposing limits on campaign
 12 expenditures,".
 13 3. By renumbering the remaining sections.

GENE W. GLENN

S—674

- 1 Amend Senate File 583 as follows:
 2 Page 11, as follows:
 3 1. Line 30, following the period (.), by adding
 4 the following new section:
 5 "Sec. *NEW SECTION*. No person shall make a
 6 contribution or separate contributions in an aggregate
 7 amount in excess of one thousand dollars to a candidate or
 8 political committee supporting such candidate, nor shall

9 a candidate or political committee accept such contribution
10 or contributions.”

11 2. Page 1, line 3, by inserting following the word
12 “parties” the words “, imposing limits on campaign
13 contributions,”.

14 3. By renumbering the following sections.

GENE W. GLENN

S—668

1 Amend House File 767 as follows:

2 1. Page 2, by striking line 13, and inserting in lieu thereof
3 the following:

4 “renovation program: \$1,316,000

5 To be used by the railroad safety
6 superintendent of the Iowa commerce
7 commission for coordination of the
8 program in cooperation with railroad
9 officials and the director of the

10 governor’s youth opportunity program \$ 20,000”

11 2. Page 2, line 15, by inserting after the word “shall” the
12 following: “coordinate with the railroad safety superintendent
13 of the Iowa commerce commission and”.

14 3. Page 2, by inserting after line 24 the following:

15 “Sec. 3. The railroad safety superintendent of the
16 Iowa commerce commission shall be responsible for designating
17 the branch lines and the sections of branch lines which shall
18 be renovated pursuant to the provisions of this Act. Moneys
19 shall be expended only on those lines designated by the
20 railroad safety superintendent and approved by the Iowa commerce
21 commission.”

22 4. By renumbering the following sections.

JAMES F. SCHABEN
MINNETTE DODERER

S—669

1 1. Amend House File 767 by striking everything after the
2 enacting clause and inserting in lieu thereof the following:

3 Section 1. There is appropriated from the general fund
4 of the state to the office of the governor for the fiscal period
5 commencing with the effective date of this Act and ending June
6 30, 1974 the following amounts, or so much thereof as may be
7 necessary, to be used in the governor’s youth opportunity
8 program in the manner designated:

9 GOVERNOR’S YOUTH OPPORTUNITY

10 PROGRAM: To be used for the
11 employment of young persons
12 for maintaining Iowa’s state
13 parks:

\$1,336,000

14 The director of the governor’s youth opportunity program
15 shall also cooperate with the director of the state conserva-
16 tion commission for the purpose of employing young persons in
17 this state in parks under the jurisdiction of the state conser-
18 vation commission for the purpose of improving and maintaining
19 these parks.

20 2. Further amend House File 767, page 1, by striking

- 21 everything in line 3 after the word "persons" and all of
22 line 4, and inserting in lieu thereof "in state parks."

MINNETTE DODERER
WILLARD HANSEN
GEORGE MILLIGAN
WILLIAM PLYMAT
WILLIAM GLUBA
CALVIN HULTMAN
RICHARD RAMSEY
EARL WILLITS
GEORGE KINLEY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, May 29, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, MAY 29, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Raymond Roden, pastor of the Trinity Lutheran Church, Webster City, Iowa.

The Journal of Friday, May 25, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Moessner, Amana, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty-five students from St. Pius X School, Cedar Rapids, Iowa, accompanied by their instructors, Mrs. Vasos and Mr. McSwiggin. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Rodgers from seventy-seven residents of Jones County favoring designation of the ladybug as the state insect.

By Senator Gluba from forty-three residents of Iowa favoring legislation to create a Spanish-speaking peoples study commission.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 112.

Senate File 112

On motion of Senator Robinson, Senate File 112, a bill for an act relating to the highway grade crossing safety fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn offered amendment S—580 filed by Senators Lamborn, Rodgers and Robinson and moved its adoption:

S—580

1 Amend Senate File 112 as follows:

2 1. By striking all of lines 18 and 19 and inserting in
3 lieu thereof the following "*fund, shall at the end of*
4 *each year [shall] revert to the*".

5 2. By adding the following after the period at the end
6 of line 20: "*Funds in the highway crossing safety*
7 *fund shall not revert to the road use tax fund except*
8 *to the extent they exceed five hundred thousand (\$500,000.00)*
9 *dollars at the end of any biennium.*"

10 3. By adding the following section:

11 Sec. Section four hundred seventy-eight point

12 twenty-one (478.21), Code 1973 is amended to read as follows:

13 478.21 RAILWAY AND HIGHWAY CROSSING AT GRADE.

Wherever

14 a railway track crosses or shall hereafter cross a highway,
15 street or alley, the railway company owning such tract and
16 the state highway commission, in the case of primary highways,
17 the board of supervisors of the county in which such crossing
18 is located, in the case of secondary roads, or the council
19 of the city or town, in the case of streets and alleys
20 located within such city or town, may agree upon the location
21 and manner of crossing, or crossing protection, *or*
22 *upgrading thereof*, or upon separation of grades so as to
23 carry such highway over or under the railway track, and
24 upon any change, alteration, vacation or relocation of
25 such highway, street or alley, and upon repairs, alteration,

Page 2

1 or elimination of any crossing, and upon the expense each
2 party shall pay for such changes, except that if flasher
3 light or gate signals are ordered installed the maintenance
4 thereof shall be assumed *equally* by the railroad, *the*
5 *governmental unit involved and the grade crossing safety*
6 *fund*; provided, however, nothing contained herein shall
7 be construed to affect any of the provisions of chapter 387.

The amendment was adopted.

Senator Robinson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 112) the vote was:

Ayes, 32:

Bergman	Gluba	Milligan	Robinson
Blouin	Hansen	Murray	Schaben
Briles	Heying	Nolin	Schwengels
Coleman	Hill	Plymat	Scott
Curtis	Kennedy	Potter	Shaff
DeKoster	Lamborn	Priebe	Tieden
Doderer	Miller of	Ramsey	Van Gilst
Gallagher	Marshall	Riley	Willits
Glenn			

Nays, none.

Absent or not voting, 18:

Andersen	Kinley	Nystrom	Schwieger
Griffin	Kyhl	Orr	Shaw
Hultman	McCartney	Palmer	Taylor
Junkins	Miller of	Rabedeaux	Winkelman
Kelly	Des Moines	Rodgers	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 266.

Senate File 266

On motion of Senator Van Gilst, Senate File 266, a bill for an act to repeal the tax credit on bovine female cattle three years old and older, was taken up for consideration.

DEFERRED

Senator Briles asked and received unanimous consent that further action on **Senate File 266** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 40.

House File 40

On motion of Senator Murray, House File 40, a bill for an act to change the name of the bureau of labor to the department of labor and industry, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—247 filed by the committee on state government and moved its adoption:

S—247

- 1 Amend House File 40 as follows:
- 2 1. Page 2, line 10, by striking the word "industry"
- 3 and inserting in lieu thereof the words "industrial
- 4 relations".
- 5 2. Page 3, line 3, by striking the word "industry"
- 6 and inserting in lieu thereof the words "industrial
- 7 relations".
- 8 3. Page 3, line 31, by striking the word "industry"
- 9 and inserting in lieu thereof the words "industrial
- 10 relations".

Division was called for.

The amendment was adopted.

Senator Murray offered amendment S—678 and moved its adoption:

S—678

- 1 Amend House File 40, page 1, line 2 of the title by striking
- 2 the word "industry" and inserting in lieu thereof the words
- 3 "industrial relations".

The amendment was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 40) the vote was:

Rule 24 was invoked.

Ayes, 24:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Briles	Kelly	Nystrom	Taylor
Curtis	Lamborn	Plymat	Tieden
DeKoster	McCartney	Potter	Winkelman
Griffin	Miller of	Ramsey	
Hansen	Marshall		

Nays, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines		

Absent or not voting, 5:

Kyhl	Schwieger	Shaff	Shaw
Rabedeaux			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 57.

Senate File 57

On motion of Senator Ramsey, Senate File 57, a bill for an act relating to the records in adoption proceedings, with report of the committee on judiciary recommending passage, was taken up, considered, and the report of the committee adopted.

REFERRED TO COMMITTEE

Senator Blouin moved that Senate File 57 be rereferred to the committee on judiciary.

Senator Doderer moved as a substitute motion that Senate File 57 be referred to the committee on human resources.

Senator Blouin withdrew his motion to rerefer Senate File 57 to the committee on judiciary.

Senator Doderer restated her motion to refer Senate File 57 to the committee on human resources and requested a roll call.

On the question "Shall the motion to refer Senate File 57 to the committee on human resources be adopted?" (S.F. 57) the vote was:

Ayes, 37:

Bergman	Hill	Nystrom	Schwengels
Blouin	Hultman	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
Curtis	Kennedy	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Gluba	Des Moines	Riley	Van Gilst
Griffin	Milligan	Robinson	Willits
Hansen	Murray	Rodgers	Winkelman
Heying	Nolin		

Nays, 9:

Andersen	Glenn	Lamborn	Ramsey
Briles	Kelly	Miller of	
DeKoster	Kinley	Marshall	

Absent or not voting, 4:

Kyhl	Rabedeaux	Schaben	Shaff
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The motion prevailed and Senate File 57 was referred to the committee on human resources.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

House File 767

On motion of Senator Schwieger, House File 767, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines, was taken up for further consideration.

Senator Doderer asked and received unanimous consent to withdraw amendment S—669 filed by Senators Doderer, Hansen, et al., on May 25, 1973.

Senator Doderer offered amendment S—684 by Senators Doderer, Hansen, et al.:

S—684

1 Amend House File 767 as follows:
 2 1. Page 2, by striking lines 1 through 24, inclusive, and in-
 3 serting in lieu thereof the following:
 4 Section 1. There is appropriated from the general fund of the
 5 state to the office of the governor for the fiscal period commenc-
 6 ing with the effective date of this Act and ending June 30, 1974
 7 the following amounts, or so much thereof as may be necessary, to
 8 be used in the governor's youth opportunity program in the manner
 9 designated:

10		1973-74
11		Fiscal year

12 GOVERNOR'S YOUTH OPPORTUNITY

13 PROGRAM: To be used primarily
 14 for the employment of young persons
 15 for maintaining facilities and pro-
 16 grams of the Iowa state conservation
 17 commission and also for contracting
 18 with local authorities for local

19	conservation facilities and programs:	\$1,336,000
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20 Sec. 2. The director of the governor's youth opportunity pro-
 21 gram shall cooperate with the state conservation commission for
 22 the purpose of employing young persons in state parks to improve
 23 facilities and carry out programs of the state conservation com-
 24 mission. The state conservation commission may contract with
 25 cities, towns, and counties for the employment of young persons

Page 2

1 to improve local facilities and aid them to carry out their pro-
 2 grams relating to parks and conservation activities. Funds
 3 appropriated by section one (1) of this Act may be expended for
 4 such purposes upon approval of the state conservation commission.
 5 2. Page 1, lines 3 and 4, by striking the words "improve
 6 railroad branch lines" and insert in lieu thereof the words
 7 "maintaining conservation and park facilities and programs".

Senator Kelly offered amendment S—687 to the amendment and moved its adoption:

S—687

- 1 Amend the Doderer amendment, S—684, to House File 767 as
 2 follows:
 3 1. Page 1, line 17, after the word "commission" insert the
 4 words "and for carrying out programs of the state highway
 5 commission designed to improve the environment".
 6 2. Page 1, line 24, before the period insert the words
 7 "and to provide for highway clean-up campaigns and other highway
 8 environment programs".
 9 3. Page 2, line 2, before the period insert the words "and
 10 may execute agreements with the state highway commission to
 11 carry out state highway commission environmental programs".

Division was called for.

Amendment S—687 to the amendment was adopted.

Senator Doderer moved the adoption of amendment S—684 as amended and requested a roll call.

On the question "Shall amendment S—684 as amended be adopted?" (H.F. 767) the vote was:

Rule 24 was invoked.

Ayes, 22:

Andersen	Hansen	Miller of	Plymat
Blouin	Heying	Des Moines	Ramsey
Doderer	Junkins	Milligan	Schaben
Glenn	Kelly	Nolin	Shaw
Gluba	Kennedy	Orr	Willits
Griffin	Kinley	Palmer	

Nays, 25:

Bergman	Lamborn	Priebe	Scott
Briles	McCartney	Riley	Shaff
Coleman	Miller of	Robinson	Taylor
Curtis	Marshall	Rodgers	Tieden
DeKoster	Murray	Schwengels	Van Gilst
Gallagher	Nystrom	Schwieger	Winkelman
Hultman	Potter		

Absent or not voting, 3:

Hill	Kyhl	Rabedeaux
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Amendment S—684 as amended lost.

Senator Schaben offered amendment S—668 filed by Senators Schaben and Doderer and moved its adoption:

S—668

- 1 Amend House File 767 as follows:
 2 1. Page 2, by striking line 13, and inserting in lieu thereof
 3 the following:
 4 "renovation program \$1,316,000
 5 To be used by the railroad safety
 6 superintendent of the Iowa commerce

- 7 commission for coordination of the
 8 program in cooperation with railroad
 9 officials and the director of the
 10 governor's youth opportunity program \$ 20,000"
 11 2. Page 2, line 15, by inserting after the word "shall" the
 12 following: "coordinate with the railroad safety superintendent
 13 of the Iowa commerce commission and".
 14 3. Page 2, by inserting after line 24 the following:
 15 "Sec. 3. The railroad safety superintendent of the
 16 Iowa commerce commission shall be responsible for designating
 17 the branch lines and the sections of branch lines which shall
 18 be renovated pursuant to the provisions of this Act. Moneys
 19 shall be expended only on those lines designated by the
 20 railroad safety superintendent and approved by the Iowa commerce
 21 commission."
 22 4. By renumbering the following sections.

Amendment S—668 was adopted.

Senator Priebe offered amendment S—650 filed by Senators Priebe, Tieden and Doderer and moved its adoption:

S—650

- 1 Amend House File 767, as passed by the House, as follows:
 2 1. Page 2, by inserting after line 13 the following:
 3 GOVERNOR'S YOUTH OPPORTUNITY
 4 PROGRAM: To be use for the
 5 employment of young persons
 6 for maintaining Iowa's state
 7 parks: \$64,000
 8 2. Page 2, by inserting after the period in line 24 the
 9 following:
 10 The director of the governor's youth opportunity program shall
 11 also cooperate with the director of the state conservation com-
 12 mission for the purpose of employing young persons in this state
 13 in parks under the jurisdiction of the state conservation com-
 14 mission for the purposes of improving and maintaining these parks.
 15 3. Amend the title, page 1, line 4, by inserting after the
 16 word "lines" the words "and state parks".

Amendment S—650 was adopted.

Senator Priebe offered amendment S—686 and moved its adoption:

S—686

- 1 Amend House File 767 as follows:
 2 1. Page 2, insert after line 24 the following:
 3 Actual employment under such agreements shall be
 4 contingent on adequate supplies of ties and ballast
 5 being delivered.

Amendment S—686 was adopted.

Senator Blouin offered amendment S—688 by Senators Blouin and Doderer and moved its adoption:

S—688

- 1 Amend House File 767 as follows:
 2 1. Page 1, line 3, by striking the word "young".
 3 2. Page 2, line 11, by striking the word "young".
 4 3. Page 2, line 16, by striking the word "young".
 5 4. Page 2, line 22, by striking the word "young".

Amendment S—688 lost.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 767) the vote was:

Ayes, 29:

Bergman	Heying	Miller of	Rodgers
Briles	Junkins	Marshall	Schaben
Coleman	Kinley	Murray	Schwengels
Curtis	Lamborn	Nystrom	Schwieger
DeKoster	McCartney	Potter	Scott
Gallagher	Miller of	Priebe	Shaff
Gluba	Des Moines	Riley	Van Gilst
Hansen		Robinson	Winkelman

Nays, 18:

Andersen	Hultman	Orr	Shaw
Blouin	Kelly	Palmer	Taylor
Doderer	Kennedy	Plymat	Tieden
Glenn	Milligan	Ramsey	Willits
Griffin	Nolin		

Absent or not voting, 3:

Hill	Kyhl	Rabedeaux
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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.

WITHDRAWN

Senator Schwieger asked and received unanimous consent that Senate File 573 be withdrawn from further consideration of the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 767 passed the Iowa Senate on May 29, 1973.

WILLIAM E. GLUBA

Senator Potter took the chair at 4:13 p.m.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 576** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent that action on **Senate File 577** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

Senate File 578

On motion of Senator Shaw, Senate File 578, a bill for an act to appropriate funds to the office of the citizens' aide, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 578) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Nystrom	Shaff
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Taylor
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Des Moines	Ramsey	

Nays, 3:

Kennedy	Tieden	Van Gilst
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Absent or not voting, 6:

Hill	Plymat	Rodgers	Schaben
Kyhl	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 770**, a bill for an act making an appropriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the general assembly, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

S—691

1 Amend House File 770 as follows:

2 1. By striking everything after the enacting clause
3 and inserting in lieu thereof the following:

4 Section 1. There is appropriated from the general
5 fund of the state to the department of general services
6 the sum of five million (5,000,000) dollars, or so much
7 thereof as may be necessary, to be used for expenses
8 incurred in the construction of an additional state
9 office building or an addition to an existing structure
10 at the seat of government.

11 Sec. 2. The director of the department of general
12 services is authorized, with the approval of the
13 executive council, to expend the funds appropriated
14 in section one (1) of this Act in accordance with the
15 recommendations of the capitol planning commission as
16 provided in section eighteen A point three (18A.3) of
17 the Code.

18 Sec. 3. The director of the department of general
19 services, the governor, and the state comptroller are
20 authorized to obtain and accept federal grants to the
21 state to be used in connection with the funds
22 appropriated by this Act.

23 Sec. 4. Fees paid pursuant to this Act for
24 architectural services shall be paid only for those
25 services relating to the general contract for the actual

Page 2

1 construction of a building or addition. It is the
2 intent of this section that no fees shall be paid for
3 architectural services relating to interior furniture,
4 decorating, or other things not a part of the building.

5 Sec. 5. Any unobligated balance of funds appropriated
6 by this Act shall revert to the credit of the fund from
7 which appropriated as of June 30, 1977.

8 2. Page 1, lines 1, 2, and 3 of the title, by
9 striking everything after the word "appropriation" and
10 inserting in lieu thereof the words "for expansion of
11 the capitol complex."

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

CONSIDERATION OF BILLS

Senate File 579

On motion of Senator Lamborn, Senate File 579, a bill for an act to appropriate from the general fund of the state to the department of general services for expansion of the capitol complex, was taken up for consideration.

Senator Lamborn asked and received unanimous consent that House File 770 be substituted for Senate File 579.

House File 770

On motion of Senator Lamborn, House File 770, a bill for an act making an appropriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the general assembly, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on House File 770 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS**Senate File 580**

On motion of Senator Shaw, Senate File 580, a bill for an act to make an appropriation from the general fund of the state to the Iowa state arts council, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 580) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hultman	Milligan	Schwengels
Briles	Junkins	Murray	Schwieger
Curtis	Kelly	Nolin	Scott
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Coleman	Kyhl	Rabedeaux	Schaben
Hill	Nystrom	Rodgers	Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 581

On motion of Senator Lamborn, Senate File 581, a bill for an

act making an appropriation from the general fund to the Iowa crime commission, was taken up for consideration.

Senator Glenn offered amendment S—689 by Senators Glenn, et al.:

S—689

- 1 Amend Senate File 581 as follows:
- 2 1. Page 2, after line 27 by
- 3 adding the following new section:
- 4 "Sec. *NEW SECTION.* The Legislative Council shall
- 5 establish a post audit evaluation of selected programs of the
- 6 Iowa crime commission, which evaluation and accompanying
- 7 recommendations shall be reported to the members of the
- 8 General Assembly by January 30, 1974. The Legislative
- 9 Council shall utilize the services of the legislative fiscal
- 10 director who shall employ such additional personnel as is
- 11 needed and supervise such personnel in accomplishing the
- 12 post audit evaluation of the programs designated by the
- 13 Legislative Council. Such personnel shall be the employees
- 14 of the fiscal director."
- 15 2. By renumbering the remaining section.
- 16 3. Page 1, line 2, by striking the period (.) and
- 17 inserting in lieu thereof the words "and providing for a
- 18 post audit evaluation of selected commission programs."

President Neu took the chair at 5:10 p.m.

Senator Glenn moved the adoption of amendment S—689 and requested a roll call.

On the question "Shall amendment S—689 be adopted?" (S.F. 581) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Junkins	Milligan	Robinson
Doderer	Kennedy	Nolin	Scott
Gallagher	Kinley	Orr	Van Gilst
Glenn	Miller of	Palmer	Willits
Gluba	Des Moines	Priebe	
Heying			

Nays, 23:

Andersen	Hultman	Murray	Schwieger
Bergman	Kelly	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Curtis	McCartney	Ramsey	Taylor
Griffin	Miller of	Riley	Tieden
Hansen	Marshall	Schwengels	Winkelman

Absent or not voting, 8:

Coleman	Hill	Nystrom	Rodgers
DeKoster	Kyhl	Rabedeaux	Schaben

Amendment S—689 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. 581) the vote was:

Rule 24 was invoked.

Ayes, 24:

Andersen	Junkins	Murray	Schwieger
Bergman	Kelly	Plymat	Shaff
Briles	McCartney	Potter	Shaw
Curtis	Miller of	Ramsey	Taylor
Griffin	Marshall	Riley	Tieden
Hansen	Milligan	Schwengels	Winkelman
Hultman			

Nays, 18:

Blouin	Heying	Miller of	Priebe
Doderer	Kennedy	Des Moines	Robinson
Gallagher	Kinley	Nolin	Scott
Glenn	Lamborn	Orr	Van Gilst
Gluba		Palmer	Willits

Absent or not voting, 8:

Coleman	Hill	Nystrom	Rodgers
DeKoster	Kyhl	Rabedeaux	Schaben

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 House was asked:

Senate File 495, a bill for an act relating to workmen's compensation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 525, a bill for an act making an appropriation from the general fund to the Iowa law enforcement academy.

Also: That the House has the following bill in which the concurrence of the House was asked:

Senate File 532, a bill for an act to appropriate and authorize expenditures from the vehicle dispatcher revolving fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 533, a bill for an act making an appropriation from the general fund of the state to the various divisions of the department of general services.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 534, a bill for an act to appropriate and authorize expenditures from moneys received by the department of general services centralized printing permanent revolving fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 535, a bill for an act to appropriate and authorize expenditures from moneys received by the department of general services revolving fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 541, a bill for an act creating and making an appropriation to the executive council general contingent fund.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 542, a bill for an act making an appropriation to department of public instruction to provide school food service assistance.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 553, a bill for an act making appropriations to and relating to the financing of certain state agencies whose duties relate to the use of natural resources.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 542

- 1 Amend Senate File 542 as follows:
- 2 1. Page 2, line 14, by striking the words "and
- 3 nonpublic schools".
- 4 2. Page 2, line 18, by striking the following:
- 5 "\$1,058,000" and inserting in lieu thereof
- 6 the following: "\$978,000".
- 7 3. By striking all of Sec. 4 from pages 2 and 3.

INTRODUCTION OF BILL

Senate File 584, by Senator Orr (Jordan and Miller of Buchanan), a bill for an act relating to valuation of property and property tax limitations.

Read first time and passed on file.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 581 failed to pass the Senate on May 29, 1973.

CLIFTON C. LAMBORN

EXPLANATION OF VOTE

MR. PRESIDENT: I voted against House File 767 because the hazardous nature of the employment would tend to cause discrimination in hiring

between the sexes, a lack of specific objectives and guidelines, and the state's potential liability for accident or injury arising from this kind of employment.

RICHARD R. RAMSEY

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 498**, a bill for an act to provide for standard budget request forms, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 704**, a bill for an act raising the compensation paid to members of certain boards and commissions, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Hultman amendment S—511 filed May 7, 1973, and found on pages 1133-1134 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 appropriations to which was referred **House File 748**, a bill for an act appropriating funds to the vehicle dispatcher's depreciation fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 750**, a bill for an act making an appropriation to the moneys and credits replacement fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 751**, a bill for an act relating to payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 755**, bill for an act making an appropriation from the general fund of the state to the Iowa employment security commission for the administration of the old-age and survivors' insurance system, federal social security system, and the pension and annuity retirement system for public school teachers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 763**, a bill for an act to make an appropriation from the general fund of the state to the capitol planning commission, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—676

- 1 Amend House File 763, page 2, line 8, by striking the
- 2 word "the" and inserting in lieu thereof the following
- 3 words "per diem of \$40 per day and".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 765**, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle inspection fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 705**, a bill for an act entering into the interstate agreement on qualification of educational personnel, and for related purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—683

- 1 Amend the committee on state government amendment, S—624, to
- 2 Senate File 277 as follows:

- 3 1. Page 13, by inserting after line 15 the following:
 4 Page 40, line 26, by inserting after the period the
 5 following: "*The salary of the secretary shall be set by the*
 6 *general assembly.*"
 7 2. Page 13, by striking lines 16 and 17.
 8 3. Page 13, by striking lines 21 through 25, inclusive.
 9 4. Page 14, by striking line 1 and inserting in lieu thereof
 10 the following:
 11 Page 41, line 16, by striking the word "secretary" and
 12 inserting in lieu thereof the words "[secretary] *executive director*".
 13 Page 41, line 18, by striking the word "secretary" and
 14 inserting in lieu thereof the words "[secretary] *executive director*".
 15 5. By renumbering divisions as necessary.

WILLARD R. HANSEN

S—693

- 1 Amend the committee on state government amendment, S—624,
 2 filed May 18, 1973, to Senate File 277 as follows:
 3 1. Page 16, by striking lines 23, 24 and 25.
 4 2. Page 17, by striking lines 1 through 4, inclusive, and
 5 inserting in lieu thereof the following:
 6 "54. Page 72, by striking lines 27 through 34 inclusive,
 7 and inserting in lieu thereof the following:
 8 '(610.23), Code 1973, is amended by striking the section and
 9 inserting in lieu thereof the following:
 10 610.23 REVOCATION OF LICENSE. The supreme court may
 11 or suspend the license of an attorney to practice law in this revoke
 12 state. The board of law examiners may initiate or recommend
 13 the revocation or suspension of any person's license to practice
 14 law in this state.'"

WILLARD R. HANSEN

S—677

- 1 Amend Senate File 576 as follows:
 2 1. Page 4, by adding the following new section after
 3 line 17:
 4 Sec. There is appropriated from the
 5 general fund of the state for the biennium beginning
 6 July 1, 1973 and ending June 30, 1975, the sum of two
 7 million six hundred ninety thousand (2,690,000) dollars,
 8 or so much thereof as may be necessary, to the sewage
 9 works construction fund for the construction of sewage
 10 treatment works approved after October 18, 1972 as
 11 provided for under chapter four hundred fifty-five B
 12 (455B) of the Code.
 13 2. By renumbering the remaining section.

W. R. RABEDEAUX
 RALPH W. POTTER
 RALPH F. McCARTNEY
 JOHN N. NYSTROM
 JOAN ORR
 LOWELL L. JUNKINS

FORREST V. SCHWENGELS
 CHARLES P. MILLER
 WILLIAM P. WINKELMAN
 KARL NOLIN
 KENNETH D. SCOTT
 WARREN E. CURTIS
 C. JOSEPH COLEMAN
 GEORGE R. KINLEY
 JOHN S. MURRAY
 WILLIAM N. PLYMAT
 E. KEVIN KELLY
 JAMES W. GRIFFIN, SR.
 CALVIN O. HULTMAN
 IRVIN L. BERGMAN
 MICHAEL T. BLOUIN
 WILLIAM E. GLUBA
 LEONARD C. ANDERSEN

S—682

- 1 Amend Senate File 577, page 1, line 2, by
- 2 inserting after the word "commission" the words
- 3 "for completion of projects, and".

H. L. HEYING

S—680

- 1 Amend Senate File 577, page 1, line 2, by
- 2 striking the words "open space" and inserting in
- 3 lieu thereof the words "undeveloped".

H. L. HEYING

S—681

- 1 Amend Senate File 577, page 2, by adding the following
- 2 sentence after the period in line 8:
- 3 "All properties acquired under this Act must
- 4 have been offered for sale, voluntarily, by the owner."

H. L. HEYING

S—692

- 1 Amend Senate File 582 as follows:
- 2 1. Page 3, after line 3 by adding the following new section:
- 3 "Sec. *NEW SECTION*. The Legislative Council shall
- 4 establish a post audit evaluation of selected programs of the
- 5 Iowa crime commission, which evaluation and accompanying
- 6 recommendations shall be reported to the members of the General
- 7 Assembly by January 30, 1974. The Legislative Council
- 8 shall utilize the services of the legislative fiscal
- 9 director who shall employ such additional personnel as is
- 10 needed and supervise such personnel in accomplishing the
- 11 post audit evaluation of the programs designed by the
- 12 Legislative Council. Such personnel shall be the employees
- 13 of the fiscal director".
- 14 2. By renumbering the remaining section.
- 15 3. Page 1, line 3, by striking the period (.) and

16 inserting in lieu thereof the words "and providing for a post
17 audit evaluation of selected commission programs."

GENE W. GLENN
WILLIAM E. GLUBA
JAMES V. GALLAGHER
GENE V. KENNEDY

S—690

1 Amend Senate File 582 as follows:

2 1. Page 3, after line 27 by adding

3 the following new section:

4 "Sec. *NEW SECTION.* The Legislative Council shall
5 establish a post audit evaluation of selected programs of the
6 Iowa crime commission, which evaluation and accompanying
7 recommendations shall be reported to the members of the General
8 Assembly by January 30, 1974. The Legislative Council
9 shall utilize the services of the legislative fiscal
10 director who shall employ such additional personnel as is
11 needed and supervise such personnel in accomplishing the
12 post audit evaluation of his programs designated by the
13 Legislative Council. Such personnel shall be the employees
14 of the fiscal director."

15 2. By renumbering the remaining section.

16 3. Page 1, line 3, by striking the period (.) and
17 inserting in lieu thereof the words "and providing for a
18 post audit evaluation of selected commission programs."

GENE W. GLENN
WILLIAM E. GLUBA
JAMES V. GALLAGHER
GENE V. KENNEDY

S—679

1 Amend Senate File 583 as follows:

2 1. Page 2, line 31 by striking the words "excess of one
3 hundred dollars" and inserting in lieu thereof the words "the
4 aggregate of more than one hundred dollars in any one calendar
5 year".

6 2. Page 2, by inserting the following subsection after line
7 33:

8 "7. 'Statutory political committee' means a committee
9 as defined in section forty-three point one hundred eleven
10 (43.111) of the Code."

11 3. Page 3, line 1 by inserting after the word "made" the
12 words "by the treasurer or his designee".

13 4. Page 3, lines 2 and 3 by striking the words "its treasurer
14 or his designee,".

15 5. Page 3, by striking lines 5 through 11, inclusive, and
16 inserting in lieu thereof the following:

17 "2. Every person who receives contributions in excess of
18 one hundred dollars for a political committee shall, not later
19 than fifteen days from the date of receipt of the contributions
20 or on demand of the treasurer, render to the treasurer an
21 account of the contributions; including the name and address
22 of the person making individual contributions in excess of

23 twenty-five dollars, the amount of such contributions, and
24 the date on which the contributions were".
25 6. Page 4, line 10 by striking the words "or municipal" and

Page 2

1 inserting in lieu thereof the words ", city or school".
2 7. Page 4, line 24 by inserting after the period the following
3 sentence: "The filing with the state commissioner of elections
4 or the county commissioner of elections by a candidate of an
5 affidavit, certificate of nomination, or nomination petition
6 in accordance with sections forty-three point eighteen (43.18),
7 forty-four point three (44.3), forty-five point four (45.4),
8 two hundred seventy-seven point four (277.4), three hundred
9 sixty-three point fourteen (363.14), and four hundred twenty
10 point one hundred thirty (420.130) of the Code shall constitute
11 the filing of the statement of organization by the candidate."
12 8. Page 4, line 26 by inserting after the word "and" the
13 word "mailing".
14 9. Page 5, line 8 by inserting after the second word "the"
15 the words "change or".
16 10. Page 6, line 6 by inserting after the word "contributions"
17 the words "in an aggregate amount".
18 11. Page 6, line 20 by inserting after the period the following
19 sentence: "A state statutory political committee shall report
20 the name and mailing address of each person who has made one
21 or more loans in an aggregate amount in excess of five hundred
22 dollars."
23 12. Page 6, line 27 by inserting after the period the following
24 sentence: "A state statutory political committee shall report
25 the name and mailing address of each person who has made one or

Page 3

1 more contributions, rebates, refunds or other receipts in an
2 aggregate amount in excess of five hundred dollars."
3 13. Page 7, line 10 by inserting after the word "owed" the
4 words "in excess of one hundred dollars".
5 14. Page 8, line 4 by striking the word "last".
6 15. Page 8, by striking lines 32 through 35, and page 9, by
7 striking lines 1 through 3.
8 16. Page 9, by striking lines 33 through 35, and page 10, by
9 striking line 1, and by inserting in lieu thereof the following:
10 "1. Approve the forms developed by the state commissioner
11 of elections pursuant to section eight (8), subsection one (1),
12 paragraph a of this Act;
13 2. Review reports and statements filed under the pro-
14 visions of this Act and, may upon its own motion conduct a
15 hearing as provided in section eleven (11), subsections one
16 (1) and two (2) of this Act and shall report apparent vio-
17 lations of the law to the attorney general in the case of
18 federal or state elections and to the appropriate county
19 attorney in the case of county, city or school elections;".
20 17. Page 10, line 4 by striking the period and inserting in
21 lieu thereof a semi-colon.
22 18. Page 10, line 10 by striking the period and inserting in
23 lieu thereof "; and".

24 19. Page 10, by inserting after line 10 the following sub-
25 section:

Page 4

- 1 "..... Determine, in case of dispute, at what time a
- 2 person has become a candidate."
- 3 20. Page 10, line 12 by inserting after the word "candidate"
- 4 the words ", candidate's political committee".
- 5 21. Page 10, line 20 by striking the word "party" and insert-
- 6 ing in lieu thereof the word "committee."
- 7 22. Page 10, line 27 by inserting after the word "a" the
- 8 words "candidate or".
- 9 23. Page 10, line 34 by striking the word "party" and insert-
- 10 ing in lieu thereof the word "committee".
- 11 24. Page 11, line 2 by striking the word "party" and insert-
- 12 ing in lieu thereof the word "committee".
- 13 25. By renumbering sections and correcting internal refer-
- 14 ences in accordance with this amendment.

JOHN N. NYSTROM
JOHN S. MURRAY
LOWELL L. JUNKINS
WARREN E. CURTIS

S—685

- 1 Amend Senate File 583 as follows:
- 2 Page 7, as follows:
- 3 1. Line 32, following the period (.), by adding the
- 4 following new section:
- 5 "Sec. *NEW SECTION*. Every newspaper,
- 6 periodical, radio or television station, billboard rental
- 7 or leasing company, printer or other advertising agent doing
- 8 business in this state shall, when moneys are received for
- 9 political advertising, file with the state commissioner of
- 10 elections or county commissioner of elections reports of all
- 11 moneys received for political advertising, the name of each
- 12 person, organization or committee purchasing such advertising,
- 13 and the nature of the advertising provided. The reports shall
- 14 be filed on the tenth day of March and September of each
- 15 year, on the tenth day preceding the date on which the
- 16 election is held, and not more than thirty days following the
- 17 election. However, a report shall not be filed thirty days
- 18 following the primary election. The March and September
- 19 reports shall be current to the end of the month preceding the
- 20 filing. All other reports shall be current as of five days
- 21 prior to the filing deadline."
- 22 2. By renumbering the remaining sections.

GENE W. GLENN

S—694

- 1 Amend House File 220, page 2, by striking all after the
- 2 period in line 7, and all of lines 8 through 10.

JAMES GALLAGHER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, May 30, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MAY 30, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Michael D. Lewton, pastor of the Presbyterian Church, Osceola, Iowa.

The Journal of Tuesday, May 29, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. M. Tan Creti, Denison, Iowa.

PRESENTATION OF VISITORS

Senator Lamborn rose on a point of personal privilege and presented the Honorable Andrew G. Frommelt, former member of the Senate from Dubuque County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Sixty-five students from Bedford Community Junior High School, Bedford, Iowa, accompanied by Mrs. Richard Neumeyer. Senator Briles.

Thirty students from Crawford School, Ames, Iowa, accompanied by Elaine Bartlett. Senator Murray.

MOTION TO RECONSIDER ADOPTED

Senate File 557

Senator Robinson called up the following motion to reconsider filed by him on May 17, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 557 passed the Senate on May 17, 1973.

On the question "Shall the motion to reconsider be adopted?" (S.F. 557) the vote was:

Rule 24 was invoked.

Ayes, 29:

Blouin	Heying	Murray	Robinson
Briles	Hultman	Nystrom	Rodgers
Coleman	Kelly	Plymat	Schwieger
DeKoster	Kennedy	Potter	Shaw
Doderer	Kinley	Rabedeaux	Tieden
Gallagher	Lamborn	Ramsey	Van Gilst
Griffin	Milligan	Riley	Winkelman
Hansen			

Nays, 19:

Andersen	McCartney	Nolin	Schwengels
Bergman	Miller of	Orr	Scott
Curtis	Des Moines	Palmer	Shaff
Glenn	Miller of	Priebe	Taylor
Hill	Marshall	Schaben	Willits
Junkins			

Absent or not voting, 2:

Gluba	Kyhl
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The motion prevailed.

Senator Robinson moved to reconsider the vote by which Senate File 557 went to its last reading, which motion prevailed.

On motion of Senator Schwengels, Senate File 557, a bill for an act providing a method of apportionment of valuation of electric power generating plants of more than one hundred megawatts, was taken up for reconsideration.

Senator DeKoster offered amendment S—695:

S—695

- 1 Amend Senate File 557, page 1, line 13, by inserting after the
- 2 word "plant" the words ", and 'completed' means more than
- 3 fifty percent of construction has been performed".

Senator DeKoster offered amendment S—696 to the amendment and moved its adoption:

S—696

- 1 Amend the DeKoster amendment S—695 to Senate File 557, line
- 2 3, by inserting after the word "performed" the words "by
- 3 July 1, 1973".

The amendment to the amendment was adopted.

Senator McCartney took the chair at 10:50 a.m.

DEFERRED

Senator Lamborn asked unanimous consent that Senate File 557 be returned to the committee on ways and means.

Objection was raised.

Senator Lamborn moved that Senate File 557 be returned to the committee on ways and means.

Senator Glenn moved as a substitute motion that further action on Senate File 557 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Lamborn withdrew his motion to return Senate File 557 to the committee on ways and means.

Senator Glenn moved the adoption of his motion to defer.

The motion prevailed and further action on Senate File 557 was deferred and placed on the calendar under unfinished business.

CONSIDERATION OF BILLS

Senate File 577

On motion of Senator Milligan, Senate File 577, a bill for an act to appropriate from the general fund of the state to the state conservation commission for the open space land acquisition program, was taken up for further consideration.

The Senate resumed consideration of amendment S—644 filed by Senator Heying, and offered and pending on May 25, 1973:

S—644

1 Amend Senate File 577 as follows:

2 1. Page 2, line 4, by striking the words and numerals "two
3 million (2,000,000)" and inserting in lieu thereof the words
4 and numerals "one million (1,000,000)".

5 2. Page 2, by inserting after line 14 the following:

6 "Sec. There is appropriated from the general fund of
7 the state of Iowa to the state conservation commission for the
8 biennium beginning July 1, 1973 and ending June 30, 1975, one
9 million (1,000,000) dollars, or so much thereof as may be
10 necessary, to be used for the purpose of completing recreation-
11 al area projects previously commenced by the state conserva-
12 tion commission.

13 The moneys appropriated under this section shall be used by
14 the state conservation commission for the construction, re-
15 placement, development, and alterations to state parks and
16 preserves, state forests, and state waters, artificial lake
17 development, erosion and siltation control, river, stream, and
18 lake access, land acquisition, boundary surveys and engineer-
19 ing services, or to supplement any prior appropriation for
20 such purposes. Receipts from land management or federal cost-
21 sharing programs shall be credited to the appropriation."

22 3. By renumbering the sections to conform with this amendment.

Senator Potter took the chair at 11:25 a.m.

Senator Heying moved the adoption of amendment S—644.

Roll call was requested.

On the question "Shall amendment S—644 be adopted?" (S.F. 577) the vote was:

Ayes, 20:

Blouin	Hill	Miller of	Rodgers
Coleman	Kennedy	Marshall	Schaben
Doderer	Kinley	Nolin	Scott
Gallagher	Miller of	Palmer	Shaff
Gluba	Des Moines	Priebe	Van Gilst
Heying		Robinson	

Nays, 29:

Andersen	Hultman	Nystrom	Schwengels
Bergman	Junkins	Orr	Schwieger
Briles	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedaux	Tieden
Glenn	Milligan	Ramsey	Willits
Griffin	Murray	Riley	Winkelman
Hansen			

Absent or not voting, 1:

Kyhl

Amendment S—644 lost.

Senator Heying offered amendment S—645 filed by him:

S—645

- 1 Amend Senate File 577, page 2, by inserting after line 14
- 2 the following, and renumbering the remaining sections:
- 3 "Sec. There is appropriated from the general fund of
- 4 the state of Iowa to the state conservation commission for the
- 5 biennium beginning July 1, 1973 and ending June 30, 1975, one
- 6 million (1,000,000) dollars, or so much thereof as may be
- 7 necessary, to be used for the purpose of completing recrea-
- 8 tional area projects previously commenced by the state con-
- 9 servation commission.
- 10 The moneys appropriated under this section shall be used by
- 11 the state conservation commission for the construction, re-
- 12 placement, development, and alterations to state parks and
- 13 preserves, state forests, and state waters, artificial lake
- 14 development, erosion and siltation control, river, stream,
- 15 and lake access, land acquisition, boundary surveys and
- 16 engineering services, or to supplement any prior appropriation
- 17 for such purposes. Receipts from land management or federal
- 18 cost-sharing programs shall be credited to the appropriation."

Senator Heying moved the adoption of his amendment.

Roll call was requested.

On the question "Shall amendment S—645 be adopted?" (S.F. 577) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Gluba	Miller of	Rodgers
Blouin	Heying	Des Moines	Schaben
Coleman	Hill	Orr	Scott
Doderer	Junkins	Palmer	Tieden
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits

Nays, 25:

Bergman	Kelly	Nolin	Riley
Briles	Lamborn	Nystrom	Schwengels
Curtis	McCartney	Plymat	Shaff
DeKoster	Miller of	Potter	Shaw
Griffin	Marshall	Rabedeaux	Taylor
Hansen	Milligan	Ramsey	Winkelman
Hultman	Murray		

Absent or not voting, 2:

Kyhl	Schwieger
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Amendment S—645 lost.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

Senate File 577

The Senate resumed consideration of Senate File 577.

Senator Heying offered amendment S—681 filed by him and moved its adoption:

S—681

- 1 Amend Senate File 577, page 2, by adding the following
- 2 sentence after the period in line 8:
- 3 "All properties acquired under this Act must
- 4 have been offered for sale, voluntarily, by the owner."

Roll call was requested.

On the question "Shall amendment S—681 be adopted?" (S.F. 577) the vote was:

Rule 24 was invoked.

Ayes, 15:

Blouin	Heying	Palmer	Scott
Briles	Hill	Robinson	Van Gilst
Coleman	Miller of	Rodgers	Winkelman
Doderer	Marshall	Schaben	
Gluba			

Nays, 32:

Andersen	Junkins	Nolin	Riley
Bergman	Kelly	Nystrom	Schwengels
Curtis	Lamborn	Orr	Schwieger
DeKoster	McCartney	Plymat	Shaff
Gallagher	Miller of	Potter	Shaw
Glenn	Des Moines	Priebe	Taylor
Griffin	Milligan	Rabedaux	Tieden
Hansen	Murray	Ramsey	Willits
Hultman			

Absent or not voting, 3:

Kennedy	Kinley	Kyhl
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Amendment S—681 lost.

Senator Hill offered amendment S—673 filed by him and moved its adoption:

S—673

- 1 Amend Senate File 577, page 2, line 12, by striking the
- 2 word "Receipts" and by striking all of lines 13 and 14.

Amendment S—673 was adopted.

Senator Heying offered amendment S—649 filed by him and moved its adoption:

S—649

- 1 Amend Senate File 577 by striking lines 9 through 14
- 2 on page 2, and inserting in lieu thereof the following:
- 3 Sec. 2. The state conservation commission shall not use
- 4 any of the funds appropriated herein to purchase, or otherwise
- 5 acquire, any additional lands or waters until development
- 6 of all lands and waters under the direct control of the
- 7 state conservation commission is completed so as to permit
- 8 use of these lands and waters for all the purposes for
- 9 which these lands and waters were, in each respective
- 10 case, originally acquired.

Roll call was requested.

On the question "Shall amendment S—649 be adopted?" (S.F. 577) the vote was:

Ayes, 13:

Briles	Hill	Priebe	Schwieger
Coleman	Kinley	Robinson	Scott
Gallagher	Palmer	Schaben	Van Gilst
Heying			

Nays, 33:

Andersen	Gluba	Lamborn	Milligan
Bergman	Griffin	McCartney	Murray
Blouin	Hansen	Miller of	Nolin
Curtis	Hultman	Des Moines	Nystrom
DeKoster	Junkins	Miller of	Orr
Glenn	Kelly	Marshall	Plymat

Potter	Riley	Shaw	Willits
Rabedeaux	Rodgers	Taylor	Winkelman
Ramsey	Schwengels	Tieden	

Absent or not voting, 4:

Doderer	Kennedy	Kyhl	Shaff
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Amendment S—649 lost.

Senator Tieden offered amendment S—699 and moved its adoption:

S—699

- 1 Amend Senate File 577, page 2, by adding the following sentence
- 2 after the period in line 8: "No property acquired under this
- 3 act may be obtained by condemnation."

Amendment S—699 was adopted.

Senator Heying offered amendment S—698:

S—698

- 1 Amend Senate File 577 as follows:
- 2 1. Page 2, by inserting after line 21 the following section:
- 3 "Sec. Section four hundred twenty-seven point
- 4 one (427.1), subsection one (1), Code 1973, is amended by
- 5 adding the following new sentence:
- 6 *NEW SENTENCE.* The exemption provided by this subsection
- 7 for state property shall not apply to income-producing pro-
- 8 perty acquired under the provisions of this Act.
- 9 2. By renumbering the remaining section.
- 10 3. Page 1, line 3, by inserting before the period the
- 11 following: ", and providing a tax on property acquired".

Senator Milligan raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and amendment S—698 out of order.

Senator Heying withdrew amendment S—682 filed by him on May 29, 1973.

Senator Heying offered amendment S—680 filed by him and moved its adoption:

S—680

- 1 Amend Senate File 577, page 1, line 2, by
- 2 striking the words "open space" and inserting in
- 3 lieu thereof the words "undeveloped".

Roll call was requested.

On the question "Shall amendment S—680 be adopted?" (S.F. 577) the vote was:

Ayes, 8:

Briles	Kennedy	Miller of	Priebe
Heying	Kinley	Marshall	Scott
			Van Gilst

Nays, 38:

Andersen	Hansen	Nystrom	Rodgers
Bergman	Hill	Orr	Schwengels
Blouin	Hultman	Palmer	Schwieger
Coleman	Junkins	Plymat	Shaff
Curtis	Kelly	Potter	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Gallagher	McCartney	Ramsey	Tieden
Glenn	Milligan	Riley	Willits
Gluba	Murray	Robinson	Winkelman
Griffin	Nolin		

Absent or not voting, 4:

Doderer	Kyhl	Miller of	Schaben
		Des Moines	

Amendment S—680 lost.

Senator Heying moved that further action on Senate File 577 be deferred until January 21, 1974, and requested a roll call.

On the question "Shall the motion to defer Senate File 577 until January 21, 1974, be adopted?" (S.F. 577) the vote was:

Rule 24 was invoked.**Ayes, 5:**

Heying	Miller of	Riley	Van Gilst
Hill	Des Moines		

Nays, 42:

Andersen	Griffin	Murray	Rodgers
Bergman	Hansen	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Marshall	Ramsey	Winkelman
Gluba	Milligan	Robinson	

Absent or not voting, 3:

Hultman	Kyhl	Shaw
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The motion lost.

Senator Heying moved that Senate File 577 be laid on the table.

Roll call was requested.

Senator Heying asked and received unanimous consent to withdraw his motion.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 577) the vote was:

Ayes, 47:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, 2:

Heying Hill

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 577 be immediately messaged** to the House, which request was complied with.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 108, 537 and 538.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 108, 537 and 538.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 30th day of May, 1973, sent to the Governor for his approval: Senate Files 108, 537 and 538.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

House File 770

On motion of Senator Shaw, House File 770, a bill for an act making an appropriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the general assembly, was taken up for further consideration.

Senator Shaw offered amendment S—691 by the committee on appropriations and moved its adoption:

S—691

1 Amend House File 770 as follows:

2 1. By striking everything after the enacting clause
3 and inserting in lieu thereof the following:

4 Section 1. There is appropriated from the general
5 fund of the state to the department of general services
6 the sum of five million (5,000,000) dollars or so much
7 thereof as may be necessary to be used for expenses
8 incurred in the construction of an additional state
9 office building or an addition to an existing structure
10 at the seat of government.

11 Sec. 2. The director of the department of general
12 services is authorized, with the approval of the
13 executive council, to expend the funds appropriated
14 in section one (1) of this Act in accordance with the
15 recommendations of the capitol planning commission as
16 provided in section eighteen A point three (18A.3) of
17 the Code.

18 Sec. 3. The director of the department of general
19 services, the governor, and the state comptroller are
20 authorized to obtain and accept federal grants to the
21 state to be used in connection with the funds
22 appropriated by this Act.

23 Sec. 4. Fees paid pursuant to this Act for
24 architectural services shall be paid only for those
25 services relating to the general contract for the actual

Page 2

1 construction of a building or addition. It is the
2 intent of this section that no fees shall be paid for

3 architectural services relating to interior furniture,
 4 decorating, or other things not a part of the building.
 5 Sec. 5. Any unobligated balance of funds appropriated
 6 by this Act shall revert to the credit of the fund from
 7 which appropriated as of June 30, 1977.
 8 2. Page 1, lines 1, 2, and 3 of the title, by
 9 striking everything after the word "appropriation" and
 10 inserting in lieu thereof the words "for expansion of
 11 the capitol complex."

Roll call was requested.

On the question "Shall amendment S—691 be adopted?" (H.F. 770) the vote was:

Ayes, 29:

Andersen	Glenn	McCartney	Plymat
Bergman	Gluba	Miller of	Potter
Blouin	Hansen	Marshall	Riley
Coleman	Hill	Milligan	Schwengels
Curtis	Kelly	Murray	Schwieger
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Willits
Gallagher	Lamborn		

Nays, 19:

Briles	Nolin	Robinson	Taylor
Heying	Nystrom	Rodgers	Tieden
Hultman	Priebe	Schaben	Van Gilst
Junkins	Rabedeaux	Scott	Winkelman
Miller of Des Moines	Ramsey	Shaff	

Absent or not voting, 2:

Griffin	Kyhl
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The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 770) the vote was:

Ayes, 37:

Andersen	Hansen	Miller of	Rabedeaux
Bergman	Hill	Marshall	Riley
Blouin	Junkins	Milligan	Rodgers
Briles	Kelly	Murray	Schwengels
Coleman	Kennedy	Nolin	Schwieger
Curtis	Kinley	Nystrom	Shaw
DeKoster	Lamborn	Orr	Tieden
Doderer	McCartney	Palmer	Willits
Glenn	Miller of	Plymat	Winkelman
Gluba	Des Moines	Potter	

Nays, 7:

Priebe	Schaben	Shaff	Van Gilst
Ramsey	Scott	Taylor	

Absent or not voting, 6:

Gallagher
Griffin

Heying
Hultman

Kyhl

Robinson

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 770** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate File 579** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF AMENDMENTS TO SENATE RULES GOVERNING LOBBYISTS

Senator Shaff offered the following amendment filed by the committee on ethics to the Rules of Procedure 1973-74, Senate Rules Governing Lobbyists:

- 1 Amend the Senate Rules Governing Lobbyists, page 71 of the
- 2 Rules of Procedure 1973-74, as follows:
- 3 Rule 9, line 7, by striking the word "the" and inserting the
- 4 word "all".
- 5 Rule 9, lines 7 and 8, by striking the words "in excess of five
- 6 dollars".

Senator Briles moved that the amendment be referred back to the committee on ethics.

Senator Hansen took the chair at 4:55 p.m.

Senator Briles asked and received unanimous consent to withdraw his motion.

Senator Glenn moved the adoption of the amendment.

On the question "Shall the amendment be adopted?" (Rules Governing Lobbyists) the vote was:

Rule 24 was invoked.

Ayes, 13:

Blouin
DeKoster
Doderer
Glenn

Gluba
Hill
Milligan

Murray
Orr
Plymat

Ramsey
Riley
Willits

Nays, 32:

Andersen	Kelly	Nolin	Schwengels
Bergman	Kennedy	Nystrom	Scott
Briles	Kinley	Potter	Shaff
Coleman	Lamborn	Priebe	Shaw
Curtis	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Robinson	Tieden
Hansen	Des Moines	Rodgers	Van Gilst
Hultman	Miller of	Schaben	Winkelman
Junkins	Marshall		

Absent or not voting, 5:

Griffin	Kyhl	Palmer	Schwieger
Heying			

The amendment having failed to receive a constitutional majority was declared to have lost.

Senator Shaff offered the following amendment filed by the committee on ethics to the Rules of Procedure 1973-74, Senate Rules Governing Lobbyists:

- 1 Amend the Senate Rules Governing Lobbyists, page 72 of
- 2 the Rules of Procedure 1973-74, by adding after Rule 9, the
- 3 following new Rule:
- 4 "9a. The secretary of the Senate shall inform the ethics
- 5 committee of the reports which are filed pursuant to rules 6
- 6 and 9 and shall report to the ethics committee the names of
- 7 any senators or lobbyists who have failed to file reports or
- 8 who appear not to have filed complete reports. The ethics com-
- 9 mittee shall require any senator or lobbyist who appears not
- 10 to have filed a complete report to appear before the committee".

Senator Doderer moved the adoption of the amendment.

On the question "Shall the amendment be adopted?" (Rules Governing Lobbyists) the vote was:

Ayes, 19:

Andersen	Gluba	Milligan	Riley
Blouin	Hansen	Murray	Shaff
Curtis	Hill	Orr	Willits
Doderer	Kelly	Plymat	Winkelman
Glenn	Lamborn	Ramsey	

Nays, 25:

Bergman	Kennedy	Nolin	Schwengels
Briles	Kinley	Nystrom	Scott
Coleman	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Hultman	Miller of	Robinson	Van Gilst
Junkins	Marshall	Schaben	

Absent or not voting, 6:

Griffin	Kyhl	Rodgers	Schwieger
Heying	Palmer		

The amendment having failed to receive a constitutional majority was declared to have lost.

Senator Miller of Des Moines asked and received unanimous consent to withdraw the following amendment by Senators Miller of Des Moines and Griffin:

- 1 Amend the Senate Rules Governing Lobbyists, pages
- 2 70, 71 and 72 of the Rules of Procedure 1973-74, as follows:
- 3 1. By striking rule 6.
- 4 2. By striking rule 9.
- 5 3. By renumbering the remaining rules.

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 766, a bill for an act continuing the appropriation for the Iowa American revolution bicentennial commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 766, a bill for an act continuing the appropriation for the Iowa American revolution bicentennial commission and making an appropriation.

Read first time and **passed on file.**

INTRODUCTION OF BILL

Senate File 585, by committee on judiciary, a bill for an act relating to ratification of the sale of certain real estate owned by the Knoxville Community School District, in Marion County, Iowa.

Read first time and **placed on calendar.**

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

H. F. 766 Appropriations

SENATE RESOLUTION 8

By Ramsey

Whereas, the state of Iowa faces an immediate fuel crisis of unknown duration; and

Whereas, the agricultural and industrial needs of this state are immi-

nently affected by the growing fuel shortage, and Iowa's economy and the well-being of its citizens are being jeopardized, *Now Therefore*,

Be It Resolved by the Senate, That the governor is urged to rescind his annual order sending national guard units to training camps outside the borders of this state in order that the fuel consumed on these trips be conserved; and

Be It Further Resolved, That the governor direct all department heads of state agencies to institute policies and procedures to curtail the use of gasoline and other fuels; and

Be It Further Resolved, That the executive branch undertake the study of the use of fuel in this state and the possibility of establishing a system of priorities for the use of fuel at times when the fuel shortage has a detrimental effect on the economy of this state and the well-being of its citizens; and

Be It Further Resolved, That recommendations for legislation based on the study conducted by the executive branch be submitted to the Sixty-fifth Iowa General Assembly meeting in the year 1974.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following Senators to the Interstate Cooperation Commission for two-year terms beginning May 1, 1973, in accordance with Chapter 28B.1, Code 1973: James W. Griffin, Sr., John Murray, William Palmer, W. R. Rabedaux and James F. Schaben.

REPORT OF CONTEST COMMITTEE

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 Arlo Hullinger, contestant, and Richard Ramsey, incumbent, for the position of Senator from the Forty-seventh Senatorial District of Iowa, submit the following report:

This committee met on numerous occasions. All members have examined the statement contesting the results of the special election held January 4, 1973, and the affidavits accompanying the same. The committee physically counted each ballot cast in the said election and examined all ballots marked "disputed" or which were not counted. The result of this actual count reflected that the incumbent, Richard Ramsey, received 4,013 votes and the contestant, Arlo Hullinger, received 3,987 votes.

The affidavits indicate that the affiants believe there were possible violations of state law governing elections in this election but the committee is unable to segregate the ballots cast under the conditions complained of in the affidavits. If there were, in fact, violations of state law, these may be attended to through the regular criminal law procedures, including presentation of evidence to the appropriate authorities and grand juries. Because of disparities between counties in the method of conducting this election, your committee recommends that our state laws on elections be followed and that the Secretary of State and the respective County Auditors see to it that uniformity in such methods is obtained.

The committee visited personally and at length with the contestant and after due consideration of the ballots recounted, of the affidavits and of statement of contest and after conferring with the contestant, your com-

mittee unanimously determined that the official certification showing the incumbent, Richard Ramsey, to be duly elected to the office of State Senator from the Forty-seventh Senatorial District to be correct. The committee unanimously declares that Richard Ramsey be declared to be the duly elected Senator from the Forty-seventh Senatorial District, and that his seat in the Senate be confirmed.

Respectfully submitted,

RALPH F. McCARTNEY, Chairman
BASS VAN GILST
CALVIN O. HULTMAN
W. R. RABEDAUX
EARL M. WILLITS

REPORTS OF COMMITTEES

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **House File 146**, a bill for an act relating to an increase in certain county fees, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the **Kennedy-McCartney amendment, S—626, filed May 21, 1973, and found on page 1360 of the Senate Journal, and when so amended the bill do pass.**

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 678**, a bill for an act to legalize and validate the proceedings of the City Council of the City of Sac City, Sac County, State of Iowa, in connection with the award of a contract and the levying of special assessments for the construction of Sanitary Sewer Program No. 1, 1972, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 732**, a bill for an act to legalize and validate the proceedings of the City Council of the City of Muscatine, Iowa, preliminary to and in connection with an election on the proposition of annexing certain territory to the City of Muscatine, and declaring the validity of said proceedings and said election, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—697

- 1 Amend Senate File 557, page 2, by adding after line 17 the
- 2 following:

- 3 "3. The distribution provisions of subsections one (1)
4 and two (2) of this section shall take effect July 1, 1976."

WARREN E. CURTIS
GEORGE R. KINLEY

S—701

- 1 Amend Senate File 581 as follows:

- 2 1. Page 2, following line 10, insert the following:

3 "Sec. 2. The legislative council shall appoint a liaison com-
4 mittee consisting of members who serve on the joint subcommittee
5 on transportation and law enforcement of the committees on appro-
6 priations, to review the operations of the Iowa crime commission.
7 The legislative council shall authorize the meetings of the
8 liaison committee. The liaison committee may require reports from
9 the Iowa crime commission and shall meet with the Iowa crime com-
10 mission or with any person for the purpose of obtaining informa-
11 tion. A report of the findings and recommendations of the
12 liaison committee shall be made to the legislative council and
13 to the members of the general assembly. Per diem and expenses
14 of the liaison committee shall be paid in the same amounts and
15 in the same manner that subcommittees of standing committees are
16 paid, from funds available under section two point twelve (2.12)
17 of the Code."

- 18 2. By renumbering the remaining sections.

CLIFTON C. LAMBORN
EUGENE M. HILL
LUCAS J. DeKOSTER
WILLIAM P. WINKELMAN
GENE W. GLENN

S—700

- 1 Amend the amendment S—679 to Senate File 583 as follows:

- 2 1. Page 2, line 21 by striking the word "five" and
3 inserting in lieu thereof the word "one".
4 2. Page 3, line 2 by striking the word "five" and
5 inserting in lieu thereof the word "one".

GENE W. GLENN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, May 31, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MAY 31, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Rabbi Barry Cytron, pastor of the Tifereth Israel Synagogue, Des Moines, Iowa.

The Journal of Wednesday, May 30, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. J. R. Miller, Wellman, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Forty-four students from Marshalltown Community School, Marshalltown, Iowa, accompanied by Mrs. T. Butler, Mrs. Hickson, Mrs. R. Carter and Miss Jan Steward. Senator Miller.

Thirty-six 4-H Club members from Howard County, accompanied by Jan Moore. Senator McCartney.

PETITION

The following petition was presented and placed on file:

By Senator Bergman, from fourteen members of the Sibley Volunteer Fire Department, Sibley, Iowa, opposing House File 244, providing that all emergency vehicles may use flashing blue or red lights.

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 196, a bill for an act relating to state libraries and providing for penalties.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 441, a bill for an act relating to the salaries of county officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 558, a bill for an act to appropriate funds from the general fund of the state to the state historical society.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 559, a bill for an act appropriating funds from general fund of the state to the department of revenue for administrative purposes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 560, a bill for an act making an appropriation for membership in the midwest nuclear compact.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 561, a bill for an act to make appropriation from motor vehicle fuel tax fund to the state comptroller.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 562, a bill for an act to make an appropriation from motor vehicle fuel tax fund to the department of revenue.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 196

1 Amend Senate File 196, as amended and passed by the
2 Senate, as follows:

3 1. Page 2, line 8, by striking the word "governor"
4 and inserting in lieu thereof the words "state library
5 commission".

6 2. Page 2, line 10, by striking the word "governor"
7 and inserting in lieu thereof the words "state library
8 commission".

9 3. Page 2, by striking all of lines 16 through 24
10 and inserting in lieu thereof the following:
11 "of the supreme court administrator, and four
12 members appointed by the governor and serving four-
13 year terms, one member of which shall be from the
14 medical profession and three members selected at large,
15 each based on their qualifications to serve as
16 commission members. The appointed members of the
17 commission shall be appointed for terms of one, two,
18 three and four years and all subsequent appointments
19 shall be for the full four-year term."

20 4. Page 4, line 17, by inserting after the second
21 word "librarian" the following: "with the approval
22 of the state library commission".

23 5. Page 4, line 29, by inserting after the word
24 "librarian" the following: "with the approval of
25 the state library commission and the Iowa supreme court".

HOUSE AMENDMENT TO SENATE FILE 441

1 Amend Senate File 441, as passed by the Senate
2 and reprinted, as follows:

3 1. Page 1, by inserting after line 12 the following:

4 Sec. 2. Section three hundred thirty-one
5 point twenty-two (331.22), unnumbered paragraph
6 three (3), Code 1973, is amended to read as follows:

7 In counties of forty thousand population or less,
8 the board of supervisors may on their own motion
9 elect to receive their compensation on a per diem
10 basis. If they so elect, the members of the board
11 of supervisors shall each receive [twenty-five] *forty*
12 dollars per day for each day actually in session or
13 employed on committee service or as a ditch or drain-
14 age board considering drainage matters. No such
15 member shall receive per diem pay in excess of [five]
16 *six* thousand dollars in any one calendar year. In
17 addition, he shall receive ten cents for every mile
18 traveled in going to and from sessions and in
19 going to and from the place of performing committee
20 service, however, such mileage payment shall not
21 exceed one thousand dollars per year.

22 2. Page 1, by striking lines 14 through 21,
23 inclusive, and inserting in lieu thereof the
24 following:

25 "Code 1973, is amended by striking the section

Page 2

1 and inserting in lieu thereof the following:

2 340.1 COMPENSATION OF AUDITOR, TREASURER, RECORD-
ER,

3 AND CLERK. The annual compensation of the county
4 auditor, county treasurer, county recorder, and clerk
5 of the district court shall be computed from the
6 following schedule:

7 Population of County	Salary
8 0 to 7,500	\$ 9,200
9 7,501 to 10,000	9,400
10 10,001 to 12,500	9,600
11 12,501 to 15,000	9,800
12 15,001 to 17,500	10,000
13 17,501 to 20,000	10,200
14 20,001 to 30,000	10,500
15 30,001 to 50,000	11,500
16 50,001 to 100,000	12,500
17 100,001 to 200,000	14,000
18 200,001 and over	17,000"

19 3. Page 1, by striking line 22 and page 2, by
20 striking lines 1 through 23, inclusive, and inserting
21 in lieu thereof the following:

22 Sec. 4. Section three hundred forty point
23 seven (340.7), Code 1973, is amended to read as
24 follows:

25 340.7 SHERIFF. Each sheriff shall receive for

Page 3

- 1 his annual salary in counties having a population
2 of:
3 1. Less than ten thousand, [eight] *ten thousand*
4 *dollars.*
5 2. Ten thousand and less than twenty thousand,
6 [eight] *ten thousand five hundred dollars.*
7 3. Twenty thousand and less than thirty thousand,
8 [nine] *eleven thousand dollars.*
9 4. Thirty thousand and less than forty thousand,
10 [nine thousand five hundred] *eleven thousand seven*
11 *hundred fifty dollars.*
12 5. Forty thousand and less than fifty thousand,
13 [ten thousand] *twelve thousand two hundred fifty dollars.*
14 6. Fifty thousand and less than sixty thousand,
15 [ten thousand five hundred] *twelve thousand seven*
16 *hundred fifty dollars.*
17 7. Sixty thousand and less than seventy-five
18 thousand, [eleven thousand] *thirteen thousand five*
19 *hundred dollars.*
20 8. Seventy-five thousand and less than one
21 hundred thousand, [eleven] *fourteen thousand [five*
22 *hundred] dollars.*
23 9. One hundred thousand and less than one
24 hundred fifty thousand, [twelve thousand] *fourteen*
25 *thousand five hundred dollars.*

Page 4

- 1 10. One hundred fifty thousand and less than
2 two hundred thousand, [fourteen thousand] *sixteen*
3 *thousand five hundred dollars.*
4 11. Two hundred thousand and less than three
5 hundred thousand, [fifteen thousand] *seventeen thousand*
6 *five hundred dollars.*
7 12. In counties of three hundred thousand or more,
8 [sixteen thousand] *eighteen thousand five hundred*
9 *dollars.*
10 13. In counties where the sheriff is not furnished
11 a residence by the county, an additional sum of seven
12 hundred and fifty dollars per annum in addition to
13 the foregoing schedule. The foregoing additional
14 allowance for residence shall not be considered as
15 salary in computing the salary of deputies as provided
16 in section 340.8.
17 Sec. 5. Section three hundred forty point nine
18 (340.9), the first unnumbered paragraph and subsections
19 one (1) through nine (9), Code 1973, are amended to
20 read as follows:
21 340.9 COUNTY ATTORNEY. Each county attorney shall
22 receive as his *minimum* annual salary in counties
23 having a population of:
24 1. Less than [ten] *nine thousand population,*
25 [seven] *eight thousand dollars.*

Page 5

- 1 2. [Ten] *Nine thousand and less than [fifteen] twelve*
2 *thousand population, [seventy-five] eight thousand five*

3 hundred dollars.

4 3. [Fifteen] *Twelve* thousand and less than [twenty]
5 *fifteen* thousand population, [eight] *nine* thousand
6 dollars.

7 4. [Twenty] *Fifteen* thousand and less than [twenty-
8 *five*] *nineteen* thousand population, [eight] *nine* thousand
9 [five] *two* hundred *fifty* dollars.

10 5. [Twenty-five] *Nineteen* thousand and less than
11 [thirty] *twenty-five* thousand population, [nine] *ten*
12 thousand *two hundred fifty* dollars.

13 6. [Thirty] *Twenty-five* thousand and less than
14 thirty-five thousand population, [nine] *eleven* thousand
15 [five hundred] dollars.

16 7. Thirty-five thousand and less than fifty
17 thousand population, [ten] *twelve* thousand five hundred
18 dollars.

19 8. Fifty thousand and less than [seventy-five]
20 *eighty* thousand population, [eleven] *thirteen* thousand
21 *five hundred* dollars.

22 9. [Seventy-five] *Eighty* thousand and less than
23 one hundred thousand population, [twelve] *fifteen*
24 thousand dollars.

25 4. Page 2, line 26, by striking the words "may be"

Page 6

1 and all of lines 27, 28 and 29 and inserting in
2 lieu thereof the words "shall be granted on the
3 effective date of this Act."

4 5. Page 2, by inserting after line 29 the
5 following:

6 Sec. 7. *NEW SECTION*. There is created in each
7 county a county compensation commission which shall
8 consist of three members of the conference board of
9 the county and two other residents of the county
10 representing the general public. Of the commission
11 members who are members of the conference board of
12 the county, one member shall be a mayor of an in-
13 corporated city or town in the county, selected by
14 the mayors of the incorporated cities and towns in
15 the county; one member shall be a director of a
16 public school district located in the county,
17 selected by the directors of the public school
18 districts in the county at a convention called by
19 the county superintendent; and one member shall be
20 a member of the board of supervisors, selected by
21 the members of the board of supervisors of the
22 county. The remaining two members of the commission
23 shall be residents of the county who do not hold
24 another public office, selected by the members of
25 the conference board of the county to represent the

Page 7

1 general public.

2 Sec. 8. *NEW SECTION*. The members of the county
3 compensation commission shall be appointed to four-
4 year terms except that, of the initial commission

5 appointed, the three members of the commission who
6 are also members of the conference board of the county
7 shall serve two-year terms. Each term shall begin on
8 the first of July of the year of appointment and each
9 vacancy shall be filled for the unexpired term in the
10 same manner as the original appointment.

11 The members of the commission shall receive no
12 compensation, but they shall be reimbursed for their
13 actual and other necessary expenses incurred in the
14 performance of their official duties.

15 Sec. 9. *NEW SECTION.* The county compensation
16 commission shall select the chairman and vice chairman
17 of the commission annually from among its membership
18 except the member who is also a member of the board
19 of supervisors shall not be eligible for selection as
20 chairman. The commission shall meet at the call of
21 the chairman or upon written request of a majority of
22 its members. The board of supervisors shall provide
23 the necessary office facilities and the technical and
24 clerical assistance requested by the commission to
25 accomplish the purposes of sections seven (7) through

Page 8

1 seventeen (17) of this Act.

2 The concurrence of a majority of the members of the
3 commission shall determine any matter relating to its
4 duties.

5 Sec. 10. *NEW SECTION.* The county compensation
6 commission shall review the compensation paid to the
7 elective county officers and review the compensation
8 paid for comparable offices in other counties of this
9 state, other states, private enterprise, and the
10 federal government. Based on such review and other
11 factors deemed pertinent, the commission shall make
12 its determination as to the compensation levels for
13 the elective county officers.

14 During the month of January, 1975 and each two
15 years thereafter the commission shall report its
16 compensation determinations for the elective county
17 officers to the board of supervisors. The determina-
18 tions presented in the report of the commission shall
19 become effective on the first of July next following
20 its presentation if it is approved in total by the
21 board of supervisors. However, if it is not approved,
22 the board of supervisors, within thirty days after
23 receipt of the report, may state its objection to
24 the compensation report and request reconsideration
25 by the commission. If reconsideration is requested,

Page 9

1 the final report of the commission shall be
2 submitted to the board of supervisors not later
3 than the first of May. If the final report is not
4 approved by the board of supervisors, the compensation
5 of the elective county officers shall remain unchanged

6 for the next fiscal year.

7 **Sec. 11. NEW SECTION.** The expense of the county
8 compensation commission members and the salaries and
9 expenses of any technical and clerical assistance
10 provided by the board of supervisors shall be paid
11 from the general fund of the county.

12 **Sec. 12.** Section three hundred thirty-one point
13 twenty-two (331.22), Code 1973, is amended by
14 striking the section and inserting in lieu thereof the
15 following:

16 **331.22 COMPENSATION OF SUPERVISORS.** The board of
17 supervisors shall receive an annual salary or per
18 diem compensation determined by the county compensation
19 commission as provided in section ten (10) of this Act.

20 **Sec. 13.** Section three hundred forty point one
21 (340.1), Code 1973, is amended by striking the section
22 and inserting in lieu thereof the following:

23 **340.1 COMPENSATION OF AUDITOR, TREASURER, RE-
CORNER,**

24 **AND CLERK.** The annual salary of the county auditor,
25 county treasurer, county recorder, and clerk of the

Page 10

1 district court shall be determined by the county
2 compensation commission as provided in section ten
3 (10) of this Act.

4 **Sec. 14.** Section three hundred forty point
5 seven (340.7), Code 1973, is amended by striking
6 the section and inserting in lieu thereof the
7 following:

8 **340.7 COMPENSATION OF SHERIFF.** The annual salary
9 of the sheriff shall be determined by the county
10 compensation commission as provided in section ten
11 (10) of this Act.

12 **Sec. 15.** Section three hundred forty point nine
13 (340.9), Code 1973, is amended by striking the section
14 and inserting in lieu thereof the following:

15 **340.9 COMPENSATION OF COUNTY ATTORNEY.** The annual
16 salary of the county attorney shall be determined by
17 the county compensation commission as provided in
18 section ten (10) of this Act.

19 **Sec. 16.** Section three hundred forty point three
20 (340.3), Code 1973, is repealed.

21 **Sec. 17.** The provisions of sections seven (7)
22 through sixteen (16) of this Act shall be effective
23 July 1, 1974, and the annual salary or per diem
24 compensation of the members of the board of super-
25 visors, county treasurer, county auditor, county

Page 11

1 **recorder, county attorney, sheriff, and clerk of the**
2 **district court on and after July 1, 1974 shall be**
3 **the same salary or per diem compensation to which he**
4 **is entitled on June 30, 1974 until such compensation**
5 **or salary is modified by the county compensation**
6 **commission as provided in section ten (10) of this**

7 Act.

8 Sec. 18. Section five hundred nine A point one
9 (509A.1), Code 1973, is amended to read as follows:

10 509A.1 AUTHORITY OF GOVERNING BODY. The governing
11 body of the state, county, school district, city, town
12 or any institution supported in whole or in part by
13 public funds may establish plans for and procure
14 group insurance, health or medical service for the
15 employees of the state, county, school district, city,
16 town or tax-supported institution. *The county board of*
17 *supervisors may establish plans for and procure group*
18 *insurance, health or medical service for the county*
19 *auditor, the county treasurer, the county recorder,*
20 *the clerk of the district court, and the sheriff.*

21 6. By renumbering sections and correcting cross
22 references to conform to this amendment.

23 7. Page 1, line 1, by striking all after the
24 word "relating" and inserting in lieu thereof the
25 following: "to the compensation of county officers,

Page 12

1 the creation of county compensation commissions,
2 defining their powers and duties, and relating to
3 group insurance, health and medical service for
4 certain county officers."

CONSIDERATION OF BILLS**House File 721**

On motion of Senator Gluba, House File 721, a bill for an act making an appropriation from the general fund of the state to the Iowa reciprocity board, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—640 by the committee on appropriations and moved its adoption:

S—640

1 Amend House File 721, page 2, line 11, by striking the figure
2 "\$223,200" and inserting in lieu thereof the figure
3 "\$227,700".

The amendment was adopted.

Senator Gluba moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 721) the vote was:

Ayes, 41:

Andersen	Curtis	Glenn	Hill
Bergman	DeKoster	Gluba	Hultman
Blouin	Doderer	Griffin	Junkins
Coleman	Gallagher	Hansen	Kelly

Kennedy	Murray	Ramsey	Schwieger
Kinley	Nolin	Riley	Scott
Lamborn	Nystrom	Robinson	Shaff
McCartney	Orr	Rodgers	Tieden
Miller of Marshall	Plymat	Schaben	Willits
Milligan	Potter	Schwengels	Winkelman
	Priebe		

Nays, none.

Voting present, 1:

Heying

Absent or not voting, 8:

Briles	Miller of	Rabedaux	Taylor
Kyhl	Des Moines	Shaw	Van Gilst
	Palmer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 721** be immediately messaged to the House, which request was complied with.

House File 704

On motion of Senator Willits, House File 704, a bill for an act raising the compensation paid to members of certain boards and commissions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—511, found on pages 1133 and 1134 of the Senate Journal and recommended by the committee on appropriations, and moved its adoption:

The amendment was adopted.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 704) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Plymat	Shaff
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 6:

Briles	Miller of	Palmer	Taylor
Kyhl	Des Moines	Rabedeaux	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 704** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Andersen asked and received unanimous consent that **Senate File 152** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

House File 748

On motion of Senator Shaw, House File 748, a bill for an act appropriating funds to the vehicle dispatcher's depreciation fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 748) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Kelly	Palmer	Scott
DeKoster	Kennedy	Plymat	Shaff
Doderer	Kinley	Potter	Shaw
Glenn	Lamborn	Priebe	Tieden
Gluba	McCartney	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 7:

Briles	Miller of	Nolin	Taylor
Gallagher	Des Moines	Rabedeaux	
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 750

On motion of Senator Shaw, House File 750, a bill for an act making an appropriation to the moneys and credits replacement fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney took the chair at 9:48 a.m.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 750) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Palmer	Shaw
Doderer	Kinley	Plymat	Tieden
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.**Absent or not voting, 5:**

Kyhl	Rabedeaux	Schwieger	Taylor
Nolin			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 751

On motion of Senator Shaw, House File 751, a bill for an act relating to payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 751) the vote was:

Ayes, 47:

Andersen	Briles	DeKoster	Glenn
Bergman	Coleman	Doderer	Gluba
Blouin	Curtis	Gallagher	Griffin

Hansen	Miller of	Palmer	Schaben
Heying	Des Moines	Plymat	Schwengels
Hill	Miller of	Potter	Scott
Hultman	Marshall	Priebe	Shaff
Junkins	Milligan	Rabedeaux	Shaw
Kelly	Murray	Ramsey	Tieden
Kennedy	Nolin	Riley	Van Gilst
Kinley	Nystrom	Robinson	Willits
Lamborn	Orr	Rodgers	Winkelman
McCartney			

Nays, none.

Absent or not voting, 3:

Kyhl	Schwieger	Taylor
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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 755

On motion of Senator Shaw, House File 755, a bill for an act making an appropriation from the general fund of the state to the Iowa employment security commission for the administration of the old-age and survivors' insurance system, federal social security system, and the pension and annuity retirement system for public school teachers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 755) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Kyhl	Schwieger
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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 passed the following bill in which the concurrence of the Senate is asked:

House File 745, a bill for an act to require permanent registration of all voters in the state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 745, a bill for an act to require permanent registration of all voters in the state, to revise and clarify laws prescribing procedures for preparing for, giving notice of, conducting and canvassing elections, and establishing the terms of office of certain elected officers, to more effectively implement previous legislation placing with the county commissioner of elections responsibility for conducting city, school and other elections, and reducing the penalty for certain violations.

Read first time and passed on file.

CONSIDERATION OF BILLS

House File 763

On motion of Senator Shaw, House File 763, a bill for an act to make an appropriation from the general fund of the state to the capitol planning commission, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered the following amendment S—676 by the committee on appropriations and moved its adoption:
S—676

- 1 Amend House File 763, page 2, line 8, by striking the
- 2 word "the" and inserting in lieu thereof the following
- 3 words "per diem of \$40 per day and".

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 763) the vote was:

Ayes, 47:

Andersen
Bergman
Blouin
Briles
Coleman

Curtis
DeKoster
Doderer
Gallagher
Glenn

Gluba
Griffin
Hansen
Heying
Hill

Hultman
Junkins
Kelly
Kennedy
Kinley

Lamborn	Nolin	Ramsey	Shaff
McCartney	Nystrom	Riley	Shaw
Miller of Des Moines	Orr	Robinson	Taylor
Miller of Marshall	Palmer	Rodgers	Tieden
Milligan	Potter	Schaben	Van Gilst
Murray	Priebe	Schwengels	Willits
	Rabedeaux	Scott	Winkelman

Nays, none.

Absent or not voting, 3:

Kyhl	Plymat	Schwieger
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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 Lamborn asked and received unanimous consent that House File 763 be immediately messaged to the House, which request was complied with.

House File 765

On motion of Senator Winkelman, House File 765, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle inspection fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 765) the vote was:

Ayes, 47:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of Des Moines	Priebe	Taylor
Glenn	Miller of Marshall	Rabedeaux	Tieden
Gluba	Milligan	Ramsey	Van Gilst
Griffin		Riley	Willits
Hansen		Robinson	Winkelman
Heying			

Nays, 1:

Blouin

Absent or not voting, 2:

Kinley	Kyhl
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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

Senate File 581

Senator Lamborn called up the following motion to reconsider filed by him on May 29, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 581 failed to pass the Senate on May 29, 1973.

On the question "Shall the motion to reconsider be adopted?" (S.F. 581) the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Hultman	Kinley	Kyhl	Van Gilst
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The motion prevailed.

Senator Lamborn moved to reconsider the vote by which Senate File 581 went to its last reading, which motion prevailed.

On motion of Senator Lamborn, Senate File 581, a bill for an act making an appropriation from the general fund to the Iowa crime commission, was taken up for reconsideration.

Senator Lamborn offered amendment S—701 filed by Senators Lamborn, Hill, et al., and moved its adoption:

S—701

1 Amend Senate File 581 as follows:

2 1. Page 2, following line 10, insert the following:

3 "Sec. 2. The legislative council shall appoint a liaison com-
4 mittee consisting of members who serve on the joint subcommittee
5 on transportation and law enforcement of the committees on appro-
6 priations, to review the operations of the Iowa crime commission.
7 The legislative council shall authorize the meetings of the
8 liaison committee. The liaison committee may require reports from
9 the Iowa crime commission and shall meet with the Iowa crime com-

10 mission or with any person for the purpose of obtaining informa-
 11 tion. A report of the findings and recommendations of the
 12 liaison committee shall be made to the legislative council and
 13 to the members of the general assembly. Per diem and expenses
 14 of the liaison committee shall be paid in the same amounts and
 15 in the same manner that subcommittees of standing committees are
 16 paid, from funds available under section two point twelve (2.12)
 17 of the Code."

18 2. By renumbering the remaining sections.

Amendment S—701 was adopted.

Senator Lamborn offered amendment S—702 filed by him and moved its adoption:

S—702

1 Amend Senate File 581, page 2, line 10, by striking the
 2 figure "\$-0-" and inserting in lieu thereof the figure
 3 "\$40,210".

Amendment S—702 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. 581) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 582

On motion of Senator Lamborn, Senate File 582, a bill for an act to appropriate funds from the general fund to the Iowa crime commission for the purpose of matching federal funds to support certain activities within local government units, was taken up for consideration.

Senator Lamborn offered amendment S—703 filed by him and moved its adoption:

S—703

- 1 Amend Senate File 582, page 2, line 14 by striking the
- 2 figure "\$-0-" and inserting in lieu thereof the figure
- 3 "\$186,000".

The amendment was adopted.

Senator Glenn asked and received unanimous consent to withdraw amendments S—690 and S—692 filed by Senators Glenn, et al., on May 29, 1973.

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. 582) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, none.

Absent or not voting, 5:

Doderer	Kyhl	Robinson	Van Gilst
Kinley			

President Neu took the chair at 11:30 a.m.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 582 be immediately messaged to the House, which request was complied with.

REPORT OF CONTEST COMMITTEE ADOPTED

Senator McCartney called up the following Report of Contest Committee filed on May 30, 1973, and moved its adoption:

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 Arlo Hullinger, contestant, and Richard Ramsey, incumbent, for the position of Senator from the Forty-seventh Senatorial District of Iowa, submit the following report:

This committee met on numerous occasions. All members have examined

the statement contesting the results of the special election held January 4, 1973, and the affidavits accompanying the same. The committee physically counted each ballot cast in the said election and examined all ballots marked "disputed" or which were not counted. The result of this actual count reflected that the incumbent, Richard Ramsey, received 4,013 votes and the contestant, Arlo Hullinger, received 3,987 votes.

The affidavits indicate that the affiants believe there were possible violations of state law governing elections in this election but the committee is unable to segregate the ballots cast under the conditions complained of in the affidavits. If there were, in fact, violations of state law, these may be attended to through the regular criminal law procedures, including presentation of evidence to the appropriate authorities and grand juries. Because of disparities between counties in the method of conducting this election, your committee recommends that our state laws on elections be followed and that the Secretary of State and the respective County Auditors see to it that uniformity in such methods is obtained.

The committee visited personally and at length with the contestant and after due consideration of the ballots recounted, of the affidavits and of statement of contest and after conferring with the contestant, your committee unanimously determined that the official certification showing the incumbent, Richard Ramsey, to be duly elected to the office of State Senator from the Forty-seventh Senatorial District to be correct. The committee unanimously declares that Richard Ramsey be declared to be the duly elected Senator from the Forty-seventh Senatorial District, and that his seat in the Senate be confirmed.

Respectfully submitted,

RALPH F. McCARTNEY, Chairman
BASS VAN GILST
CALVIN O. HULTMAN
W. R. RABEDEAUX
EARL M. WILLITS

The motion prevailed and the report was adopted.

Senator McCartney moved that Richard R. Ramsey, District 47, be seated as a permanent member of the Iowa Senate of the Sixty-fifth General Assembly.

On the question "Shall Richard R. Ramsey be seated as a permanent member of the Senate?" the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kelly	Palmer	Shaw
DeKoster	Kennedy	Plymat	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	

Nays, none.

Voting present, 1:

Ramsey

Absent or not voting, 3:

Kyhl	Miller of Des Moines	Schaben
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The motion prevailed and Senator Ramsey was seated as a permanent member of the Senate of the Sixty-fifth General Assembly.

REPORT OF INVESTIGATING COMMITTEE

Senator Tieden submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Walter R. Hagen of Waterville, Iowa, for appointment as a member of the Soil Conservation Committee for the State of Iowa under the provisions of Section 467A.4, Code 1973, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

DALE L. TIEDEN, Chairman
RICHARD R. RAMSEY
BASS VAN GILST

The motion prevailed and the report was adopted.

Senator Tieden moved the appointment of Walter R. Hagen as a member of the State Soil Conservation Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Hultman	Nystrom	Schaben
Blouin	Kelly	Orr	Schwengels
Briles	Kennedy	Palmer	Schwieger
Coleman	Kinley	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	McCartney	Priebe	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gallagher	Marshall	Ramsey	Tieden
Glenn	Milligan	Riley	Van Gilst
Gluba	Murray	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman
Hill			

Nays, none.

Voting present, 1:

Heying

Absent or not voting, 5:

Bergman	Junkins	Kyhl	Miller of Des Moines
Griffin			

President Neu declared the appointment of Walter R. Hagen as a member of the State Soil Conservation Committee confirmed for the regular six-year term ending June 30, 1979.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 240.

On motion of Senator Doderer, House File 240, a bill for an act relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a

House File 240

special mental retardation unit in facilities outside those institutions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered the following amendment S—338 filed by Senators Doderer and Schwieger:

S—338

- 1 Amend House File 240 as amended and passed by the
- 2 House as follows:
- 3 1. Page 1, line 12, by inserting after the word
- 4 "*superintendent*" the words "*or other social agencies under*
- 5 *the supervision of the Iowa department of social services*".
- 6 2. Page 4, by striking in lines 7 and 8 the words
- 7 "*state director*" and inserting in lieu thereof the words
- 8 "*Iowa department of social services*".
- 9 3. Page 4, line 12, by striking the words "*state*
- 10 *director*" and inserting in lieu thereof the word
- 11 "*department*".

Senator Doderer offered amendment S—465 to the amendment and moved its adoption:

S—465

- 1 Amend the Doderer and Schwieger amendment S—338 to
- 2 House File 240 by striking in line 4 the word "*or*" and
- 3 inserting in lieu thereof the words "*in cooperation with*".

The amendment to the amendment was adopted.

On motion of Senator Doderer, the amendment as amended 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?" (H.F. 240) the vote was:

Ayes, 43:

Andersen	Hansen	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Marshall	Ramsey	Willits
Griffin	Milligan	Riley	Winkelman

Nays, none.

Absent or not voting, 7:

Briles	Hultman	Miller of	Robinson
Heying	Kyhl	Des Moines	Rodgers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 240** be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Doderer asked and received unanimous consent that **Senate File 91** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 28.

House File 28

On motion of Senator McCartney, House File 28, a bill for an act relating to a free copy of the laws of Iowa, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney offered amendment S—515 by the committee on judiciary and moved its adoption:

S—515

- 1 Amend House File 28, as amended and passed by the House,
- 2 as follows:

- 3 1. Page 1, by adding the following after line 2:
 4 "Section 1. Section sixteen point twenty-four (16.24),
 5 subsection five (5), Code 1973, is amended to read as follows:
 6 5. To each judge of the supreme court and to each judge
 7 of the district court [including], two copies; and to each
 8 district associate judge and each judicial
 9 magistrate 1 copy
 10 2. By renumbering the remaining bill sections.

The amendment was adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 28) the vote was:

Ayes, 43:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Plymat	Tieden
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	
Griffin			

Nays, none.

Absent or not voting, 7:

Hultman	Miller of	Rabedeaux	Rodgers
Kyhl	Des Moines	Robinson	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 28** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator McCartney asked and received unanimous consent that **Senate File 95** and **Senate File 241** be **withdrawn** from further consideration of the Senate.

REPORTS OF INVESTIGATING COMMITTEES

Senator Willits submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Jerry L. Addy of Des Moines, Iowa, for appointment as the Commissioner of Labor for the State of Iowa under the provision

of Section 91.2, Code 1973, for a regular two-year term beginning July 1, 1973, and ending June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

EARL M. WILLITS, Chairman
LEONARD C. ANDERSEN
RALPH W. POTTER

The motion prevailed and the report was adopted.

Senator Willits moved the appointment of Jerry L. Addy as Commissioner of Labor be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 41:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Schaben
Blouin	Heying	Nolin	Schwengels
Briles	Hill	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall		

Nays, none.

Absent or not voting, 9:

Hultman	Miller of	Robinson	Shaff
Junkins	Des Moines	Rodgers	Tieden
Kyhl	Rabedaux		

The Chair declared the appointment of Jerry L. Addy as Commissioner of Labor confirmed for the regular two-year term ending June 30, 1975.

Senator Briles submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of George Annan of Clarinda, Page County, Iowa, as a member of the Soil Conservation Committee under the provisions of Section 467A.4, Code 1973, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES E. BRILES, Chairman
CHARLES P. MILLER
RAY TAYLOR

The motion prevailed and the report was adopted.

Senator Briles moved the appointment of George Annan as a member of the State Soil Conservation Committee be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 9:

Doderer	Miller of	Rabedaux	Rodgers
Hultman	Des Moines	Robinson	Tieden
Kyhl	Nolin		

The Chair declared the appointment of George Annan as a member of the State Soil Conservation Committee confirmed for the regular six-year term ending June 30, 1979.

Senator Briles submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Perry L. Christiansen of Kent, Union County, Iowa, as a member of the Natural Resources Council for the State of Iowa under the provisions of Section 455A.4, Code 1973, for a regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES E. BRILES, Chairman
ELIZABETH MILLER
GENE W. GLENN

The motion prevailed and the report was adopted.

Senator Briles moved the appointment of Perry L. Christiansen as a member of the Natural Resources Council be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 42:

Andersen	DeKoster	Heying	Lamborn
Bergman	Gallagher	Hill	McCartney
Blouin	Glenn	Junkins	Miller of
Briles	Gluba	Kelly	Marshall
Coleman	Griffin	Kennedy	Milligan
Curtis	Hansen	Kinley	Murray

Nystrom	Priebe	Schwengels	Taylor
Orr	Ramsey	Schwieger	Van Gilst
Palmer	Riley	Scott	Willits
Plymat	Robinson	Shaff	Winkelman
Potter	Shabben	Shaw	

Nays, none.

Absent or not voting, 8:

Doderer	Miller of	Nolin	Rodgers
Hultman	Des Moines	Rabedeaux	Tieden
Kyhl			

The Chair declared the appointment of Perry L. Christiansen as a member of the Natural Resources Council confirmed for the regular six-year term ending June 30, 1979.

Senator Kelly submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jane B. Smith of Sioux City, Iowa, for appointment as a member of the Air Quality Commission of the Iowa Department of Environmental Quality under the provisions of Section 455B.4 of the 1973 Code of Iowa, for the term beginning July 1, 1973, and ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

E. KEVIN KELLY, Chairman
W. R. RABEDEAUX
JAMES GALLAGHER

The motion prevailed and the report was adopted.

Senator Kelly moved the appointment of Mrs. Jane B. Smith as a member of the Air Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Shabben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 6:

Doderer	Miller of	Rabedeaux	Tieden
Kyhl	Des Moines	Rodgers	

The Chair declared the appointment of Mrs. Jane B. Smith as a member of the Air Quality Commission of the Department of Environmental Quality confirmed for the regular term ending June 30, 1974.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 176.

Senate File 176

On motion of Senator Briles, Senate File 176, a bill for an act relating to property exchanges between a school corporation and the state or a state agency, 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. 176) the vote was:

Ayes, 43:

Andersen	Griffin	Milligan	Robinson
Bergman	Hansen	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman

Nays, 1:

Heying

Absent or not voting, 6:

Hill	Miller of	Rabedeaux	Shaw
Kyhl	Des Moines	Rodgers	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 176 be immediately messaged to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 510.

Senate File 510

On motion of Senator Curtis, Senate File 510, a bill for an act relating to persons permitted to inspect certain records and reports of the employment security commission, was taken up for consideration.

Senator Curtis asked and received unanimous consent that **House File 687** be substituted for **Senate File 510**.

House File 687

On motion of Senator Curtis, House File 687, a bill for an act relating to persons permitted to inspect certain records and reports of the employment security commission, was taken up for consideration.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 687) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 6:

Hill	Miller of	Rabedeaux	Schaben
Kyhl	Des Moines	Rodgers	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Curtis asked and received unanimous consent that **Senate File 510** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

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 Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 315, a bill for an act to prohibit the allocation of sales tax receipts to the road use tax fund.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 315

- 1 Amend the Senate amendment to House File 315 as
2 amended and passed by the House, as follows:
3 1. By striking line 3, and inserting in lieu
4 thereof the following:
5 "1. Page 2, line 13, by inserting after the word
6 'of' the words 'sections one (1), two (2), and three
7 (3) of' ".
8 2. By striking lines 5 through 26, inclusive, and
9 inserting in lieu thereof the following:
10 Sec. 5. Notwithstanding the provisions of sub-
11 section four (4) of section four hundred twenty-two
12 point sixty-nine (422.69) of the Code, during the
13 last quarter of the fiscal year ending June 30, 1975
14 an amount equal to ten percent of the net receipts
15 from two-thirds of the sales tax collected under
16 division four (IV) of chapter four hundred twenty-
17 two (422) of the Code, less any amount which may be
18 transferred by law during such fiscal year for motor
19 vehicle registration plates, shall be transferred to
20 the road use tax fund only if the unencumbered
21 balance in the general fund of the state on June 30,
22 1973, computed on a basis consistent with prior years,
23 plus the receipts to the general fund of the state
24 during the fiscal year beginning July 1, 1973 and
25 ending June 30, 1974, as certified by the state

Page 2

- 1 comptroller to the governor, did total eight hundred
2 eighty-three million (883,000,000) dollars or more.
3 If the unencumbered balance in the general fund of the
4 state on June 30, 1973, plus the total receipts to
5 the general fund of the state during the fiscal year
6 beginning July 1, 1973 and ending June 30, 1974, did
7 not total eight hundred eighty-three million
8 (883,000,000) dollars or more, funds which would
9 otherwise be deposited in the road use tax fund
10 during the last quarter of the fiscal year beginning
11 July 1, 1974 and ending June 30, 1975, pursuant to
12 subsection four (4) of section four hundred twenty-
13 two point sixty-nine (422.69) of the Code, shall be
14 credited to the general fund of the state."

15 3. By striking lines 28 and 29 and inserting in
 16 lieu thereof the words "words ' , providing an effective
 17 date, and providing for the existence of a condition
 18 precedent prior to the transfer of funds during
 19 the last quarter of the fiscal year beginning July 1,
 20 1974' ".

INTRODUCTION OF BILL

Senate File 586, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public instruction.

Read first time and placed on calendar.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report it has had the following bills under consideration and recommends they be placed on the steering committee calendar:

S. F. 184	H. F. 383	S. F. 569
H. F. 375	H. F. 459	S. F. 86
S. F. 545	H. F. 670	

CLIFTON C. LAMBORN, Chairman

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. R. 8 State government
 S. F. 584 Ways and means
 H. F. 745 State government

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 30, 1973, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 108—Relating to games of skill, games of chance, raffles, providing a tax and providing penalties.

A communication was received from the Governor announcing that on May 31, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 537—Making an appropriation from the general fund of the state to the Iowa Drug Abuse Authority.
 S. F. 538—Making an appropriation from the general fund of the state of Iowa to the Board of Parole.

PROOF OF PUBLICATION

Published copy of Senate File 585 and verified proof of publication of said bill in *The Knoxville Express* for one week, commencing May 17, 1973,

was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN
Secretary of the Senate

EXPLANATIONS OF VOTES

MR. PRESIDENT: I did not vote on the Rules of Procedure 1973-74, Senate Rules Governing Lobbyists, because I left the Senate chamber early to go back to my hotel room to doctor a sore throat. Had I been present I would have voted "Nay" on both the committee on ethics amendments.

JAMES W. GRIFFIN, SR.

MR. PRESIDENT: I was called out of the Senate chamber when the vote was taken for the confirmation of George Annan as a member of the State Soil Conservation Committee. Had I been present I would have voted "Aye".

CALVIN O. HULTMAN

MR. PRESIDENT: I was in the office of the Legislative Service Bureau when the votes were taken on the appointments of Perry Christiansen, George Annan, Jerry L. Addy and Mrs. Jane B. Smith. Had I been present I would have voted "Aye".

DALE L. TIEDEN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate 571**, a bill for an act to grant a credit for all livestock valued and assessed on January 1, 1973, for which taxes would otherwise be due in 1974 and succeeding years and making an appropriation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 656**, a bill for an act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 752**, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions, begs

leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—712

- 1 Amend House File 752, page 2, as follows:
- 2 1. By striking line 11, and inserting in lieu
- 3 thereof the following:
- 4 "poses: \$ 273,850 \$ 304,030
- 5 2. By striking line 15, and inserting in lieu
- 6 thereof the following:
- 7 "poses: \$ 349,440 \$ 362,520
- 8 3. By striking line 19, and inserting in lieu
- 9 thereof the following:
- 10 "poses: \$ 162,580 \$ 166,600
- 11 4. By striking line 35, and inserting in lieu
- 12 thereof the following:
- 13 "purposes: \$ 230,570 \$ 238,750

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 769**, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the control of the department of social services, including repairs, improvements, replacements or alterations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 327**, a bill for an act to permit the state superintendent of banking to establish a retirement system for employees of the department of banking, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—710

- 1 Amend Senate File 327 as follows:
- 2 1. Page 1, lines 9 and 10, by striking the words "superinten-
- 3 dent of banking" and inserting in lieu thereof the words "state
- 4 banking board".
- 5 2. Page 1, lines 17, by striking the word "superintendent"
- 6 and inserting in lieu thereof the words "department of banking".
- 7 3. Page 1, line 22, by striking the word "superintendent"
- 8 and inserting in lieu thereof the words "department of banking".
- 9 4. Page 1, line 1, by striking the words "superintendent of
- 10 banking" and inserting in lieu thereof the words "banking board".

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 290**, a bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 526**, a bill for an act relating to the examination of insurance companies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 608**, a bill for an act relating to the length of vehicles used for the transportation of vehicles and boats, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 639**, a bill for an act relating to the annual certificate of authority of insurance companies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 679**, a bill for an act to legalize and validate the proceedings of Board of Trustees of the Stuart Municipal Utilities of the Town of Stuart, Iowa, in the Counties of Adair and Guthrie, State of Iowa, in amending certain Resolutions for the authorization and issuance of Water Revenue Bonds, dated March 15, 1963, and March 1, 1967, to increase the maximum rates which may be charged to consumers of water, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—707

1 Amend Senate File 381, page 3, by striking lines 16 through 19
 2 and inserting in lieu thereof the following:
 3 "a fuel tax credit shall attach the original invoices showing the
 4 purchase of the fuel on which a credit is claimed. No invoice is
 5 acceptable in support of a claim for credit unless it is a sep-
 6 arate serially numbered invoice covering no more than one purchase
 7 of motor fuel or special fuel, prepared by the seller on a form
 8 approved by the department with double faced carbon paper under
 9 the original, nor unless it is legibly written with no correc-
 10 tions or erasures and shows the date of sale, the name and address
 11 of the seller and of the purchaser, the kind of fuel, the gallon-
 12 age in words and figures, the per gallon price of the fuel, the
 13 per gallon rate of any tax added to the fuel price, the total
 14 purchase price including the Iowa fuel tax, and that the total
 15 purchase price has been paid. However, as to refund invoices
 16 made on a billing machine the department may waive these require-
 17 ments. If an original invoice is lost or destroyed, the depart-
 18 ment may approve a credit supported by a copy identified and
 19 certified by the seller as being a true copy of the original.
 20 Each person or corporation that claims a fuel tax credit shall
 21 maintain complete records of purchases of motor fuel or special
 22 fuel on which Iowa fuel tax was paid, and for which a fuel tax
 23 credit is claimed."

RAY TAYLOR

S—711

1 Amend Senate File 570 as follows:
 2 1. Page 5, by adding after line 16 the following:
 3 "Sec. There is appropriated from the general fund of the
 4 state for the biennium beginning July 1, 1973, and ending June 30,
 5 1975 to the department of social services for the aid to depen-
 6 dent children program, in addition to any other amounts appro-
 7 priated to the department for that purpose by the Sixty-fifth
 8 General Assembly, 1973 session, the following amounts or so much
 9 thereof as may be necessary:

	1973-74	1974-75
10		
11	Fiscal Year	Fiscal Year
12	\$6,883,000	\$14,586,000

13 Sec. During the period beginning January 1, 1974, and
 14 ending July 1, 1975, when the board of supervisors of any county
 15 determines by resolution that the poor fund levy is not suffi-
 16 cient to provide temporary assistance to persons who have applied
 17 for aid to dependent children or for certain foster care programs
 18 or that modifications in present or previous state or federal
 19 assistance programs for aid to dependent children, aid to the
 20 blind, aid to the disabled and certain foster care programs have
 21 created an unfunded obligation on the county, it may levy an
 22 additional tax which shall not exceed three-quarters of one mill
 23 on all property in the county. Warrants may be issued to provide
 24 the funds as needed until the levy and collection of taxes is
 25 accomplished. The board of supervisors shall not levy such

Page 2

- 1 additional taxes or issue warrants until the action is approved
- 2 by the state board of appeals."
- 3 2. Page 1, line 2, by adding after the word "disabled" the
- 4 words "and making an appropriation".

COMMITTEE ON APPROPRIATIONS
LUCAS J. DeKOSTER, Chairman

S—709

- 1 Amend Senate File 571 as follows:
- 2 1. Page 2, by striking lines 4 through 7 and inserting in
- 3 lieu thereof the following:
- 4 1. All horses, cattle, mules, and asses over one year of age
- 5 and all sheep and swine over nine months of age shall be exempt
- 6 from taxation and shall not be assessed after July 1, 1973. There
- 7 is granted a credit against the assessed value of such livestock
- 8 as assessed for taxation as of January 1, 1973.
- 9 2. Page 3, by inserting after line 24 the following new
- 10 section:
- 11 Sec. Section four hundred twenty-seven point thirteen
- 12 (427.13), Code 1973, is amended by striking subsections two (2)
- 13 and three (3).

ROGER J. SHAFF

S—708

- 1 Amend Senate File 571 as follows:
- 2 1. Page 2, line 6, by inserting after the figure "(3)" the
- 3 words "and section four hundred twenty-eight point seventeen
- 4 (428.17)".
- 5 2. Page 2, line 9, by inserting after the word "livestock"
- 6 the words "and all stocks of merchandise".
- 7 3. Page 2, line 13, by inserting after the word "livestock"
- 8 the words "and stocks of merchandise".
- 9 4. Page 2, line 18, by inserting before the word "assessed"
- 10 the words "and stocks of merchandise".
- 11 5. Page 2, line 28, by inserting after the word "livestock"
- 12 the words "and stocks of merchandise".
- 13 6. Amend the title, page 1, line 1, by inserting after the
- 14 word "livestock" the words "and stocks of merchandise".

ELIZABETH SHAW

S—706

- 1 Amend Senate File 583, page 10, line 30, by inserting
- 2 after the period the following: "The commission shall provide
- 3 for the confidentiality of the records of a candidate or
- 4 political committee during the investigation and hearing
- 5 process and shall provide for confidential hearings if
- 6 requested by either party to the complaint."

JOHN S. MURRAY

S—705

- 1 Amend S—679 to Senate File 583, page 4, by striking lines
- 2 3 and 4 and inserting in lieu thereof the following: "20.
- 3 Page 10, by striking line 12 and inserting in lieu thereof
- 4 1. 10 citizen".

JOHN S. MURRAY

S—704

- 1 Amend Senate File 585, page 2, by striking lines
- 2 17 through 22, inclusive.

BASS VAN GILST

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, June 1, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, JUNE 1, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend David Hykes, pastor of the Ankeny Church of the Brethren, Ankeny, Iowa.

The Journal of Thursday, May 31, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. C. Wooters, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schwengels for the day on request of Senator Junkins.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-five students from Villisca Community School, Villisca, Iowa, accompanied by Judy Snetselaar and Bernice Guffy. Senator Briles.

Thirty students from Washington Elementary School, Des Moines, Iowa, accompanied by their instructor, Mrs. Mickey. Senator Kinley.

Seven 4-H Club members from Charles City, Iowa, accompanied by Mrs. Hauser and Mrs. Heddens. Senator McCartney.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 193.

House File 193

On motion of Senator Kinley, House File 193, a bill for an act relating to the movement of vehicles and loads of excessive size

and weight under permit during daylight hours and holidays, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rabedeaux asked and received unanimous consent to withdraw amendment S—498 filed by him on May 3, 1973.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 193) the vote was:

Ayes, 41:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nystrom	Schwieger
Briles	Hultman	Plymat	Scott
Coleman	Junkins	Potter	Shaff
Curtis	Kelly	Priebe	Shaw
Doderer	Kinley	Rabedeaux	Taylor
Gallagher	Lamborn	Ramsey	Tieden
Glenn	McCartney	Riley	Van Gilst
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, 2:

Kennedy Orr

Absent or not voting, 7:

DeKoster	Miller of	Milligan	Schwengels
Kyhl	Des Moines	Palmer	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 193 passed the Senate on June 1, 1973.

JAMES V. GALLAGHER

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 315

Senator Potter called up for consideration House File 315, a bill for an act to prohibit the allocation of sales tax receipts to the road use tax fund, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 315 as
- 2 amended and passed by the House, as follows:
- 3 1. By striking line 3, and inserting in lieu
- 4 thereof the following:

5 "1. Page 2, line 13, by inserting after the word
6 'of' the words 'sections one (1), two (2), and three
7 (3) of'".

8 2. By striking lines 5 through 26, inclusive, and
9 inserting in lieu thereof the following:

10 Sec. 5. Notwithstanding the provisions of sub-
11 section four (4) of section four hundred twenty-two
12 point sixty-nine (422.69) of the Code, during the
13 last quarter of the fiscal year ending June 30, 1975
14 an amount equal to ten percent of the net receipts
15 from two-thirds of the sales tax collected under
16 division four (IV) of chapter four hundred twenty-
17 two (422) of the Code, less any amount which may be
18 transferred by law during such fiscal year for motor
19 vehicle registration plates, shall be transferred to
20 the road use tax fund only if the unencumbered
21 balance in the general fund of the state on June 30,
22 1973, computed on a basis consistent with prior years,
23 plus the receipts to the general fund of the state
24 during the fiscal year beginning July 1, 1973 and
25 ending June 30, 1974, as certified by the state

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1 comptroller to the governor, did total eight hundred
2 eighty-three million (883,000,000) dollars or more.
3 If the unencumbered balance in the general fund of the
4 state on June 30, 1973, plus the total receipts to
5 the general fund of the state during the fiscal year
6 beginning July 1, 1973 and ending June 30, 1974, did
7 not total eight hundred eighty-three million
8 (883,000,000) dollars or more, funds which would
9 otherwise be deposited in the road use tax fund
10 during the last quarter of the fiscal year beginning
11 July 1, 1974 and ending June 30, 1975, pursuant to
12 subsection four (4) of section four hundred twenty-
13 two point sixty-nine (422.69) of the Code, shall be
14 credited to the general fund of the state."

15 3. By striking lines 28 and 29 and inserting in
16 lieu thereof the words "words ' , providing an effective
17 date, and providing for the existence of a condition
18 precedent prior to the transfer of funds during
19 the last quarter of the fiscal year beginning July 1,
20 1974'".

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Potter 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. 315) the vote was:

Rule 24 was invoked.

Ayes, 30:

Andersen	Hansen	Nolin	Robinson
Bergman	Hultman	Nystrom	Shaff
Briles	Kelly	Palmer	Taylor
Coleman	Lamborn	Plymat	Tieden
Curtis	McCartney	Potter	Van Gilst
Doderer	Miller of	Rabedeaux	Willits
Gluba	Marshall	Ramsey	Winkelman
Griffin	Murray	Riley	

Nays, 16:

Blouin	Hill	Milligan	Schaben
Gallagher	Junkins	Orr	Schwieger
Glenn	Kennedy	Priebe	Scott
Heying	Kinley	Rodgers	Shaw

Absent or not voting, 4:

DeKoster	Kyhl	Miller of Des Moines	Schwengels
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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.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 570.

Senate File 570

On motion of Senator Griffin, Senate File 570, a bill for an act relating to aid to dependent children, blind assistance, and aid to the disabled, was taken up for consideration.

Senator Griffin offered amendment S—711 by the committee on appropriations and moved its adoption:

S—711

1 Amend Senate File 570 as follows:

2 1. Page 5, by adding after line 16 the following:

3 "Sec. There is appropriated from the general fund of the
4 state for the biennium beginning July 1, 1973, and ending June 30,
5 1975 to the department of social services for the aid to depen-
6 dent children program, in addition to any other amounts appro-
7 priated to the department for that purpose by the Sixty-fifth
8 General Assembly, 1973 session, the following amounts or so much
9 thereof as may be necessary:

10	1973-74	1974-75
11	Fiscal Year	Fiscal Year
12	\$6,883,000	\$14,586,000

13 Sec. During the period beginning January 1, 1974, and
14 ending July 1, 1975, when the board of supervisors of any county
15 determines by resolution that the poor fund levy is not suffi-
16 cient to provide temporary assistance to persons who have applied
17 for aid to dependent children or for certain foster care programs
18 or that modifications in present or previous state or federal
19 assistance programs for aid to dependent children, aid to the

20 blind, aid to the disabled and certain foster care programs have
 21 created an unfunded obligation on the county, it may levy an
 22 additional tax which shall not exceed three-quarters of one mill
 23 on all property in the county. Warrants may be issued to provide
 24 the funds as needed until the levy and collection of taxes is
 25 accomplished. The board of supervisors shall not levy such

Page 2

- 1 additional taxes or issue warrants until the action is approved
- 2 by the state board of appeals."
- 3 2. Page 1, line 2, by adding after the word "disabled" the
- 4 words "and making an appropriation".

Amendment S—711 was adopted.

Senator Priebe offered amendment S—714 by Senators Priebe, et al., and moved its adoption:

S—714

- 1 Amend Senate File 570 as follows:
- 2 1. Page 2, line 6, by inserting after the period the words
- 3 "Nothing in this section shall supersede the provisions of sec-
- 4 tions two hundred thirty-four point twelve (234.12) and two hun-
- 5 dred thirty-four point thirteen (234.13) of the Code with respect
- 6 to county directors of social welfare and personnel working under
- 7 the supervision of county directors of social welfare."
- 8 2. Page 5, by striking lines 5 and 6 and inserting in lieu
- 9 thereof the words "Sec. 5. Sections".

Amendment S—714 lost.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 570) the vote was:

Ayes, 45:

Andersen	Hansen	Nolin	Rodgers
Bergman	Hultman	Nystrom	Schaben
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ranisey	Van Gilst
Glenn	Marshall	Riley	Willits
Gluba	Milligan	Robinson	Winkelman
Griffin	Murray		

Nays, 2:

Heying Hill

Absent or not voting, 3:

Kyhl	Miller of	Schwengels
	Des Moines	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 570 be immediately messaged to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 571.

Senate File 571

On motion of Senator Shaff, Senate File 571, a bill for an act to grant a credit for all livestock valued and assessed on January 1, 1973, for which taxes would otherwise be due in 1974 and succeeding years and making an appropriation, with report of committee on appropriations, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—717 by Senators Gluba and Orr:

S—717

1 Amend Senate File 571 as follows:

2 1. By striking everything after the enacting clause and in-
3 serting in lieu thereof the following new section:

4 Sec. Section four hundred twenty-two point forty-five
5 (422.45), Code 1973, is amended by adding the following new
6 subsection:

7 *NEW SUBSECTION.* The gross receipts from the sales of fresh
8 and cured meat, including poultry, when purchased for consumption
9 off the premises.

10 2. Amend the title, page 1, lines 1 through 3, by striking
11 the words "to grant a credit for all livestock valued and as-
12 sessed on January 1, 1973, for which taxes would otherwise be
13 due in 1974 and succeeding years and making an appropriation"
14 and inserting in lieu thereof the words "exempting meat products
15 from the sales and use tax".

Senator Hultman raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Shaff offered amendment S—709 filed by him:

S—709

1 Amend Senate File 571 as follows:

2 1. Page 2, by striking lines 4 through 7 and inserting in
3 lieu thereof the following:

4 1. All horses, cattle, mules, and asses over one year of age
5 and all sheep and swine over nine months of age shall be exempt

6 from taxation and shall not be assessed after July 1, 1973. There
7 is granted a credit against the assessed value of such livestock
8 as assessed for taxation as of January 1, 1973.

9 2. Page 3, by inserting after line 24 the following new
10 section:

11 Sec. Section four hundred twenty-seven point thirteen
12 (427.13), Code 1973, is amended by striking subsections two (2)
13 and three (3).

Amendment S—709 was adopted.

Senator Shaw offered amendment S—708 filed by her:

S—708

1 Amend Senate File 571 as follows:

2 1. Page 2, line 6, by inserting after the figure "(3)" the
3 words "and section four hundred twenty-eight point seventeen
4 (428.17)".

5 2. Page 2, line 9, by inserting after the word "livestock"
6 the words "and all stocks of merchandise".

7 3. Page 2, line 13, by inserting after the word "livestock"
8 the words "and stocks of merchandise".

9 4. Page 2, line 18, by inserting before the word "assessed"
10 the words "and stocks of merchandise".

11 5. Page 2, line 28, by inserting after the word "livestock"
12 the words "and stocks of merchandise".

13 6. Amend the title, page 1, line 1, by inserting after the
14 word "livestock" the words "and stocks of merchandise".

Senator Coleman raised the point of order that the amendment
was not germane to the bill.

The Chair ruled the point well taken and the amendment out
of order.

Senator Doderer offered amendment S—718:

S—718

1 Amend Senate File 571, page 2, line 6, by inserting after the
2 word "Code," the words "except that the tax credit on cattle
3 shall apply only to six hundred cattle over one year old per
4 taxpayer,".

The Chair ruled the amendment out of order with the adoption
of amendment S—709 by Senator Shaff.

Senator Glenn offered amendment S—722:

S—722

1 Amend Senate File 571 as follows:

2 1. Page 2, by striking lines 1 through 35.

3 2. Page 3, by striking lines 1 through 24.

4 3. Page 2, by adding the following new sections:

5 "Sec. 1. Chapter four hundred twenty-seven A point four
6 (427A.4), Code 1973, is amended to read as follows:

7 Sec. 427A.4. LIMIT OF CREDIT. No person or business
 8 enterprise in the state shall be allowed a credit on personal
 9 property tax in excess of [two thousand seven hundred dollars]
 10 *three thousand two hundred dollars* assessed valuation. Any
 11 person or business enterprise who owns personal property
 12 subject to taxation in more than one county of the state
 13 shall designate in reporting such property to the assessor for
 14 the purpose of assessment as required in section 427A.1 in
 15 which counties of the state the property is located and may
 16 claim the entire credit in one county or a proportionate
 17 part thereof in each county where the property is situated,
 18 and in no case shall he claim more than the [two thousand seven
 19 hundred dollars] *three thousand two hundred dollars* assessed
 20 value for all personal property assessed in all counties.
 21 Each year, on or before July 1, the taxpayer shall
 22 deliver to the assessor an application for personal property
 23 tax credit and state by such affidavit or affidavits filed
 24 in each county where his personal property is situated, that
 25 he has not claimed a total personal property tax credit in

Page 2

1 all counties in excess of a total of [two thousand seven hundred
 2 dollars] *three thousand two hundred dollars* assessed valuation.
 3 It shall be the duty of the assessor to examine claims
 4 for such credit filed with him and recommend on each such claim
 5 the disallowance thereof where it appears that an owner
 6 of tangible personal property has attempted to divide the
 7 ownership thereof for purpose of obtaining additional credit
 8 beyond the amount of [two thousand seven hundred dollars] *three*
 9 *thousand two hundred dollars* in a year.
 10 If any person fails to make application for the credits
 11 provided for under this chapter as herein required, he shall
 12 be deemed to have waived the personal property tax credit for
 13 the year in which he failed to make claim.
 14 Any person making a false affidavit for the purpose of
 15 obtaining the credit provided for in this section, or who
 16 knowingly receives such credit without being legally entitled
 17 thereto, or who makes claim for credit of more than [two
 18 thousand seven hundred dollars] *three thousand two hundred*
 19 *dollars* in the state shall be guilty of a misdemeanor and
 20 upon conviction thereof shall be fined not more than one hundred
 21 dollars or imprisoned in the county jail for not more than
 22 thirty days or both so fined and imprisoned.
 23 Sec. 2. Chapter four hundred twenty-seven A point five
 24 (427A.5), Code 1973, is amended to read as follows:
 25 Sec. 427A.5. JOINTLY OWNED PROPERTY—DIVISION OF
 CREDIT.

Page 3

1 If personal property is owned separately by a husband and wife,
 2 they may divide the credit or one may take the entire credit,
 3 but in no case may a husband and wife receive a total credit of
 4 more than [two thousand seven hundred dollars] *three thousand*
 5 *two hundred dollars* unless husband, wife or minor children
 6 own farm units separately. If personal property is owned
 7 by separate business enterprises and the business enterprises

8 are controlled or owned by the same person, the separate business
 9 enterprises may divide the credit or one may take the entire
 10 credit, but in no case may separate business enterprises which
 11 are controlled or owned by the same person receive a total
 12 exemption of more than [two thousand seven hundred dollars]
 13 *three thousand two hundred dollars.*

14 Business enterprises are controlled or owned by the same
 15 1973 not to exceed a total sum of five hundred dollars,
 16 stock are controlled or owned by the same person, or if they
 17 are in fact controlled and managed by the same person,
 18 regardless of how actual title to the assets or shares of stock
 19 are held. The assessor shall deliver the sworn affidavits to
 20 the county auditor by August 1 of each year."

21 4. Page 3, by striking lines 26 through 28 and inserting
 22 in lieu thereof the following:

23 "This bill increases the personal property tax credit from
 24 \$2700 assessed valuation to \$3200 assessed valuation."

25 5. Page 1, by striking lines 1 through 3, and inserting

Page 4

1 in lieu thereof the following:

2 "An act to increase the personal property tax credit."

Senator Griffin raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Glenn appealed from the ruling of the Chair.

The Chair put the question "Shall the decision of the Chair be overruled?"

On the question "Shall the decision of the Chair be overruled?" (S.F. 571) the vote was:

Ayes, 2:

Glenn Hill

Nays, 42:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Tieden
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	

Voting present, 1:

Shaw

Absent or not voting, 5:

Kyhl	Priebe	Schwengels	Taylor
Miller of Des Moines			

The ruling of the Chair was sustained.

Senator McCartney took the chair at 12:15 p.m.

President Neu took the chair at 12:30 p.m.

Senator Gluba offered amendment S—726:

S—726

- 1 Amend Senate File 571, page 3, by inserting the following
- 2 section after line 24:
- 3 Sec. The provisions of sections one (1) and two
- 4 (2) of this Act shall not apply to nonresidents.

Senator Gluba moved the adoption of his amendment and requested a roll call.

On the question "Shall amendment S—726 be adopted?" (S.F. 571) the vote was:

Ayes, 3:

Gallagher	Glenn	Gluba
-----------	-------	-------

Nays, 41:

Andersen	Junkins	Nystrom	Rodgers
Bergman	Kelly	Orr	Schaben
Briles	Kennedy	Palmer	Schwieger
Coleman	Kinley	Plymat	Scott
Curtis	Lamborn	Potter	Shaff
DeKoster	McCartney	Priebe	Shaw
Griffin	Miller of	Rabedeaux	Tieden
Hansen	Marshall	Ramsey	Van Gilst
Heying	Milligan	Riley	Willits
Hill	Murray	Robinson	Winkelman
Hultman	Nolin		

Voting present, 1:

Doderer

Absent or not voting, 5:

Blouin	Miller of	Schwengels	Taylor
Kyhl	Des Moines		

Amendment S—726 lost.

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. 571) the vote was:

Ayes, 38:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying	Milligan	Robinson	

Nays, 6:

Doderer	Gluba	Orr	Shaw
Glenn	Hill		

Absent or not voting, 6:

Blouin	Miller of	Palmer	Taylor
Kyhl	Des Moines	Schwengels	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 571** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Schaben asked and received unanimous consent that **Senate File 217** be **withdrawn** from further consideration of the Senate.

INTRODUCTION OF BILL

Senate File 587, by committee on human resources (committee on appropriations), a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, and providing penalties for certain violations.

Read first time and referred to committee on **appropriations** (under Rule 37).

COMMUNICATION FROM THE SECRETARY OF STATE

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 122 was published in the Muscatine

Journal, Muscatine, Iowa, May 29, 1973, and in the Ames Daily Tribune, Ames, Iowa, May 26, 1973.

Respectfully submitted,
MELVIN D. SYNHORST
 Secretary of State

EXPLANATION OF VOTE

MR. PRESIDENT: It was necessary for me to leave early to make a plane reservation to attend commencement exercises for my daughter in Ohio. Had I been present, I would have voted "Aye" on Senate File 571.

RAY TAYLOR

SUBCOMMITTEE ASSIGNMENTS

**House Concurrent
 Resolution 51**
 Shaw, Chairman
 Hansen
 Hill

House File 531
 Nystrom, Chairman
 Hansen
 Robinson
House File 766
 Appropriations—
 State department

House File 769
 Appropriations—
 Human resources
House File 770
 Appropriations—
 State department

AMENDMENTS FILED

S—720

- 1 Amend the House amendment to Senate File 115 as follows:
- 2 1. Page 1, by adding the following after line 23:
- 3 6. Page 4, by adding the following after line 2:
- 4 The provisions of this section and section three (3) of
- 5 this Act which relate to the requiring of an individually
- 6 identified request prior to the dissemination or redissemina-
- 7 tion of criminal history data shall not apply to the
- 8 furnishing of criminal history data to the federal bureau of
- 9 investigation or to the dissemination or redissemination of
- 10 information that an arrest warrant has been or will be
- 11 issued, and other relevant information including but not
- 12 limited to, the offense and the date and place of alleged
- 13 commission, individually identifying characteristics of the
- 14 person to be arrested, and the court or jurisdiction issuing
- 15 the warrant.
- 16 2. Page 5, by adding the following after line 7:
- 17 27. Page 9C, by adding the following after line 84:
- 18 Sec. *NEW SECTION.* The provisions of sections two (2)
- 19 and three (3) of this Act shall not apply to the certifying
- 20 of an individual's operating record pursuant to section three
- 21 hundred twenty-one A point three (321A.3) of the Code.
- 22 3. By renumbering the amendments.

GEORGE F. MILLIGAN

S—723

- 1 Amend Senate File 277 as follows:
- 2 1. Page 29, by inserting after line 20 the follow-
- 3 ing sections:
- 4 Sec. Section one hundred forty-seven point one

5 (147.1), subsections two (2) and three (3), Code 1973,
6 are amended to read as follows:

7 2. "Licensed" or "certified" when applied to a
8 physician and surgeon, podiatrist, osteopath, osteopathic
9 physician and surgeon, *psychologist or associate*
10 *psychologist*, chiropractor, nurse, dentist, dental
11 hygienist, optometrist, pharmacist, physical therapist,
12 practitioner of cosmetology, practitioner of barbering,
13 funeral director or embalmer shall mean a person li-
14 censed under this title.

15 3. "Profession" shall mean medicine and surgery,
16 podiatry, osteopathy, osteopathic medicine and surgery,
17 *psychology*, chiropractic, nursing, dentistry, dental
18 hygiene, optometry, pharmacy, physical therapy,
19 cosmetology, barbering, funeral directing or embalming.

20 Sec. Section one hundred forty-seven point two
21 (147.2), Code 1973, is amended to read as follows:

22 147.2 LICENSE REQUIRED. No person shall engage
23 in the practice of medicine and surgery, podiatry,
24 osteopathy, osteopathic medicine and surgery, *psychology*,
25 chiropractic, physical therapy, nursing, dentistry,

Page 2

1 dental hygiene, optometry, pharmacy, cosmetology,
2 barbering, funeral directing or embalming as defined
3 in the following chapters of this title, unless he shall
4 have obtained from the state department of health a
5 license for that purpose.

6 2. Page 31, by inserting after line 3, the follow-
7 ing section:

8 Sec. Section one hundred forty-seven point
9 thirteen (147.13), Code 1973, is amended to read as
10 follows:

11 147.13 DESIGNATION OF BOARDS. The examining boards
12 provided in section 147.12 shall be designated as
13 follows: For medicine and surgery, and osteopathy,
14 and osteopathic medicine and surgery, medical examiners;
15 for *psychology, psychology examiners*; for podiatry,
16 podiatry examiners; for chiropractic, chiropractic
17 examiners; for physical therapists, physical therapy
18 examiners; for nursing, board of nursing; for dentistry
19 and dental hygiene, dental examiners; for optometry,
20 optometry examiners; for cosmetology, cosmetology
21 examiners; for barbering, barber examiners; for pharmacy,
22 pharmacy examiners; for funeral directing and embalming,
23 funeral director and embalmer examiners.

24 3. Page 31, by inserting after line 35 the following
25 new subsection:

Page 3

1 *NEW SUBSECTION.* Five members who are licensed to
2 practice psychology and two members not licensed to
3 practice psychology and who shall represent the general
4 public. Of the five members who are licensed to practice
5 psychology, one member shall be primarily engaged in

6 graduate teaching in psychology, two members who render
 7 services in psychology, one member representing areas
 8 of applied psychology who may be affiliated with training
 9 institutions and who devote a major part of their time
 10 in rendering service in psychology, and one member
 11 primarily engaged in research psychology. Members of
 12 the initial board shall meet the education require-
 13 ments specified in this Act. A majority of the members
 14 of the board shall constitute a quorum.

15 4. Page 32, line 16, by inserting after the word
 16 "examiners" the words "*and psychology examiners*".

17 5. Page 37, by inserting after line 3, the follow-
 18 ing:

19 Sec. Section one hundred forty-seven point
 20 seventy-four (147.74), Code 1973, is amended by adding
 21 the following new unnumbered paragraph:

22 **NEW UNNUMBERED PARAGRAPH.** A psychologist who
 23 possesses a doctoral degree may use the prefix "doctor"
 24 but shall add after his name the word "psychologist".

25 6. Page 37, by inserting after line 28 the fol-

Page 4

1 lowing new subsection:

2 **NEW SUBSECTION.** Certificate to practice psychology
 3 or associate psychology issued on the basis of an
 4 examination given by the board of psychology examiners,
 5 or certificate to practice psychology or associate
 6 psychology issued under a reciprocity agreement or by
 7 endorsement, renewal of a certificate to practice
 8 psychology or associate psychology.

9 7. Page 40, line 11, by inserting after the word
 10 "SURGEONS," the word "**PSYCHOLOGISTS**,".

11 8. Page 40, line 13, by inserting after the word
 12 "surgery," the word "*psychology*,".

13 9. Page 73, by inserting after line 25 the follow-
 14 ing sections:

15 Sec. **NEW SECTION. DEFINITION.** "Practice of
 16 psychology" means the application of established
 17 principles of learning, motivation, perception, think-
 18 ing, and emotional relations to problems of behavior
 19 adjustment, group relations, and behavior modification,
 20 persons trained in psychology for compensation or
 21 other personal gain. The application of principles
 22 includes, but is not limited to: counseling and the
 23 use of psychological remedial measures with persons,
 24 in groups or individually, with adjustment or emotional
 25 problems in the areas of work, family, school and

Page 5

1 personal relationships; measuring and testing
 2 personality, intelligence, aptitudes, public opinion,
 3 attitudes, and skills; and the teaching of such subject
 4 matter, and the conducting of research on the problems
 5 relating to human behavior.

6 Sec. **NEW SECTION. PRACTICE NOT AUTHORIZED.**

7 This Act shall not authorize the practice of medicine
 8 and surgery by any person not licensed pursuant to
 9 chapter one hundred forty-eight (148) of the Code, the
 10 practice of osteopathy by any person not licensed
 11 pursuant to chapter one hundred fifty (150) of the Code,
 12 or the practice of osteopathic medicine and surgery
 13 by any person not licensed pursuant to chapter one
 14 hundred fifty A (150A) of the Code.
 15 Sec. *NEW SECTION. PERSONS NOT REQUIRED TO*
 16 *QUALIFY.* The provisions of this Act shall not apply
 17 to the following persons:
 18 1. School psychologists certified by the department
 19 of public instruction practicing and functioning within
 20 the scope of their employment in either a public or
 21 private school or performing as certified school
 22 psychologists at any time in either private practice
 23 or the public sector, provided they use the title
 24 "certified school psychologist".
 25 2. An employee of an accredited academic institution

Page 6

1 as a part of his teaching, training, and research duties.
 2 3. An employee of a federal, state, county or local
 3 governmental institution or agency or nonprofit institu-
 4 tion or agency, or a research facility, while performing
 5 duties of his office or position with such institution,
 6 agency, or facility.
 7 4. A student of psychology, psychological intern
 8 or person preparing for the practice of psychology in
 9 a training institution or facility approved by the
 10 board, provided he is designated by the title
 11 "psychological trainee" or any similar title, clearly
 12 indicating training status.
 13 5. A practicing psychologist for a period not to
 14 exceed ten consecutive business days or fifteen busi-
 15 ness days in any ninety-day period, if he resides out-
 16 side, and his major practice is outside, the state and
 17 he gives the board a summary of his intention to practice
 18 in the state of Iowa, if he is certified or licensed
 19 in another state under requirements the board considers
 20 to be equivalent of requirements for licensing under
 21 this Act, or he resides in a state which does not certify
 22 or license psychologists and the board considers his
 23 professional qualifications to be the equivalent of
 24 requirements for licensing under this Act.
 25 Sec. *NEW SECTION. ACTS PROHIBITED.* Commencing

Page 7

1 July 1, 1973, a person who is not certified under this
 2 Act shall not represent himself as a certified practicing
 3 psychologist, use a title or description, including
 4 the term "psychology" or any of its derivatives, such
 5 as "psychologist" or "psychological" or modifiers such
 6 as "practicing" or "certified" in a manner which implies
 7 that he is certified under this Act, or offer to practice

8 or practice psychology, except as otherwise permitted
 9 in this Act. The use by a person who is not certified
 10 under this Act of such terms is not prohibited by this
 11 Act, except when such terms are used in connection with
 12 an offer to practice or the practice of psychology.

13 Sec. *NEW SECTION. SCOPE OF ACT.* Nothing in
 14 this Act shall be construed to prevent qualified members
 15 of other professional groups such as physicians,
 16 osteopaths, optometrists, chiropractors, members of
 17 the clergy, authorized christian science practitioners,
 18 attorneys at law, social workers or guidance counselors
 19 from performing functions of a psychological nature
 20 consistent with the accepted standards of their
 21 respective professions, if they do not use any title
 22 or description stating or implying that they are
 23 psychologists or are certified to practice psychology.
 24 Sec. *NEW SECTION. REQUIREMENTS FOR CERTIFICA-*
 25 *TION.* Except as provided in this section, an applicant

Page 8

1 for certification as a psychologist or as an associate
 2 psychologist shall meet the following requirements in
 3 addition to those specified in chapter one hundred
 4 forty-seven (147) of the Code:

5 1. A certified psychologist shall possess a doctoral
 6 degree in psychology or its equivalent from an institu-
 7 tion approved by the board and shall have completed
 8 at least one year of supervised professional experience
 9 following the granting of the doctoral degree, or
 10 predoctoral experience, as may be acceptable to the
 11 board; or shall possess a masters degree in psychology
 12 or its equivalent from an institution approved by the
 13 board and have completed at least five years of pro-
 14 fessional experience, at least two of which shall have
 15 been under the supervision of a licensed psychologist,
 16 as may be acceptable to the board.

17 2. A certified associate psychologist shall possess
 18 a masters degree in psychology or its equivalent from
 19 an institution approved by the board.

20 3. Have passed an examination administered by the
 21 board to assure his professional competence.

22 4. Have not failed the examination required in
 23 subsection three (3) of this section within the six
 24 months next preceding the date of the examination.

25 The examinations required in this section may, at

Page 9

1 the discretion of the board, be waived for holders by
 2 examination of licenses or certificates from states
 3 whose requirements are substantially equivalent to those
 4 of this Act, and for holders by examination of specialty
 5 diplomas from the American board of professional
 6 psychology .

7 Any person who within one year after July 1, 1973

8 meets the requirements specified in subsections one
 9 (1) and two (2) of this section shall receive
 10 certification without having passed the examination
 11 required in subsection three (3) of this section. Any
 12 person holding a certificate from the board of examiners
 13 of the Iowa psychological association on July 1, 1973
 14 who applies for certification before July 1, 1974 shall
 15 receive certification.

16 Sec. *NEW SECTION. VOLUNTARY SURRENDER OF*
 17 *CERTIFICATION.* The commissioner of public health may
 18 accept the voluntary surrender of certification if
 19 accompanied by a written statement of intention. The
 20 voluntary surrender, when accepted, shall have the same
 21 force and effect as an order of revocation.

22 Sec. *NEW SECTION. UNPROFESSIONAL CONDUCT.*
 23 The ethical standards of psychologists, prepared by
 24 the American psychological association, are adopted
 25 as the standards applicable to psychologists practicing

Page 10

1 in the state.

2 10. Page 74, line 35, by inserting after the figure
 3 "1974" the words and figures ", except the members of
 4 the initial board of psychology examiners shall be ap-
 5 pointed for terms commencing July 1, 1973".

6 11. By renumbering sections and subsections as nec-
 7 essary.

E. KEVIN KELLY
 ELIZABETH SHAW
 MINNETTE DODERER

S—719

1 Amend the House amendment to Senate File 441 as follows:

2 1. Page 1, line 5, by striking the word "paragraph" and in-
 3 serting in lieu thereof the words "paragraphs two (2) and".

4 2. Page 1, by inserting after line 6 the following:

5 These salaries shall be in full payment of all services
 6 rendered to the county by said supervisors except statutory
 7 mileage while actually engaged in the performance of official
 8 duties. Such mileage shall be limited to *an average of* one thou-
 9 sand dollars for each supervisor *per year*. Supervisors on boards
 10 of more than five members shall receive a salary equal to the
 11 total salaries received by a five member board pursuant to the
 12 population schedule, divided by the number of members on such
 13 board.

14 3. Page 1, line 21, by inserting after the word "exceed"
 15 the words "*an average of*".

16 4. Page 1, line 21, by inserting after the word "dollars"
 17 the words "*per supervisor*".

BASS VAN GILST
 LEONARD C. ANDERSEN
 RAY TAYLOR
 DALE L. TIEDEN

KENNETH D. SCOTT
 NORMAN G. RODGERS
 BERL E. PRIEBE
 JAMES V. GALLAGHER
 KARL NOLIN

S—713

- 1 Amend House File 608, as passed by the House, line 2, by
- 2 striking the words "and boats" and inserting in lieu thereof
- 3 the following: ", boats, and farm tractors and implements".

RALPH F. McCARTNEY

S—716

- 1 Amend House File 637 as follows:

- 2 1. Page 2, by inserting after line 28 the following new
- 3 section:

- 4 Sec. Section five hundred twenty-four point nine hundred
- 5 four (524.904), subsection two (2), paragraph c, Code 1973, is
- 6 amended to read as follows:

- 7 c. The total obligations of any one customer to a state bank
- 8 at any one time shall not exceed the sum of twenty percent of the
- 9 capital and surplus and fifty percent of the capital of the state
- 10 bank, if at least all of the amount by which such obligations
- 11 exceed twenty percent of the capital and surplus of a state bank
- 12 shall consist of obligations secured by a first lien on farmland,
- 13 or on single family or two family residences, subject to the pro-
- 14 visions of section 524.905, except that the amount so loaned
- 15 shall not exceed *seventy-five percent of the appraised value of*
- 16 *farmland or fifty percent of the appraised value of [such real*
- 17 *property] single family or two family residences, or*

- 18 2. Page 1, line 2, by inserting before the word "and" the
- 19 words "limitations on the obligations of any one customer to a
- 20 state bank,".

BERL E. PRIEBE

S—724

- 1 Amend the Kinley, et al., amendment S—627 to House File 656,
- 2 by striking line 16 and inserting in lieu thereof the
- 3 following: "however; any family of a deceased veteran of
- 4 the Vietnam war, or one listed as missing in action, shall
- 5 receive compensation at the rate of twenty-five dollars per
- 6 month not to exceed one thousand dollars and any veteran who
- 7 sustained an injury while serving in Vietnam that qualifies
- 8 him for disability benefits would receive compensation of
- 9 fifteen dollars a month not to exceed seven hundred fifty
- 10 dollars. A person who was a prisoner of war shall not".

EARL M. WILLITS
 JOAN Y. ORR
 CLOYD E. ROBINSON
 C. JOSEPH COLEMAN
 KARL NOLIN
 KENNETH D. SCOTT
 BASS VAN GILST

WILLIAM D. PALMER
 MINNETTE DODERER
 MICHAEL T. BLOUIN
 JAMES GALLAGHER
 BERL E. PRIEBE
 GEORGE R. KINLEY
 GENE V. KENNEDY

S—715

- 1 Amend the committee on appropriations amendment
- 2 S—712 to House File 752, line 4, by striking the figure
- 3 "\$273,850" and inserting in lieu thereof the figure
- 4 "\$298,850".

BARTON L. SCHWIEGER
 W. R. RABEDAUX
 JAMES W. GRIFFIN, SR.

S—725

1 Amend House File 757, as amended and passed by the House, as
2 follows:

3 1. Page 2, by adding after line 12 the following new
4 subsection:

5 3. For the purchase of real
6 property in the manner and sub-
7 ject to the conditions provided
8 for in section three (3) of
9 this Act:

\$300,000 - 0 -

10 2. Page 2, line 13, by striking the figure "1,085,920" and
11 inserting in lieu thereof the figure "1,385,920".

12 3. Page 2, by adding after line 19 the following new section:

13 Sec. Funds appropriated by subsection three (3) of
14 section one (1) of this Act shall be made available to the city
15 of Ames, Iowa, at such time as it is certified to the director
16 of the Iowa development commission and the state comptroller
17 that the following conditions have been met:

18 1. The United States department of agriculture has agreed
19 it will continue and will expand the veterinary biologics
20 laboratory at Ames, Iowa, on real property purchased through
21 funds appropriated by this Act and pursuant to conditions
22 set forth in this section.

23 2. The city of Ames, Iowa certifies that the sum of one
24 hundred thousand (100,000) dollars is available from private
25 sources and will be used in purchasing real property to be

Page 2

1 used by the United States department of agriculture in continuing
2 and expanding the veterinary biologics laboratory.

3 3. If the property to be purchased is no longer used as the
4 site for the veterinary biologics laboratory, title to the
5 property will revert to the state of Iowa.

6 4. The Iowa development commission shall oversee and be
7 privy to negotiations between the United States department of
8 agriculture and the city of Ames, Iowa in order to protect
9 the interests of the state. The director of the Iowa develop-
10 ment commission shall make periodic reports to the state
11 comptroller and the governor relating to the negotiations and
12 conditions established in this Act.

13 4. Page 2, line 24, by inserting before the word "revert"
14 the following: "except funds appropriated by subsection
15 three (3) of section one (1) of this Act,".

16 5. Page 2, line 36, by inserting after the word "improvements"
17 the following: "except funds appropriated by subsection
18 three (3) of section one (1) of this Act".

19 6. By renumbering the sections to conform with this amendment.

JOHN S. MURRAY
CALVIN O. HULTMAN
BASS VAN GILST

On motion of Senator Lamborn, the Senate adjourned until
9:00, Monday, June 4, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, JUNE 4, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Robert Elkin, pastor of the Peace United Church of Christ, Walnut, Iowa.

The Journal of Friday, June 1, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Romaine Bendixson, Denison, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Leigh R. Curran, former member of the Senate and House of Representatives, from Cerro Gordo County.

PETITIONS

The following petitions were presented and placed on file:

By Senator Junkins, from fifty-five residents of Lee County favoring the sale of beer and liquor on Sunday.

By Senator Shaw, from thirty-three residents of Scott County favoring the sale of beer and liquor on Sunday.

By Senator Gluba, from sixty-seven residents of Scott County opposing the sale of beer and liquor on Sunday.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 184.

Senate File 184

On motion of Senator Miller of Marshall, Senate File 184, a bill for an act relating to the Iowa soldiers home, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Schwengels offered amendment S—576 by the committee on ways and means and moved its adoption:

S—576

- 1 Amend Senate File 184, page 2, line 34 by striking "1988"
- 2 and inserting "1981".

The amendment was adopted.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 184) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Riley
Bergman	Hill	Marshall	Rodgers
Briles	Hultman	Milligan	Schaben
Coleman	Junkins	Murray	Schwengels
Curtis	Kelly	Nolin	Schwieger
DeKoster	Kennedy	Nystrom	Scott
Doderer	Kinley	Orr	Shaff
Gallagher	Lamborn	Plymat	Tieden
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Blouin	Kyhl	Rabedeaux	Shaw
Heying	Palmer	Robinson	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller of Marshall asked and received unanimous consent that **Senate File 184** be **immediately messaged to the House**, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order House File 375.

House File 375

On motion of Senator Hill, House File 375, a bill for an act relating to the development of a grain alcohol motor fuel industry in this state by the Iowa development commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman asked and received unanimous consent to withdraw amendment S—565 filed by him on May 11, 1973.

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. 375) the vote was:

Ayes, 42:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Hill			

Nays, 2:

DeKoster Murray

Absent or not voting, 6:

Doderer	Kyhl	Shaw	Taylor
Heying	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Hill asked and received unanimous consent that **Senate File 288** be withdrawn from further consideration of the Senate.

MOTION TO RECONSIDER WITHDRAWN

Senator Gallagher asked and received unanimous consent to withdraw the motion to reconsider the vote by which **House File 193** passed the Senate, filed by him on June 1, 1973.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order **House File 656**.

House File 656

On motion of Senator Griffin, **House File 656**, a bill for an act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley offered amendment S—627 filed by Senators Kinley, Murray, et al.:

S—627

1 Amend House File 656 as amended, passed, and re-
2 printed by the House as follows:

3 1. Page 2A, line 9 by striking the words "August
4 5, 1964" and inserting in lieu thereof the words
5 "July 1, 1958".

6 2. Page 2A, by striking lines 18 through 35, in-
7 clusive.

8 3. Page 2B, line 36, by striking the words "event
9 it shall be computed as a full month.", and inserting
10 in lieu thereof the following:

11 "compensation fund twenty-five dollars, if he earned
12 either a Vietnam service medal or an armed forces
13 expeditionary medal-Vietnam, for each month that such
14 person was in active service, all prior to July 1,
15 1973 not to exceed a total sum of five hundred dollars,
16 however, a person who was a prisoner of war shall not
17 be subject to the five hundred dollar limitation but
18 shall be subject to a one thousand dollar limitation.

19 Every person, otherwise qualified under this section
20 except that he did not earn either the Vietnam service
21 medal or the armed forces expeditionary medal-Vietnam,
22 shall be entitled to receive from the service compen-
23 sation fund ten dollars for each month that such person
24 was in active service during the time between August 4,
25 1964 and July 1, 1973, not to exceed a total sum of
26 three hundred dollars. Compensation for a fraction of
27 a month shall not be considered unless it be sixteen
28 days or more in which event it shall be computed as a
29 full month."

30 4. Page 3, line 2, by striking the words "August 4,
31 1964" and inserting in lieu thereof the words "July 1,
32 1958".

Page 2

1 5. Page 3, line 14, by striking the words "August
2 5, 1964" and inserting in lieu thereof the words "July
3 1, 1958".

Senator Tieden offered amendment S—729 to amendment S-627 and moved its adoption:

S—729

1 Amend the Kinley, et al., amendment S—627, to House File 656,
2 page 1, line 13, by inserting after the words "medal-Vietnam,"
3 the words "or can otherwise establish service in Vietnam during
4 that period,".

Amendment S—729 to amendment S—627 was adopted.

Senator Palmer offered amendment S—724 to amendment S—627 filed by Senators Palmer, Doderer, et al., and moved its adoption:

S—724

1 Amend the Kinley, et al., amendment S—627 to House File 656,
2 by striking line 16 and inserting in lieu thereof the
3 following: “however; any family of a deceased veteran of
4 the Vietnam war, or one listed as missing in action, shall
5 receive compensation at the rate of twenty-five dollars per
6 month not to exceed one thousand dollars and any veteran who
7 sustained an injury while serving in Vietnam that qualifies
8 him for disability benefits would receive compensation of
9 fifteen dollars a month not to exceed seven hundred fifty
10 dollars. A person who was a prisoner of war shall not”.

The Chair called for a division.

Amendment S—724 to amendment S—627 was adopted.

Senator Kelly offered amendment S—639 filed by him and moved its adoption:

S—639

1 Amend the Kinley amendment, S—627, to House File 656 as
2 amended, passed, and reprinted as follows:
3 1. Page 1, line 13, by inserting after the word “medal-
4 Vietnam” the words “or was a member of an Iowa army or air
5 national guard unit which was called to active duty within the
6 eligible time period”.
7 2. Page 1, line 21, by inserting after the word “medal-
8 Vietnam” the words “or was not a member of a qualified national
9 guard unit”.

Roll call was requested.

On the question “Shall amendment S—639 to amendment S—627 be adopted?” (H.F. 656) the vote was:

Ayes, 26:

Andersen	Hansen	Milligan	Schaben
Blouin	Junkins	Nystrom	Schwengels
Coleman	Kelly	Palmer	Schwieger
Curtis	Kennedy	Plymat	Scott
Doderer	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Winkelman
Gluba	Des Moines	Robinson	

Nays, 18:

Bergman	Hill	Miller of	Rodgers
Briles	Hultman	Marshall	Shaff
DeKoster	Lamborn	Murray	Shaw
Gallagher	McCartney	Nolin	Tieden
Griffin		Potter	Willits

Absent or not voting, 6:

Heying	Orr	Ramsey	Taylor
Kyhl	Rabedeaux		

Amendment S—639 to amendment S—627 was adopted.

Senator Griffin called for a division of amendment S—627 as amended, sections 1, 4 and 5 to be considered as division S—627A; sections 2 and 3 to be considered as division S—627B.

Senator Lamborn asked and received unanimous consent that Ray J. Kauffman, Executive Secretary, Soldiers' Bonus Board, be permitted to sit in the Senate chamber as a consultant during consideration of House File 656.

Senator Kinley moved the adoption of division S—627A of the amendment and requested a roll call.

On the question "Shall division S—627A of the amendment be adopted?" (H.F. 656) the vote was:

Ayes, 31:

Bergman	Hansen	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
Doderer	Kinley	Plymat	Shaff
Gallagher	Miller of	Priebe	Tieden
Glenn	Marshall	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits

Nays, 12:

Andersen	Griffin	Lamborn	Rodgers
Briles	Hill	McCartney	Shaw
DeKoster	Hultman	Potter	Winkelman

Voting present, 2:

Murray	Ramsey
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Absent or not voting, 5:

Heying	Miller of	Rabedeaux	Taylor
Kyhl	Des Moines		

Division S—627A of the amendment was adopted.

Senator Doderer moved to reconsider the vote by which amendment S—639 to division S—627B of the Kinley, et al., amendment was adopted.

Roll call was requested.

On the question "Shall the motion to reconsider S—639 to division S—627B be adopted?" (H.F. 656) the vote was:

Ayes, 33:

Bergman	Gallagher	Hultman	Miller of
Blouin	Gluba	Kennedy	Des Moines
Briles	Griffin	Kinley	Miller of
DeKoster	Hansen	Lamborn	Marshall
Doderer	Hill	McCartney	Milligan

Murray
Nolin
Nystrom
Orr

Palmer
Plymat
Potter
Priebe

Rodgers
Scott
Shaff
Shaw

Taylor
Tieden
Willits

Nays, 11:

Andersen
Coleman
Glenn

Junkins
Kelly
Riley

Schaben
Schwengels
Schwieger

Van Gilst
Winkelman

Voting present, 1:

Ramsey

Absent or not voting, 5:

Curtis
Heying

Kyhl

Rabedeaux

Robinson

The motion to reconsider was adopted.

On motion of Senator Lamborn, the Senate recessed until 1:20 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

House File 656

The Senate resumed consideration of House File 656 and division S—627B of the Kinley, et al., amendment.

Amendment S—639 to division S—627B was taken up for re-consideration.

Senator Kelly moved the adoption of amendment S—639 to division S—627B.

Roll call was requested.

On the question "Shall amendment S—639 to division S—627B of the amendment be adopted?" (H.F. 656) the vote was:

Ayes, 10:

Andersen
Coleman
Glenn

Kelly
Riley
Schaben

Schwengels
Schwieger

Van Gilst
Winkelman

Nays, 31:

Bergman
Blouin
Briles
Curtis
DeKoster
Doderer
Gallagher
Gluba
Griffin

Hansen
Hill
Hultman
Kennedy
Lamborn
McCartney
Miller of
Des Moines

Miller of
Marshall
Milligan
Murray
Nolin
Nystrom
Orr
Plymat

Potter
Priebe
Rodgers
Scott
Shaw
Taylor
Tieden
Willits

Absent or not voting, 9:

Heying	Kyhl	Rabedeaux	Robinson
Junkins	Palmer	Ramsey	Shaff
Kinley			

Amendment S—639 to division S—627B of the amendment lost.

Senator Hansen moved to reconsider the vote by which the Palmer, et al., amendment S—724 to division S—627B of the Kinley, et al., amendment was adopted.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—724 to division S—627B be adopted?" (H.F. 656) the vote was:

Ayes, 28:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Lamborn	Nystrom	Shaff
Curtis	McCartney	Plymat	Shaw
DeKoster	Miller of	Potter	Taylor
Gallagher	Des Moines	Riley	Tieden
Griffin	Miller of	Rodgers	Winkelman
Hansen	Marshall		

Nays, 17:

Blouin	Junkins	Orr	Schaben
Coleman	Kennedy	Palmer	Scott
Doderer	Kinley	Priebe	Van Gilst
Glenn	Nolin	Robinson	Willits
Gluba			

Voting present, 2:

Kelly	Ramsey
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Absent or not voting, 3:

Heying	Kyhl	Rabedeaux
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The motion prevailed and amendment S—724 to division S—627B was taken up for reconsideration.

Senator Palmer moved the adoption of amendment S—724 to division S—627B and requested a roll call.

On the question "Shall amendment S—724 to division S—627B be adopted?" (H.F. 656) the vote was:

Ayes, 18:

Blouin	Junkins	Orr	Schaben
Coleman	Kelly	Palmer	Scott
Doderer	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba	Nolin		

Nays, 26:

Andersen	Hansen	Miller of	Rodgers
Bergman	Hill	Marshall	Schwengels
Briles	Hultman	Milligan	Schwieger
Curtis	Lamborn	Murray	Shaff
DeKoster	McCartney	Nystrom	Taylor
Gallagher	Miller of	Potter	Tieden
Griffin	Des Moines	Riley	Winkelman

Voting present, 1:

Ramsey

Absent or not voting, 5:

Heying	Plymat	Rabedeaux	Shaw
Kyhl			

Amendment S—724 to division S—627B lost.

Senator Doderer offered amendment S—736 to division S—627B:

S—736

- 1 Amend the Kinley amendment, S—627, to House File 656 as
- 2 amended, passed, and reprinted as follows:
- 3 1. Page 1, line 16, by adding after the word "war" the
- 4 words "or who was permanently maimed or otherwise disabled while
- 5 in the armed forces".

Senator Doderer moved the adoption of amendment S—736 to division S—627B and requested a roll call.

On the question "Shall amendment S—736 to division S—627B be adopted?" (H.F. 656) the vote was:

Rule 24 was invoked.

Ayes, 18:

Blouin	Gluba	Miller of	Priebe
Coleman	Junkins	Des Moines	Schaben
Doderer	Kelly	Nolin	Scott
Gallagher	Kennedy	Orr	Willits
Glenn	Kinley	Palmer	

Nays, 26:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Riley	Tieden
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan	Rodgers	

Voting present, 1:

Ramsey (under Rule 24)

Absent or not voting, 5:

Heying	Rabedeaux	Shaff	Van Gilst
Kyhl			

Amendment S—736 to division S—627B lost.

Senator Kinley moved the adoption of division S—627B of the amendment as amended and requested a roll call.

On the question “Shall division S—627B of the amendment as amended be adopted?” (H.F. 656) the vote was:

Ayes, 36:

Andersen	Hultman	Nolin	Schaben
Bergman	Junkins	Nystrom	Schwengels
Blouin	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	McCartney	Plymat	Shaff
DeKoster	Miller of	Potter	Taylor
Doderer	Des Moines	Priebe	Tieden
Gallagher	Miller of	Riley	Van Gilst
Gluba	Marshall	Robinson	Willits
Hansen	Milligan		

Nays, 8:

Briles	Griffin	Lamborn	Shaw
Glenn	Hill	Rodgers	Winkelman

Voting present, 3:

Kelly	Murray	Ramsey
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Absent or not voting, 3:

Heying	Kyhl	Rabedeaux
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Division S—627B of the amendment as amended was adopted.

Senator Kinley asked and received unanimous consent to withdraw amendment S—540 filed by Senators Kinley, et al., on May 8, 1973.

Senator Griffin asked and received unanimous consent to withdraw amendment S—523 filed by Senators Griffin and Rabedeaux on May 7, 1973.

Senator Rodgers offered amendment S—531 filed by him and called for a division of the amendment as follows:

S—531

Division S—531A

- 1 Amend House File 656 as amended, passed, and reprinted as
- 2 follows:
- 3 1. Page 2A, by striking lines 19 and 20, and inserting in
- 4 lieu thereof the following: “was in domestic service, and
- 5 twelve and one-half dollars”.
- 6 2. Page 2A, by striking lines 22 through 24, inclusive.
- 7 3. Page 2A, by striking lines 27 through 30, inclusive.
- 8 4. Page 2A, line 33, by inserting after the period the
- 9 following: “As used in this Act ‘foreign service’ means
- 10 service outside the continental limits of the North American

- 11 continent, except service in the states of Alaska and Hawaii
 12 shall not be deemed foreign service, and foreign service
 13 includes service in all territories of the United States."

Division S—531B

- 14 5. Page 3, line 8, after the word "surviving" insert the
 15 word "unmarried".
 16 6. Page 3, line 13, by striking the words "or is dis-
 17 abled,".

Senator Rodgers asked and received unanimous consent to withdraw division S—531A of the amendment.

Senator Rodgers moved the adoption of division S—531B of the amendment.

The Chair called for a division.

Amendment S—531B of the amendment was adopted.

Senator Milligan offered amendment S—558 filed by him and moved its adoption:

S—558

- 1 Amend House File 656 as amended, passed, and reprinted as
 2 follows:
 3 1. Page 3, by inserting after line 22 the following:
 4 "A person entitled to compensation under this Act may, in
 5 lieu of receiving his computed compensation, elect to contribute
 6 all or a part of the compensation to the state conservation
 7 commission to be used in promoting conservation and recreation
 8 projects within the state. If a person makes such an election
 9 he shall be presented an appropriate certificate signed by the
 10 governor and members of the executive council, containing a
 11 replica of the great seal of the state, and attesting to the
 12 fact that he was entitled to compensation under the provisions
 13 of this Act and donated all or a part of his compensation to
 14 the promotion of conservation and recreation in this state."

Amendment S—558 was adopted.

Senator Murray offered amendment S—582 filed by him:

S—582

- 1 Amend House File 656, as amended and passed by the House,
 2 as follows:
 3 1. By inserting on page 5 after line 16 the following new
 4 section:
 5 Sec. *NEW SECTION. TUITION CREDIT.* In making
 6 application for compensation under this Act, a person may
 7 indicate an interest in taking tuition credit in lieu of cash
 8 compensation. The service compensation board shall send to
 9 each person who indicates an interest in taking tuition credit
 10 a voucher to be used for tuition credit purposes, stating the
 11 amount of compensation the person is entitled to and the total

12 amount of tuition credit allowed, or as a credit against
 13 tuition owed by the person to any public post-secondary
 14 educational institution or private college or university in
 15 Iowa, the tuition credit to be at a rate of one hundred twenty-
 16 five percent of the person's service compensation as otherwise
 17 computed under the provisions of this Act.

18 To obtain the tuition credit, the person shall present the
 19 voucher issued to him by the board to the cashier or other
 20 financial official of the public post-secondary educational
 21 institution or private college or university in Iowa. The
 22 institution shall then allow the person a credit of up to one
 23 hundred twenty-five percent of the amount of his compensation
 24 as stated on the voucher against the tuition due from the
 25 person and shall send the voucher to the board with a verifica-

Page 2

1 tion of the amount of tuition credit allowed and the address
 2 of the person receiving credit as the address is given on the
 3 person's enrollment records.

4 The service compensation board shall record the amount of
 5 tuition credit allowed, and provide for payment of this amount
 6 to the institution. If the full amount of one hundred twenty-
 7 five percent of the person's compensation has not been used,
 8 the board shall mail to the person at his address shown by the
 9 enrollment records another voucher which shows the amount of
 10 the compensation and the date of the original voucher, the
 11 amount allowed as tuition credit and the amount of compensa-
 12 tion remaining. For purposes of calculating the amount of
 13 compensation remaining available for use if the full amount
 14 of tuition credit is not taken, the amount of tuition credit
 15 remaining shall be deemed to be one hundred twenty-five per-
 16 cent of the amount of compensation remaining. The board shall
 17 provide by rule for paying the remaining amount of compensa-
 18 tion in cash under the provisions of this Act if the person
 19 does not intend to take it as tuition credit under this
 20 section.

21 2. By renumbering sections and correcting internal
 22 references to conform with this amendment.

Senator McCartney took the chair at 3:47 p.m.

President Neu took the chair at 3:57 p.m.

Senator Schaben offered amendment S—741 to amendment
 S—582 and moved its adoption:

S—741

1 Amend the Murray amendment S—582, to House File 656, as follows:

2 1. Page 1, lines 15 and 16, by striking the words "twenty-five
 3 and inserting in lieu thereof the word "fifty".

4 2. Page 1, line 23, by striking the words "twenty-five" and
 5 inserting in lieu thereof the word "fifty".

6 3. Page 2, lines 6 and 7, by striking the words "twenty-five"
 7 and inserting in lieu thereof the word "fifty".

8 4. Page 2, line 15, by striking the words "twenty-five" and
 9 inserting in lieu thereof the words "fifty".

Division was called for.

Amendment S—741 to amendment S—582 lost.

Senator Murray moved the adoption of amendment S—582 and requested a roll call.

On the question "Shall amendment S—582 be adopted?" (H.F. 656) the vote was:

Rule 24 was invoked.

Ayes, 21 :

Andersen	Kelly	Nolin	Robinson
Blouin	Miller of	Orr	Schaben
DeKoster	Des Moines	Palmer	Schwengels
Doderer	Miller of	Potter	Schwieger
Hansen	Marshall	Priebe	Scott
Junkins	Milligan	Riley	

Nays, 22:

Bergman	Griffin	Nystrom	Taylor
Briles	Hill	Plymat	Tieden
Coleman	Hultman	Rodgers	Van Gilst
Curtis	Kennedy	Shaff	Willits
Gallagher	Lamborn	Shaw	Winkelman
Glenn	McCartney		

Voting present, 2:

Murray (under Rule 24)	Ramsey (under Rule 24)
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Absent or not voting, 5:

Gluba	Kinley	Kyhl	Rabedeaux
Heying			

Amendment S—582 lost.

Senator McCartney moved to reconsider the vote by which division S—531B of the amendment by Senator Rodgers was adopted by the Senate.

The motion prevailed and division S—531B of the amendment was taken up for reconsideration.

Senator Doderer called for a further division of amendment S—531B, section 5, lines 14 and 15 to be reconsidered as division S—531B, and section 6, lines 16 and 17 to be reconsidered as division S—531C.

Senator Rodgers moved the adoption of division S—531B of the amendment.

Division S—531B of the amendment lost.

Senator Rodgers moved the adoption of division S—531C of the amendment.

Division S—531C of the amendment lost.

Senator Schaben offered amendment S—739 by Senators Schaben and Palmer and moved its adoption:

S—739

- 1 Amend House File 656, as amended, passed and reprinted by
- 2 the House, page 5, by inserting after line 33 the following
- 3 new section:
- 4 Sec. *NEW SECTION*. Any new employees hired by
- 5 the bonus board to implement this Act shall be Vietnam
- 6 veterans.

Roll call was requested.

Senator Potter took the chair at 5:05 p.m.

On the question "Shall amendment S—739 be adopted?" (H.F. 656) the vote was:

Ayes, 19:

Blouin	Kennedy	Orr	Schwengels
Coleman	Kinley	Palmer	Schwieger
Doderer	Miller of	Potter	Scott
Gallagher	Des Moines	Robinson	Van Gilst
Junkins	Nolin	Schaben	Willits

Nays, 25:

Andersen	Hansen	Miller of	Rodgers
Bergman	Hill	Marshall	Shaff
Briles	Hultman	Milligan	Shaw
Curtis	Kelly	Murray	Taylor
DeKoster	Lamborn	Nystrom	Tieden
Glenn	McCartney	Plymat	Winkelman
Griffin		Riley	

Voting present, 1:

Ramsey

Absent or not voting, 5:

Gluba	Kyhl	Priebe	Rabedeaux
Heying			

Amendment S—739 lost.

Senator Schaben offered amendment S—742 by Senators Schaben and Palmer and moved its adoption:

S—742

- 1 Amend House File 656, as amended, passed and reprinted by the
- 2 House, page 5, lines 10 and 11 by striking the words
- 3 "whenever practicable."

Amendment S—742 lost.

Senator Blouin offered amendment S—743 and moved its adoption:

S—743

1 Amend House File 656, as amended, passed, and reprinted
 2 by the House, page 5, line 33, by adding the following new
 3 section:
 4 "Sec. *NEW SECTION. SUBMISSION TO ELECTORS.* This
 Act,
 5 after legal publication, shall be submitted to the people of
 6 this state at a statewide general election to be held in conjunc-
 7 tion with the regular school election to be held on the
 8 second Monday in September, 1973 and shall not take effect as
 9 provided in this Act unless at such election it shall receive
 10 a majority of all votes cast for and against it. The governor
 11 shall call the statewide general election by special proclama-
 12 tion, issued not later than forty days prior to the election,
 13 to be published in each county in the manner provided for
 14 publishing official notices. There is appropriated from the
 15 general fund of the state an amount sufficient to pay for
 16 such notices. Separate ballots shall be provided for the
 17 electors which shall be in substantially the following form:
 18 (Notice to voters: For an affirmative vote upon any
 19 question submitted upon this ballot, mark a cross mark or check
 20 mark in the square after the word 'Yes'. For a negative vote,
 21 make a similar mark in the square following the word 'No'.)
 22 'Shall the following public measure, being an Act of the
 23 Sixty-fifth General Assembly, be adopted and approved?'
 24 (Here insert in full this Act) Yes —
 25 No —"

Amendment S—743 lost.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 656) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Rodgers
Bergman	Hill	Marshall	Schaben
Blouin	Hultman	Milligan	Schwengels
Briles	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Griffin	Des Moines	Robinson	Winkelman

Nays, 1:

Shaw

Voting present, 2:

Murray Ramsey

Absent or not voting, 5:

Gluba
Heying

Kyhl

Palmer

Rabedeaux

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Griffin asked and received unanimous consent that **House File 656** be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Priebe asked and received unanimous consent that **Senate File 111** be withdrawn from further consideration of the Senate.

Senator Murray asked and received unanimous consent that **Senate File 170** be withdrawn from further consideration of the Senate.

Senator Rodgers asked and received unanimous consent that **Senate File 284** be withdrawn from further consideration of the Senate.

Senator Griffin asked and received unanimous consent that **Senate File 209** be withdrawn from further consideration of the Senate.

Senator Griffin asked and received unanimous consent that **Senate File 483** 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 passed the following bill in which the concurrence of the Senate is asked:

House File 771, a bill for an act specifying the ending date of the Vietnam conflict.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 775, a bill for an act relating to merged area schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 776, a bill for an act to appropriate funds from general funds to the state board of regents and institutions under the control of the board.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 55, urging the Iowa State Highway Commission to refrain from appealing the district court decision regarding closing of highways for local celebrations.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 55

By Brunow and Harper

Whereas, the town of Moulton has, since 1922, regularly closed Main Street in order to hold its fall jamboree; and

Whereas, the Iowa State Highway Commission has taken the policy position that towns may not close streets for these types of community activities; and

Whereas, the conflict between the town of Moulton and the Iowa State Highway Commission was taken to district court by the Highway Commission; and

Whereas, the district court has ruled that the town of Moulton may close the street and conduct its celebration; and

Whereas, the Iowa State Highway Commission may appeal the district court ruling to the Iowa Supreme Court, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa State Highway Commission be urged to refrain from appealing the district court decision in this matter and that the Iowa State Highway Commission be urged to amend its policy on the closing of highways to provide that cities and towns which have a long-standing local tradition of closing a highway for a local celebration be allowed to continue this practice.

HOUSE MESSAGES CONSIDERED

House File 771, a bill for an act specifying the ending date of the Vietnam conflict for the purpose of the military service tax exemption, requiring a minimum period of active duty in order to qualify for the military service tax exemption, and providing that active duty for training only shall not be regarded as active duty for the purpose of the military service tax exemption.

Read first time and **passed on file**.

House File 775, a bill for an act relating to merged area schools, providing for the appropriation and payment of state aid, and providing for tuition.

Read first time and **passed on file**.

House File 776, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, relating to the number of employees of the institutions, establishing a unified budget and accounting system for the board, and making the preaudit system applicable to the board.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 771 Ways and means

H. F. 775 Appropriations

H. F. 776 Appropriations

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber when the votes were taken on House File 315, Senate Files 570 and 571. Had I been present, I would have voted "Aye" on Senate File 570 and "Nay" on House File 315 and Senate File 571.

CHARLES P. MILLER

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate Files 570 and 571 and on House File 315. Had I been present I would have voted "Aye" on these bills.

FORREST V. SCHWENGELS

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 768**, a bill for an act to appropriate from the general fund of the state to the department of general services for the state educational radio and television facility board, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—734

1 Amend House File 768 as amended and passed by the House as
2 follows:

3 1. Page 2, by striking lines 20 and 21, and inserting in
4 lieu thereof the following:

5 "poses:	\$ 376,080	\$ 383,250
6 Total	<u>\$1,523,484</u>	<u>\$1,921,817</u>

7 2. Page 3, by inserting after line 17, the following new
8 section and renumbering the remaining sections:

9 Sec. **NEW SECTION.** It is the intent of the general
10 assembly that the state educational radio and television
11 facility board of the department of general services shall not
12 compete with the private sector by actively seeking revenue
13 from its operations. It is not the intent of the general
14 assembly to prohibit the receipt of charitable contributions
15 as defined by section one hundred seventy (170) of the Internal
16 Revenue Code. All monies received after July 1, 1973 by the
17 state educational radio and television facility board of
18 the department of general services from all sources except
19 amounts appropriated by the general assembly or received
20 under section four (4) of this Act shall become the property

21 of the state of Iowa and shall be promptly deposited in the
22 state general fund.

LUCAS J. De KOSTER, Chairman

Ordered passed on file.

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 659**, a bill for an act relating to redesignating county homes as county care facilities, and revising the laws governing operation of those facilities, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—731

- 1 Amend the House amendment to Senate File 441 as follows:
- 2 1. Page 6, by striking lines 8 through 12, inclusive, and in-
- 3 serting in lieu thereof the following:
- 4 "consist of five members. One member shall be a mayor of an in-"
- 5 2. Page 6, line 24, by inserting after the word "the" the
- 6 words "other three".
- 7 3. Page 6, line 25, by striking the words "conference board
- 8 of the county" and inserting in lieu thereof the word "commission".
- 9 4. Page 7, by striking line 6 and inserting in lieu thereof
- 10 the words "also hold another public office".
- 11 5. Page 9, line 3, by striking the words "the first of May"
- 12 and inserting in lieu thereof the words "sixty days before the
- 13 compensation levels will become effective if approved by the
- 14 board of supervisors".
- 15 6. Page 9, line 6, by striking the word "year" and inserting
- 16 in lieu thereof the word "biennium".

JAMES E. BRILES

S—732

- 1 Amend Senate File 530, page 2, line 12 by striking the words
- 2 "department of soil conservation" and inserting in lieu
- 3 thereof the words "[soil conservation committee] *department of*
- 4 *soil conservation*".

WARREN E. CURTIS

S—740

- 1 Amend Senate File 539 as follows:
- 2 1. Page 3, by striking lines 7 through 19, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 "Sec. 5. Because several institutions under the jurisdiction
- 5 of the bureau of adult corrections have experienced declining
- 6 populations and new methods for the rehabilitation and treatment
- 7 of inmates of correctional institutions are being instituted and
- 8 considered, and because of the implementation of programs which
- 9 have as their goals the treatment of offenders outside of insti-
- 10 tutional barriers and the introduction of such persons into

- 11 society, the department of social services is directed to develop
 12 a plan relating to the following:
- 13 1. The practical consolidation of operations and programs of
 14 the various correctional institutions within the state or the
 15 transfer of persons confined in such institutions to other insti-
 16 tutions.
 - 17 2. The renovation of one or more institutions to meet the
 18 demands for capital improvements and comply with state and fed-
 19 eral laws regarding the safety standards which must be met.
 - 20 3. An indication of the most efficient and economical future
 21 use of the various correctional institutions.
 - 22 4. An indication as to how the state can best cooperate with
 23 local correctional authorities and authorities of other states to
 24 carry out correctional programs.
 - 25 5. Alternatives to present correctional programs and

Page 2

- 1 institutions and the economical basis and the projected cost of
 2 each alternative."
- 3 2. Page 3, line 21, by striking the numerals "1973" and
 4 inserting in lieu thereof the numerals "1974".

E. KEVIN KELLY

S—735

- 1 Amend the Nystrom, et al., amendment S—679 to Senate File 583,
 2 as follows:
- 3 1. Page 2, line 77, by inserting after the word "candidate"
 4 the words "; after July 1, 1974, filing of a petition under
 5 chapter one thousand eighty-eight (1088), section sixty-four
 6 (64), Acts of the Sixty-fourth General Assembly, 1972 session,
 7 shall constitute the filing of the statement of organization
 8 by the candidate".

JOHN N. NYSTROM

S—730

- 1 Amend Senate File 586 as follows:
- 2 1. Page 3, line 32, by inserting after the word "districts"
 3 the words ", county school systems, joint county systems, and
 4 county boards of education".
 - 5 2. Page 4, line 1, by inserting after the word "districts" the
 6 words ", county school systems, joint county systems, and
 7 county boards of education".

TOM RILEY

S—737

- 1 Amend Senate File 586 as follows:
- 2 1. Page 5, by inserting after line 10 the following section:
 3 Sec. There is appropriated from the general fund of the
 4 state to the department of public instruction, the sum of twelve
 5 thousand (12,000) dollars or so much thereof as may be necessary,
 6 for each year of the fiscal biennium commencing July 1, 1973, to
 7 be distributed to the merged area XII resource center to be used
 8 for special instructional television programs.
 - 9 2. By renumbering sections as necessary.

E. KEVIN KELLY

S—733

1 Amend House File 757, page 2, by striking line 13
2 and inserting in lieu thereof the following:

3 3. For regional tourism promotion
4 in each Congressional District to be
5 distributed equally among the districts
6 and equally among the tourism councils
7 established prior to January 1, 1973,
8 in each district

	\$ 30,000	\$ 30,000
9	<u>\$1,115,920</u>	<u>\$1,052,700</u>

GENE V. KENNEDY
 BARTON L. SCHWIEGER
 KARL NOLIN
 C. JOSEPH COLEMAN
 RALPH W. POTTER
 JAMES W. GRIFFIN
 BASS VAN GILST
 JOAN ORR
 WILLIAM D. PALMER
 NORMAN RODGERS
 JAMES F. SCHABEN
 RICHARD R. RAMSEY
 EARL M. WILLITS
 KENNETH D. SCOTT
 W. R. RABEDEAUX

H. L. HEYING
 BERL E. PRIEBE
 MICHAEL T. BLOUIN
 CLOYD E. ROBINSON
 JAMES GALLAGHER
 LOWELL L. JUNKINS
 RALPH F. McCARTNEY
 JAMES E. BRILES
 CHARLES P. MILLER
 FORREST V. SCHWENGELS
 IRVIN L. BERGMAN
 ELIZABETH R. MILLER
 GEORGE R. KINLEY
 DALE L. TIEDEN
 WARREN E. CURTIS

S—738

1 Amend House File 775, as amended and passed by the House, as
2 follows:

3 1. Page 6, by inserting after line 4 the following section:

4 Sec. Section two hundred eighty A point twenty-three
5 (280A.23), subsection (9), Code 1973, is amended to read as
6 follows:

7 9. The area board, when setting the salary of the area super-
8 intendent, shall take into consideration the salaries of adminis-
9 trators of educational institutions in the area, and the enroll-
10 ment of the area schools[, the salary range shall be from seven-
11 teen thousand dollars to twenty-five thousand dollars per annum].
12 *The salary established by the area board for an area superin-*
13 *tendent shall not exceed the annual salary of the superintendent*
14 *of public instruction.* The superintendent shall not be required
15 to hold any teacher's certificate.

16 2. By renumbering sections and correcting internal refer-
17 ences in accordance with this amendment.

18 3. Amend the title, page 1, line 3, by inserting before the
19 period the words "and the salaries of area superintendents".

JAMES W. GRIFFIN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, June 5, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, JUNE 5, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Carroll Brown, pastor of the Mitchellville Community Parish, Disciples of Christ Church, Mitchellville, Iowa.

The Journal of Monday, June 4, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Seidler, Jamaica, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Heying for the day on request of Senator Schaben.

SPECIAL GUEST

Senator Coleman rose on a point of personal privilege to present Arjan Speelman, a student from Erasmus University, Rotterdam, Holland, visiting in the United States and a guest of the American Soybean Association.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty students from Crawford, Carroll and Webster Counties, accompanied by Norma Watt, Ruth Johnston and Mary Anne Eaton. Senators Coleman and Nolin.

Seventy-nine Girl Scouts from Storm Lake and Laurens, Iowa, accompanied by Mrs. Wayne Blewitt, Mrs. James Haahr and Mrs. Wyatt Yon. Senator Curtis.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

SPECIAL ORDER

Senator Lamborn moved that Senate File 583 be made a special order of business for Thursday, June 7, 1973, at 9:00 a.m., which motion prevailed.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 752.

House File 752

On motion of Senator Schwieger, House File 752, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Schwieger offered amendment S—712 by the committee on appropriations and moved its adoption:

S—712

- 1 Amend House File 752, page 2, as follows:
- 2 1. By striking line 11, and inserting in lieu
- 3 thereof the following:
- 4 "poses: \$ 273,850 \$ 304,030
- 5 2. By striking line 15, and inserting in lieu
- 6 thereof the following:
- 7 "poses: \$ 349,440 \$ 362,520
- 8 3. By striking line 19, and inserting in lieu
- 9 thereof the following:
- 10 "poses: \$ 162,580 \$ 166,600
- 11 4. By striking line 35, and inserting in lieu
- 12 thereof the following:
- 13 "purposes" \$ 230,570 \$ 238,750

Senator Schwieger offered amendment S—715 to the amendment filed by Senators Schwieger, Rabedeaux and Griffin and moved its adoption:

S—715

- 1 Amend the committee on appropriations amendment
- 2 S—712 to House File 752, line 4, by striking the figure
- 3 "\$273,850" and inserting in lieu thereof the figure
- 4 "\$298,850".

The amendment to the amendment was adopted.

Senator Gluba offered amendment S—749 to the amendment:

S—749

- 1 Amend the appropriations committee amendment S—712 filed
- 2 May 31 to House File 752, by striking line 7 and inserting
- 3 in lieu thereof the following:
- 4 "poses: \$503,440 \$516,520"

Senator Gluba moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall amendment S—749 to the amendment be adopted?" (H.F. 752) the vote was:

Rule 24 was invoked.

Ayes, 13:

Blouin	Hansen	Milligan	Priebe
Doderer	Kennedy	Orr	Robinson
Glenn	Kinley	Palmer	Willits
Gluba			

Nays, 27:

Andersen	Junkins	Murray	Schwieger
Bergman	Kelly	Nystrom	Scott
Briles	Lamborn	Plymat	Shaw
Coleman	McCartney	Potter	Tieden
Curtis	Miller of	Ramsey	Van Gilst
DeKoster	Des Moines	Riley	Winkelman
Hill	Miller of	Schwengels	
Hultman	Marshall		

Absent or not voting, 10:

Gallagher	Kyhl	Rodgers	Shaff
Griffin	Nolin	Schaben	Taylor
Heying	Rabedeaux		

The amendment to the amendment lost.

On motion of Senator Schwieger, amendment S—712 as amended was adopted.

(House File 752 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

House File 752

The Senate resumed consideration of House File 752.

DEFERRED

Senator Schwieger asked and received unanimous consent that further action on **House File 752** be **deferred** and that the bill retain its place on the calendar.

Senate File 586

On motion of Senator Riley, Senate File 586, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public instruction, was taken up for consideration.

Senator Riley offered amendment S—730 filed by him and moved its adoption:

S—730

- 1 Amend Senate File 586 as follows:
- 2 1. Page 3, line 32, by inserting after the word "districts"
- 3 the words ", county school systems, joint county systems, and
- 4 county boards of education".
- 5 2. Page 4, line 1, by inserting after the word "districts" the
- 6 words ", county school systems, joint county systems, and
- 7 county boards of education".

The amendment was adopted.

Senator Kelly offered amendment S—737 filed by him and moved its adoption.

S—737

- 1 Amend Senate File 586 as follows:
- 2 1. Page 5, by inserting after line 10 the following section:
- 3 Sec. There is appropriated from the general fund of the
- 4 state to the department of public instruction, the sum of twelve
- 5 thousand (12,000) dollars or so much thereof as may be necessary,
- 6 for each year of the fiscal biennium commencing July 1, 1973, to
- 7 be distributed to the merged area XII resource center to be used
- 8 for special instructional television programs.
- 9 2. By renumbering sections as necessary.

The amendment was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 586) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwieger
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Heying	Kyhl	Rabedeaux	Schwengels
Kinley	Nolin	Robinson	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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 513, a bill for an act making an appropriation from general fund to state comptroller for the substitution or replacement of any federal funds not available to the state.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 27, memorializing the Congress to amend the federal Hatch Act.

Also: That the House has refused to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 770, a bill for an act making an appropriation for the planning and constructing of certain state buildings.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 772, a bill for an act relating to the effective dates of chapters 1020 and 1088, Acts of the Sixty-fourth General Assembly, 1972 Session.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 773, a bill for an act relating to expenditures for capital improvements by a board of supervisors.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 56, creating a study committee to study the advisability of establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, and other political subdivisions.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 513

- 1 Amend Senate File 513 as follows:
- 2 1. Page 2, by striking lines 1 through 20, inclu-
- 3 sive, and inserting in lieu thereof the following:
- 4 Section 1. There is appropriated from the general
- 5 fund of the state for the fiscal biennium beginning
- 6 July 1, 1973 and ending June 30, 1975 to the state
- 7 comptroller the following amounts, or so much thereof
- 8 as may be necessary, for the following purposes:

9 1. For the governor's youth
 10 opportunity program: \$1,234,000
 11 2. For the day care facilities
 12 program: \$ 579,000
 13 Sec. 2. Funds appropriated by section one (1) of
 14 this Act shall be used solely as a substitute for or
 15 replacement of, in whole or in part, any federal funds
 16 which are not currently appropriated by the federal
 17 government to the state, or otherwise not available
 18 to the state by reason of federal executive action
 19 during the period of this Act. The funds substituted
 20 or replaced must be for previously existing federal
 21 programs financed in whole or in part by federal funds
 22 during the period beginning July 1, 1972, and ending
 23 March 31, 1973. If federal funds are made available
 24 for the purposes in section one (1) of this Act but
 25 in amounts less than specified by section one (1) of

Page 2

1 this Act, the amount of federal funds available shall
 2 be subtracted from the amounts specified in this Act
 3 and only the remainder shall be expended for the
 4 purposes specified in this Act.

5 Sec. 3. Unencumbered funds as of June 30, 1975
 6 shall revert to the general fund of the state as of
 7 August 31, 1975.

8 Sec. 4. All federal grants to and the federal
 9 receipts for the purposes for which funds are appro-
 10 priated by this Act are appropriated for the purposes
 11 set forth in the federal grants or receipts.

12 2. By renumbering the remaining sections.

13 3. Page 1, by striking lines 5 and 6 of the title
 14 and inserting in lieu thereof the words "relating to
 15 youth opportunity and day care facilities programs."

HOUSE CONCURRENT RESOLUTION 56

By Committee on Ways and Means

Whereas, there appears to be a conflict between the provisions of the Fiscal Year Act and the City Code; and

Whereas, questions have arisen concerning the advisability of enacting a uniform fiscal year for all political subdivisions; and

Whereas, the accounting procedures of political subdivisions are not uniform, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to establish a study committee to study the advisability of establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, and other political subdivisions including school districts; budget procedures necessary for the implementation of a uniform fiscal year budget; the accounting systems of political subdivisions; and to coordinate the findings of the municipal finance subcommittee of the municipal laws study committee of the Sixty-third General Assembly; and

Be It Further Resolved, That the study committee shall consist of five members of each house of the general assembly who shall represent both

political parties and shall be selected by the legislative council, and five nonlegislative members who shall include the state comptroller or his designee, and one person who shall represent the cities of the state, one person who shall represent the counties of the state, one person who shall represent the school districts, and one person who shall represent the general public, who shall be selected by the study committee with the approval of the legislative council; and

Be It Further Resolved, That the study committee shall make periodic reports to the legislative council and submit a final report, along with necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report accepted by the legislative council shall be submitted to the Sixty-fifth General Assembly, 1974 Session.

INTRODUCTION OF BILLS

Senate File 588, by committee on appropriations, a bill for an act making an appropriation to the state conservation commission to carry out certain designated programs.

Read first time and placed on calendar.

Senate File 589, by committee on appropriations, a bill for an act making an appropriation to certain state libraries.

Read first time and placed on calendar.

Senate File 590, by committee on appropriations, a bill for an act setting the salary rate for state officials and designated employees of the state.

Read first time and placed on calendar.

Senate File 591, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the civil rights commission.

Read first time and placed on calendar.

Senate File 592, by committee on ways and means, a bill for an act relating to foreign life insurance companies becoming domestic companies and providing for a transfer tax therefor.

Read first time and placed on calendar.

Senate File 593, by committee on judiciary, a bill for an act relating to the Iowa state civil rights commission and providing a penalty.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File 772, a bill for an act relating to the effective dates of chapters one thousand twenty (1020) and one thousand

eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 Session.

Read first time and **passed on file**.

House File 773, a bill for an act relating to expenditures for capital improvements by a board of supervisors.

Read first time and **passed on file**.

EXPLANATION OF VOTE

MR. PRESIDENT: Due to a previous public speaking engagement in Davenport, Iowa, I was absent from the Senate chamber when the vote was taken on House File 656. Had I been present I would have voted "Aye".

WILLIAM E. GLUBA

SENATE CONCURRENT RESOLUTION 48

By Doderer, Curtis, Schwieger, Palmer, Van Gilst, Riley,
Rodgers, Ramsey, Schwengels and Kinley

Whereas, the Multistate Tax Commission, created in the year 1967, is composed of twenty-one states as regular members and fifteen states as associate members and it is expected that additional states will become either regular or associate members within the near future; and

Whereas, some of the stated objectives of the Multistate Tax Commission are the reduction of the complexities of the taxation of multistate businesses, the protections of revenues of member states and the interest of local taxpayers, the reduction of compliance problems of taxpayers which do multistate business, and the avoidance of double taxation for multistate businesses; and

Whereas, the Multistate Tax Commission has implemented a joint national audit program which may be of benefit to states and businesses because of providing qualified auditors, reducing the number of audits a business will be subjected to, eliminating costly duplication in tax administration and reducing the cost per dollar of tax compliance; and

Whereas, a state may become an associate member of the Multistate Tax Commission without cost to the state except for costs of attending meetings and conferences by the state's representatives, and such membership entitles a state to attend all meetings of the Multistate Tax Commission, receive information developed by the Multistate Tax Commission, and determine if membership or participation in the Multistate Tax Commission would be beneficial to a particular state, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the General Assembly approves Iowa's participation as an associate member in the Multistate Tax Commission and that appropriate members of the executive and legislative branches of government be appointed to represent the state of Iowa in its capacity as an associate member of the Multistate Tax Commission in order that information might be gained which will enable the state of Iowa to determine the degree it might wish to participate in and cooperate with all other states which are members of the Multistate Tax Commission in the future.

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 424**, a bill for an act relating to the creation of a Spanish-speaking peoples study commission and providing an appropriation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—755

- 1 Amend Senate File 424 as follows:
- 2 1. Page 2, by striking lines 1 through 13, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 Section 1. *NEW SECTION*. COMMISSION CREATED. There is
- 5 created a Spanish-speaking peoples study commission which shall
- 6 consist of thirteen members: two members of the senate, one of
- 7 whom shall be appointed by the senate majority leader and one by
- 8 the senate minority leader; two members of the house of repre-
- 9 sentatives, one of whom shall be appointed by the house majority
- 10 leader and one by the house minority leader; and nine public
- 11 members, two of which shall represent the district defined in
- 12 subsection two (2) of this section, two of which shall represent
- 13 the district defined in subsection three (3) of this section,
- 14 and five of which shall represent the remaining five districts
- 15 respectively. The public members shall be appointed by the
- 16 governor from lists of nominees submitted by the Spanish-speaking
- 17 people of the seven districts defined in this section. The seven
- 18 districts shall have boundaries drawn along county lines and
- 19 shall include the following counties:
- 20 2. Page 3, line 18, by inserting after the word "day" the
- 21 words "and expenses".
- 22 3. Page 3, line 23, by striking the word "commission" and
- 23 inserting in lieu thereof the word "nonlegislative".
- 24 4. Page 3, line 25, by inserting after the word "diem" the
- 25 words "and expenses".

Page 2

- 1 5. Page 3, line 29, by striking the words "director, an
- 2 assistant," and inserting in lieu thereof the word "director".
- 3 6. Page 5, line 6, by striking the words and figure "ninety
- 4 thousand (90,000)" and inserting in lieu thereof the words and
- 5 figure "seventy-six thousand (76,000)".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 716**, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 720**, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—754

- 1 Amend House File 720, page 2, by striking line 4 and
- 2 inserting the following: "sum of three million four hundred
- 3 sixty-seven thousand (3,467,000) dollars, or so much thereof".

LUCAS J. DeKOSTER, 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 740**, a bill for an act to increase the personal property tax credit, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—756

- 1 Amend House File 740, as passed by the House, by striking
- 2 everything after the enacting clause and inserting in lieu there-
- 3 of the following:
- 4 Sec. Chapter four hundred twenty-seven A (427A), Code
- 5 1973, is amended by adding the following new section:
- 6 **NEW SECTION.** In addition to and after computation and appli-
- 7 cation of the personal property tax credit provided pursuant to
- 8 sections four hundred twenty-seven A point one (427A.1) through
- 9 four hundred twenty-seven A point eight (427A.8) of this chapter
- 10 to personal property subject to taxation, each taxpayer is en-
- 11 titled to an additional personal property tax credit on his per-
- 12 sonal property taxes for which each taxing district in the state
- 13 shall be allowed an additional personal property tax credit on
- 14 the personal property assessed as of January first of the pre-
- 15 ceding year, in the following amounts:
- 16 1. For the extended tax year beginning January 1, 1974 and
- 17 ending June 30, 1975, fifteen percent.
- 18 2. For the tax year beginning July 1, 1975 and ending June
- 19 30, 1976, twenty-five percent.
- 20 3. For the tax year beginning July 1, 1976 and ending June
- 21 30, 1977, thirty-five percent.
- 22 4. For the tax year beginning July 1, 1977 and ending June
- 23 30, 1978, forty-five percent.
- 24 5. For the tax year beginning July 1, 1978 and ending June
- 25 30, 1979, fifty-five percent.

Page 2

- 1 6. For the tax year beginning July 1, 1979 and ending June
- 2 30, 1980, sixty-five percent.
- 3 7. For the tax year beginning July 1, 1980 and ending June
- 4 30, 1981, seventy-five percent.
- 5 8. For the tax year beginning July 1, 1981 and ending June
- 6 30, 1982, eighty-five percent.

7 9. For the tax year beginning July 1, 1982 and ending June
8 30, 1983 and all succeeding tax years, one hundred percent.

9 The tax credit for the tax year beginning July 1, 1982 and
10 ending June 30, 1983, and each year thereafter shall be based
11 upon personal property assessed as of January 1, 1982. Personal
12 property shall not be valued and assessed after July 1, 1982.

13 On or before January 1, 1974, and each year thereafter, the
14 auditor of each county shall prepare a statement listing for each
15 taxing district in the county all personal property assessed as
16 of January first of the preceding year. The statement shall show
17 the tax rates of the various taxing districts and the total amount
18 of taxes which were not collected for the year 1974 and each year
19 thereafter by reason of the additional personal property tax cred-
20 it granted by this section. The auditor shall certify and for-
21 ward copies of the statement to the state comptroller and the
22 director of revenue not later than January fifteenth of each year.
23 The director of revenue shall compute the applicable tax credit
24 each year and certify to the state comptroller the amount due to
25 each taxing district, which amount shall be the dollar amounts

Page 3

1 which would be payable if the personal property were taxed.

2 The amounts due each taxing district shall be paid in two equal
3 payments by the state comptroller on March fifteenth and September
4 fifteenth of each year, drawn upon warrants payable to the re-
5 spective county treasurers. The county treasurer shall pay the
6 proceeds to the various taxing districts in the county.

7 There is appropriated from the general fund of the state to
8 the state comptroller for the fiscal year beginning July 1, 1973
9 and ending June 30, 1974, and each succeeding fiscal year, an
10 amount sufficient to carry out the provisions of this section.

ROGER J. SHAFF, Chairman

Referred to the committee on appropriations (under Rule 37).

AMENDMENTS FILED

S—746

1 Amend Senate File 557 by striking everything after the enact-
2 ing clause and inserting in lieu thereof the following:

3 Section 1. Chapter four hundred twenty-eight (428), Code
4 1973, is amended by adding the following new section:

5 **NEW SECTION.** 1. As used in this section, unless the context
6 otherwise requires:

7 a. "Taxable value" means twenty-seven percent of the actual
8 value of an electric power generating plant.

9 b. "Electric power generating plant" means each taxable name
10 plate rated electric power generating plant owned solely or
11 jointly by any person in which electrical energy is produced from
12 other forms of energy, including all equipment used in the pro-
13 duction of such energy through its step-up transformer.

14 c. "Electric operating property" means all electric property
15 belonging to such owner, as determined by the department of
16 revenue and assessed by it under chapter four hundred twenty-eight
17 (428) and chapter four hundred thirty-seven (437) of the Code,

18 except electric power generating plants.

19 2. Notwithstanding sections four hundred twenty-eight point
20 twenty-five (428.25) and four hundred twenty-eight point twenty-
21 seven (428.27) of the Code, the taxable value of an electric
22 power generating plant placed in commercial service after Decem-
23 ber 31, 1972, shall be apportioned by the director of revenue,
24 commencing with the year 1973, as follows:

25 a. The first twelve million dollars of taxable value shall be

Page 2

1 apportioned to the taxing districts in which each such plant is
2 situated.

3 b. The remaining taxable value shall be apportioned to each
4 taxing district in which electric operating property of the owner
5 thereof is located, in the ratio that the actual value of that
6 part of such owner's electric operating property which is located
7 in the affected taxing district bears to the **total actual value**
8 of the electric operating property of such owner located in the
9 state. If the owner has no taxable property in this state other
10 than the electric power generating plant which is assessed, then
11 the remainder shall be assessed and levied on at the current rate
12 of the taxing district in which the plant is located. Tax moneys
13 received from such remainder assessments and levies shall be paid
14 to the county treasurer, who shall pay such tax moneys to the
15 treasurer of state not later than fifteen days from the date the
16 moneys are received by the county treasurer for deposit in the
17 general fund of the state.

18 c. Notwithstanding the provisions of paragraph b of this
19 subsection, if the owner is a municipal electric utility, the
20 remaining taxable value shall be allocated to each taxing district
21 in which the municipal electric utility is serving customers and has
22 electric meters in operation in the ratio that the number of
23 operating electric meters of the municipal electric utility lo-
24 cated in the taxing district bears to the total number of operating
25 electric meters of the municipal electric utility in the state

Page 3

1 as of January first of the calendar year in which the assessment
2 is made. If the municipal electric utility has no operating
3 electric meters in this state, then the remainder shall be
4 assessed and levied on at the current rate of the taxing district
5 in which the electric power generating plant is located. Tax
6 moneys received from such remainder assessment and levies shall
7 be paid to the county treasurer, who shall pay such tax moneys to
8 the treasurer of state not later than fifteen days from the date
9 the tax moneys are received by the county treasurer for deposit
10 in the general fund of the state.

11 All municipal electric utilities which shall have taxable value
12 apportioned under this section shall, annually on or before the
13 first day of May of each calendar year, make a report listing the
14 total operating meters of the municipal electric utility in each
15 taxing district it serves as of the first day of January of each
16 calendar year on forms provided by the department of revenue.

17 d. If an electric power generating plant is jointly owned by
18 two or more owners, each owner's pro rata share of the first
19 twelve million dollars of taxable value shall be apportioned to

20 the taxing district or districts in which such plant is situated.
 21 Each owner's pro rata share of the remainder of such taxable value
 22 shall be allocated as provided in paragraphs b and c of this
 23 subsection, whichever is applicable.

24 Amend the title, page 1, lines 2 and 3, by striking the words
 25 "one hundred megawatts" and inserting in lieu thereof the words

Page 4

1 "twelve million dollars in taxable valuation".

COMMITTEE ON WAYS AND MEANS
 ROGER J. SHAFF, Chairman

S—745

1 Amend Senate File 583, page 9, by striking the words "A person
 2 who has, within the previous five years, served as a public
 3 official or political party officer shall not be appointed to
 4 membership on the commission." from lines 9, 10, 11, and 12.

WILLIAM E. GLUBA

S—747

1 Amend the Nystrom, et al., amendment S—679, to Senate File 583,
 2 as follows:

3 1. Page 1, line 8 by striking the word "Statutory" and inserting
 4 in lieu thereof the words "State statutory".

5 2. Page 1, by inserting the following after line 14.

6 "..... Page 3, line 3 by striking the word 'statutory'."

7 3. Page 2, by inserting the following after line 1:

8 "..... Page 4, line 12 by inserting after the word 'statutory'
 9 the word 'political'.

10 Page 4, lines 13 and 14 by striking the words
 11 'local statutory committees' and inserting in lieu thereof the
 12 words 'other statutory political committees'.

13 Page 4, line 15 by inserting after the word 'the'
 14 the word 'appropriate'."

15 4. By renumbering divisions to conform with this amendment.

E. KEVIN KELLY
 JOHN N. NYSTROM

S—757

1 Amend the Nystrom, et al., amendment S—679, to Senate File 583,
 2 as follows:

3 1. Page 1, by inserting the following after line 24:

4 "..... Page 3, line 35 by striking the words 'one hundred'
 5 and inserting in lieu thereof the words 'twenty-five'.

6 Page 4, line 1 by striking the words 'one hundred'
 7 and inserting in lieu thereof the words 'twenty-five'.

8 Page 4, line 3 by striking the words 'one hundred'
 9 and inserting in lieu thereof the words 'twenty-five'."

10 2. Page 2, by inserting the following after line 15:

11 "..... Page 6, line 3 by striking the words 'one hundred'
 12 and inserting in lieu thereof the words "twenty-five'."

13 3. Page 2, by inserting the following after line 17:

14 "..... Page 6, line 7, by striking the words 'five hundred'
 15 and inserting in lieu thereof the words 'twenty-five'.

16 Page 6, line 18 by striking the words 'one hundred'
 17 and inserting in lieu thereof the words 'twenty-five'."

- 18 4. Page 2, line 21 by striking the words "five hundred" and
 19 inserting in lieu thereof the words "twenty-five".
 20 5. Page 2, by inserting the following after line 22:
 21 "..... Page 6, line 26 by striking the words 'one hundred'
 22 and inserting in lieu thereof the words 'twenty-five'."
 23 6. Page 3, line 2 by striking the words "five hundred" and
 24 inserting in lieu thereof the words "twenty-five".
 25 7. Page 3, by inserting the following after line 2:

Page 2

- 1 "..... Page 6, line 33 by striking the words 'one hundred'
 2 and inserting in lieu thereof the words 'twenty-five'.
 3 Page 7, line 5 by striking the words 'one hundred'
 4 and inserting in lieu thereof the words 'twenty-five'.
 5 8. By renumbering divisions to conform with this amendment.
- CLIFTON C. LAMBORN
 LUCAS J. DeKOSTER
 WILLARD R. HANSEN
 E. KEVIN KELLY
 GEORGE F. MILLIGAN
 WILLIAM N. PLYMAT
 TOM RILEY
 BARTON L. SCHWIEGER
 ELIZABETH SHAW

S—744

- 1 Amend the Glenn amendment, S—675, to Senate File 583,
 2 line 7, by striking the word "seven" and inserting the word
 3 "fifteen".

MICHAEL T. BLOUIN
 JAMES GALLAGHER
 WILLIAM D. PALMER

S—758

- 1 Amend Senate File 590 as follows:
 2 1. Page 2, by striking line 20 and inserting in
 3 lieu thereof the following:
 4 "aeronautics not exceeding: \$18,300 \$18,300".
 5 2. Page 2, by striking lines 22 and 23 and in-
 6 serting in lieu thereof the following:
 7 "Salary of executive sec-
 8 retary not exceeding: \$15,800 \$15,800".
 9 3. Page 2, by striking line 27 and inserting in
 10 lieu thereof the following:
 11 "not exceeding: \$15,800 \$15,800".
 12 4. Page 2, by striking line 31 and inserting in
 13 lieu thereof the following:
 14 "not exceeding: \$16,600 \$16,600".
 15 5. Page 2, by striking line 34 and inserting in
 16 lieu thereof the following:
 17 "of banking not exceeding: \$26,000 \$26,000".
 18 6. Page 3, by striking line 6 and inserting in
 19 lieu thereof the following:
 20 "not exceeding: \$20,300 \$20,300".
 21 7. Page 3, by striking lines 8 and 9 and insert-
 22 ing in lieu thereof the following:

23 "Salary of the executive sec-
 24 retary not exceeding: \$18,300 \$18,300".
 25 8. Page 3, line 13, by striking the figure

Page 2

1 "\$14,000" and inserting in lieu thereof the figure
 2 "\$15,000".
 3 9. Page 3, by striking lines 14, 15, and 16 and
 4 inserting in lieu thereof the following:
 5 "Salary of the chairman
 6 of the commission not ex-
 7 ceeding: \$25,000 \$25,000
 8 Salary of each member of
 9 the commission not exceeding: \$23,000 \$23,000".
 10 10. Page 3, line 20, by striking the figure
 11 "\$25,600" and inserting in lieu thereof the figure
 12 "\$28,400".
 13 11. Page 3, by striking lines 23 and 24 and in-
 14 serting in lieu thereof the following:
 15 "Salary of the state con-
 16 servation director: \$22,800 \$22,800".
 17 12. Page 3, by striking line 27 and inserting in
 18 lieu thereof the following:
 19 "director not exceeding: \$19,700 \$19,700".
 20 13. Page 3, by striking line 34 and inserting in
 21 lieu thereof the following:
 22 "not exceeding: \$19,700 \$19,700".
 23 14. Page 4, by striking line 3 and inserting in
 24 lieu thereof the following:
 25 "not exceeding: \$16,600 \$16,600".

Page 3

1 15. Page 4, by striking line 7 and inserting in
 2 lieu thereof the following:
 3 "not exceeding: \$22,400 \$22,400".
 4 16. Page 4, by striking line 11 and inserting in
 5 lieu thereof the following:
 6 "secretary not exceeding: \$15,450 \$15,450".
 7 17. Page 4, by striking lines 14 and 15 and in-
 8 serting in lieu thereof the following:
 9 "Salary of the chairman of
 10 the commission: \$24,000 \$24,000
 11 Salary of each member of
 12 the commission: \$22,000 \$22,000".
 13 18. Page 4, by striking line 19 and inserting in
 14 lieu thereof the following:
 15 "director: \$24,600 \$24,600".
 16 19. Page 4, by striking line 22 and inserting in
 17 lieu thereof the following:
 18 "not exceeding: \$15,100 \$15,100".
 19 20. Page 4, by striking line 24 and inserting in
 20 lieu thereof the following:
 21 "Salary of the secretary: \$17,400 \$17,400".
 22 21. Page 4, by striking line 28 and inserting in
 23 lieu thereof the following:
 24 "not exceeding: \$24,600 \$24,600".

25 22. Page 4, line 32, by striking the figure

Page 4

1 "\$21,500" and inserting in lieu thereof the figure
2 "\$22,400".

3 23. Page 4, by striking line 35 and page 5, by
4 striking line 1 and inserting in lieu thereof the
5 following:

6 "Salary of the commis-
7 sioner of health: \$30,000 \$30,000".

8 24. Page 5, line 5, by striking the figure
9 "\$16,000" and inserting in lieu thereof the figure
10 "\$17,000".

11 25. Page 5, by striking line 9 and inserting in
12 lieu thereof the following:

13 "highways not exceeding: \$34,000 \$34,000".

14 26. Page 5, by striking lines 11 and 12 and in-
15 serting in lieu thereof the following:

16 "highway commissioner not
17 exceeding: \$ 9,500 \$ 9,500".

18 27. Page 5, by striking line 16 and inserting in
19 lieu thereof the following:

20 "not exceeding: \$13,200 \$13,200".

21 28. Page 5, by striking line 20 and inserting in
22 lieu thereof the following:

23 "not exceeding: \$14,400 \$14,400".

24 29. Page 5, by striking line 24 and inserting in
25 lieu thereof the following:

Page 5

1 "commissioner not exceeding: \$18,300 \$18,300".

2 30. Page 5, line 28, by striking the figure
3 "\$22,100" and inserting in lieu thereof the figure
4 "\$24,600".

5 31. Page 5, by striking lines 30 and 31 and in-
6 serting in lieu thereof the following:

7 "Salary of labor commis-
8 sioner: \$20,300 \$20,300".

9 32. Page 5, by striking line 35 and inserting in
10 lieu thereof the following:

11 "the academy not exceeding: \$22,400 \$22,400".

12 33. Page 6, by striking line 9 and inserting in
13 lieu thereof the following:

14 "exceeding: \$22,800 \$22,800".

15 34. Page 6, by striking line 13 and inserting in
16 lieu thereof the following:

17 "inspector not exceeding: \$10,200 \$10,200".

18 35. Page 6, by striking line 17 and inserting in
19 lieu thereof the following:

20 "not exceeding: \$20,300 \$20,300".

21 36. Page 6, by striking line 24 and inserting in
22 lieu thereof the following:

23 "not exceeding: \$26,000 \$26,000".

24 37. Page 6, by striking lines 27 and 28 and in-
25 serting in lieu thereof the following:

Page 6

1	“Salary of the superinten-		
2	dent of public instruction:	\$28,400	\$28,400”.
3	38. Page 6, by striking line 32 and inserting in		
4	lieu thereof the following:		
5	“civil defense not exceed-		
6	ing:	\$11,850	\$11,850”.
7	39. Page 7, by striking line 1 and inserting in		
8	lieu thereof the following:		
9	“of public safety not ex-		
10	ceeding:	\$27,500	\$27,500”.
11	40. Page 7, by striking line 4 and inserting in		
12	lieu thereof the following:		
13	“Salary of the director:	\$15,100	\$15,100”.
14	41. Page 7, by striking line 8 and inserting in		
15	lieu thereof the following:		
16	“secretary not exceeding:	\$15,800	\$15,800”.
17	42. Page 7, by striking line 11 and inserting in		
18	lieu thereof the following:		
19	“secretary not exceeding:	\$23,000	\$23,000”.
20	43. Page 7, by striking line 14 and inserting in		
21	lieu thereof the following :		
22	“of revenue not exceeding:	\$27,500	\$27,500”.
23	44. Page 7, by striking lines 18 and 19 and in-		
24	serting in lieu thereof the following:		
25	“of social services not		

Page 7

1	exceeding:	\$34,000	\$34,000”.
2	45. Page 7, by striking line 23 and inserting in		
3	lieu thereof the following:		
4	“not exceeding:	\$18,300	\$18,300”.
5	46. Page 7, by striking line 26 and inserting in		
6	lieu thereof the following:		
7	“assistants each not ex-		
8	ceeding:	\$ 8,300	\$ 8,300”.
9	47. Page 7, by striking line 30 and inserting in		
10	lieu thereof the following:		
11	“not exceeding:	\$17,600	\$17,600”.
12	48. Page 7, by striking line 33 and inserting in		
13	lieu thereof the following:		
14	“not exceeding:	\$17,000	\$17,000”.
15	49. Page 8, by striking line 2 and inserting in		
16	lieu thereof the following:		
17	“of agriculture:	\$26,000	\$26,000”.
18	50. Page 8, by striking line 6 and inserting in		
19	lieu thereof the following:		
20	“general:	\$30,000	\$30,000”.
21	51. Page 8, by striking line 10 and inserting in		
22	lieu thereof the following:		
23	“state:	\$23,600	\$23,600”.
24	52. Page 8, by striking line 16 and inserting in		
25	lieu thereof the following:		

Page 8

1	“state:	\$18,500	\$18,500”.
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- 2 53. Page 8, by striking line 20 and inserting in
 3 lieu thereof the following:
 4 "state: \$23,600 \$23,600".

GEORGE F. MILLIGAN

S—748

- 1 Amend House File 745 as amended and passed by the House
 2 as follows:
 3 1. Page 23, line 34, by striking the word "*three*" and
 4 inserting in lieu thereof the word "*two*".
 5 2. Page 23, line 35, by inserting after the word "district"
 6 the following: "*and no more than one from any county within*
 7 *the district*".

RAY TAYLOR

S—753

- 1 Amend House File 752, page 3, by inserting after line 2
 2 the following:
 3 "c. For family planning program: \$50,000 \$50,000".

BARTON L. SCHWIEGER
 MINNETTE DODERER

S—751

- 1 Amend House File 769, page 2, line 11, by adding after the
 2 word "jurisdiction" the following: "except for the Glenwood
 3 State Hospital-School".

CALVIN O. HULTMAN

S—752

- 1 Amend House File 769 as follows:
 2 1. Page 2, by striking lines 21 through 27.
 3 2. By renumbering the remaining sections.

WILLIAM P. WINKELMAN

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Wednesday, June 6, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTIETH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JUNE 6, 1973

The Senate met in regular session, Senator Potter presiding.

Prayer was offered by the Reverend Quentin Quanbeck, pastor of the Faith Lutheran Church, Onawa, Iowa.

The Journal of Tuesday, June 5, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Arthur Barnes, Cedar Rapids, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable George E. O'Malley, former member of the Senate and House of Representatives from Polk County.

The Chair welcomed the Honorable Vern Lisle, former member of the Senate and House of Representatives from Page County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-eight members of 4-H Club from Decatur County, accompanied by Mrs. Kitty Baker and Earl Baty. Senator Ramsey.

PETITION

The following petition was presented and placed on file:

By Senator Gluba, from fifty-seven residents of Iowa, favoring legislation to create a Spanish-speaking peoples study commission.

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 575, a bill for an act appropriating moneys to the department of general services for renovation of the Valley Bank Building.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 672, a bill for an act relating to eminent domain procedures.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 774, a bill for an act to enact the compact for education, establish the education commission of the states for this state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 777, a bill for an act making an appropriation to certain state libraries.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 778, a bill for an act to make an appropriation from the general fund to the department of general services for capital improvements and repairs for certain buildings and facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 779, a bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and minerals.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 672, a bill for an act relating to eminent domain procedures.

Read first time and **passed on file**.

House File 774, a bill for an act to enact the compact for education, to establish the education commission of the states for this state, and to make an appropriation.

Read first time and **passed on file**.

House File 777, a bill for an act making an appropriation to certain state libraries.

Read first time and **passed on file**.

House File 778, a bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements and repairs for certain buildings and facilities.

Read first time and **passed on file**.

House File 779, a bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and

minerals, and to transfer certain administrative powers and duties to other state agencies and making an appropriation.

Read first time and **passed on file.**

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 545.

Senate File 545

On motion of Senator Kennedy, Senate File 545, a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations, was taken up for consideration.

Senator Kennedy asked and received unanimous consent that **House File 439** be substituted for **Senate File 545.**

House File 439

On motion of Senator Kennedy, House File 439, a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations, was taken up for consideration.

Senator Ramsey offered amendment S—648 filed by Senators Taylor and Ramsey and moved its adoption:

S—648

- 1 Amend House File 439, as amended, passed and reprinted by the
- 2 House, page 6A, by inserting after line 27 the following new
- 3 paragraph:
- 4 However, the provisions of this Act shall not apply to any
- 5 county in which there are four or less deputy sheriffs.

Amendment S—648 lost.

Senator Lamborn offered amendment S—759 by Senators Lamborn and Hill and moved its adoption:

S—759

- 1 Amend House File 439 as amended, passed and reprinted
- 2 by the House, page 7A, line 20, by striking the words
- 3 "without examination" and inserting in lieu thereof
- 4 the words 'if they qualify for appointment pursuant to
- 5 section eight (8) of this Act'.

Roll call was requested.

On the question "Shall amendment S—759 be adopted?" (H.F. 439) the vote was:

Rule 24 was invoked.

Ayes, 22:

Bergman	Gluba	Lamborn	Schwengels
Coleman	Griffin	Milligan	Shaff
Curtis	Hill	Nolin	Tieden
DeKoster	Hultman	Orr	Van Gilst
Doderer	Kelly	Ramsey	Winkelman
Glenn	Kinley		

Nays, 23:

Andersen	McCartney	Nystrom	Rodgers
Blouin	Miller of	Palmer	Schaben
Briles	Des Moines	Potter	Schwieger
Gallagher	Miller of	Priebe	Scott
Hansen	Marshall	Riley	Shaw
Junkins	Murray	Robinson	Willits
Kennedy			

Absent or not voting, 5:

Heying	Plymat	Rabedeaux	Taylor
Kyhl			

Amendment S—759 lost.

Senator Doderer offered amendment S—761 and moved its adoption:

S—761

- 1 Amend House File 439 as amended, passed and reprinted
- 2 by the House, page 7A, line 28, by striking the words "and an
- 3 elector of the county in which he resides".

Roll call was requested.

On the question "Shall amendment S—761 be adopted?" (H.F. 439) the vote was:

Ayes, 27:

Andersen	Griffin	Orr	Schwieger
Bergman	Hansen	Palmer	Shaff
Curtis	Hill	Potter	Shaw
DeKoster	Lamborn	Priebe	Tieden
Doderer	Milligan	Ramsey	Willits
Gallagher	Murray	Riley	Winkelman
Gluba	Nolin	Schwengels	

Nays, 17:

Blouin	Junkins	Miller of	Robinson
Briles	Kelly	Des Moines	Rodgers
Coleman	Kennedy	Miller of	Schaben
Glenn	McCartney	Marshall	Scott
Hultman		Nystrom	Van Gilst

Absent or not voting, 6:

Heying	Kyhl	Rabedeaux	Taylor
Kinley	Plymat		

Amendment S—761 was adopted.

Senator Schwengels offered amendment S—762 and moved its adoption:

S—762

- 1 Amend House File 439 as amended, passed by the House and re-
- 2 printed, page 7B, line 37, by inserting after the word "academy"
- 3 the words: "or a law enforcement academy certified by the
- 4 director of the Iowa law enforcement academy".

Amendment S—762 was adopted.

Senator Lamborn offered amendment S—763:

S—763

- 1 Amend House File 439 as amended, passed and reprinted by the
- 2 House, page 12A, by adding the following new section after line
- 3 24:
- 4 "Sec..... *NEW SECTION. SUBMISSION TO ELECTORS.* The board
- 5 of supervisors shall submit to the people of the county at any
- 6 general election the question whether the provisions of this Act
- 7 shall be implemented in that county. A notice of the question
- 8 which will be voted upon at the general election shall be pub-
- 9 lished once each week for at least four weeks in some newspaper
- 10 of general circulation published in the county. Such notice
- 11 shall name the time when such question will be voted upon, and
- 12 the form in which the question shall be submitted, and a copy of
- 13 the question to be submitted shall be posted at each polling
- 14 place during the day of election. Upon a majority vote of those
- 15 voting on the proposed question the provisions of this Act shall
- 16 become effective for that county."

Senator Lamborn moved the adoption of the amendment and called for a division.

Amendment S—763 lost.

Senator Willits moved to reconsider the vote by which amendment S—759 failed to be adopted, and requested a roll call.

On the question "Shall the motion to reconsider amendment S—759 be adopted?" (H.F. 439) the vote was:

Ayes, 26:

Coleman	Hill	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kinley	Palmer	Tieden
Doderer	Lamborn	Ramsey	Van Gilst
Glenn	Milligan	Schwengels	Willits
Gluba	Murray	Schwieger	Winkelman
Griffin	Nolin		

Nays, 19:

Andersen	Hultman	Miller of	Robinson
Bergman	Junkins	Marshall	Rodgers
Blouin	Kennedy	Potter	Schaben
Briles	McCartney	Priebe	Scott
Gallagher	Miller of	Riley	
Hansen	Des Moines		

Absent or not voting, 5:

Heying	Plymat	Rabedeaux	Taylor
Kyhl			

The motion prevailed and amendment S—759 was taken up for reconsideration.

Senator Lamborn moved the adoption of amendment S—759 and requested a roll call.

On the question "Shall amendment S—759 be adopted?" (H.F. 439) the vote was:

Ayes, 25:

Coleman	Griffin	Nolin	Schwengels
Curtis	Hill	Nystrom	Shaff
DeKoster	Kelly	Orr	Shaw
Doderer	Kinley	Priebe	Tieden
Gallagher	Lamborn	Ramsey	Willits
Glenn	Milligan	Riley	Winkelman
Gluba			

Nays, 20:

Andersen	Junkins	Miller of	Rodgers
Bergman	Kennedy	Marshall	Schaben
Blouin	McCartney	Murray	Schwieger
Briles	Miller of	Palmer	Scott
Hansen	Des Moines	Potter	Van Gilst
Hultman		Robinson	

Absent or not voting, 5:

Heying	Plymat	Rabedeaux	Taylor
Kyhl			

Amendment S—759 was adopted.

Senator Doderer offered amendment S—766 and moved its adoption:

S—766

- 1 Amend House File 439 as amended, passed and reprinted by
- 2 the House, page 4A, line 15, by adding the following sentence:
- 3 "The commission may add the personnel director's duties to a
- 4 presently employed county employee."

Amendment S—766 was adopted.

Senator Lamborn offered amendment S—765 and moved its adoption:

S—765

- 1 Amend House File 439 as amended, passed and reprinted by the
- 2 House, page 4A, line 30, by adding after the word "tests" the words
- 3 "shall be designed and prepared by the director of the Iowa law
- 4 enforcement academy, shall be administered by each commission in
- 5 a uniform manner prescribed by the director, and".

Amendment S—765 was adopted.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 439) the vote was:

Ayes, 37:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Murray	Schaben
Blouin	Kelly	Nolin	Schwengels
Briles	Kennedy	Nystrom	Schwieger
Coleman	Kinley	Orr	Scott
DeKoster	McCartney	Palmer	Shaff
Gallagher	Miller of	Potter	Shaw
Gluba	Des Moines	Priebe	Tieden
Griffin	Miller of	Riley	Van Gilst
Hansen	Marshall	Robinson	

Nays, 7:

Curtis	Glenn	Lamborn	Winkelman
Doderer	Hill	Ramsey	

Absent or not voting, 6.

Heying	Plymat	Taylor	Willits
Kyhl	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kennedy asked and received unanimous consent that **House File 439** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Kennedy asked and received unanimous consent that **Senate File 545** be **withdrawn** from further consideration of the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 441

Senator Briles called up for consideration Senate File 441, a bill for an act relating to the salaries of county officers, and the House amendment found on pages 1472-1477, inclusive, of the Senate Journal.

Senator Scott offered amendment S—719 to the House amendment filed by Senators Scott, Rodgers, et al., and moved its adoption:

S—719

- 1 Amend the House amendment to Senate File 441 as follows:
- 2 1. Page 1, line 5, by striking the word "paragraph" and in-
- 3 serting in lieu thereof the words "paragraph two (2) and".

- 4 2. Page 1, by inserting after line 6 the following:
 5 These salaries shall be in full payment of all services
 6 rendered to the county by said supervisors except statutory
 7 mileage while actually engaged in the performance of official
 8 duties. Such mileage shall be limited to *an average of one thou-*
 9 *sand dollars for each supervisor per year.* Supervisors on boards
 10 of more than five members shall receive a salary equal to the
 11 total salaries received by a five member board pursuant to the
 12 population schedule, divided by the number of members on such
 13 board.
- 14 3. Page 1, line 21, by inserting after the word "exceed"
 15 the words "*an average of*".
- 16 4. Page 1, line 21, by inserting after the word "dollars"
 17 the words "*per supervisor*".

Amendment S—719 to the House amendment was adopted.

Senator Briles offered amendment S—731 to the House amendment filed by him:

S—731

- 1 Amend the House amendment to Senate File 441 as follows:
 2 1. Page 6, by striking lines 8 through 12, inclusive, and in-
 3 serting in lieu thereof the following:
 4 "consist of five members. One member shall be a mayor of as in-"
 5 2. Page 6, line 24, by inserting after the word "the" the
 6 words "other three".
 7 3. Page 6, line 25, by striking the words "conference board
 8 of the county" and inserting in lieu thereof the word "commission".
 9 4. Page 7, by striking line 6 and inserting in lieu thereof
 10 the words "also hold another public office".
 11 5. Page 9, line 3, by striking the words "the first of May"
 12 and inserting in lieu thereof the words "sixty days before the
 13 compensation levels will become effective if approved by the
 14 board of supervisors".
 15 6. Page 9, line 6, by striking the word "year" and inserting
 16 in lieu thereof the word "biennium".

Senator Kelly called for a division of the amendment, sections 1 through 4 to be considered as division S—731A; sections 5 and 6 to be considered as division S—731B.

Senator Briles asked and received unanimous consent to withdraw division S—731A of the amendment to the House amendment.

On motion of Senator Briles, division S—731B of the amendment to the House amendment was adopted.

(Senate File 441 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 441

The Senate resumed consideration of the House amendment to Senate File 441.

Senator Priebe offered amendment S—769 to the House amendment by Senators Kinley and Priebe and moved its adoption:

S—769

- 1 Amend the House amendment to Senate File 441 on page 11, line
- 2 19, by inserting after the word "*recorder*," the words "*county*
- 3 *attorney, the members of the board of supervisors*."

Roll call was requested.

On the question "Shall amendment S—769 to the House amendment be adopted?" (S.F. 441) the vote was:

Ayes, 30:

Andersen	Junkins	Nystrom	Schwengels
Bergman	Kelly	Orr	Scott
Briles	Kinley	Plymat	Shaw
Coleman	McCartney	Priebe	Taylor
Curtis	Miller of	Robinson	Van Gilst
Doderer	Des Moines	Rodgers	Willits
Glenn	Miller of	Schaben	Winkelman
Hansen	Marshall		
Hultman	Milligan		

Nays, 11:

Blouin	Lamborn	Potter	Shaff
Gallagher	Nolin	Riley	Tieden
Griffin	Palmer	Schwieger	

Absent or not voting, 9:

DeKoster	Hill	Kyhl	Rabedeaux
Gluba	Kennedy	Murray	Ramsey
Heying			

Amendment S—769 to the House amendment was adopted.

Senator Palmer offered amendment S—772 to the House amendment and moved its adoption:

S—772

- 1 Amend the House amendment to Senate File 441, page 11,
- 2 by striking lines 8 through 20.

Roll call was requested.

On the question "Shall amendment S—772 to the House amendment be adopted?" (S.F. 441) the vote was:

Ayes, 17:

Blouin	Hill	Palmer	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Nolin	Ramsey	Taylor
Gallagher	Orr	Schaben	Tieden
Gluba			

Nays, 28:

Andersen	Hultman	Miller of	Rodgers
Bergman	Junkins	Marshall	Schwengels
Briles	Kelly	Milligan	Schwieger
Coleman	Kinley	Nystrom	Scott
Curtis	McCartney	Plymat	Van Gilst
Glenn	Miller of	Priebe	Willits
Griffin	Des Moines	Riley	Winkelman
Hansen		Robinson	

Absent or not voting, 5:

Heying	Kyhl	Murray	Rabedaux
Kennedy			

Amendment S—772 to the House amendment lost.

Senator Kelly offered amendment S—774 to the House amendment and moved its adoption:

S—774

- 1 Amend the House amendment to Senate File 441 as follows:
- 2 1. Page 2, line 3, by inserting after the first word
- 3 "The" the word "minimum".
- 4 2. Page 3, line 1, by inserting after the word "his"
- 5 the word "minimum".

Roll call was requested.

On the question "Shall amendment S—774 to the House amendment be adopted?" (S.F. 441) the vote was:

Ayes, 25:

Andersen	Gluba	Miller of	Potter
Blouin	Junkins	Des Moines	Riley
Briles	Kelly	Miller of	Robinson
Coleman	Kennedy	Marshall	Rodgers
Curtis	Kinley	Milligan	Schaben
DeKoster	McCartney	Nystrom	Schwengels
Doderer		Orr	Van Gilst

Nays, 19:

Bergman	Hill	Priebe	Taylor
Gallagher	Hultman	Ramsey	Tieden
Glenn	Lamborn	Scott	Willits
Griffin	Nolin	Shaff	Winkelman
Hansen	Plymat	Shaw	

Absent or not voting, 6:

Heying	Murray	Rabedaux	Schwieger
Kyhl	Palmer		

Amendment S—774 to the House amendment was adopted.

Senator Schaben asked and received unanimous consent to withdraw amendment S—775 to the House amendment:

S—775

- 1 Amend the House amendment to Senate 441, page 7, line
- 2 14, by inserting after the "period" the following sentence:
- 3 "All members of the county compensation commission
- 4 must be property taxpayers in the county from which they
- 5 are appointed."

Senator DeKoster offered amendment S—776 to the House amendment and moved its adoption:

S—776

- 1 Amend the House amendment to Senate File 441 as follows:
- 2 1. Page 2, line 14, by striking the figure "30,000" and
- 3 inserting in lieu thereof the figure "27,500".
- 4 2. Page 2, line 15, by striking the figure "30,001" and
- 5 inserting in lieu thereof the figure "27,501".

The Chair called for a division.

Amendment S—776 to the House amendment was adopted.

Senator Briles moved that the Senate concur in the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment as amended?" (S.F. 441) the vote was:

Ayes, 12:

Andersen	Gallagher	Kelly	Orr
Blouin	Gluba	Kennedy	Schaben
Doderer	Junkins	Nolin	Scott

Nays, 33:

Bergman	Kinley	Palmer	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Taylor
Glenn	Des Moines	Ramsey	Tieden
Griffin	Miller of	Riley	Van Gilst
Hansen	Marshall	Robinson	Willits
Hill	Milligan	Rodgers	Winkelman
Hultman	Nystrom	Schwengels	

Absent or not voting, 5:

Coleman	Kyhl	Murray	Rabedeaux
Heying			

The motion lost and the Senate refused to concur in the House amendment as amended.

The Senate stood as ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the reassignment of **Senate File 424** from the regular calendar to the committee on state government, under Rule 37.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 28, a bill for an act relating to free copy of the laws of Iowa.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 240, a bill for an act relating to the placement of patients admitted or committed to the state hospital schools for the mentally retarded.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 704, a bill for an act raising the compensation paid to members of certain boards and commissions.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 721, a bill for an act making an appropriation from general fund to the Iowa reciprocity board.

Also: That the House has concurred in Senate amendments to and repassed the following bill in which the concurrence of the House was asked:

House File 763, a bill for an act to make an appropriation from the general fund to the capitol planning commission.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 594, by committee on appropriations, a bill for an act to appropriate funds from the general fund of the state to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities services.

Read first time and placed on calendar.

Senate File 595, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the department of public instruction for the use of the school budget review committee.

Read first time and placed on calendar.

Senate File 596, by committee on appropriations, a bill for an act appropriating funds to the state advisory council for vocational education.

Read first time and placed on calendar.

Senate File 597, by committee on appropriations, a bill for an act to appropriate funds from the general fund of the state to the department of general services for the educational radio and television facility board for the purchase of equipment.

Read first time and placed on calendar.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 48 Ways and means
- H.C.R. 55 State government
- H.C.R. 56 Ways and means
- H. F. 740 Appropriations (Rule 37)
- H. F. 772 Ways and means
- H. F. 773 Ways and means
- H. F. 774 Appropriations
- H. F. 778 Appropriations
- H. F. 779 Appropriations

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 585

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 585, a bill for an Act to amend the unified trial court Act by making certain corrections and changes in the procedure to be followed in cases involving small claims, nonindictable misdemeanors, and traffic violations; relating to the jurisdiction and office of judicial magistrate and district associate judge; abolishing the office of full-time magistrates; and making necessary corrective amendments to various provisions of law to accord with the structure and intent of the unified trial court Act, respectfully recommend that the Senate amendment to House File 585, as amended, passed and reprinted by the House, be amended as follows:

1. Line 14, by striking the words "excluding small claims and misdemeanors" and inserting in lieu thereof the words "[excluding small claims and misdemeanors]".

2. By striking lines 35 through 77, and inserting in lieu thereof the following:

"..... Page 8, line 11, by adding after the figure '602.58.' the words '*Within thirty days following receipt of notification of a vacancy in the office of judicial magistrate appointed under this section, the commission shall appoint a person to the office vacated to serve the remainder of the unexpired term. For purposes of this section, vacancy means death, resignation, retirement, removal, or increase in the number of positions authorized.*'

..... Page 8, by striking lines 14 through 18 and inserting in lieu thereof the following:

'take office on July 1, 1974, and every two years thereafter, provided however, [full time] judicial magistrates appointed pursuant to section six hundred two point fifty-one (602.51) of the Code for the term commencing July 1, 1974, shall hold office for a term of four years and shall be subject to appointment every four years thereafter. The commission shall promptly certify'.

..... Page 9, line 1, by inserting after the word 'magistrates,' the words '*which shall include a comprehensive examination over the material presented, and*'.

..... Page 9, line 4, by adding after the word 'cause.' the words '*A judicial magistrate appointed under this section to fill a vacancy shall attend the first school of instruction held following his appointment unless excused by the chief justice for good cause.*'

..... Page 9, by striking lines 10 through 17, and inserting in lieu thereof the following:

'by striking the unnumbered paragraph and inserting in lieu thereof the following:

Except as provided in section six hundred two point fifty-eight (602.58) of the Code, there shall be a total of one hundred ninety-one Iowa judicial magistrates to be appointed pursuant to section six hundred two point fifty (602.50) of the Code. During January of 1974 and every two years thereafter, the supreme court administrator shall apportion the number of judicial magistrates to be so appointed among the counties in accordance with the following criteria:'

..... Page 9, line 22, by inserting after the word 'magistrates' the words 'appointed pursuant to section six hundred two point fifty (602.50) of the Code'.

..... Page 10, line 4, by striking the word 'Cedar,'.

..... Page 10, line 7, by inserting after the word 'for' the words 'Cedar county and'.

..... Page 10, line 13, by striking the word 'he' and inserting in lieu thereof the words '[he] a supreme court justice, district judge, district associate judge, or judicial magistrate appointed pursuant to section six hundred two point fifty-one (602.51) of the Code'.

..... Page 10, by striking lines 22 through 26."

3. By striking line 79 and inserting in lieu thereof the following:

"sections:

Sec. Section sixty-four point twenty-three (64.23), subsection one (1), Code 1973, is amended to read as follows:

1. For all state officers, elective or appointive, except those of the secretary of state and judicial magistrate, with the secretary of state. Bonds and official oaths of judicial magistrates shall be filed in the office of the district court clerk.

Sec. Section sixty-four point twenty-four (64.24), unnumbered paragraph one (1), Code 1973, is amended to read as follows:

The secretary of state, each county auditor, district court clerk, and each auditor or clerk of a city or town, shall keep a book, to be known as the "Record of Official Bonds", and all official bonds shall be recorded therein in full as follows:

Sec. Section sixty-four point twenty-four (64.24), Code 1973, is amended by adding the following new subsection:

NEW SUBSECTION. In the record kept by the district court clerk, the official bonds of judicial magistrates."

4. Line 86, by inserting after the word "magistrates" the words "serving pursuant to section six hundred two point fifty-one (602.51) of the Code".

5. Line 89, by striking the numeral "13" and inserting in lieu thereof the numeral "13A".

6. By striking lines 97 through 101, and inserting in lieu thereof the following:

"..... Page 13A, line 29, by striking the word 'fifteen' and inserting in lieu thereof the word 'ten'."

7. By striking lines 114 and 115.

8. By striking lines 116 and 117 and inserting in lieu thereof the following:

"..... Page 15B, line 43, by striking the word 'five' and inserting in lieu thereof the word 'three'.

..... Page 15B, line 47, by inserting after the word 'court' the words 'and while exercising the additional jurisdiction granted herein, shall employ district judges' practice and procedure'.

..... Page 16A, by striking everything after the period in line 1, and lines 2 and 3.

..... Page 16A, line 4, by striking the word 'procedure.'"

9. By striking lines 118 through 173, and inserting in lieu thereof the following:

"..... Page 16A, line 26, by inserting after the word 'judge' the words 'and judicial magistrate appointed pursuant to section six hundred two point fifty-one (602.51) of the Code'.

..... By striking lines 32 through 35 on page 16A, all of 16B, and lines 71 through 83 on page 16C, and inserting in lieu thereof the following:

Sec. Section six hundred two point thirty-four (602.34), Code 1973, is amended by striking the section and inserting in lieu thereof the following:

602.34 CLERKS AND BAILIFFS. Clerks and bailiffs of municipal courts who are in office on June 30, 1973, and municipal court deputy clerks and deputy bailiffs who are in office on that date, shall on July 1, 1973, become deputies of the district court clerks and sheriffs respectively, in the counties of their residence. During the two years after June 30, 1973, said persons shall be assigned, to the maximum extent possible, to duties comparable to their former duties as municipal court clerks, bailiffs, deputy clerks, or deputy bailiffs. The board of supervisors may enlarge the district court clerks' and sheriffs' facilities accordingly, and shall have authority to build, remodel, purchase, and lease real and personal property and equipment for such purpose, subject to chapter seventy-five (75) of the Code and sections three hundred thirty-two point seven (332.7) and three hundred thirty-two point eight (332.8) of the Code, where applicable. The compensation and other benefits received on January 1, 1972, by the individuals who so become deputies shall not be reduced after June 30, 1973, from the amount on that date, unless all the deputies of the office are similarly reduced, but shall be paid by the counties of their residence; provided, that if the salary of any deputy equals or exceeds the salary of the district court clerk or sheriff of whom he is deputy, then the salary of the particular district court clerk or sheriff shall be increased so as to exceed the salary of the deputy by the sum of two hundred dollars per year.

Nothing in this section shall be construed to prohibit any increase in compensation and other benefits received by the individuals who so become deputies over the amounts received by them on January 1, 1972.

The individuals who were municipal court clerks and bailiffs on June 30, 1973, and who were municipal court deputy clerks and deputy bailiffs on that date,

may as deputies of the district court clerks and sheriffs be suspended, demoted, or discharged by the district court clerks and sheriffs only for neglect of duty, disobedience of orders, misconduct, or failure to properly perform duties, by pursuing the procedure provided by sections three hundred sixty-five point nineteen (365.19) through three hundred sixty-five point twenty-six (365.26) of the Code; and in these cases the district court clerk or sheriff shall be deemed to be the person having the appointing power, the county auditor shall perform the functions of the mayor or city manager, the board of supervisors shall perform the functions of the civil service commission, and the county attorney shall perform the functions of the city attorney or solicitor. A municipal court bailiff or deputy bailiff who on June 30, 1973, is a member of the retirement system provided by chapter four hundred eleven (411) of the Code shall continue to be such a member thereafter; and that chapter shall continue to apply to them notwithstanding this chapter, with the appropriate county deducting from his compensation his contributions to the retirement fund and the county contributing the public's portion to such fund out of the court expense fund notwithstanding any other provision of law.

Those provisions of this section which provide civil service status for individuals transferred hereunder shall cease to have effect and shall be inoperative as to any of such individuals who become subject to civil service provisions under any other law of this state."

10. By striking lines 177 through 200 and inserting in lieu thereof the following:

"(602.51), Code 1973, is amended by striking the section and inserting in lieu thereof the following:

602.51 ADDITIONAL JUDICIAL MAGISTRATES; APPORTIONMENT AND APPOINTMENT. There shall be one judicial magistrate who shall devote his entire time to the duties of his position in those counties having a population, according to the last federal decennial census, of more than thirty-five thousand and less than eighty thousand. There shall be two such magistrates in those counties having a population of more than eighty thousand and less than one hundred twenty-five thousand. There shall be three such magistrates in any county having a population of more than one hundred twenty-five thousand and less than two hundred thousand people. There shall be four such magistrates in counties having a population of two hundred thousand people or above. In those counties in which a district court associate judge resides, the district court associate judge shall be considered a judicial magistrate for the purposes of this section.

The judicial magistrates authorized by this section shall be appointed by the district judges of the election district from persons nominated by the county judicial magistrate appointing commission.

In March of the year in which the terms of magistrates appointed pursuant to this section expire, and, within thirty days after notification is received of a vacancy in an office authorized by this section, the county judicial magistrate appointing commission for the county affected shall carefully consider individuals for the available position, and shall, by majority vote, certify to the chief judge of the judicial district the names of three individuals for each office vacated. The nominees shall be chosen solely on the basis of their qualifications and not on the basis of their political affiliation.

Within thirty days after the chief judge has received the list of nominees, the district judges in the election district shall, by majority vote, appoint one of the nominees to each vacancy. For purposes of this section, vacancy means death, resignation, retirement, removal, or increase in the number of positions authorized."

11. By striking lines 205 through 214 and inserting in lieu thereof the following:

"602.52 QUALIFICATIONS. A judicial magistrate shall be an elector of the county of appointment during his term of office, shall be less than seventy-two years of age, and shall cease to hold office upon attaining that age. A judicial magistrate appointed pursuant to section six hundred two point fifty (602.50) of the Code may be licensed to practice law in Iowa, and the commission in selecting persons for those positions shall first consider for appointment applicants so licensed. After July 1, 1973, a judicial magistrate nominated and appointed pursuant to section six hundred two point fifty-one (602.51) of the Code, as amended by this Act, shall be licensed to practice law in Iowa."

12. By striking lines 217 through 267 and inserting in lieu thereof the following:

"is amended by striking the section and inserting in lieu thereof the following:

602.54 SALARY, EXPENSES. Each judicial magistrate shall receive a salary payable from the general fund of the state and also his actual and necessary expenses in the performance of his duties while away from the city or town of his residence, in accordance with section six hundred five point two (605.2) of the Code. The salary of judicial magistrates, except as otherwise provided herein, shall be the sum of four thousand eight hundred dollars annually. The judicial magistrates serving pursuant to section six hundred two point fifty-one (602.51) of the Code shall receive an annual salary

of nineteen thousand five hundred dollars. Judicial magistrates except district associate judges shall be members of the Iowa public employees' retirement system .

..... Page 18, by striking lines 1 through 15 and inserting in lieu thereof the following:

Sec. Section six hundred two point fifty-five (602.55), unnumbered paragraph one (1), Code 1973, is amended by striking the paragraph and inserting in lieu thereof the following:

Each month each judicial magistrate and district associate judge shall file with the clerk of the district court of the proper county a sworn, itemized statement, by case, of all funds received and disbursed, and at least monthly shall remit to the clerk all funds received by him. The clerk shall provide adequate clerical assistance to judicial magistrates serving pursuant to section six hundred two point fifty-one (602.51) of the Code and district associate judges to carry out this section. The clerk shall remit ninety percent of all fines and forfeited bail received from a magistrate or district associate judge to the city or town that was the plaintiff in any action. The clerk shall remit the remaining ten percent to the county treasurer for deposit in the county general fund. The clerk shall remit to the treasurer of the county, for the benefit of the school fund, all other fines and forfeited bail received from a magistrate. All fees and costs for the filing of a complaint or information or upon forfeiture of bail received from a magistrate shall be remitted monthly by the clerk as follows:

..... Page 19, by adding after line 33 the following new section:

Sec. This section shall take effect July 1, 1974. Section six hundred two point sixty (602.60), Code 1973, is amended by striking the section and inserting in lieu thereof the following:

602.60 JURISDICTION, VENUE. Judicial magistrates shall have jurisdiction of nonindictable misdemeanors, including traffic and ordinance violations, preliminary hearings, search warrant proceedings, and small claims. They shall also have jurisdiction to exercise the powers specified in sections seven hundred forty-eight point two (748.2), six hundred forty-four point two (644.2), and six hundred forty-four point twelve (644.12) of the Code. They shall have power to act any place within the district as directed, and venue shall be the same as in other district court proceedings. In addition, judicial magistrates appointed pursuant to section six hundred two point fifty-one (602.51) of the Code shall have jurisdiction of indictable misdemeanors, the jurisdiction provided for in section two hundred thirty-one point three (231.3) of the Code when

designated a judge of the juvenile court, and jurisdiction in civil actions for money judgments where the amount in controversy does not exceed three thousand dollars and while exercising that jurisdiction, judicial magistrates shall employ district judges' practice and procedure.

For purposes of administration judicial magistrates shall be under the jurisdiction of the chief judge of the judicial district. Judicial magistrates shall be subject to the same rules and laws that apply to district judges except as otherwise provided in this chapter.

..... Page 21A, line 26, by striking the words 'his county' and inserting in lieu thereof the words 'the appropriate county in which he held court.'

13. Line 274, by striking the words "as small claims" and inserting in lieu thereof the words "as a small [claims] claim".

14. By adding after line 297 the following:

..... Page 22, line 14, by inserting after the word 'court' the word 'judge'.

..... Page 22, line 15, by striking the first word 'court' and inserting in lieu thereof the word 'judge'.

..... Page 22, line 15, by striking the second word 'court'."

15. By striking lines 308 through 317, and inserting in lieu thereof the following:

"..... Page 35, line 26, by adding after the figure '755.4.' the words '*Supplies of the uniform traffic citation and complaint for municipal corporations and county agencies shall be paid for out of the court expense fund of the county. Supplies of the uniform traffic citation and complaint for all other agencies shall be paid for out of the budget of the agency concerned.*'"

16. Line 343, by inserting after the word "[twice]" the words "one and one-half times".

17. Line 345, by inserting after the word "[twice]" the words "one and one-half times".

18. Line 347, by striking the word "available".

19. By striking lines 348 through 350.

20. By striking lines 363 through 370 and inserting in lieu thereof the following:

"[being originally tried.] *The case shall stand for trial anew in the district court in the same manner as it should have been tried before the judicial magistrate, without regard to technical errors or defects which have not substantially prejudiced the rights of either party. The court shall have full power over the case, the judicial magistrate and his record, and shall give judgment as though the case were being originally tried.*"

21. By striking lines 386 through 426, and inserting in lieu thereof the following:

".... Page 43, by striking lines 14 through 16 and inserting in lieu thereof the following new sections:

Sec. This section shall take effect July 1, 1974. Section seven hundred seventy-four point twelve (774.12), Code 1973, is amended by striking the section and inserting in lieu thereof the following:

744.12 TRANSFER OF MISDEMEANORS. District judges may, within the judicial district, transfer any indictable misdemeanors pending before them to the nearest district associate judge or judicial magistrate having jurisdiction.

Sec. The provisions of section six hundred two point fifty-one (602.51) of the Code relating to the nomination and appointment of judicial magistrates shall apply to vacancies occurring after July 1, 1973.

.... By amending the title, page 1, line 6, by striking the words 'abolishing the office of full-time magistrate;'

On the part of the Senate
TOM RILEY, Chairman
IRVIN L. BERGMAN
LUCAS J. DeKOSTER
EUGENE M. HILL
EARL M. WILLITS

On the part of the House
PHILIP B. HILL, Chairman
DONALD V. DOYLE
MAURICE HENNESSEY
BRICE C. OAKLEY
JAMES C. WEST

COMMUNICATION FROM THE SECRETARY OF STATE

Mr. Ralph R. Brown
Secretary of Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 287 was published in The Sioux City Journal, Sioux City, Iowa, May 21, 1973, and in The Manchester Press, Manchester, Iowa, May 23, 1973.

I further certify that House File 612 was published in The Nashua Reporter, Nashua, Iowa, May 23, 1973, and in the Onawa Democrat, Onawa, Iowa, May 24, 1973.

Respectfully submitted
MELVIN D. SYNHORST
Secretary of State

REPORTS OF COMMITTEE

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 271, a bill for an act relating to establishment of a regional library system and making an appropriation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—777

- 1 Amend Senate File 271, page 6, line 19, by striking the
- 2 words "five hundred ninety-five thousand (595,000)", and
- 3 inserting in lieu thereof the following: "three hundred
- 4 ninety-five thousand (395,000)".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 587**, a bill for an act relating to authority of the department of social services to provide supplementary cash payments to certain persons and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, and providing penalties for certain violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—781

- 1 Amend Senate File 587 as follows:
- 2 1. Page 17, by inserting after line 11 the following new
- 3 section and renumbering the remaining section:
- 4 Sec. There is appropriated from the general fund of
- 5 the state to the department of social services for state supple-
- 6 mentary assistant to the blind pursuant to section three (3)
- 7 of this Act for the six months beginning January 1, 1974
- 8 and ending June 30, 1974 the sum of one hundred fifteen
- 9 thousand (115,000) dollars, and for the fiscal year beginning
- 10 July 1, 1974 and ending June 30, 1975 the sum of two hundred
- 11 thirty-five thousand (235,000) dollars.
- 12 2. Page 1, by striking line 6 and inserting in lieu thereof
- 13 the following: "eral law, providing penalties for certain
- 14 violations, and making an appropriation."

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 757**, a bill for an act to make an appropriation to the Iowa development commission, begs leave to report it has had the same under consideration and recommended the same **be amended as follows:**

S—785

- 1 Amend House File 757, page 2, by striking lines 8
 - 2 through 13 and inserting in lieu thereof the following:
 - 3 "1. For salaries, support,
 - 4 maintenance, agricultural
 - 5 products promotion and
 - 6 miscellaneous purposes: \$1,159,000.00 \$1,193,610.00";
- and in accordance with amendment S—725 filed by Murray, et al., and found on page 1523 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 appropriations to which was referred House File 764, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund, begs leave to report it has had the same under consideration and recommends the same do pass.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 774, a bill for an act to enact the compact for education, to establish the education commission of the states for this state, and to make an appropriation, begs leave to report it has had the same under consideration and recommends the same do pass.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 775, a bill for an act relating to merged area schools, providing for the appropriation and payment of state aid, and providing for tuition, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

S—782

1 Amend House File 775, as amended and passed by the
2 House, as follows:

3 1. Page 2, by striking lines 9 through 27 and insert-
4 ing in lieu thereof the following:

5 1. For the 1973-74 fiscal year, sixteen million two
6 hundred fifty-four thousand three hundred (16,254,300)
7 dollars to be allocated as follows:

8	Merged area I	\$ 562,900
9	Merged area II	1,117,100
10	Merged area III	727,900
11	Merged area IV	351,400
12	Merged area V	1,342,100
13	Merged area VI	1,529,600
14	Merged area VII	1,053,100
15	Merged area IX	1,177,300
16	Merged area X	1,965,200
17	Merged area XI	2,217,900
18	Merged area XII	726,700
19	Merged area XIII	1,120,900
20	Merged area XIV	455,200
21	Merged area XV	1,025,400
22	Merged area XVI	881,600
23	Total for the 1973-74 fiscal year	\$16,254,300

24 2. Page 2, by striking lines 28 through 35, and page
25 3, by striking lines 1 through 11 and inserting in lieu

Page 2

- 1 thereof the following:
 2 2. For the 1974-75 fiscal year, seventeen million
 3 three hundred nineteen thousand (17,319,000) dollars to
 4 be allocated as follows:
 5 Merged area I\$ 497,023
 6 Merged area II 1,225,813
 7 Merged area III 797,480
 8 Merged area IV 332,260
 9 Merged area V 1,434,883
 10 Merged area VI 1,653,423
 11 Merged area VII 1,124,460
 12 Merged area IX 1,335,788
 13 Merged area X 2,184,368
 14 Merged area XI 2,311,094
 15 Merged area XII 760,977
 16 Merged area XIII 1,278,715
 17 Merged area XIV 459,437
 18 Merged area XV 1,140,287
 19 Merged area XVI 971,287
 20 Total for the 1974-75 fiscal year\$17,507,295
 21 3. Page 3, by striking line 12 and inserting in lieu
 22 thereof the following:
 23 Total for the 1973-75 fiscal biennium\$33,761,595
 24 4. Page 4, by striking lines 10 through 19.
 25 5. Page 5, by striking lines 9 through 35, and page

Page 3

- 1 6, by striking lines 1 through 10, and inserting in lieu
 2 thereof the following:
 3 Sec. Section two hundred eighty A point twenty-
 4 three (280A.23), subsection nine (9), Code 1973, is
 5 amended to read as follows:
 6 9. The area board, when setting the salary of the area
 7 superintendent, shall take into consideration the salar-
 8 ies of administrators of educational institutions in
 9 the area, and the enrollment of the area schools; the
 10 salary range shall be from seventeen thousand dollars
 11 to [twenty-five thousand] *twenty-seven thousand five hundred*
 12 *dollars per annum. The superintendent shall not be*
 13 *required to hold any teacher's certificate.*
 14 6. By renumbering sections and correcting internal
 15 references in accordance with this amendment.
 16 7. Amend the title, page 1, line 3, by striking
 17 the word "tuition" and inserting in lieu thereof the words
 18 "the salaries of area superintendents".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—783

- 1 Amend Senate File 250, page 2, by striking lines 11, 12
 2 and 13, and inserting in lieu thereof the following:
 3 "for the [formation and approval of district] *health*

4 *policies and programs of local health departments*
 5 *for implementation, upon approval by the local health*
 6 *department and its appointing body, including but not*
 7 *limited to:".*

RICHARD R. RAMSEY

S—767

1 Amend Senate File 277, page 57, by inserting after
 2 line 33 the following section and renumber remaining sections:
 3 Sec. Section one hundred fifty-eight point
 4 four (158.4), Code 1973, is amended to read as
 5 follows:
 6 158.4 EXAMINATIONS. Whenever any person has
 7 successfully completed a nine months course both of
 8 theory and practice in any school of barbering
 9 approved by the barber examiners board, and has
 10 furnished the necessary certificates and complied with
 11 the requirements of section 158.3, he may take an
 12 examination for registration as a barber's apprentice,
 13 said examination to be given by the board at the same
 14 time as the regular examination for barber's license.
 15 *However, a school of barbering shall allow a person*
 16 *who has completed a course of study in a school of*
 17 *cosmetology approved by the cosmetology examiners*
 18 *and licensed by the department to transfer credit*
 19 *for six months or twelve hundred hours of instruction*
 20 *in theory, whichever is appropriate, to the school*
 21 *of barbering. If any such applicant successfully*
 22 *passes the examination, he shall be given an appren-*
 23 *tice's certificate which certificate will entitle*
 24 *him to pursue a clinic or practice course under the*
 25 *direct supervision and tutelage of a licensed*

Page 2

1 practitioner of barbering *or a licensed practitioner*
 2 *of cosmetology* for a period of eighteen months from
 3 the date of issuance thereof. At the end of said
 4 period of eighteen months, upon furnishing to the
 5 board satisfactory proof that he has faithfully
 6 pursued a course of study as apprentice under the
 7 supervision and tutelage of a licensed barber *or a*
 8 *licensed practitioner of cosmetology* in this state
 9 for said period of time, he shall be permitted by
 10 said board to take the regular examination for a
 11 license to practice barbering. Provided, however,
 12 that any person who has practiced barbering in the
 13 state of Iowa for a period of more than five years
 14 prior to the taking effect of the barber's license law,
 15 or any person who has practiced barbering in any other
 16 state for a period of more than five years, shall,
 17 upon furnishing satisfactory proof thereof to the
 18 examining board, be permitted to take the examination
 19 for a license to practice barbering in this state.

CHARLES P. MILLER
 BARTON L. SCHWIEGER

S—786

1 Amend Senate File 583 as follows:

2 1. Page 2, line 2, by inserting before the word "Act" the
3 words "Income Tax Check-off".

4 2. Page 12, after line 8, by inserting the following:

5 Sec. 18. Any person whose state income tax liability for
6 any taxable year is one dollar or more may designate one dollar
7 of such liability to be paid over to the "Iowa election campaign
8 fund" for the account of any specified political party, as de-
9 fined by section forty-three point two (43.2) of the Code when
10 submitting his state income tax return to the department of
11 revenue. In the case of a joint return of husband and wife hav-
12 ing a state income tax liability of two dollars or more, each
13 spouse may designate that one dollar be paid to any such account
14 in the fund.

15 Sec. 19. The "Iowa election campaign fund" is created within
16 the office of the treasurer of state. The fund shall consist of
17 funds paid by persons having an Iowa income tax liability as pro-
18 vided in section eighteen (18) of this Act. The director of
19 revenue shall remit funds collected as provided in section eigh-
20 teen (18) of this Act to the treasurer of state who shall deposit
21 such funds in the appropriate account within the Iowa election
22 campaign fund. Such funds shall be subject to payment to the
23 appropriate persons by the state comptroller in the manner pro-
24 vided in this Act.

25 Sec. 20. The state director of revenue, in cooperation with

Page 2

1 the state comptroller and secretary of state, shall administer
2 the provisions of sections eighteen (18) through twenty-five (25)
3 of this Act and they shall promulgate all necessary rules and
4 regulations in accordance with chapter seventeen A (17A) of the
5 Code.

6 Sec. 21. Any candidate for public office may receive campaign
7 funds through the state central committee under this Act.

8 However, the chairman of the state central committee of a politi-
9 cal party shall apply to the state comptroller for these funds
10 not later than sixty-five days before a general election.

11 The state comptroller shall remit by check drawn upon the Iowa
12 election campaign fund all funds in the party's account to the
13 chairman upon certification by the secretary of state that the
14 party has qualified to have candidate names placed on the official
15 general election ballot.

16 Sec. 22. The chairman of the state central committee of a
17 political party shall distribute the funds received from the
18 director as he is directed to do so by the party, except that
19 all moneys delegated for the campaigning purposes for a particu-
20 lar office shall be distributed on a strictly equal basis to all
21 the party's candidates for that office.

22 Sec. 23. The chairman of the state central committee of a
23 political party shall produce evidence to the state comptroller
24 and secretary of state not later than thirty days after the
25 election returns have been certified by the secretary of state,

Page 3

1 that all funds paid for the campaign expenses of that election
2 have been utilized exclusively for such campaign expenses.

3 The secretary of state shall issue, prior to the payment of
4 any money, guidelines which explain which expenses and evidence
5 thereof qualify as acceptable campaign expenses.

6 Should the secretary of state and the state comptroller deter-
7 mine that any part of the funds have been used for noncampaign
8 or improper expenses, they may order the political party or the
9 candidate to return all or any part of the total funds paid to
10 that political party for that election. When such funds are
11 returned, they shall be deposited in the general fund of the
12 state.

13 Sec. 24. All funds on account for the campaign expenses of
14 any designated political party which are not utilized by that
15 political party by the thirty-first day after the secretary of
16 state has certified the election returns of a general election,
17 shall revert to the general fund of the state.

18 Sec. 25. There is appropriated from the Iowa election campaign
19 fund within the office of the treasurer of state such funds as
20 are legally payable from such fund in accordance with the pro-
21 visions of this Act.

22 3. Page 12, line 9, by striking the number "17" and in-
23 serting in lieu thereof the number "26".

WILLARD R. HANSEN
GEORGE F. MILLIGAN
WILLIAM PLYMAT

S—780

1 Amend Senate File 583 as follows:

- 2 1. Page 3, line 6, by striking the word "twenty-five" and
- 3 inserting in lieu thereof the word "five".
- 4 2. Page 3, line 20, by striking the word "twenty-five" and
- 5 inserting in lieu thereof the word "five".
- 6 3. Page 6, line 3, by striking the words "one hundred" and
- 7 inserting in lieu thereof the word "five".
- 8 4. Page 6, line 18, by striking the words "one hundred" and
- 9 inserting in lieu thereof the word "five".
- 10 5. Page 6, line 26, by striking the words "one hundred" and
- 11 inserting in lieu thereof the word "five".

WILLIAM P. WINKELMAN
RICHARD R. RAMSEY

S—784

1 Amend Senate File 583 as follows:

- 2 1. Page 6, line 1, by striking the words "or candidate".
- 3 2. Page 6, line 7, by inserting after the period the words
- 4 "A candidate shall report the name and mailing address of any
- 5 person from whom he has received a contribution, either directly
- 6 or indirectly, in excess of five dollars, and the amount
- 7 received."

WILLIAM P. WINKELMAN
RICHARD R. RAMSEY

S—787

1 Amend Senate File 583 as follows:

- 2 1. Page 6, by striking all after the comma in line 2 and
- 3 all in lines 3 through 7, and inserting in lieu thereof the
- 4 following:

5 "when the aggregate amount in a calendar year exceeds the
6 amount specified for any particular office as enumerated in the
7 following schedule:

8	(1) For the office of school board or township	
9	trustee	\$ 25
10	(2) For any municipal officer	\$ 25
11	(3) For any county officer	\$ 25
12	(4) For membership in the general assembly	\$ 50
13	(5) For membership in the congress of the	
14	United States	\$100
15	(6) For any other statewide office	\$250
16	(7) For a statutory committee, providing that	
17	the contribution is not earmarked for	
18	an individual candidate	\$500
19	2. Page 6, line 18, by striking the words "one hundred	
20	dollars" and inserting in lieu thereof the words "those	
21	amounts enumerated in the schedule in subparagraph b of this	
22	subsection".	
23	3. Page 6, line 26, by striking the words "one hundred	
24	dollars" and inserting in lieu thereof the words "those	
25	amounts enumerated in the schedule in subparagraph b of this	

Page 2

1 subsection".

WILLARD R. HANSEN
WILLIAM PLYMAT
LEONARD C. ANDERSEN

S—788

1 Amend Senate File 583, page 7, by inserting after line
2 16 the following subparagraph:
3 "..... The aggregate amount received by a candidate or an
4 officeholder in any form of an honorarium in excess of those
5 amounts enumerated in the schedule in subparagraph b of this
6 subsection."

WILLARD R. HANSEN
GEORGE F. MILLIGAN
WILLIAM PLYMAT

S—778

1 Amend Senate File 583 as follows:
2 1. Page 12, by inserting after line 3 the following new
3 section and renumbering the remaining sections:
4 Sec. *NEW SECTION*. Every person who is a candidate for
5 any state or federal office shall file a financial statement show-
6 ing all sources of income, assets, liabilities, and total net
7 worth, of himself and his spouse. The financial statements shall
8 be filed:
9 1. Within thirty days of the formal announcement of a per-
10 son's candidacy or at the time of filing his nomination papers,
11 whichever is sooner.
12 2. If elected, within thirty days from the date the candidate
13 assumes the office, and annually thereafter so long as the person
14 holds public office.
15 3. Within thirty days from the date that the person no longer
16 holds public office.
17 4. Within thirty days from the date of election should the

18 person be defeated as a candidate for public office.
 19 2. Amend the title, page 1, line 3, by inserting after the
 20 word "parties" the words ", filing of financial statements by
 21 public officials and candidates,".

RICHARD R. RAMSEY
 WILLIAM P. WINKELMAN

S—789

1 Amend Senate File 583 as follows:
 2 1. Page 12, by adding the following after line 3:
 3 Sec. *NEW SECTION*. A candidate for elective office shall
 4 not expend, during any one calendar year, his own funds or funds
 5 received as gifts from any relatives, by consanguinity or affinity,
 6 in excess of the following amounts for the following offices:
 7 1. For the office of school board member\$ 100
 8 2. For any municipal office\$ 250
 9 3. For any county office\$ 500
 10 4. For the office of state senator or
 11 representative\$ 750
 12 5. For the office of United States senator or
 13 representative\$2000
 14 6. For any state office in which the candidate
 15 runs statewide\$3000
 16 Notwithstanding the provisions of section sixteen (16) of
 17 this Act, the provisions of this section shall apply to candi-
 18 dates for federal office.
 19 2. By renumbering the bill sections and correcting internal
 20 references.

WILLARD R. HANSEN
 WILLIAM PLYMAT

S—779

1 Amend the Nystrom, et al., amendment S—679, to Senate File 583
 2 as follows:
 3 1. Page 1, line 23, by striking the words "twenty-five" and
 4 inserting in lieu thereof the word "five".
 5 2. Page 2, by inserting the following after line 15:
 6 "..... Page 6, line 3, by striking the words 'one hundred'
 7 and inserting in lieu thereof the word 'five'."
 8 3. Page 2, by inserting the following after line 17:
 9 "..... Page 6, line 18, by striking the words 'one hundred'
 10 and inserting in lieu thereof the word 'five'."
 11 4. Page 2, by inserting the following after line 22:
 12 "..... Page 6, line 26, by striking the words 'one hundred'
 13 and inserting in lieu thereof the word 'five'."
 14 5. Page 3, by inserting the following after line 2:
 15 "..... Page 6, line 33, by striking the words 'one hundred'
 16 and inserting in lieu thereof the word 'five'."
 17 "..... Page 7, line 5, by striking the words 'one hundred'
 18 and inserting in lieu thereof the word 'five'."
 19 6. By renumbering divisions to conform with this amendment.

WILLIAM P. WINKELMAN
 RICHARD R. RAMSEY

S—770

- 1 Amend Senate File 590, page 5, by striking all of
- 2 line 5 and inserting in lieu thereof the following:
- 3 "director not exceeding: \$17,500 \$18,800".

BASS VAN GILST
JOHN NYSTROM

S—768

- 1 Amend the Milligan amendment S—758 to Senate File 590, page 7, by striking
- 2 line 4 and inserting in lieu thereof the following:
- 3 "not exceeding: \$19,000 \$20,000".

CALVIN O. HULTMAN
BERL E. PRIEBE

S—771

- 1 Amend the Milligan amendment S—758 to Senate File 590,
- 2 page 4, by striking lines 8, 9 and 10 and inserting in
- 3 lieu thereof the following:
- 4 24. Page 5, by striking all of line 5 and inserting
- 5 in lieu thereof the following:
- 6 "director not exceeding: \$17,500 \$18,000".

BASS VAN GILST
JOHN NYSTROM

S—760

- 1 Amend House File 716, page 2, line 26, by inserting after
- 2 the period the following:
- 3 "From the funds appropriated by this section there shall
- 4 be allocated the sum of one hundred thousand dollars to
- 5 aid in the dredging of Blue Lake at Onawa, Iowa. However,
- 6 this allocation shall only be made if federal matching
- 7 funds are made available to carry out the dredging of
- 8 Blue Lake at Onawa, Iowa. If such federal matching funds
- 9 are not available on or before July 1, 1975, the funds
- 10 allocated for dredging Blue Lake shall revert to the
- 11 marine fuel tax fund."

JAMES F. SCHABEN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m. Thursday, June 7, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, JUNE 7, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Michael Metz, pastor of the Catholic Student Center, Iowa City, Iowa.

The Journal of Wednesday, June 6, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Hawkins, Clarion, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Rabedaux for the day on request of Senator Lamborn.

SPECIAL GUESTS

President Neu presented to the Senate newly-elected officers of the 1973 Hawkeye Boys' State, Governor Phil Seidel, Cedar Rapids, Iowa, and Lieutenant Governor Rainar Bongers, a foreign exchange student from Cologne, West Germany, attending school in Wall Lake, Iowa. Both boys expressed appreciation for the opportunity to attend Boys' State and to observe government in action.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Marvin W. Smith, former member of the Senate and House of Representatives from O'Brien County, and Mrs. Smith, who served as his secretary.

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 324, a bill for an act to legalize and validate proceedings of

the Board of Township Trustees of Lewis Township of Pottawattamie County.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 555, a bill for an act to appropriate from the general fund to the department of agriculture.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 556, a bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 563, a bill for an act to make an appropriation from the general fund to the pioneer lawmakers, Spanish-American war veterans, and the commission on the status of women.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 299, a bill for an act relating to the definition of the practice of chiropractic.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 555

- 1 Amend Senate File 555 as follows:
- 2 1. Page 3, line 13, by striking the figures
- 3 "19,843" and "20,018" and inserting in lieu thereof
- 4 the figures "22,343" and "22,518", respectively.
- 5 2. Page 4, line 4, by striking the figures
- 6 "2,197,814" and "2,116,723" and inserting in lieu
- 7 thereof the figures "2,200,314" and "2,119,223",
- 8 respectively.
- 9 3. Page 4, by striking lines 5 through 10,
- 10 inclusive.
- 11 4. By renumbering the remaining sections.

HOUSE AMENDMENT TO SENATE FILE 556

- 1 Amend Senate File 556, page 3, line 9, by
- 2 striking the figures "390,180" and "378,440"
- 3 and inserting in lieu thereof the figures
- 4 "299,180" and "308,440", respectively.

HOUSE MESSAGE CONSIDERED

House File 299, a bill for an act relating to the definition of the practice of chiropractic.

Read first time and passed on file.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that Senate File 441 be immediately messaged to the House, which request was complied with.

SPECIAL ORDER OF BUSINESS

Senate File 583

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 583.

On motion of Senator Nystrom, Senate File 583, a bill for an act relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties and providing penalties, was taken up for consideration.

Senator Nystrom offered amendment S—679 filed by Senators Nystrom, et al.:

S—679

- 1 Amend Senate File 583 as follows:
- 2 1. Page 2, line 31 by striking the words "excess of one
- 3 hundred dollars" and inserting in lieu thereof the words "the
- 4 aggregate of more than one hundred dollars in any one calendar
- 5 year".
- 6 2. Page 2, by inserting the following subsection after line
- 7 33:
- 8 "7. 'Statutory political committee' means a committee
- 9 as defined in section forty-three point one hundred eleven
- 10 (43.111) of the Code."
- 11 3. Page 3, line 1 by inserting after the word "made" the
- 12 words "by the treasurer or his designee".
- 13 4. Page 3, lines 2 and 3 by striking the words "its treasurer
- 14 or his designee,".
- 15 5. Page 3, by striking lines 5 through 11, inclusive, and
- 16 inserting in lieu thereof the following:
- 17 "2. Every person who receives contributions in excess of
- 18 one hundred dollars for a political committee shall, not later
- 19 than fifteen days from the date of receipt of the contributions
- 20 or on demand of the treasurer, render to the treasurer an
- 21 account of the contributions; including the name and address
- 22 of the person making individual contributions in excess of
- 23 twenty-five dollars, the amount of such contributions, and
- 24 the date on which the contributions were".
- 25 6. Page 4, line 10 by striking the words "or municipal" and

Page 2

- 1 inserting in lieu thereof the words ", city or school".
- 2 7. Page 4, line 24 by inserting after the period the following
- 3 sentence: "The filing with the state commissioner of elections
- 4 of the county commissioner of elections by a candidate of an
- 5 affidavit, certificate of nomination, or nomination petition
- 6 in accordance with sections forty-three point eighteen (43.18),
- 7 forty-four point three (44.3), forty-five point four (45.4),
- 8 two hundred seventy-seven point four (277.4), three hundred
- 9 sixty-three point fourteen (363.14), and four hundred twenty
- 10 point one hundred thirty (420.130) of the Code shall constitute
- 11 the filing of the statement of organization by the candidate."

12 8. Page 4, line 26 by inserting after the word "and" the
13 word "mailing".

14 9. Page 5, line 8 by inserting after the second word "the"
15 the words "change or".

16 10. Page 6, line 6 by inserting after the word "contributions"
17 the words "in an aggregate amount".

18 11. Page 6, line 20 by inserting after the period the following
19 sentence: "A state statutory political committee shall report
20 the name and mailing address of each person who has made one
21 or more loans in an aggregate amount in excess of five hundred
22 dollars."

23 12. Page 6, line 27 by inserting after the period the following
24 sentence: "A state statutory political committee shall report
25 the name and mailing address of each person who has made one or

Page 3

1 more contributions, rebates, refunds or other receipts in an
2 aggregate amount in excess of five hundred dollars."

3 13. Page 7, line 10 by inserting after the word "owed" the
4 words "in excess of one hundred dollars".

5 14. Page 8, line 4 by striking the word "last".

6 15. Page 8, by striking lines 32 through 35, and page 9, by
7 striking lines 1 through 3.

8 16. Page 9, by striking lines 33 through 35, and page 10, by
9 striking line 1, and by inserting in lieu thereof the following:

10 "1. Approve the forms developed by the state commissioner
11 of elections pursuant to section eight (8), subsection one (1),
12 paragraph a of this Act;

13 2. Review reports and statements filed under the pro-
14 visions of this Act and, may upon its own motion conduct a
15 hearing as provided in section eleven (11), subsections one
16 (1) and two (2) of this Act and shall report apparent vio-
17 lations of the law to the attorney general in the case of
18 federal or state elections and to the appropriate county
19 attorney in the case of county, city or school elections;"

20 17. Page 10, line 4 by striking the period and inserting in
21 lieu thereof a semi-colon.

22 18. Page 10, line 10 by striking the period and inserting in
23 lieu thereof "; and".

24 19. Page 10, by inserting after line 10 the following sub-
25 section:

Page 4

1 "..... Determine, in case of dispute, at what time a
2 person has become a candidate."

3 20. Page 10, line 12 by inserting after the word "candidate"
4 the words ", candidate's political committee".

5 21. Page 10, line 20 by striking the word "party" and insert-
6 ing in lieu thereof the word "committee."

7 22. Page 10, line 27 by inserting after the word "a" the
8 words "candidate or".

9 23. Page 10, line 34 by striking the word "party" and insert-
10 ing in lieu thereof the word "committee".

11 24. Page 11, line 2 by striking the word "party" and insert-
12 ing in lieu thereof the word "committee".

13 25. By renumbering sections and correcting internal refer-
14 ences in accordance with this amendment.

Senator Nystrom offered amendment S—735 to amendment S—679 filed by him and moved its adoption:

S—735

- 1 Amend the Nystrom, et al., amendment S—679 to Senate File 583,
- 2 as follows:
- 3 1. Page 2, line 77, by inserting after the word "candidate"
- 4 the words "; after July 1, 1974, filing of a petition under
- 5 chapter one thousand eighty-eight (1088), section sixty-four
- 6 (64), Acts of the Sixty-fourth General Assembly, 1972 session,
- 7 shall constitute the filing of the statement of organization
- 8 by the candidate".

Amendment S—735 to amendment S—679 was adopted.

Senator Kelly offered amendment S—747 to amendment S—679 filed by Senators Kelly and Nystrom and moved its adoption:

S—747

- 1 Amend the Nystrom, et al., amendment S—679, to Senate File 583,
- 2 as follows:
- 3 1. Page 1, line 8 by striking the word "Statutory" and inserting
- 4 in lieu thereof the words "State statutory".
- 5 2. Page 1, by inserting the following after line 14.
- 6 "..... Page 3, line 3 by striking the word 'statutory'."
- 7 3. Page 2, by inserting the following after line 1:
- 8 "..... Page 4, line 12 by inserting after the word 'statutory'
- 9 the word 'political'.
- 10 Page 4, lines 13 and 14 by striking the words
- 11 'local statutory committees' and inserting in lieu thereof the
- 12 words 'other statutory political committees'.
- 13 Page 4, line 15 by inserting after the word 'the'
- 14 the word 'appropriate'."
- 15 4. By renumbering divisions to conform with this amendment.

Amendment S—747 to amendment S—679 was adopted.

Senator Winkelman offered amendment S—779 to amendment S—679 filed by Senators Winkelman and Ramsey:

S—779

- 1 Amend the Nystrom, et al., amendment S—679, to Senate File 583
- 2 as follows:
- 3 1. Page 1, line 23, by striking the words "twenty-five" and
- 4 inserting in lieu thereof the word "five".
- 5 2. Page 2, by inserting the following after line 15:
- 6 "..... Page 6, line 3, by striking the words 'one hundred'
- 7 and inserting in lieu thereof the word 'five'."
- 8 3. Page 2, by inserting the following after line 17:
- 9 "..... Page 6, line 18, by striking the words 'one hundred'
- 10 and inserting in lieu thereof the word 'five'."
- 11 4. Page 2, by inserting the following after line 22:

- 12 "..... Page 6, line 26, by striking the words 'one hundred'
 13 and inserting in lieu thereof the word 'five'."
 14 5. Page 3, by inserting the following after line 2:
 15 "..... Page 6, line 33, by striking the words 'one hundred'
 16 and inserting in lieu thereof the word 'five'."
 17 "..... Page 7, line 5, by striking the words 'one hundred'
 18 and inserting in lieu thereof the word 'five'."
 19 6. By renumbering divisions to conform with this amendment.

Senator Winkelman moved the adoption of amendment S—779 to amendment S—679 and requested a roll call.

On the question "Shall amendment S—779 to amendment S—679 be adopted?" (S.F. 583) the vote was:

Ayes, 14:

Blouin	Hultman	Orr	Tieden
Doderer	Miller of	Palmer	Willits
Gluba	Des Moines	Ramsey	Winkelman
Hill	Milligan	Taylor	

Nays, 32:

Andersen	Heying	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Plymat	Scott
DeKoster	Kinley	Potter	Shaff
Gallagher	Lamborn	Priebe	Shaw
Glenn	McCartney	Robinson	Van Gilst
Griffin	Miller of	Rodgers	
Hansen	Marshall		

Absent or not voting, 4:

Coleman	Kyhl	Rabedeaux	Riley
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Amendment S—779 to amendment S—679 lost.

Senator Lamborn offered amendment S—757 to amendment S—679 filed by Senators Lamborn, DeKoster, et al.:

S—757

- 1 Amend the Nystrom, et al., amendment S—679, to Senate File 583,
 2 as follows:
 3 1. Page 1, by inserting the following after line 24:
 4 "..... Page 3, line 35 by striking the words 'one hundred'
 5 and inserting in lieu thereof the words 'twenty-five'.
 6 Page 4, line 1 by striking the words 'one hundred'
 7 and inserting in lieu thereof the words 'twenty-five'.
 8 Page 4, line 3 by striking the words 'one hundred'
 9 and inserting in lieu thereof the words 'twenty-five'.
 10 2. Page 2, by inserting the following after line 15:
 11 "..... Page 6, line 3 by striking the words 'one hundred'
 12 and inserting in lieu thereof the words 'twenty-five'.
 13 3. Page 2, by inserting the following after line 17:
 14 "..... Page 6, line 7 by striking the words 'five hundred'
 15 and inserting in lieu thereof the words 'twenty-five'.
 16 Page 6, line 18 by striking the words 'one hundred'

- 17 and inserting in lieu thereof the words 'twenty-five'."
 18 4. Page 2, line 21 by striking the words "five hundred" and
 19 inserting in lieu thereof the words "twenty-five".
 20 5. Page 2, by inserting the following after line 22:
 21 "..... Page 6, line 26 by striking the words 'one hundred'
 22 and inserting in lieu thereof the words 'twenty-five'.
 23 6. Page 3, line 2 by striking the words "five hundred" and
 24 inserting in lieu thereof the words "twenty-five".
 25 7. Page 3, by inserting the following after line 2:

Page 2

- 1 "..... Page 6, line 33 by striking the words 'one hundred'
 2 and inserting in lieu thereof the words 'twenty-five'.
 3 Page 7, line 5 by striking the words 'one hundred'
 4 and inserting in lieu thereof the words 'twenty-five'.
 5 8. By renumbering divisions to conform with this amendment.

Senator Taylor took the chair at 10:49 a.m.

President Neu took the chair at 10:59 a.m.

Senator Lamborn moved the adoption of amendment S—757 to amendment S—679 and requested a roll call.

On the question "Shall amendment S—757 to amendment S—679 be adopted?" (S.F. 583) the vote was:

Ayes, 17:

Blouin	Hill	Milligan	Riley
DeKoster	Kelly	Orr	Schwieger
Doderer	Lamborn	Palmer	Shaw
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines		

Nays, 30:

Andersen	Heying	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Griffin	Miller of	Robinson	Van Gilst
Hansen	Marshall	Rodgers	

Absent or not voting, 3:

Kyhl	Rabedeaux	Willits
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Amendment S—757 to amendment S—679 lost.

Senator Glenn offered amendment S—700 to amendment S—679:

S—700

- 1 Amend the amendment S—679 to Senate File 583 as follows:
 2 1. Page 2, line 21 by striking the word "five" and
 3 inserting in lieu thereof the word "one".
 4 2. Page 3, line 2 by striking the word "five" and
 5 inserting in lieu thereof the word "one".

Senator Glenn moved the adoption of amendment S—700 to amendment S—679 and requested a roll call.

On the question "Shall amendment S—700 to amendment S—679 be adopted?" (S.F. 583) the vote was:

Rule 24 was invoked.

Ayes, 26:

Blouin	Hill	Milligan	Robinson
Coleman	Junkins	Murray	Schaben
Doderer	Kelly	Nolin	Schwieger
Gallagher	Kennedy	Orr	Scott
Glenn	Kinley	Palmer	Van Gilst
Gluba	Miller of	Priebe	Winkelman
Heying	Des Moines	Riley	

Nays, 21:

Andersen	Hansen	Nystrom	Schwengels
Bergman	Hultman	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Curtis	McCartney	Ramsey	Taylor
DeKoster	Miller of	Rodgers	Tieden
Griffin	Marshall		

Absent or not voting, 3:

Kyhl	Rabedeaux	Willits
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Amendment S—700 to amendment S—679 was adopted.

Senator Murray offered amendment S—705 to amendment S—679:

S—705

- 1 Amend S—679 to Senate File 583, page 4, by striking lines
- 2 3 and 4 and inserting in lieu thereof the following: "20.
- 3 Page 10, by striking line 12 and inserting in lieu thereof
- 4 1. Any citizen".

Senator Murray moved the adoption of amendment S—705 to amendment S—679 and requested a roll call.

On the question "Shall amendment S—705 to amendment S—679 be adopted?" (S.F. 583) the vote was:

Ayes, 13:

Blouin	Hill	Orr	Riley
Doderer	Milligan	Palmer	Schwieger
Glenn	Murray	Ramsey	Winkelman
Gluba			

Nays, 32:

Andersen	Curtis	Hansen	Kelly
Bergman	DeKoster	Heying	Kennedy
Briles	Gallagher	Hultman	Kinley
Coleman	Griffin	Junkins	Lamborn

McCartney	Nolin	Rodgers	Shaw
Miller of	Nystrom	Schaben	Taylor
Des Moines	Potter	Schwengels	Tieden
Miller of	Priebe	Scott	Van Gilst
Marshall	Robinson		

Absent or not voting, 5:

Kyhl	Rabedeaux	Shaff	Willits
Plymat			

Amendment S—705 to amendment S—679 lost.

On motion of Senator Nystrom, amendment S—679 as amended was adopted.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Present, 40:

Andersen	Hultman	Nolin	Schwengels
Bergman	Junkins	Nystrom	Schwieger
Blouin	Kelly	Orr	Scott
Briles	Kennedy	Plymat	Shaff
Coleman	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Ramsey	Tieden
Gallagher	Des Moines	Riley	Van Gilst
Hansen	Milligan	Robinson	Willits
Heying	Murray	Schaben	Winkelman
Hill			

Absent, 10:

Curtis	Griffin	Miller of	Rabedeaux
Glenn	Kinley	Marshall	Rodgers
Gluba	Kyhl	Palmer	

Roll call revealed a quorum present.

SPECIAL ORDER CONTINUED

Senate File 583

The Senate resumed consideration of Senate File 583.

Senator Hansen offered amendment S—786 filed by Senators Hansen, Milligan and Plymat:

S—786

1 Amend Senate File 583 as follows:

2 1. Page 2, line 2, by inserting before the word "Act" the
3 words "Income Tax Check-off".

4 2. Page 12, after line 8, by inserting the following:

5 Sec. 18. Any person whose state income tax liability for
6 any taxable year is one dollar or more may designate one dollar
7 of such liability to be paid over to the "Iowa election campaign
8 fund" for the account of any specified political party, as de-
9 fined by section forty-three point two (43.2) of the Code when
10 submitting his state income tax return to the department of
11 revenue. In the case of a joint return of husband and wife hav-
12 ing a state income tax liability of two dollars or more, each
13 spouse may designate that one dollar be paid to any such account
14 in the fund.

15 Sec. 19. The "Iowa election campaign fund" is created within
16 the office of the treasurer of state. The fund shall consist of
17 funds paid by persons having an Iowa income tax liability as pro-
18 vided in section eighteen (18) of this Act. The director of
19 revenue shall remit funds collected as provided in section eigh-
20 teen (18) of this Act to the treasurer of state who shall deposit
21 such funds in the appropriate account within the Iowa election
22 campaign fund. Such funds shall be subject to payment to the
23 appropriate persons by the state comptroller in the manner pro-
24 vided in this Act.

25 Sec. 20. The state director of revenue, in cooperation with

Page 2

1 the state comptroller and secretary of state, shall administer
2 the provisions of sections eighteen (18) through twenty-five (25)
3 of this Act and they shall promulgate all necessary rules and
4 regulations in accordance with chapter seventeen A (17A) of the
5 Code.

6 Sec. 21. Any candidate for public office may receive campaign
7 funds through the state central committee under this Act.
8 However, the chairman of the state central committee of a politi-
9 cal party shall apply to the state comptroller for these funds
10 not later than sixty-five days before a general election.

11 The state comptroller shall remit by check drawn upon the Iowa
12 election campaign fund all funds in the party's account to the
13 chairman upon certification by the secretary of state that the
14 party has qualified to have candidate names placed on the official
15 general election ballot.

16 Sec. 22. The chairman of the state central committee of a
17 political party shall distribute the funds received from the
18 director as he is directed to do so by the party, except that
19 all moneys delegated for the campaigning purposes for a particu-
20 lar office shall be distributed on a strictly equal basis to all
21 the party's candidates for that office.

22 Sec. 23. The chairman of the state central committee of a
23 political party shall produce evidence to the state comptroller
24 and secretary of state not later than thirty days after the
25 election returns have been certified by the secretary of state,

Page 3

1 that all funds paid for the campaign expenses of that election
2 have been utilized exclusively for such campaign expenses.

3 The secretary of state shall issue, prior to the payment of

4 any money, guidelines which explain which expenses and evidence
5 thereof qualify as acceptable campaign expenses.

6 Should the secretary of state and the state comptroller deter-
7 mine that any part of the funds have been used for noncampaign
8 or improper expenses, they may order the political party or the
9 candidate to return all or any part of the total funds paid to
10 that political party for that election. When such funds are
11 returned, they shall be deposited in the general fund of the
12 state.

13 Sec. 24. All funds on account for the campaign expenses of
14 any designated political party which are not utilized by that
15 political party by the thirty-first day after the secretary of
16 state has certified the election returns of a general election,
17 shall revert to the general fund of the state.

18 Sec. 25. There is appropriated from the Iowa election campaign
19 fund within the office of the treasurer of state such funds as
20 are legally payable from such fund in accordance with the pro-
21 visions of this Act.

22 3. Page 12, line 9, by striking the number "17" and in-
23 serting in lieu thereof the number "26".

Senator Hansen offered amendment S—791 to amendment
S—786 and moved its adoption:

S—791

1 Amend the Hansen, et al., amendment, S—786, to Senate File 583,
2 page 3, by inserting after line 26 the following:

3 4. Amend the title, page 1, line 3, by inserting after the
4 word "parties" the words " , providing for an income tax check-
5 off for campaign contributions,".

Amendment S—791 to amendment S—786 was adopted.

Senator Hansen offered amendment S—793 to amendment
S—786 and moved its adoption:

S—793

1 Amend the Hansen, et al., amendment S—786 filed June 6 to
2 Senate File 583 as follows:

3 1. Page 1, line 5, by inserting before the word "Any" the
4 following: "NEW SECTION."

5 2. Page 1, line 15, by inserting before the word "The"
6 the following: "NEW SECTION."

7 3. Page 1, line 25, by inserting before the word "The"
8 the following: "NEW SECTION."

9 4. Page 2, line 6, by inserting before the word "Any"
10 the following: "NEW SECTION."

11 5. Page 2, line 16, by inserting before the word "The"
12 the following: "NEW SECTION."

13 6. Page 2, line 22, by inserting before the word "The"
14 the following: "NEW SECTION."

15 7. Page 3, line 13, by inserting before the word "All"
16 the following: "NEW SECTION."

17 8. Page 3, line 18, by inserting before the word "There"
18 the following: "NEW SECTION."

Amendment S—793 to amendment S—786 was adopted.

Senator Plymat offered amendment S—792 to amendment S—786 and moved its adoption:

S—792

1 Amend the Hansen, et al., amendment, S—786, to Senate File 583,
2 as follows:

3 1. Page 1, line 14, by inserting after the period the words
4 “The director of revenue shall revise the income tax form to
5 allow the designation of political contributions to a political
6 party on the face of the tax return and immediately above the
7 signature lines.”

8 2. Page 2, lines 19 and 20, by striking the words “a partic-
9 ular office” and inserting in lieu thereof the words “the offices
10 of representative in congress, state representative, and state
11 senator”.

12 3. Page 2, line 21, by striking the words “that office” and
13 inserting in lieu thereof the words “those offices”.

Amendment S—792 to amendment S—786 was adopted.

Senator Milligan offered amendment S—803 to amendment S—786 and called for a division of the amendment as follows:

S—803

Division S—803A

1 Amend the Hansen, et al., amendment S—786 to Senate File
2 583 as follows:

3 1. Page 2, line 1, by striking the words “secretary of state”
4 and inserting in lieu thereof the words “campaign finance
5 disclosure commission”.

6 2. Page 2, line 13, by striking the words “secretary of state”
7 and inserting in lieu thereof the words “campaign finance
8 disclosure commission”.

9 3. Page 2, line 24, by striking the words “secretary of state”
10 and inserting in lieu thereof the words “campaign finance
11 disclosure commission”.

12 4. Page 2, line 25, by striking the words “secretary of state”
13 and inserting in lieu thereof the words “state commissioner of
14 elections”.

15 5. Page 3, line 3, by striking the words “secretary of state”
16 and inserting in lieu thereof the words “campaign finance
17 disclosure commission”.

18 6. Page 3, line 6, by striking the words “secretary of state”
19 and inserting in lieu thereof the words “campaign finance
20 disclosure commission”.

21 7. Page 3, lines 15 and 16, by striking the words “secretary
22 of state” and inserting in lieu thereof the words “state
23 commissioner of elections”.

Division S—803B

24 8. Page 3, after line 17, by adding the following new section:
25 *NEW SECTION.* The director of revenue shall provide space

Page 2

1 for this campaign finance income tax check-off on the most
 2 frequently used Iowa income tax form. An explanation shall be
 3 included which clearly states that this check-off does not
 4 constitute an additional tax liability. The form shall
 5 provide for the taxpayer to designate that the check-off shall
 6 go to the Republican party, the Democratic party, other
 7 party, or all parties. If "all parties" is designated, the
 8 campaign finance disclosure commission shall distribute the
 9 money among all political parties as defined in section forty-
 10 three point three (43.3) of the Code in ratio to the total
 11 number of registered voters of each political party as
 12 measured against the total number of registered voters
 13 designating a party affiliation.
 14 9. By renumbering sections in accordance with this amendment.

On motion of Senator Milligan, division S—803A of the amendment to amendment S—786 was adopted.

On motion of Senator Milligan, division S—803B of the amendment to amendment S—786 was adopted.

Senator Kelly offered amendment S—808 to amendment S—786 and moved its adoption:

S—808

1 Amend the Hansen, et al., amendment S—786 filed June 6 to
 2 Senate File 583, page 2, line 6, by inserting after the
 3 word "office" the following: ", except president or
 4 vice president of the United States,".

Amendment S—808 to amendment S—786 was adopted.

Senator Hansen moved the adoption of amendment S—786 as amended and requested a roll call.

On the question "Shall amendment S—786 as amended be adopted?" (S.F. 583) the vote was:

Ayes, 27:

Blouin	Hill	Milligan	Rodgers
Coleman	Junkins	Nolin	Schaben
Doderer	Kelly	Orr	Schwieger
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Plymat	Van Gilst
Gluba	Miller of	Priebe	Willits
Hansen	Des Moines	Robinson	
Heying			

Nays, 18:

Andersen	Hultman	Nystrom	Shaw
Bergman	Lamborn	Potter	Taylor
Curtis	McCartney	Ramsey	Tieden
DeKoster	Miller of	Riley	Winkelman
Griffin	Marshall	Schwengels	

Absent or not voting, 5:

Briles	Murray	Rabedeaux	Shaff
Kyhl			

Amendment S—786 as amended was adopted.

Senator Lamborn moved to suspend Senate Rule 37 which would require that Senate File 583 be referred to the committee on appropriations with the adoption of amendment S—786 as amended.

On the question "Shall the motion to suspend Senate Rule 37 be adopted?" (S.F. 583) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Schwieger
DeKoster	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Hansen		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Briles	Murray	Rabedeaux	Shaff
Kyhl			

The motion prevailed and the Senate continued consideration of Senate File 583.

Senator Winkelman asked and received unanimous consent to withdraw amendment S—780 filed by Senators Winkelman and Ramsey on June 6, 1973.

Amendment S—784 was ruled out of order with the adoption of amendment S—679.

Senator Hansen offered amendment S—787 filed by Senators Hansen, Plymat and Andersen and called for a division of the amendment, as follows:

S—787

Division S—787B

- 1 Amend Senate File 583 as follows:
- 2 1. Page 6, by striking all after the comma in line 2 and
- 3 all in lines 3 through 7, and inserting in lieu thereof the
- 4 following:
- 5 "when the aggregate amount in a calendar year exceeds the

6 amount specified for any particular office as enumerated in the
7 following schedule:

8	(1) For the office of school board or township	
9	trustee	\$ 25
10	(2) For any municipal officer	\$ 25
11	(3) For any county officer	\$ 25
12	(4) For membership in the general assembly	\$ 50
13	(5) For membership in the congress of the	
14	United States	\$100
15	(6) For any other statewide office	\$250

Division S—787A

16 (7) For a statutory committee, providing that
17 the contribution is not earmarked for
18 an individual candidate\$500

Division 787B

19 2. Page 6, line 18, by striking the words "one hundred
20 dollars" and inserting in lieu thereof the words "those
21 amounts enumerated in the schedule in subparagraph b of this
22 subsection".

23 3. Page 6, line 26, by striking the words "one hundred
24 dollars" and inserting in lieu thereof the words "those
25 amounts enumerated in the schedule in subparagraph b of this

Page 2

1 subsection".

Senator Hansen asked and received unanimous consent to withdraw division S—787A of the amendment.

Senator Orr offered amendment S—796 to amendment S—787 and called for a division of the amendment as follows:

S—796

Division S—796A

1 Amend the Hansen, et al., amendment S—787 filed June 6 to
2 Senate File 583 as follows:
3 1. Line 15, by striking the figure "250" and insert in
4 lieu thereof the figure "100".

Division S—796B

5 2. Line 18, by striking the figure "500" and insert in
6 lieu thereof the figure "100".

Senator Orr withdrew division S—796B of the amendment to division S—787A.

On motion of Senator Orr, division S—796A of the amendment to division S—787B was adopted.

Senator Hansen moved adoption of division S—787B as amended.

Roll call was requested.

On the question "Shall division S—787B as amended be adopted?" (S.F. 583) the vote was:

Ayes, 33:

Andersen	Glenn	Miller of	Riley
Bergman	Gluba	Des Moines	Robinson
Blouin	Hansen	Milligan	Rodgers
Briles	Heying	Orr	Schaben
Coleman	Junkins	Palmer	Scott
Curtis	Kelly	Plymat	Van Gilst
DeKoster	Kinley	Potter	Willits
Doderer	Lamborn	Priebe	Winkelman
Gallagher	McCartney		

Nays, 8:

Griffin	Miller of	Nystrom	Schwengels
Hill	Marshall	Ramsey	Schwieger
Hultman			

Absent or not voting, 9:

Kennedy	Nolin	Shaff	Taylor
Kyhl	Rabedeaux	Shaw	Tieden
Murray			

Division S—787B as amended was adopted.

Senator Glenn withdrew amendment S—672 filed by him on May 25, 1973.

Senator Glenn offered amendment S—671 filed by him and moved its adoption:

S—671

- 1 Amend Senate File 583 as follows:
- 2 Page 6, line 7, by striking the words "five hundred
- 3 dollars." and inserting in lieu thereof the words "one
- 4 hundred dollars."

Amendment S—671 was adopted.

Senator Hansen offered amendment S—788 filed by Senators Hansen, Milligan and Plymat and moved its adoption:

S—788

- 1 Amend Senate File 583, page 7, by inserting after line
- 2 16 the following subparagraph:
- 3 "..... The aggregate amount received by a candidate or an
- 4 officeholder in any form of an honorarium in excess of those
- 5 amounts enumerated in the schedule in subparagraph b of this
- 6 subsection."

Amendment S—788 was adopted.

Senator Glenn offered amendment S—685 and moved its adoption:

S—685

- 1 Amend Senate File 583 as follows:

2 Page 7, as follows:

- 3 1. Line 32, following the period (.), by adding the
4 following new section:
5 "Sec. *NEW SECTION*. Every newspaper,
6 periodical, radio or television station, billboard rental
7 or leasing company, printer or other advertising agent doing
8 business in this state shall, when moneys are received for
9 political advertising, file with the state commissioner of
10 elections or county commissioner of elections reports of all
11 moneys received for political advertising, the name of each
12 person, organization or committee purchasing such advertising,
13 and the nature of the advertising provided. The reports shall
14 be filed on the tenth day of March and September of each
15 year, on the tenth day preceding the date on which the
16 election is held, and not more than thirty days following the
17 election. However, a report shall not be filed thirty days
18 following the primary election. The March and September
19 reports shall be current to the end of the month preceding the
20 filing. All other reports shall be current as of five days
21 prior to the filing deadline."
22 2. By renumbering the remaining sections.

Roll call was requested.

On the question "Shall amendment S—685 be adopted?"
(S.F. 583) the vote was:

Rule 24 was invoked.

Ayes, 17:

Andersen	Gluba	Milligan	Riley
Blouin	Hill	Orr	Robinson
Coleman	Kennedy	Palmer	Schwieger
Doderer	Miller of	Plymat	Willits
Glenn	Des Moines		

Nays, 27:

Bergman	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Curtis	Kelly	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Gallagher	Lamborn	Ramsey	Tieden
Hansen	Miller of	Rodgers	Van Gilst
Heying	Marshall	Schaben	Winkelman

Absent or not voting, 6:

Griffin	McCartney	Rabedeaux	Shaff
Kyhl	Murray		

Amendment S—685 lost.

Senator Doderer offered amendment S—795 and moved its adoption:

S—795

- 1 Amend Senate File 583, page 8, line 25, by inserting
2 after the period the following: "The charge for copying these
3 reports and statements shall not exceed the actual cost."

Amendment S—795 was adopted.

Senator Gluba offered amendment S—745 and moved its adoption:

S—745

- 1 Amend Senate File 583, page 9, by striking the words "A person
- 2 who has, within the previous five years, served as a public
- 3 official or political party officer shall not be appointed to
- 4 membership on the commission." from lines 9, 10, 11, and 12.

Amendment S—745 was adopted.

Senator Murray offered amendment S—706 filed by him and moved its adoption:

S—706

- 1 Amend Senate File 583, page 10, line 30, by inserting
- 2 after the period the following: "The commission shall provide
- 3 for the confidentiality of the records of a candidate or
- 4 political committee during the investigation and hearing
- 5 process and shall provide for confidential hearings if
- 6 requested by either party to the complaint."

Amendment S—706 was adopted.

Senator Glenn offered amendment S—675 filed by him:

S—675

- 1 Amend Senate File 583 as follows:
- 2 Page 11, as follows:
- 3 1. Line 30, following the period (.), by adding the
- 4 following new section:
- 5 "Sec. *NEW SECTION*. No candidate or political
- 6 committee supporting such candidate shall expend in
- 7 connection with any election a sum in excess of seven cents
- 8 per resident of the district wherein he is a
- 9 candidate."
- 10 2. Page 1, line 3, by inserting following the word
- 11 "parties" the words ", imposing limits on campaign
- 12 expenditures,".
- 13 3. By renumbering the remaining sections.

Senator Blouin asked and received unanimous consent to withdraw amendment S—744 to amendment S—675 filed by Senators Blouin, Gallagher and Palmer.

Senator Glenn offered amendment S—809 to amendment S—675 and moved its adoption:

S—809

- 1 Amend the Glenn amendment, S—675, to Senate File 583,
- 2 line 7, by striking the word "seven" and inserting the word
- 3 "ten".

Roll call was requested.

On the question "Shall amendment S—809 to amendment S—675 be adopted?" (S.F. 583) the vote was:

Ayes, 10:

Blouin	Hill	Palmer	Ramsey
Doderer	Murray	Plymat	Willits
Glenn	Orr		

Nays, 34:

Andersen	Hultman	Miller of	Rodgers
Bergman	Junkins	Marshall	Schaben
Briles	Kelly	Milligan	Schwengels
Curtis	Kennedy	Nolin	Schwieger
DeKoster	Kinley	Nystrom	Scott
Gallagher	Lamborn	Potter	Shaw
Griffin	McCartney	Priebe	Tieden
Hansen	Miller of	Riley	Van Gilst
Heying	Des Moines	Robinson	Winkelman

Absent or not voting, 6:

Coleman	Kyhl	Shaff	Taylor
Gluba	Rabedeaux		

Amendment S—809 to amendment S—675 lost.

Senator Winkelman offered amendment S—811 to amendment S—675 and moved its adoption:

S—811

- 1 Amend the Glenn amendment S—675 filed May 25 to Senate
- 2 File 583, line 9, by inserting after the word "candidate."
- 3 the following: "The provisions of this section shall not
- 4 apply to the candidate's personal travel expense."

Senator Potter took the chair at 4:40 p.m.

Division was called for.

Amendment S—811 to amendment S—675 lost.

Senator Willits offered amendment S—813 to amendment S—675 and moved its adoption:

S—813

- 1 Amend the Glenn amendment, S—675, to Senate File 583
- 2 as follows:
- 3 1. Line 6, by striking the word "committee" and
- 4 inserting in lieu thereof the word "committees".
- 5 2. Line 7, by striking the word "a" and inserting
- 6 in lieu thereof the words "an aggregate".

Amendment S—813 to amendment S—675 lost.

Senator Glenn moved the adoption of amendment S—675 and requested a roll call.

Senator Blouin requested that Senate Rule 24 be invoked.

On the question "Shall amendment S—675 be adopted?" (S.F. 583) the vote was:

Ayes, 10:

Blouin	Hill	Plymat	Ramsey
Doderer	Orr	Priebe	Willits
Glenn	Palmer		

Nays, 35:

Andersen	Hultman	Miller of	Rodgers
Bergman	Junkins	Marshall	Schaben
Briles	Kelly	Milligan	Schwengels
Curtis	Kennedy	Murray	Scott
DeKoster	Kinley	Nolin	Shaw
Gallagher	Lamborn	Nystrom	Taylor
Gluba	McCartney	Potter	Tieden
Griffin	Miller of	Riley	Van Gilst
Hansen	Des Moines	Robinson	Winkelman
Heying			

Absent or not voting, 5:

Coleman	Rabedeaux	Schwieger	Shaff
Kyhl			

Amendment S—675 lost.

Senator Glenn offered amendment S—674 filed by him:

S—674

- 1 Amend Senate File 583 as follows:
- 2 Page 11, as follows:
- 3 1. Line 30, following the period (.), by adding
- 4 the following new section:
- 5 "Sec..... *NEW SECTION*. No person shall make a
- 6 contribution or separate contributions in an aggregate
- 7 amount in excess of one thousand dollars to a candidate or
- 8 political committee supporting such candidate, nor shall
- 9 a candidate or political committee accept such contribution
- 10 or contributions."
- 11 2. Page 1, line 3, by inserting following the word
- 12 "parties" the words "imposing limits on campaign
- 13 contributions,".
- 14 3. By renumbering the following sections.

Senator Glenn moved the adoption of amendment S—674 and requested a roll call.

On the question "Shall amendment S—674 be adopted?" (S.F. 583) the vote was:

Rule 24 was invoked.

Ayes, 9:

Doderer	Kelly	Plymat	Riley
Glenn	Orr	Ramsey	Willits
Hill			

Nays, 33:

Andersen	Hansen	Miller of	Schaben
Bergman	Heying	Marshall	Schwengels
Blouin	Hultman	Milligan	Schwieger
Briles	Junkins	Murray	Scott
Curtis	Kennedy	Nolin	Shaw
DeKoster	Kinley	Nystrom	Taylor
Gallagher	Lamborn	Palmer	Tieden
Gluba	McCartney	Potter	Winkelman
Griffin		Rodgers	

Absent or not voting, 8:

Coleman	Miller of	Rabedaux	Shaff
Kyhl	Des Moines	Robinson	Van Gilst
	Priebe		

Amendment S—674 lost.

Senator Ramsey offered amendment S—778 filed by Ramsey and Winkelman:

S—778

- 1 Amend Senate File 583 as follows:
- 2 1. Page 12, by inserting after line 3 the following new
- 3 section and renumbering the remaining sections:
- 4 **Sec. NEW SECTION. Every person who is a candidate for**
- 5 **any state or federal office shall file a financial statement show-**
- 6 **ing all sources of income, assets, liabilities, and total net**
- 7 **worth, of himself and his spouse. The financial statements shall**
- 8 **be filed:**
- 9 1. Within thirty days of the formal announcement of a per-
- 10 son's candidacy or at the time of filing his nomination papers,
- 11 whichever is sooner.
- 12 2. If elected, within thirty days from the date the candidate
- 13 assumes the office, and annually thereafter so long as the person
- 14 holds public office.
- 15 3. Within thirty days from the date that the person no longer
- 16 holds public office.
- 17 4. Within thirty days from the date of election should the
- 18 person be defeated as a candidate for public office.
- 19 2. Amend the title, page 1, line 3, by inserting after the
- 20 word "parties" the words " , filing of financial statements by
- 21 public officials and candidates,".

Senator Hultman raised the point of order that amendment S—778 was not germane to the bill.

The Chair ruled the point well taken and amendment S—778 out of order.

Senator Ramsey moved that the rules be suspended to permit consideration of amendment S—778.

The Chair ruled the motion out of order.

Senator Ramsey withdrew the motion.

Senator Glenn moved that Senate Rule 3 be suspended.

The Chair ruled the motion out of order.

Senator Glenn appealed from the ruling of the Chair.

Senator Glenn withdrew the appeal.

Senator Doderer offered amendment S—814:

S—814

1 Amend Senate File 583, page 11, by inserting after line 30
2 the following new sections:

3 Sec. 13. *NEW SECTION.* EXECUTIVE, LEGISLATIVE AND
4 CONGRESSIONAL OFFICES. The secretary of state shall deter-
5 mine the total number of votes cast for candidates for the
6 office of president of the United States by the electors of
7 the state in each state legislative district, in each
8 congressional district, and statewide at the preceding
9 presidential election.

10 The secretary of state shall in each case multiply the
11 total number of votes cast for all presidential candidates
12 by seven cents. The resulting amount shall be the campaign
13 expense limitation for candidates seeking offices in the
14 executive and legislative branches of state government and
15 candidates seeking congressional offices, respectively.

16 Sec. 14. *NEW SECTION.* CAMPAIGN EXPENSES. Candidates
17 subject to the campaign expense limitation provided in
18 section thirteen (13) of this Act shall not expend an
19 amount greater than their limitation for all of the follow-
20 ing combined purposes in connection with each primary,
21 special, or general election campaign:

- 22 1. Television advertising
- 23 2. Radio advertising
- 24 3. Newspaper advertising
- 25 4. Billboard advertising

Page 2

1 If any of the above means of campaigning are made available
2 to or for the benefit of a candidate for free or at a reduced
3 rate, or if the candidate owns the means of campaigning, he
4 shall report this fact on his statement. In addition he shall
5 report the fair market value of the means of campaigning used
6 and shall apply this sum to his campaign expense limitation
7 in the same manner as if actually expended.

Senator Doderer offered amendment S—815 to amendment
S—814 and moved its adoption:

S—815

1 Amend the Doderer amendment, S—814, to Senate File 583 filed June
7, 1973,

2 as follows:

- 3 1. Line 12, strike the word "seven" and insert in lieu thereof
- 4 the word "thirty".

Amendment S—815 to amendment S—814 was adopted.

Senator Doderer moved the adoption of amendment S—814 as amended.

Roll call was requested.

On the question "Shall amendment S—814 as amended be adopted?" (S.F. 583) the vote was:

Rule 24 was invoked.

Ayes, 25:

Blouin	Junkins	Orr	Rodgers
Coleman	Kennedy	Palmer	Schaben
Doderer	Kinley	Plymat	Schwieger
Gallagher	Miller of	Priebe	Scott
Glenn	Des Moines	Riley	Willits
Gluba	Murray	Robinson	Winkelman
Hill	Nolin		

Nays, 21:

Andersen	Hansen	McCartney	Ramsey
Bergman	Heying	Miller of	Schwengels
Briles	Hultman	Marshall	Shaw
Curtis	Kelly	Milligan	Taylor
DeKoster	Lamborn	Nystrom	Tieden
Griffin		Potter	

Absent or not voting, 4:

Kyhl	Rabedeaux	Shaff	Van Gilst
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Amendment S—814 as amended was adopted.

Senator Hansen offered amendment S—789 filed by Senators Hansen and Plymat and called for a division of the amendment as follows:

S—789

Division S—789A

- 1 Amend Senate File 583 as follows:
- 2 1. Page 12, by adding the following after line 3:
- 3 Sec. *NEW SECTION*. A candidate for elective office shall
- 4 not expend, during any one calendar year, his own funds or funds
- 5 received as gifts from any relatives, by consanguinity or affinity,
- 6 in excess of the following amounts for the following offices:
- 7 1. For the office of school board member\$ 100
- 8 2. For any municipal office\$ 250
- 9 3. For any county office\$ 500
- 10 4. For the office of state senator or
- 11 representative\$ 750

Division S—789B

- 12 5. For the office of United States senator or
- 13 representative\$2000

Division S—789A

- 14 6. For any state office in which the candidate
- 15 runs statewide\$3000
- 16 Notwithstanding the provisions of section sixteen (16) of

- 17 this Act, the provisions of this section shall apply to candi-
 18 dates for federal office.
 19 2. By renumbering the bill sections and correcting internal
 20 references.

Senator Hansen asked and received unanimous consent to withdraw division S—789B of the amendment.

Senator Orr offered amendment S—810 to amendment S—789 by Senators Orr and Hansen and called for a division of the amendment as follows:

S—810

Division S—810B

- 1 Amend the Hansen, et al., amendment S—789 filed June 6 to
 2 Senate File 583 as follows:
 3 1. Line 11, by striking the figure “750” and insert in lieu
 4 thereof the figure “1,500”.

Division S—810A

- 5 2. Line 13, by striking the figure “2,000” and insert in lieu
 6 thereof the figure “25,000”.

Division S—810B

- 7 3. Line 15, by striking the figure “3,000” and insert in lieu
 8 thereof the figure “7,500”.

Senator Orr asked and received unanimous consent to withdraw division S—810A of the amendment to division S—789B.

Senator Orr moved the adoption of division S—810B to division S—789A.

Division S—810B to division S—789A lost.

Senator Hansen moved the adoption of division S—789A of the amendment.

Division was called for.

Division S—789A of the amendment lost.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 583) the vote was:

Ayes, 46:

Andersen	Glenn	Kennedy	Murray
Bergman	Gluba	Kinley	Nolin
Blouin	Griffin	Lamborn	Nystrom
Briles	Hansen	McCartney	Orr
Coleman	Heying	Miller of	Palmer
Curtis	Hill	Des Moines	Plymat
DeKoster	Hultman	Miller of	Potter
Doderer	Junkins	Marshall	Priebe
Gallagher	Kelly	Milligan	Ramsey

Riley
Robinson
Rodgers

Schaben
Schwengels
Schwieger

Scott
Shaw
Taylor

Tieden
Willits
Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl

Rabedeaux

Shaff

Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 583** be **immediately messaged** to the House, which request was complied with.

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **House File 745** be made a **special order** of business for Wednesday, June 13, 1973, 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 amended and passed following bill in which the concurrence of the House was asked:

Senate File 219, a bill for an act relating to the use and operation of school buses.

Also: That the House has insisted on its amendments to Senate File 441, a bill for an act relating to the salaries of county officers, and requests a conference committee.

Conferees on the part of the House are: the Representative from Hancock, Mr. Stromer, chairman; the Representative from Woodbury, Mr. Doyle; the Representative from Tama, Mr. Husak; the Representative from Woodbury, Mr. Peterson, and the Representative from Pottawattamie, Mr. Schroeder.

WILLIAM H. HARBOR
Chief Clerk of the House

HOUSE AMENDMENT TO SENATE FILE 219

- 1 Amend Senate File 219 as amended and passed by
- 2 the Senate and reprinted, as follows:
- 3 1. Page 2A, by inserting before line 1 the
- 4 following section:
- 5 Sec. Section two hundred eighty-five point
- 6 one (285.1), subsection one (1), Code 1973, is amended
- 7 by striking the subsection and inserting in lieu
- 8 thereof the following:
- 9 1. The board of directors in every school district

10 shall provide transportation, either directly or by
 11 reimbursement for transportation, for all resident
 12 pupils attending public school, kindergarten through
 13 twelfth grade, except that:

14 a. Elementary pupils shall be entitled to trans-
 15 portation only if they live more than two miles from
 16 the school designated for attendance.

17 b. High school pupils shall be entitled to trans-
 18 portation only if they live more than three miles
 19 from the school designated for attendance.

20 For the purposes of this subsection, high school
 21 means a school which commences with either grade nine
 22 or grade ten, as determined by the board of directors
 23 of the school district.

24 Boards in their discretion may provide transporta-
 25 tion for some or all resident pupils attending public

Page 2

1 school who are not entitled to transportation. Boards
 2 in their discretion may collect from the parent or
 3 guardian of the pupil not more than the pro rata cost
 4 for such optional transportation, determined as pro-
 5 vided in subsection twelve (12) of this section.

6 To the extent that this section as amended by this
 7 Act requires transportation which was not required
 8 before the effective date of this Act, the board of
 9 directors shall not be required to provide such
 10 transportation before July 1, 1978.

11 2. Page 2A, by inserting before line 1 the
 12 following new section:

13 Sec. Section two hundred eighty-five point
 14 one (285.1), Code 1973, is amended by adding the
 15 following new subsections:

16 *NEW SUBSECTION.* Transportation authorized by this
 17 chapter is exempt from all laws of this state regulat-
 18 ing common carriers.

19 *NEW SUBSECTION.* Transportation for which the pro
 20 rata cost or other charge is collected shall not be
 21 provided outside the state of Iowa except in accordance
 22 with rules adopted by the state department of public
 23 instruction in accordance with chapter seventeen A
 24 (17A) of the Code. The rules shall take into account
 25 any applicable federal requirements.

Page 3

1 3. Page 2A, by striking lines 4 through 7 and
 2 inserting in lieu thereof the following:

3 *NEW SUBSECTION.* In the discretion of the board,
 4 furnish a school bus and services of a qualified
 5 driver to an organization of, or sponsoring
 6 activities for, senior citizens, children, or
 7 handicapped persons in this state. The board shall
 8 charge and collect an amount sufficient to reimburse
 9 all costs of furnishing the bus and driver. A
 10 school bus shall be used as provided in this sub-
 11 section only at times when it is not needed for

12 transportation of pupils.

13 4. Page 2A, by inserting after line 7 the
14 following new section:

15 Sec. Section two hundred eighty-five point
16 ten (285.10), subsection six (6), Code 1973, is
17 amended by striking the subsection and inserting
18 in lieu thereof the following:

19 6. Shall purchase liability insurance and
20 other insurance coverage which the board deems
21 advisable to insure the school district, its
22 officers, employees and agents against liability
23 incurred as a result of operating school buses,
24 including but not limited to liability to pupils or
25 other persons lawfully transported. Section six

Page 4

1 hundred thirteen A point seven (613A.7) of the
2 Code shall apply to such insurance. However, the
3 board of directors in its discretion shall determine
4 the insurance coverages and limits, and the school
5 district and directors shall not be liable as a
6 result of any such discretionary decision.

7 5. Page 2A, by striking lines 16 and 17 and
8 inserting in lieu thereof the following:

9 *"and to transporting other persons to the extent*
10 *permitted by sections one (1) and three (3) of this*
11 *Act. School".*

12 6. Page 2A, line 30, by inserting after the
13 word "may" the words "in their discretion".

14 7. Page 2A, lines 30 and 31, by striking the
15 words "enrolled in a federally funded head-start
16 program".

17 8. Page 2A, by striking line 33 and inserting in
18 lieu thereof the following:

19 "tation, and shall collect the pro rata cost of
20 transportation. Transportation under this subsection
21 shall not be provided when the school bus is being
22 used to transport pupils to or from school unless the
23 board determines that such transportation is desirable
24 and will not interfere with or delay the transportation
25 of pupils."

Page 5

1 9. Page 2B, line 39, by striking the words
2 "*section one (1)*" and inserting in lieu thereof
3 the words "*sections one (1) and three (3)*".

4 10. Page 2B, by inserting after line 51 the
5 following new section:

6 Sec. Section two hundred eighty-five point
7 eleven (285.11), subsection two (2), Code 1973, is
8 repealed.

9 11. Page 2B, by striking all of lines 52 through
10 56.

11 12. By renumbering sections and correcting
12 internal references as necessary.

INTRODUCTION OF BILL

Senate File 598, by committee on appropriations (committee on appropriations), a bill for an act to establish a statewide medical education system for the purpose of training resident physicians in family practice and to provide an appropriation.

Read first time and placed on calendar.

REPORT OF COMMITTEE

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 745**, a bill for an act to require permanent registration of all voters in the state, to revise and clarify laws prescribing procedures for preparing for, giving notice of, conducting and canvassing elections, and establishing the terms of office of certain elected officers, to more effectively implement previous legislation placing with the county commissioner of elections responsibility for conducting city, school and other elections, and reducing the penalty for certain violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—797

- 1 Amend House File 745 as amended and passed by the House as
- 2 follows:
- 3 1. Page 14, line 18, by striking the word "judges," and in-
- 4 serting in lieu thereof the word "judges[.]"
- 5 2. Page 15, by striking from line 28 the words "*The candidate*
- 6 *or candidates of each political*" and inserting in lieu thereof the
- 7 words "*The candidate or candidates of each political*".
- 8 3. Page 16, line 11, by inserting after the comma the words
- 9 "*if a candidate does not receive*".
- 10 4. Page 22, line 31, by striking the word "VACANCIES" and
- 11 inserting in lieu thereof the words "[VACANCIES] *DUTIES*".
- 12 5. Page 22, by inserting after line 33 the following:
- 13 *Every county central committee shall adopt a constitution and*
- 14 *bylaws which shall govern the committee's operation. A copy of*
- 15 *the constitution and bylaws so adopted shall be kept on file at*
- 16 *the office of the commissioner for the county in which the central*
- 17 *committee exists and at the office of the state commissioner.*
- 18 *Initial copies of each county central committee's constitution*
- 19 *and bylaws shall be filed in compliance with this section no*
- 20 *later than December 31, 1973. Amendments to a county central*
- 21 *committee's constitution or bylaws shall upon adoption be filed*
- 22 *in the same manner as the original documents.*
- 23 6. Page 23, by inserting after line 18 the following new sec-
- 24 tion:
- 25 Sec. Section forty-three point one hundred six (43.106),

Page 2

- 1 Code 1973, is amended to read as follows:
- 2 43.106 NOMINATIONS PERMITTED. A district convention of a
- 3 party may be held to nominate candidates for any office for which
- 4 no nomination exists due to the failure of a candidate to file

5 nomination papers for such office, or due to [the] failure [of any
6 candidate to receive the number of votes required for nomination
7 by section 43.66 or] to place a name on the ballot as authorized
8 under subsection 1 of section 43.59.

9 7. Page 23, by inserting after line 29 the following new
10 section:

11 Sec. Section forty-three point one hundred ten (43.110),
12 Code 1973, is amended to read as follows:

13 43.110 NOMINATIONS PERMITTED. The state convention of a
14 party, if the convention is held following the primary election,
15 may make nominations for any office for which no nomination
16 exists due to the failure of a candidate to file nomination pa-
17 pers for such office [or due to the failure of any candidate to
18 receive the number of votes required for nomination by section
19 43.66]. If the state convention was held preceding the primary
20 election, the party state central committee may make such nomina-
21 tions or may reconvene the delegates of the last preceding state
22 convention for such purpose.

23 8. Page 23, by striking lines 30 through 35, inclusive, and
24 page 24, by striking lines 1 through 9, inclusive, and inserting
25 in lieu thereof the following:

Page 3

1 Sec. Section forty-three point one hundred eleven (43.111),
2 Code 1973, is amended by striking the section and inserting in
3 lieu thereof the following:

4 43.111 STATE PARTY PLATFORM, CONSTITUTION, BYLAWS
AND CENTRAL
5 COMMITTEE. The state convention held by each political party
6 pursuant to section forty-three point one hundred seven (43.107)
7 of the Code shall adopt a state platform, adopt or amend a state
8 party constitution, and bylaws if desired, and transact other
9 business which may properly be brought before it. A copy of the
10 constitution and any bylaws so adopted or amended shall be kept
11 on file in the office of the state commissioner. Initial copies
12 of each political party's state constitution, and bylaws, if any,
13 shall be filed in compliance with this section not later than
14 August 30, 1974.

15 There shall be selected at or prior to each political party's
16 state convention a state party central committee consisting of
17 the party's respective congressional district chairmen and two
18 other members from each congressional district, elected or nomi-
19 nated by the district convention or caucus. No more than one
20 member of the state central committee shall be a resident of any
21 one county. The state central committee so selected may organize
22 at pleasure for political work as is usual and customary with
23 such committees, adopt bylaws, provide for the governing of
24 party auxiliary bodies, and shall continue to act until succeeded
25 by another central committee selected as required by this section.

Page 4

1 9. Page 32, line 4, by striking the word "two" and inserting
2 in lieu thereof the word "five".

3 10. Page 40B, by striking lines 53 through 70, and page 40C,
4 by striking lines 71, 72 and 73.

5 11. Page 60, line 4, by striking the word "candiate" and

- 6 inserting in lieu thereof the word "candidate".
- 7 12. Page 61, line 11, by inserting after the comma the words
- 8 "as amended by Acts of the Sixty-fifth General Assembly, 1973
- 9 Session, Senate File five hundred one (501), section one (1),".
- 10 13. Page 61, by inserting after line 27 the following:
- 11 In the selection of polling places, consideration shall also
- 12 be given to the use of buildings accessible to elderly and
- 13 physically disabled persons.
- 14 14. Page 87, line 6, by inserting after the comma the words
- 15 "as amended by Acts of the Sixty-fifth General Assembly, 1973
- 16 Session, House File two hundred nine (209), section thirteen
- 17 (13),".
- 18 15. Page 87, by striking lines 12 through 20, inclusive, and
- 19 inserting in lieu thereof the following:
- 20 2. Senator in the Congress of the United States.
- 21 3. Representative in the Congress of the United States.
- 22 4. Governor and lieutenant governor.
- 23 5. A state officer not otherwise provided for.
- 24 6. Senator or representative in the general assembly by
- 25 districts.

Page 5

- 1 7. A county officer.
- 2 16. Page 88, line 33, by inserting after the second comma the
- 3 words "as amended by Acts of the Sixty-fifth General Assembly,
- 4 1973 Session, House File two hundred nine (209), section four-
- 5 teen (14),".
- 6 17. Page 103, line 25, by inserting after the word "shall"
- 7 the words ", if possible,".
- 8 18. Page 103, line 27, by inserting after the word "seal" the
- 9 words ", however if the officer's seal makes an imprint on the
- 10 ballot that marking shall not invalidate the ballot."
- 11 19. Page 180, by inserting at the end of line 29 the words
- 12 and figures "forty-three point ninety-eight (43.98),".
- 13 20. Page 180, by striking from lines 32 and 33 the words and
- 14 figures "forty-eight point nineteen (48.19),".

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Rule 3 of the Rules of the Senate, line 3, by insert-
- 2 ing after the word "govern" the following:
- 3 "except that sentence three of Section 245, subsection
- 4 1, shall not apply".

MICHAEL T. BLOUIN

S—798

- 1 Amend Senate File 588, page 2, by inserting after
- 2 line 16 the following:
- 3 3. For the state's con-
- 4 tribution for the support of
- 5 Missouri River "River Front

6 Project": \$30,000 —0—

JAMES W. GRIFFIN, SR.
 GEORGE F. MILLIGAN
 LUCAS J. DeKOSTER
 CALVIN O. HULTMAN
 JAMES F. SCHABEN

S—805

- 1 Amend S—758 amending Senate File 590 as follows:
 2 1. Page 1, by striking line 20 and inserting in lieu thereof
 3 the following:
 4 "not exceeding \$21,400 \$24,000".
 5 2. Page 3, by striking line 6 and inserting in lieu thereof
 6 the following:
 7 "secretary not exceeding: \$15,500 \$15,500".
 8 3. Page 5, by striking line 1 and inserting in lieu thereof
 9 the following:
 10 "commissioner not exceeding: \$22,000 \$22,000".
 11 4. Page 6, by striking line 19 and inserting in lieu thereof
 12 the following:
 13 "secretary not exceeding: \$24,500 \$24,500".
 14 5. Page 7, by striking lines 24 and 25 and page 8, by
 15 striking line 1.
 16 6. By renumbering the amendment as necessary.

LUCAS J. DeKOSTER

S—799

- 1 Amend Senate File 590, page 4, by striking line 11 and insert-
 2 ing in lieu thereof the following:
 3 "secretary not exceeding: \$15,000 \$16,000".

MINNETTE F. DODERER
 RALPH W. POTTER
 LUCAS J. DeKOSTER

S—807

- 1 Amend Senate File 591 as follows:
 2 1. Page 2, by striking lines 1 through 10, and inserting
 3 in lieu thereof the following:
 4 Section 1. There is appropriated from the general fund
 5 of the state for the biennium beginning July 1, 1973, and
 6 ending June 30, 1975, for the civil rights commission,
 7 the following amounts, or so much thereof as may be necessary,
 8 to be used in the manner designated:

	1973-74	1974-75
	Fiscal Year	Fiscal Year

- | | | |
|----|--|---------------------|
| 9 | | |
| 10 | | |
| 11 | For salaries, support, main- | |
| 12 | tenance and miscellaneous pur- | |
| 13 | poses: | \$187,530 \$193,500 |
| 14 | 2. Page 2, line 24, by inserting after the period the | |
| 15 | following: "Unencumbered or unobligated balances of | |
| 16 | appropriations made for the second fiscal year of such | |
| 17 | biennium shall be subject to section eight point thirty- | |
| 18 | three (8.33) of the Code." | |

LEONARD C. ANDERSEN

S—800

- 1 Amend Senate File 593 as follows:
 2 1. Page 2, by striking lines 1 through 25.

- 3 2. Page 3, by striking lines 26 through 35 and page 4
 4 by striking lines 1 through 12.
 5 3. By renumbering the sections to conform with this
 6 amendment.

EARL M. WILLITS
 JOHN S. MURRAY
 LEONARD C. ANDERSEN
 MINNETTE DODERER
 WILLIAM N. PLYMAT

S—806

1 Amend House File 156 by adding the following new section after
 2 page 2, line 35:

3 "Sec. Section five hundred nine point three (509.3), Code
 4 1973, is amended by adding the following new subsection:

5 **NEW SUBSECTION.** A provision that if the insurance on a
 6 person or insurance on a person and the person's dependents
 7 covered by the policy ceases because of termination of em-
 8 ployment or of membership in the class or classes eligible
 9 for coverage under the policies, such person, if enrolled
 10 under the group policy for ninety days, shall be entitled to
 11 have issued to him by the insurer without evidence of insur-
 12 ability an individual or family policy of hospital and medical
 13 expense insurance provided application for the individual or
 14 family policy is made and the first premium paid to the insur-
 15 or, within thirty-one days after termination, and provided
 16 further that,

17 a. The individual or family policy shall provide insurance
 18 protection substantially similar both in type and level of
 19 coverage to that which ceases because of such termination,
 20 but the coverage shall not exceed that provided under the
 21 group policy.

22 b. The individual or family policy may, at the option of
 23 such person be on any one of the forms then customarily issued
 24 by the insurer at the age and for the benefits applied for.

25 c. The premium on the individual or family policy shall be

Page 2

1 at the insurer's customary rate applicable to that policy for
 2 a standard class of risk at the insured's attained age on the
 3 effective date of the policy.

4 d. Such employee is not then covered by another policy of
 5 hospital or surgical expense insurance providing similar bene-
 6 fits or is not covered by or eligible to be covered by a group
 7 contract or policy providing similar benefits or is not pro-
 8 vided with similar benefits required by any statute or provided
 9 by any welfare plan or program, which together with the con-
 10 verted policy would result in overinsurance or duplication of
 11 benefits.

12 e. The individual or family converted policy may include a
 13 provision whereby the insurer may request information at any
 14 premium due date of the policy of any person covered thereunder
 15 as to whether he is then covered by another policy of hospital
 16 or surgical expense insurance or hospital service or medical
 17 expense indemnity corporation subscriber contract providing
 18 similar benefits or is then covered by a group contract or
 19 policy providing similar benefits or is then provided with

20 similar benefits required by any statute or provided by any
 21 welfare plan or program. If any such person is so covered or
 22 so provided and fails to furnish the details of such coverage
 23 when requested, the benefits payable under the converted
 24 policy may be based on the hospital, surgical or medical ex-
 25 penses actually incurred after excluding expenses to the ex-

Page 3

1 tent they are payable under such other coverage or provided
 2 under such statute, plan or program.

3 f. The conversion provision shall also be available (1) upon
 4 the death of the employee or member, as the case may be, to the
 5 surviving spouse with respect to such of the spouse and chil-
 6 dren as are then covered by the group policy, and shall be
 7 available to a child solely with respect to himself upon his
 8 attaining the limiting age of coverage under the group policy
 9 while covered as a dependent thereunder, and (2) upon the
 10 divorce or annulment of the marriage of the employee or
 11 member, as the case may be, to the divorced spouse, or former
 12 spouse in the event of annulment, of such employee or member.

13 g. The effective date of the individual or family policy
 14 shall be the date on which coverage under the group policy
 15 ceases."

EUGENE M. HILL

S—801

1 Amend House File 608, as amended and passed by the House, line
 2 10, by inserting after the word "*trucks*," the words "*travel*
 3 *trailers*,".

BERL E. PRIEBE

S—804

1 Amend House File 608 as amended and passed by the
 2 House, line 10, by inserting after the word "*implements*"
 3 the following: "*, self-propelled vehicles and equip-*
 4 *ment*,".

BARTON L. SCHWIEGER

S—812

1 Amend House File 608, as amended and passed by the House,
 2 page 1, by adding after line 18 the following section:
 3 Sec. Section three hundred twenty-one point four hun-
 4 dred fifty-seven (321.457), Code 1973, is amended by adding the
 5 following new subsection:
 6 *NEW SUBSECTION.* A motor vehicle may be operated upon the
 7 highways of this state irrespective of weight and length limita-
 8 tions of the Code if they are operated within city limits, and
 9 in an area thereof where the city has zoning jurisdiction if
 10 that city is adjacent to the border of Iowa; and provided further
 11 that the weight and length are not in conflict with the laws
 12 relating to weight and length of a vehicle operated in that
 13 adjacent state.

CLIFTON C. LAMBORN

S—816

1 Amend House File 757, as amended and passed by the House, as
 2 follows:

- 3 1. Page 2, by striking lines 8 through 13 and inserting in
 4 lieu thereof the following:
 5 1. For salaries, support,
 6 maintenance, agricultural
 7 products promotion and
 8 miscellaneous purposes: \$ 1,159,000.00 \$ 1,193,610.00
 9 2. For the purchase of real
 10 property in the manner and sub-
 11 ject to the conditions provided
 12 for in section three (3) of
 13 this Act: \$ 300,000.00 —0—
 14 2. Page 2, by adding after line 19 the following new section:
 15 Sec. Funds appropriated by subsection two (2) of
 16 section one (1) of this Act shall be made available to the city
 17 of Ames, Iowa, at such time as it is certified to the director
 18 of the Iowa development commission and the state comptroller
 19 that the following conditions have been met:
 20 1. The United States department of agriculture has agreed
 21 it will continue and will expand the veterinary biologics
 22 laboratory at Ames, Iowa, on real property purchased through
 23 funds appropriated by this Act and pursuant to conditions
 24 set forth in this section.
 25 2. The city of Ames, Iowa certifies that the sum of one

Page 2

- 1 hundred thousand (100,000) dollars is available from private
 2 sources and will be used in purchasing real property to be
 3 used by the United States department of agriculture in continuing
 4 and expanding the veterinary biologics laboratory.
 5 3. If the property to be purchased is no longer used as the
 6 site for the veterinary biologics laboratory, title to the
 7 property will revert to the state of Iowa.
 8 4. The Iowa development commission shall oversee and be
 9 privy to negotiations between the United States department of
 10 agriculture and the city of Ames, Iowa in order to protect
 11 the interests of the state. The director of the Iowa develop-
 12 ment commission shall make periodic reports to the state
 13 comptroller and the governor relating to the negotiations and
 14 conditions established in this Act.
 15 3. Page 2, line 24, by inserting before the word "revert"
 16 the following: "except funds appropriated by subsection
 17 two (2) of section one (1) of this Act,".
 18 4. Page 2, line 36, by inserting after the word "improvements"
 19 the following: "except funds appropriated by subsection
 20 two (2) of section one (1) of this Act".
 21 5. By renumbering the sections to conform with this amendment.
 LUCAS J. DeKOSTER

S—802

- 1 Amend House File 775, as passed by the House, page 3,
 2 line 13 by striking the word "may" and inserting in lieu
 3 thereof the word "shall".

EARL M. WILLITS
 BARTON L. SCHWIEGER

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Friday, June 8, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, JUNE 8, 1973

The Senate met in regular session, Senator Hansen presiding.

Prayer was offered by the Reverend George Mullen, pastor of the First Assembly of God Church, Iowa City, Iowa.

The Journal of Thursday, June 7, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. E. A. Larson, Mount Vernon, Iowa.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

House File 585, a bill for an act to amend the unified trial court act by making certain corrections and changes.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 585

Senator Riley called up the conference committee report on House File 585, a bill for an act to amend the unified trial court Act, filed June 6, 1973, and found on pages 1575-1583, inclusive, of the Senate Journal and moved its adoption.

The motion prevailed and the conference committee report and the recommendation and amendments contained therein were adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 585) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, 1:

Kelly

Absent or not voting, 7:

Coleman	Kyhl	Rabedeaux	Shaw
Hultman	Nystrom	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 196

Senator Hultman called up for consideration Senate File 196, a bill for an act relating to state libraries and providing for penalties, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 196, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 2, line 8, by striking the word "governor"
- 4 and inserting in lieu thereof the words "state library
- 5 commission".
- 6 2. Page 2, line 10, by striking the word "governor"
- 7 and inserting in lieu thereof the word "state library
- 8 commission".
- 9 3. Page 2, by striking all of lines 16 through 24
- 10 and inserting in lieu thereof the following:
- 11 "of the supreme court administrator, and four
- 12 members appointed by the governor and serving four-
- 13 year terms, one member of which shall be from the
- 14 medical profession and three members selected at large,
- 15 each based on their qualifications to serve as
- 16 commission members. The appointed members of the
- 17 commission shall be appointed for terms of one, two,
- 18 three and four years and all subsequent appointments
- 19 shall be for the full four-year term."
- 20 4. Page 4, line 17, by inserting after the second
- 21 word "librarian" the following: "with the approval
- 22 of the state library commission".

- 23 5. Page 4, line 29, by inserting after the word
 24 "librarian" the following: "with the approval of
 25 the state library commission and the Iowa supreme court".

The motion prevailed and the Senate concurred in the House amendment.

Senator Hultman 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. 196) the vote was:

Ayes, 40:

Andersen	Hansen	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Coleman	Junkins	Orr	Schwengels
Curtis	Kennedy	Palmer	Schwieger
DeKoster	Kinley	Plymat	Scott
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall		

Nays, 5:

Briles	Kelly	McCartney	Winkelman
Heying			

Absent or not voting, 5:

Kyhl	Rabedaux	Shaff	Shaw
Nystrom			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the appointment of the following conference committee on **Senate File 441**, on the part of the Senate: Senators Briles, chairman; Curtis, Miller of Marshall, Kennedy, and Miller of Des Moines.

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 50, a bill for an act to abolish the basic science examination.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 144, a bill for an act relating to the hours during which alcoholic beverages and beer may be sold.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 580, a bill for an act to make an appropriation from the general fund to the Iowa state arts council.

Also: That the House has adopted the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 22, directing the department of social services to delineate the intent and objectives of programs for young persons at certain institutions.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 439, a bill for an act relating to the establishment of civil service for deputy county sheriffs.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 682, a bill for an act to appropriate funds from general fund to the higher education facilities commission for the state-supported scholarship program.

Also: 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 to make an appropriation from general fund of state to office for planning and programming and office for economic opportunity.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 782, a bill for an act relating to financing the supreme court and its divisions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 783, a bill for an act making an appropriation from general fund to constitutional state officials and departments and the executive council.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 144

- 1 1. Page 1, line 19, by striking the word
- 2 "fifteen" and inserting in lieu thereof the
- 3 word "twenty".
- 4 2. Page 1, by adding after line 24 the following
- 5 new section:
- 6 Sec. Section one hundred twenty-three point
- 7 thirty-six (123.36), unnumbered paragraph two (2),
- 8 Code 1973, is amended to read as follows:
- 9 The department shall credit all fees to the beer
- 10 and liquor control fund and shall remit to the

11 appropriate local authority, a sum equal to sixty-five
12 percent of the fees collected for each class "A",
13 class "B", or class "C" license covering premises
14 located within their respective jurisdictions. *However,*
15 *that amount remitted to the appropriate local*
16 *authority out of the fee collected for the privilege*
17 *authorized under section one (1) of this Act shall be*
18 *deposited in the county mental health and institutions*
19 *fund to be used only for the care and treatment of*
20 *persons admitted or committed to the alcoholic treat-*
21 *ment center at Oakdale or any facilities as provided*
22 *in chapter one hundred twenty-three B (123B) of the*
23 *Code.*

24 3. Page 2, line 27, by striking the word
25 "fifteen" and inserting in lieu thereof the word

Page 2

1 "twenty".
2 4. Page 2, by adding the following new section:
3 Sec. Section one hundred twenty-three point
4 forty-nine (123.49), Code 1973, is amended by
5 adding the following new subsection:
6 **NEW SUBSECTION.** No privilege of selling alcoholic
7 liquor or beer on Sunday as provided in sections one
8 (1) and three (3) of this Act shall be granted to a
9 club or other organization which places restrictions
10 on admission or membership in the club or organization
11 on the basis of sex, race, religion, or national
12 origin. However, the privilege may be granted to
13 a club or organization which places restrictions on
14 membership on the basis of sex, if the club or
15 organization has an auxiliary organization open to
16 persons of the other sex.

17 This subsection shall be effective July 1, 1974.

18 5. Page 2, by adding after line 32 the following
19 new section:

20 Sec. Section one hundred twenty-three point
21 one hundred forty-three (123.143), subsection one (1),
22 Code 1973, is amended to read as follows:

23 1. All retail beer permit fees collected by any
24 local authority at the time application for the permit
25 is made, and remitted with the permit application to

Page 3

1 the department, shall be refunded by the department
2 to the local authority at the time the permit is
3 issued. *Those amounts refunded to the appropriate*
4 *local authority out of the fee collected for the*
5 *privilege authorized under section three (3) of*
6 *this Act shall be deposited in the county mental*
7 *health and institutions fund to be used only for the*
8 *care and treatment of persons admitted or committed*
9 *to the alcoholic treatment center at Oakdale or any*
10 *facilities as provided in chapter one hundred twenty-*
11 *three B (123B) of the Code.*

12 6. Page 2, by adding after line 32 the following

13 new section:

14 Sec. Chapter one hundred twenty-three (123),
15 Code 1973, is amended by adding the following new
16 section:

17 *NEW SECTION.* Holders of liquor control licenses
18 and beer permits may sell alcoholic beverages or
19 beer on Sunday pursuant to sections one (1) through
20 three (3) of this Act only if the governing body of
21 the city or town in which the premises covered by the
22 license or permit are located, or the board of
23 supervisors if the premises so covered are not
24 located in a city or town, specifically approves
25 authority to sell on Sunday in the area subject to

Page 4

1 its jurisdiction.
2 The governing body or board of supervisors at any
3 time may repeal the authorization to sell on Sunday.
4 Any license or permit for which the increased fee for
5 Sunday sales has been paid and which is in effect at
6 the time of such repeal shall remain effective until
7 its date of expiration under section one hundred
8 twenty-three point thirty-four (123.34) of the Code,
9 unless sooner suspended or revoked.
10 7. By renumbering sections and correcting
11 internal references as necessary in accordance with
12 this amendment.

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 439

1 Amend the Senate amendment to House File 439,
2 as passed by the House and reprinted, by striking
3 from line 18 the words "law enforcement academy"
4 and inserting in lieu thereof the words "regional
5 training facility".

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 682

1 Amend the Senate amendment to House File 682, as
2 passed by the House, as follows:
3 1. Line 3, by striking the numerals "300,000" and
4 "375,000" and inserting in lieu thereof the numerals
5 "276,000" and "313,000".
6 2. By adding thereto the following amendments:
7 (1) Page 2, by inserting after line 16 the following
8 sections:
9 Sec. Chapter two hundred sixty-one (261),
10 Code 1973, is amended by adding the following new
11 section:
12 *NEW SECTION.* VOCATIONAL-TECHNICAL TUITION
GRANTS.
13 1. A vocational-technical tuition grant may be
14 awarded to any resident of Iowa who is admitted and

15 in attendance as a full-time student in a vocational-
16 technical program at an area school in the state, and
17 who establishes financial need.

18 2. A qualified student may receive vocational-
19 technical tuition grants for not more than four
20 semesters, eight quarters or the equivalent of two
21 full years of study.

22 3. The amount of a vocational-technical tuition
23 grant shall not exceed the lesser of four hundred
24 dollars per year or the amount of the student's
25 established financial need.

Page 2

1 4. A vocational-technical tuition grant shall
2 be awarded on an annual basis, requiring reapplica-
3 tion by the student for each year. Payments under
4 the grant shall be allocated equally among the
5 semesters or quarters of the year upon certification
6 by the institution that the student is in full-time
7 attendance in a vocational-technical program, as
8 defined under rules of the department of public
9 instruction. If the student discontinues attendance
10 before the end of any term after receiving payment
11 of the grant, the entire amount of any refund due
12 that student, up to the amount of any payments made
13 under the annual grant, shall be paid by the
14 institution to the state.

15 5. If a student receives financial aid under any
16 other program, the full amount of that financial aid
17 shall be considered part of the student's financial
18 resources available in determining the amount of his
19 financial need for that period.

20 6. The higher education facilities commission
21 shall administer this program and shall:

22 a. Provide application forms for distribution
23 to students by Iowa high schools and area schools.

24 b. Adopt rules and regulations for determining
25 financial need, defining residence for the purposes

Page 3

1 of this Act, processing and approving applications
2 for grants and determining priority for grants.

3 c. Approve and award grants on an annual basis.

4 d. Make an annual report to the governor and
5 general assembly.

6 7. Each applicant, in accordance with the rules
7 and regulations established by the commission, shall:

8 a. Complete and file an application for a
9 vocational-technical tuition grant.

10 b. Be responsible for the submission of the
11 financial information required for evaluation of his
12 need for a grant, on forms determined by the
13 commission.

14 c. Report promptly to the commission any
15 information requested.

16 d. Submit a new application and financial state-

17 ment for reevaluation of his eligibility to receive a
 18 second-year renewal of the grant.
 19 Sec. There is hereby appropriated from the
 20 general fund of the state of Iowa, for the fiscal
 21 year beginning July 1, 1974, and ending June 30,
 22 1975, to the higher education facilities commission,
 23 the sum of fifty thousand (50,000) dollars, or so
 24 much thereof as may be necessary, to finance the
 25 grants awarded under this Act, and the sum of ten

Page 4

1 thousand (10,000) dollars, or so much thereof as
 2 may be necessary, to provide for administrative
 3 costs incurred in the operation of this program.
 4 (2) By renumbering sections and correcting in-
 5 ternal references in conformity with this amendment.
 6 (3) Amend the title, page 1, line 3, by inserting
 7 before the period the words "and for the vocational-
 8 technical tuition grant program which is established".

INTRODUCTION OF BILLS

Senate File 599, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes.

Read first time and placed on calendar.

Senate File 600, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the department of public safety for radio equipment for the division of radio communication.

Read first time and placed on calendar.

Senate File 601, by committee on appropriations, a bill for an act providing that costs for the manufacture of motor vehicle registration plates, decalomania emblems, and validation stickers shall be paid from road use tax funds.

Read first time and placed on calendar.

Senate File 602, by committee on appropriations, a bill for an act relating to the rate of motor vehicle inspection station permit fees and the administration of such fees.

Read first time and placed on calendar.

Senate File 603, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof and consolidating divisions.

Read first time and placed on calendar.

Senate File 604, by committee on appropriations, a bill for an act making an appropriation to the department of social services for certain public assistance programs and contractual services, changing the procedure for handling county claims arising from foster care for veterans' children, and relating to eligibility for assistance under the aid to dependent children program.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 22, a joint resolution directing the department of social services to delineate the intent and objectives of programs for young persons at certain institutions under its control.

Read first time and passed on file.

House File 780, a bill for an act to make an appropriation from the general fund of the state to the office for planning and programming and office for economic opportunity.

Read first time and passed on file.

House File 782, a bill for an act relating to financing the supreme court and its divisions and making an appropriation.

Read first time and passed on file.

House File 783, a bill for an act making an appropriation from the general fund of the state of Iowa to constitutional state officials and departments and the executive council and relating to the expenses of the office of auditor of state.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- H.J.R. 22 Appropriations
- H. F. 299 State government
- H. F. 780 Appropriations
- H. F. 782 Appropriations
- H. F. 783 Appropriations

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber, involved in a lengthy telephone conversation with a constituent, when the final vote on the conference committee report on House File 585, a bill to amend the unified trial court act, was taken. Had I been present, I would have voted "Aye".

C. JOSEPH COLEMAN

SUBCOMMITTEE ASSIGNMENTS

Senate File 584 Van Gilst, Chairman Potter Hill	House File 772 Griffin, Chairman Curtis Potter	House File 775 Appropriations— Education
Senate File 587 Appropriations— Human resources	House File 773 Orr, Chairman Curtis Rodgers	House File 776 Appropriations— Education
House File 740 Potter, Chairman Shaff Willits	House File 774 Appropriations— Education	House File 778 Appropriations— State government
House File 771 Hill, Chairman Schwengels Griffin		House File 779 Appropriations— Natural resources

REPORTS OF COMMITTEE

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 740**, a bill for an act to increase the personal property tax credit, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 761**, a bill for an act making an appropriation from the general fund of the state to the department of environmental quality, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 762**, a bill for an act to appropriate any moneys in the operators certification fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 776**, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, relating to the number of employees of the institutions, establishing a unified budget and accounting system for the board, and making the preaudit system applicable to the board, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—820

1 Amend House File 776, as amended and passed by the House, as
2 follows:

3 1. Page 2, line 24, by striking the figures "\$38,275,100" and
4 "\$39,932,100" and inserting in lieu thereof the figures
5 "\$41,594,400" and "\$45,834,400".

6 2. Page 3, line 5, by striking the figures "\$10,459,100" and
7 "\$10,697,700" and inserting in lieu thereof the figures
8 "\$10,524,100" and "\$11,174,700".

9 3. Page 3, line 20, by striking the figures "\$2,457,500" and
10 "\$2,463,500" and inserting in lieu thereof the figures
11 "\$2,483,500" and "\$2,650,500".

12 4. Page 3, line 32, by striking the figures "\$897,800" and
13 "\$887,800" and inserting in lieu thereof the figures "\$904,800"
14 and "\$941,800".

15 5. Page 4, line 1, by striking the figures "\$1,598,200" and
16 "\$1,628,200" and inserting in lieu thereof the figures
17 "\$1,610,200" and "\$1,713,200".

18 6. Page 4, line 13, by striking the figures "\$1,895,400" and
19 "\$1,894,400" and inserting in lieu thereof the figures
20 "\$1,910,400" and "\$2,004,400".

21 7. Page 4, line 22, by striking the figures "\$55,583,100" and
22 "\$57,503,700" and inserting in lieu thereof the figures
23 "\$59,027,400" and "\$64,319,000".

24 8. Page 4, line 28, by striking the figures "\$31,545,000" and
25 "\$32,031,000" and inserting in lieu thereof the figures

Page 2

1 "\$33,866,000" and "\$36,740,000".

2 9. Page 5, line 5, by striking the figures "\$4,316,700" and
3 "\$4,356,700" and inserting in lieu thereof the figures
4 "\$4,365,700" and "\$4,714,700".

5 10. Page 5, line 11, by striking the figures "\$3,655,200" and
6 "\$3,711,200" and inserting in lieu thereof the figures
7 "\$3,711,200" and "\$4,124,200".

8 11. Page 5, line 13, by striking the figures "\$39,516,900" and
9 "\$40,098,900" and inserting in lieu thereof the figures
10 "\$41,942,900" and "\$45,578,900".

11 12. Page 5, line 18, by striking the figures "\$12,521,100" and
12 "\$12,924,100" and inserting in lieu thereof the figures
13 "\$13,298,100" and "\$14,558,100".

14 13. Page 5, line 29, by striking the figures "\$983,800" and
15 "\$992,800" and inserting in lieu thereof the figures "\$991,800"
16 and "\$1,049,800".

17 14. Page 6, line 5, by striking the figures "\$1,776,500" and

- 18 "\$1,792,500" and inserting in lieu thereof the figures
 19 "\$1,790,500" and "\$1,895,500".
 20 15. Page 6, by striking lines 13 through 15 and inserting in
 21 lieu thereof the words "appropriated by this Act among the
 22 institutions under its juris-".
 23 16. Page 6, by striking lines 19 through 24.
 24 17. Page 6, by striking lines 25 through 34.
 25 18. Page 6, by striking lines 35 through 58.

Page 3

- 1 19. Page 6, by striking lines 61 through 66, and page 7, by
 2 striking lines 1 through 5, and inserting in lieu thereof the
 3 words "of the state board of regents shall not be increased."
 4 20. By renumbering sections and correcting internal refer-
 5 ences in accordance with this amendment.
 6 21. Amend the title, page 1, by striking from lines 3 through
 7 7 the words ", relating to the number of employees of the insti-
 8 tutions, establishing a unified budget and accounting system for
 9 the board, and making the preaudit system applicable to the
 10 board".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—821

- 1 Amend Senate File 590, page 3, by striking line 13 and
 2 inserting in lieu thereof the following:
 3 "retary not exceeding: \$15,000 \$16,000".

MINNETTE DODERER

S—819

- 1 Amend Senate File 590, page 8, by striking line 6
 2 and inserting in lieu thereof the following:
 3 "general: \$30,000 \$30,000".

JAMES W. GRIFFIN, SR.
 BARTON L. SCHWIEGER
 TOM RILEY

S—818

- 1 Amend the Milligan amendment S—758 to Senate File 590,
 2 page 3, line 6, by striking the second figure "15,450"
 3 and inserting in lieu thereof the figure "16,000".

MINNETTE DODERER

S—817

- 1 Amend the Heying, et al., amendment S—733 filed June 4 to
 2 House File 757 as follows:
 3 1. By striking all of line 1 after the word "by" and
 4 all of line 2 and inserting in lieu thereof the following:
 5 "inserting after line 13 the following:"
 6 2. By striking all of line 9.

H. L. HEYING

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Monday, June 11, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, MONDAY, JUNE 11, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend August C. Roessler, pastor of the Concordia Lutheran Church, Lake Park, Iowa.

The journal of Friday, June 8, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. E. A. Larson, Mount Vernon, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty members of the Hiawatha Campfire Girls from Fort Dodge, Iowa, accompanied by Irene Els, Shirley Maatsch and Marian Rosenboom. Senator Coleman.

PETITION

The following petition was presented and placed on file:

By Senator Van Gilst, from thirty residents of Wapello County opposing the sale of liquor or beer on Sunday.

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 787, a bill for an act making a correction to House File one hundred eighty-six (186) of the 1973 Session of the Sixty-fifth General Assembly.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order House File 676.

House File 676

On motion of Senator Riley, House File 676, a bill for an act to legalize and validate the proceedings of the Town Council of the Town of Sanborn, in the County of O'Brien, State of Iowa, in connection with the placing of the management and control of the Waterworks System of said Town in the Town Council, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 676) the vote was:

Ayes, 30:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nolin	Rodgers
Briles	Kelly	Nystrom	Schwengels
Curtis	McCartney	Plymat	Scott
DeKoster	Miller of	Potter	Taylor
Gallagher	Des Moines	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Marshall	Ramsey	
Hansen			

Nays, none.

Absent or not voting, 20:

Blouin	Junkins	Milligan	Schwieger
Coleman	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Glenn	Kyhl	Robinson	Van Gilst
Heying	Lamborn	Schaben	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order Senate File 585.

Senate File 585

On motion of Senator Riley, Senate File 585, a bill for an act relating to ratification of the sale of certain real estate owned by the Knoxville Community School District, in Marion County, Iowa, was taken up for consideration.

Senator Riley offered amendment S—704 filed by Senator Van Gilst and moved its adoption:

S—704

- 1 Amend Senate File 585, page 2, by striking lines
- 2 17 through 22, inclusive.

The amendment was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 585) the vote was:

Ayes, 31:

Andersen	Hansen	Murray	Riley
Bergman	Hill	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schwengels
Briles	Kelly	Plymat	Scott
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Winkelman
Gluba	Miller of	Ramsey	
Griffin	Marshall		

Nays, none.

Absent or not voting, 19:

Coleman	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Glenn	Kyhl	Robinson	Van Gilst
Heying	Lamborn	Schaben	Willits
Junkins	Milligan	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 678.

House File 678

On motion of Senator Winkelman, House File 678, a bill for an act to legalize and validate the proceedings of the City Council of the City of Sac City, Sac County, State of Iowa, in connection with the award of a contract and the levying of special assessments for the construction of Sanitary Sewer Program No. 1, 1972, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 678) the vote was:

Ayes, 34:

Andersen	Gallagher	McCartney	Nystrom
Bergman	Gluba	Miller of	Orr
Blouin	Griffin	Des Moines	Palmer
Briles	Hansen	Miller of	Plymat
Curtis	Hill	Marshall	Potter
DeKoster	Hultman	Murray	Priebe
Doderer	Kelly	Nolin	Rabedeaux

Ramsey	Rodgers	Scott	Tieden
Riley	Schwengels	Taylor	Winkelman

Nays, none.

Absent or not voting, 16:

Coleman	Kennedy	Milligan	Shaff
Glenn	Kinley	Robinson	Shaw
Heying	Kyhl	Schaben	Van Gilst
Junkins	Lamborn	Schwieger	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 732.

House File 732

On motion of Senator Riley, House File 732, a bill for an act to legalize and validate the proceedings of the City Council of the City of Muscatine, Iowa, preliminary to and in connection with an election on the proposition of annexing certain territory to the City of Muscatine, and declaring the validity of said proceedings and said election, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 732) the vote was:

Ayes, 37:

Andersen	Griffin	Miller of	Rabedaux
Bergman	Hansen	Marshall	Ramsey
Blouin	Hill	Murray	Riley
Briles	Hultman	Nolin	Rodgers
Curtis	Kelly	Nystrom	Schwengels
DeKoster	Kinley	Orr	Scott
Doderer	McCartney	Palmer	Taylor
Gallagher	Miller of	Plymat	Tieden
Glenn	Des Moines	Potter	Van Gilst
Gluba		Priebe	Winkelman

Nays, none.

Absent or not voting, 13:

Coleman	Kyhl	Robinson	Shaff
Heying	Lamborn	Schaben	Shaw
Junkins	Milligan	Schwieger	Willits
Kennedy			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 679.

House File 679

On motion of Senator McCartney, House File 679, a bill for an act to legalize and validate the proceedings of the Board of Trustees of the Stuart Municipal Utilities of the Town of Stuart, Iowa, in the Counties of Adair and Guthrie, State of Iowa, in amending certain Resolutions for the authorization and issuance of Water Revenue Bonds, dated March 15, 1963, and March 1, 1967, to increase the maximum rates which may be charged to consumers of water, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 679) the vote was:

Ayes, 37:

Andersen	Griffin	Murray	Riley
Bergman	Hansen	Nolin	Rodgers
Blouin	Hill	Nystrom	Schwengels
Briles	Kelly	Orr	Scott
Curtis	Kinley	Palmer	Taylor
DeKoster	McCartney	Plymat	Tieden
Doderer	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Priebe	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Gluba	Marshall	Ramsey	

Nays, none.

Absent or not voting, 13:

Coleman	Kennedy	Milligan	Schwieger
Heying	Kyhl	Robinson	Shaff
Hultman	Lamborn	Schaben	Shaw
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order Senate File 550.

Senate File 550

On motion of Senator Curtis, Senate File 550, a bill for an act making corrective amendments to House File two hundred eighty-seven (287) as enacted by the Sixty-fifth General Assembly, 1973 Session, was taken up for consideration.

Senator Curtis offered amendment S—621 filed by him and moved its adoption:

S—621

- 1 Amend Senate File 550, page 3, by striking lines 21 through
- 2 25, inclusive, and inserting in lieu thereof the following:
- 3 Sec. 4. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publica-
- 5 tion in the Cherokee Daily Times, a newspaper published in
- 6 Cherokee, Iowa, and in the Storm Lake Pilot-Tribune, a news-
- 7 paper published in Storm Lake, Iowa.

The amendment was adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 550) the vote was:

Ayes, 39:

Andersen	Hansen	Murray	Riley
Bergman	Hill	Nolin	Robinson
Blouin	Kelly	Nystrom	Rodgers
Briles	Kinley	Orr	Schwengels
Curtis	McCartney	Palmer	Scott
DeKoster	Miller of	Plymat	Taylor
Doderer	Des Moines	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Marshall	Rabedeaux	Willits
Gluba	Milligan	Ramsey	Winkelman
Griffin			

Nays, none.

Absent or not voting, 11:

Coleman	Junkins	Lamborn	Shaff
Heying	Kennedy	Schaben	Shaw
Hultman	Kyhl	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order Senate File 182.

Senate File 182

On motion of Senator Willits, Senate File 182, a bill for an act relating to the office of public defender, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 182) the vote was:

Ayes, 38:

Andersen	Hansen	Nolin	Robinson
Bergman	Hill	Nystrom	Rodgers
Blouin	Hultman	Orr	Schwengels
Briles	Kelly	Palmer	Scott
Curtis	Kinley	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Glenn	Marshall	Rabedeaux	Willits
Gluba	Milligan	Ramsey	Winkelman
Griffin	Murray	Riley	

Nays, 1:

Gallagher

Absent or not voting, 11:

Coleman	Kennedy	Miller of	Schwieger
Heying	Kyhl	Des Moines	Shaff
Junkins	Lamborn	Schaben	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 696.

House File 696

On motion of Senator Schwengels, House File 696, a bill for an act relating to the reissuance of outdated warrants, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 696) the vote was:

Ayes, 40:

Andersen	Hill	Murray	Riley
Blouin	Hultman	Nolin	Robinson
Briles	Kelly	Nystrom	Rodgers
Curtis	Kennedy	Orr	Schwengels
DeKoster	Kinley	Palmer	Scott
Doderer	McCartney	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 10:

Bergman	Junkins	Schaben	Shaff
Coleman	Kyhl	Schwieger	Shaw
Heying	Lamborn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order Senate File 414.

Senate File 414

On motion of Senator Taylor, Senate File 414, a bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 414) the vote was:

Ayes, 38:

Andersen	Hill	Nystrom	Rodgers
Blouin	Hultman	Orr	Schwengels
Briles	Kelly	Palmer	Schwieger
Curtis	Kennedy	Plymat	Scott
DeKoster	Kinley	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedaux	Van Gilst
Gluba	Marshall	Ramsey	Willits
Griffin	Milligan	Riley	Winkelman
Hansen	Nolin	Robinson	

Nays, none.

Absent or not voting, 12:

Bergman	Junkins	Miller of	Schaben
Coleman	Kyhl	Des Moines	Shaff
Gallagher	Lamborn	Murray	Shaw
Heying			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Taylor asked and received unanimous consent that **Senate File 414** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order House File 166.

House File 166

On motion of Senator Scott, House File 166, a bill for an act relating to the taking of fish with seines and traps, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Scott offered amendment S—179 filed by Senator Shaw on February 28, 1973, and found on pages 465 and 466 of the Senate Journal, and moved its adoption.

The amendment was adopted.

Senator Scott moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 166) the vote was:

Ayes, 39:

Andersen	Hill	Nolin	Robinson
Blouin	Hultman	Nystrom	Rodgers
Briles	Kelly	Orr	Schwengels
Curtis	Kennedy	Palmer	Schwieger
DeKoster	Kinley	Plymat	Scott
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Marshall	Rabedeaux	Van Gilst
Griffin	Milligan	Ramsey	Willits
Hansen	Murray	Riley	Winkelman

Nays, none.

Absent or not voting, 11:

Bergman	Heying	Lamborn	Schaben
Coleman	Junkins	Miller of	Shaff
Gluba	Kyhl	Des Moines	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 253.

House File 253

On motion of Senator Scott, House File 253, a bill for an act relating to the importing and releasing of game, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Scott moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 253) the vote was:

Ayes, 40:

Andersen	Griffin	McCartney	Orr
Blouin	Hansen	Miller of	Palmer
Briles	Hill	Des Moines	Plymat
Curtis	Hultman	Miller of	Potter
DeKoster	Junkins	Marshall	Priebe
Gallagher	Kelly	Milligan	Rabedeaux
Glenn	Kennedy	Nolin	Ramsey
Gluba	Kinley	Nystrom	Riley

**Robinson
Rodgers
Schwengels**

**Schwieger
Scott
Taylor**

**Tieden
Van Gilst**

**Willits
Winkelman**

Nays, none.

Absent or not voting, 10:

**Bergman
Coleman
Doderer**

**Heying
Kyhle
Lamborn**

**Murray
Schaben**

**Shaff
Shaw**

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order Senate File 245.

Senate File 245

On motion of Senator Hansen, Senate File 245, a bill for an act relating to the conveyance of sanitary districts to a city or town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—670 filed by Senator Willits, found on pages 1425-1428, inclusive, of the Senate Journal, and moved its adoption.

The amendment was adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 245) the vote was:

Ayes, 42:

**Andersen
Blouin
Briles
Curtis
DeKoster
Doderer
Gallagher
Glenn
Gluba
Griffin
Hansen**

**Hill
Junkins
Kelly
Kennedy
Kinley
McCartney
Miller of
Des Moines
Miller of
Marshall
Milligan**

**Murray
Nolin
Nystrom
Orr
Palmer
Plymat
Potter
Priebe
Rabedeaux
Ramsey
Riley**

**Robinson
Rodgers
Schaben
Schwengels
Schwieger
Scott
Taylor
Tieden
Van Gilst
Willits
Winkelman**

Nays, none.

Absent or not voting, 8:

**Bergman
Coleman**

**Heying
Hultman**

**Kyhle
Lamborn**

**Shaff
Shaw**

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Willits asked and received unanimous consent that **Senate File 245** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order House File 174.

House File 174

On motion of Senator Tieden, House File 174, a bill for an act relating to confined game birds and animals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 174) the vote was:

Ayes, 41:

Andersen	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kelly	Nystrom	Schaben
Curtis	Kennedy	Orr	Schwengels
DeKoster	Kinley	Palmer	Schwieger
Gallagher	McCartney	Plymat	Scott
Glenn	Miller of	Potter	Taylor
Gluba	Des Moines	Priebe	Tieden
Griffin	Miller of	Rabedeaux	Van Gilst
Hansen	Marshall	Ramsey	Winkelman
Hill	Milligan	Riley	

Nays, none.

Absent or not voting, 9:

Bergman	Heying	Lamborn	Shaw
Coleman	Kyhl	Shaff	Willits
Doderer			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 629.

House File 629

On motion of Senator Nystrom, House File 629, a bill for an act relating to the distribution of funds obtained from retail beer permit fees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 629) the vote was:

Ayes, 43:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kelly	Nystrom	Schaben
Curtis	Kennedy	Orr	Schwengels
DeKoster	Kinley	Palmer	Schwieger
Doderer	McCartney	Plymat	Scott
Gallagher	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Marshall	Ramsey	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Coleman	Kyhl	Shaff	Willits
Heying	Lamborn	Shaw	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order Senate File 393.

Senate File 393

On motion of Senator Doderer, Senate File 393, a bill for an act relating to the military service tax exemption, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter raised the point of order that amendment S—659 filed by Senator Heying on May 23, 1973 was not germane to the bill:

S—659

- 1 Amend Senate File 393 by adding the following new section
- 2 after line 2, and renumbering the remaining section:
- 3 Sec. Section four hundred twenty-seven point three
- 4 (427.3), subsection four (4) Code 1973, is amended by
- 5 adding the following new sentence:
- 6 *New Sentence.* The provision of this subsection shall
- 7 also apply to any honorably separated, retired, furloughed to
- 8 a reserve, placed on inactive status, or discharged soldier,
- 9 sailor, marine, or nurse who served in Korea after January 31,
- 10 1955, as a member of the occupational forces retained in Korea
- 11 by the government of the United States or who served in
- 12 Vietnam after the date the armed forces of the United States
- 13 are directed by formal order of the government of the United
- 14 States to cease hostilities.

The Chair ruled the point well taken and the amendment out of order.

Senator Doderer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 393) the vote was:

Ayes, 44:

Andersen	Hill	Murray	Robinson
Bergman	Hultman	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schaben
Briles	Kelly	Orr	Schwengels
Curtis	Kennedy	Palmer	Schwieger
DeKoster	Kinley	Plymat	Scott
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 6:

Coleman	Kyhl	Shaff	Shaw
Heying	Lamborn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 222.

House File 222

On motion of Senator Palmer, House File 222, a bill for an act relating to the powers of the commissioner of 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. 222) the vote was:

Ayes, 43:

Andersen	Junkins	Nolin	Rodgers
Bergman	Kelly	Nystrom	Schaben
Blouin	Kennedy	Orr	Schwengels
Briles	Kinley	Palmer	Schwieger
Curtis	McCartney	Plymat	Scott
DeKoster	Miller of	Potter	Shaw
Gallagher	Des Moines	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Riley	Willits
Hansen	Murray	Robinson	Winkelman
Hultman			

Nays, none.

Absent or not voting, 7:

Coleman	Heying	Kyhl	Shaff
Doderer	Hill	Lamborn	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter asked and received unanimous consent to take up out of order House File 655.

House File 655

On motion of Senator Schwengels, House File 655, a bill for an act to correct internal references in the law regulating billboards, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 655) the vote was:

Ayes, 42:

Andersen	Junkins	Nolin	Rodgers
Bergman	Kelly	Nystrom	Schaben
Blouin	Kennedy	Orr	Schwengels
Briles	Kinley	Palmer	Schwieger
Curtis	McCartney	Plymat	Scott
DeKoster	Miller of	Potter	Shaw
Gallagher	Des Moines	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Hansen	Milligan	Riley	Willits
Hultman	Murray	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

Coleman	Griffin	Hill	Lamborn
Doderer	Heying	Kyhl	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 495,

525, 532, 533, 534, 535, 541, 553, 558, 559, 560, 561, 562 and Senate Concurrent Resolution 12.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 495, 525, 532, 533, 534, 535, 541, 553, 558, 559, 560, 561, 562 and Senate Concurrent Resolution 12.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of June, 1973, sent to the Governor for his approval: Senate Files 495, 525, 532, 533, 534, 535, 541, 553, 558, 559, 560, 561, 562 and Senate Concurrent Resolution 12.

DALE L. TIEDEN, Chairman

Passed on file.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

On motion of Senator DeKoster, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 28, 148, 189, 193, 219, 229, 270, 315, 375, 503, 549, 647, 683, 687, 717, 721, 737, 748, 750, 751, 755, 763 and 765.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 28, 148, 189, 193, 219, 229, 270, 315, 375, 503, 549, 647, 683, 687, 717, 721, 737, 748, 750, 751, 755, 763, and 765.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 514.

Senate File 514

On motion of Senator Riley, Senate File 514, a bill for an act to amend the rules of civil procedure proposed by the supreme court, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 514) the vote was:

Ayes, 32:

Andersen	Hill	Nystrom	Rodgers
Bergman	Hultman	Palmer	Schwengels
Blouin	Kelly	Plymat	Schwieger
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Rabedeaux	Taylor
Glenn	McCartney	Ramsey	Van Gilst
Gluba	Milligan	Riley	Willits
Griffin	Nolin	Robinson	Winkelman

Nays, none.

Absent or not voting, 18:

Briles	Junkins	Miller of	Schaben
Coleman	Kennedy	Marshall	Scott
Curtis	Kyhl	Murray	Shaff
DeKoster	Miller of	Orr	Tieden
Hansen	Des Moines	Priebe	
Heying			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Riley asked and received unanimous consent that **Senate File 514** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 588.

Senate File 588

On motion of Senator Milligan, Senate File 588, a bill for an act making an appropriation to the state conservation commission to carry out certain designated programs, was taken up for consideration.

Senator Griffin offered the following amendment S—798 filed by Senators Griffin, Milligan, et al., and moved its adoption:

S—798

1 Amend Senate File 588, page 2, by inserting after
 2 line 16 the following:
 3 3. For the state's con-
 4 tribution for the support of
 5 Missouri River "River Front
 6 Project":

	\$30,000	—0—
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Roll call was requested.

On the question "Shall amendment S—798 be adopted?" (S.F. 588) the vote was:

Ayes, 27:

Andersen	Junkins	Nystrom	Schwieger
Bergman	Kelly	Plymat	Shaw
DeKoster	Lamborn	Rabedeaux	Tieden
Griffin	McCartney	Riley	Van Gilst
Hansen	Milligan	Robinson	Willits
Hill	Murray	Schaben	Winkelman
Hultman	Nolin	Schwengels	

Nays, 14:

Blouin	Gluba	Potter	Rodgers
Doderer	Kinley	Priebe	Scott
Gallagher	Orr	Ramsey	Taylor
Glenn	Palmer		

Absent or not voting, 9:

Briles	Heying	Miller of	Miller of
Coleman	Kennedy	Des Moines	Marshall
Curtis	Kyhl		Shaff

The amendment was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 588) the vote was:

Ayes, 41:

Andersen	Gluba	Kinley	Orr
Bergman	Griffin	Lamborn	Palmer
Blouin	Hansen	McCartney	Plymat
DeKoster	Hill	Milligan	Potter
Doderer	Hultman	Murray	Priebe
Gallagher	Junkins	Nolin	Rabedeaux
Glenn	Kelly	Nystrom	Ramsey

Riley
Robinson
Rodgers
Schaben

Schwengels
Schwieger
Scott

Shaw
Taylor
Tieden

Van Gilst
Willits
Winkelman

Nays, none.

Absent or not voting, 9:

Briles
Coleman
Curtis

Heying
Kennedy
Kyh

Miller of
Des Moines

Miller of
Marshall
Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 588** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 589**.

Senate File 589

On motion of Senator Shaw, **Senate File 589**, a bill for an act making an appropriation to certain state libraries, was taken up for consideration.

Senator Shaw asked and received unanimous consent that **House File 777** be **substituted** for **Senate File 589**.

House File 777

On motion of Senator Shaw, **House File 777**, a bill for an act making an appropriation to certain state libraries, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 777) the vote was:

Ayes, 41:

Andersen
Bergman
Blouin
DeKoster
Doderer
Gallagher
Glenn
Gluba
Griffin
Hansen
Hill

Hultman
Junkins
Kelly
Kinley
Lamborn
McCartney
Milligan
Murray
Nolin
Nystrom

Orr
Palmer
Plymat
Potter
Priebe
Rabedeaux
Ramsey
Riley
Robinson
Rodgers

Schaben
Schwengels
Schwieger
Scott
Shaw
Taylor
Tieden
Van Gilst
Willits
Winkelman

Nays, none.

Absent or not voting, 9:

Briles	Heying	Miller of	Miller of
Coleman	Kennedy	Des Moines	Marshall
Curtis	Kyhl		Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate File 589** be **withdrawn** from further consideration of the Senate.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 594.

Senate File 594

On motion of Senator Riley, Senate File 594, a bill for an act to appropriate funds from the general fund of the state to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities services, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 594) the vote was:

Ayes, 36:

Andersen	Junkins	Orr	Rodgers
Bergman	Kelly	Palmer	Schaben
Blouin	Kinley	Plymat	Schwengels
DeKoster	Lamborn	Potter	Schwieger
Doderer	McCartney	Priebe	Scott
Gallagher	Milligan	Rabedeaux	Shaw
Glenn	Murray	Ramsey	Taylor
Gluba	Nolin	Riley	Van Gilst
Hansen	Nystrom	Robinson	Willits

Nays, 3:

Hill	Tieden	Winkelman
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Absent or not voting, 11:

Briles	Heying	Kyhl	Miller of
Coleman	Hultman	Miller of	Marshall
Curtis	Kennedy	Des Moines	Shaff
Griffin			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that

Senate File 594 be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 595.

Senate File 595

On motion of Senator Riley, Senate File 595, a bill for an act making an appropriation from the general fund of the state to the department of public instruction for the use of the school budget review committee, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 595) the vote was:

Ayes, 40:

Andersen	Hill	Nystrom	Rodgers
Bergman	Hultman	Orr	Schwengels
Blouin	Junkins	Palmer	Schwieger
DeKoster	Kelly	Plymat	Scott
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Taylor
Glenn	McCartney	Rabedeaux	Tieden
Gluba	Milligan	Ramsey	Van Gilst
Griffin	Murray	Riley	Willits
Hansen	Nolin	Robinson	Winkelman

Nays, none.

Absent or not voting, 10:

Briles	Kennedy	Miller of	Schaben
Coleman	Kyhl	Marshall	Shaff
Curtis	Miller of		
Heying	Des Moines		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 595** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 596.

Senate File 596

On motion of Senator Riley, Senate File 596, a bill for an act appropriating funds to the state advisory council for vocational education, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 596) the vote was:

Ayes, 41:

Andersen	Hultman	Orr	Schaben
Bergman	Junkins	Palmer	Schwengels
Blouin	Kelly	Plymat	Schwieger
DeKoster	Kinley	Potter	Scott
Doderer	Lamborn	Priebe	Shaw
Gallagher	McCartney	Rabedeaux	Taylor
Glenn	Milligan	Ramsey	Tieden
Gluba	Murray	Riley	Van Gilst
Griffin	Nolin	Robinson	Willits
Hansen	Nystrom	Rodgers	Winkelman
Hill			

Nays, none.

Absent or not voting, 9:

Briles	Heying	Miller of	Miller of
Coleman	Kennedy	Des Moines	Marshall
Curtis	Kyhl		Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 596** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 597**.

Senate File 597

On motion of Senator Riley, **Senate File 597**, a bill for an act to appropriate funds from the general fund of the state to the department of general services for the educational radio and television facility board for the purchase of equipment, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 597) the vote was:

Ayes, 46:

Andersen	Gallagher	Junkins	Des Moines
Bergman	Glenn	Kelly	Miller of
Blouin	Gluba	Kennedy	Marshall
Briles	Griffin	Kinley	Milligan
Curtis	Hansen	Lamborn	Murray
DeKoster	Hill	McCartney	Nolin
Doderer	Hultman	Miller of	Nystrom

Orr	Rabedeaux	Schaben	Taylor
Palmer	Ramsey	Schwengels	Tieden
Plymat	Riley	Schwieger	Van Gilst
Potter	Robinson	Scott	Willits
Priebe	Rodgers	Shaw	Winkelman

Nays, none.

Absent or not voting, 4:

Coleman	Heying	Kyhl	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.

Senator Lamborn asked and received unanimous consent that **Senate File 597** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 598**.

Senate File 598

On motion of Senator Riley, **Senate File 598**, a bill for an act to establish a statewide medical education system for the purpose of training resident physicians in family practice and to provide an appropriation, was taken up for consideration.

Senator Potter took the chair at 2:55 p.m.

Senator Riley moved that the bill be read the last time, now which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 598) the vote was:

Ayes, 43:

Andersen	Hill	Nolin	Rodgers
Bergman	Hultman	Nystrom	Schaben
Blouin	Junkins	Orr	Schwengels
Briles	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Riley	Willits
Hansen	Murray	Robinson	Winkelman

Nays, none.

Absent or not voting, 7:

Coleman	Kyhl	Miller of	Schwieger
Doderer	McCartney	Des Moines	
Heying			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 598** be **immediately messaged** to the House, which request was complied with.

SENATE "COAT" TRADITION UPHELD

Senator Glenn moved to suspend the unwritten Senate "coat rule" for the remainder of the session.

President Neu took the chair at 3:10 p.m.

The Chair ruled the motion out of order.

Senator Lamborn requested that the Senate vote to uphold the tradition of wearing coats in the Senate chamber.

President Neu put the question "Shall the Chair continue to enforce the tradition requiring that coats be worn in the Senate chamber while the Senate is in session?"

On the question "Shall the presiding officer continue to enforce the Senate "coat" rule?" the vote was:

Ayes, 32:

Andersen	Hultman	Milligan	Schwengels
Bergman	Kennedy	Nolin	Scott
Briles	Kinley	Nystrom	Shaff
Curtis	Lamborn	Priebe	Shaw
DeKoster	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Griffin	Des Moines	Robinson	Van Gilst
Hansen	Miller of	Schaben	Winkelman
Hill	Marshall		

Nays, 13:

Blouin	Junkins	Orr	Rodgers
Doderer	Kelly	Plymat	Schwieger
Glenn	Murray	Potter	Willits
Gluba			

Absent or not voting, 5:

Coleman	Kyhl	Palmer	Riley
Heying			

The tradition was upheld.

MOTION TO RECONSIDER ADOPTED

House File 767

Senator Gluba called up the following motion to reconsider filed by him on May 29, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 767 passed the Senate on May 29, 1973.

Senator Potter took the chair at 3:40 p.m.

On the question "Shall the motion to reconsider be adopted?" (H.F. 767) the vote was:

Ayes, 41:

Andersen	Junkins	Orr	Schwengels
Bergman	Kelly	Palmer	Schwieger
Blouin	Kennedy	Plymat	Scott
Briles	Kinley	Potter	Shaff
DeKoster	Lamborn	Rabedeaux	Shaw
Doderer	McCartney	Ramsey	Taylor
Gallagher	Miller of	Riley	Tieden
Glenn	Marshall	Robinson	Van Gilst
Gluba	Murray	Rodgers	Willits
Hansen	Nolin	Schaben	Winkelman
Hill	Nystrom		

Nays, 5:

Curtis	Hultman	Milligan	Priebe
Griffin			

Absent or not voting, 4:

Coleman	Heying	Kyhl	Miller of Des Moines
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The motion prevailed.

Senator Gluba moved to reconsider the vote by which House File 767 went to its last reading, which motion prevailed.

On motion of Senator Schwieger, House File 767, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines and state parks, was taken up for consideration.

Senator Doderer offered amendment S—827 by Senators Doderer and Gluba:

S—827

Division S—827A

- 1 Amend House File 767, as passed by the House, as follows:
- 2 1. Page 2, by inserting after line 27 the following section:
- 3 Sec. In order for a railroad to take part in a program
- 4 for the renovation of railroad branch lines under this Act, it
- 5 shall agree that money accepted by it and used on branch lines
- 6 that are abandoned before July 1, 1975, will be repaid to the
- 7 Treasurer of State.

Division S—827B

- 8 2. Page 2, by inserting after line 27 the following section:
- 9 Sec. In order for a railroad to take part in a program

10 for the renovation of railroad branch lines under this Act, it
 11 shall agree that young persons employed under the provisions of
 12 this Act shall receive a minimum of two dollars and fifty cents
 13 per hour, and that the railroad shall pay the amount of federal
 14 income taxes, and any applicable fringe benefits which are
 15 required to be paid, based upon amounts over two dollars and
 16 fifty cents an hour which are paid by the railroad to persons
 17 employed under this Act and contributed by such persons to the
 18 state. The young persons employed under the provisions of this
 19 Act shall not be required to pay out of the two dollars and fifty
 20 cents hourly wage more than the federal and state income taxes
 21 on two dollars and fifty cents per hour. The state of Iowa shall
 22 not impose state income taxes on any amounts over two dollars and
 23 fifty cents an hour which are paid by the railroad to persons
 24 employed under this Act and contributed by such persons to the
 25 state, and employment under this Act shall not be subject to the

Page 2

- 1 Iowa public employees' retirement system.
- 2 3. By renumbering sections and correcting internal references
- 3 in accordance with this amendment.

Senator Junkins called for a division of the amendment, section 1 to be considered as division S—827A; sections 2 and 3 to be considered as division S—827B.

On motion of Senator Doderer, division S—827A of the amendment was adopted.

Senator Doderer moved the adoption of division S—827B of the amendment.

Roll call was requested.

On the question "Shall division S—827B of the amendment be adopted?" (H.F. 767) the vote was:

Rule 24 was invoked.

Ayes, 31:

Blouin	Hill	Milligan	Riley
Curtis	Kelly	Murray	Robinson
DeKoster	Kennedy	Nolin	Schwieger
Doderer	Kinley	Nystrom	Shaff
Gallagher	Lamborn	Orr	Shaw
Glenn	McCartney	Palmer	Van Gilst
Gluba	Miller of	Potter	Willits
Hansen	Marshall	Ramsey	Winkelman

Nays, 12:

Andersen	Miller of	Priebe	Scott
Bereman	Des Moines	Rabedeaux	Taylor
Hultman	Plymat	Schwengels	Tieden
Junkins			

Absent or not voting, 7:

Briles	Griffin	Kyhl	Schaben
Coleman	Heying	Rodgers	

Division S—827B of the amendment was adopted.

Senator Rodgers moved to reconsider the vote by which the Doderer, Hansen, et al., amendment S—684 as amended failed to be adopted on May 29, 1973.

QUORUM CALL

Senator Glenn requested a roll call to determine that a quorum was present.

Present, 43:

Andersen	Hultman	Nystrom	Schaben
Bergman	Junkins	Orr	Schwengels
Blouin	Kennedy	Palmer	Schwieger
Curtis	Kinley	Plymat	Scott
DeKoster	Lamborn	Potter	Shaff
Doderer	McCartney	Priebe	Shaw
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Marshall	Ramsey	Tieden
Gluba	Milligan	Riley	Van Gilst
Hansen	Murray	Robinson	Willits
Hill	Nolin	Rodgers	Winkelman

Absent, 7:

Briles	Griffin	Kelly	Miller of
Coleman	Heying	Kyhl	Des Moines

Roll call revealed a quorum present.

The Senate resumed consideration of the Rodgers motion to reconsider amendment S—684 as amended.

Roll call was requested.

On the question "Shall the Senate reconsider the vote by which amendment S—684 failed to be adopted?" (H.F. 767) the vote was:

Ayes, 21:

Andersen	Hill	Miller of	Riley
Blouin	Junkins	Des Moines	Rodgers
Doderer	Kelly	Nolin	Schaben
Glenn	Kennedy	Orr	Shaw
Gluba	Kinley	Palmer	Willits
Hansen		Ramsey	

Nays, 23:

Bergman	Lamborn	Potter	Scott
Briles	Miller of	Priebe	Shaff
Curtis	Marshall	Rabedeaux	Taylor
DeKoster	Milligan	Robinson	Tieden
Gallagher	Murray	Schwengels	Van Gilst
Hultman	Plymat	Schwieger	Winkelman

Absent or not voting, 6:

Coleman	Heying	McCartney	Nystrom
Griffin	Kyhl		

The motion lost.

Senator Glenn offered amendment S—836 and moved its adoption:

S—836

1 Amend House File 767, page 2, line 32, by adding the
2 following new section:
3 "Sec. Persons employed under the provisions of
4 this Act shall be employed without reference to political
5 party affiliation."

The amendment was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 767) the vote was:

Ayes, 21:

Bergman	Junkins	Potter	Scott
Briles	Lamborn	Priebe	Shaff
Curtis	McCartney	Riley	Shaw
DeKoster	Miller of	Robinson	Van Gilst
Gallagher	Marshall	Schwengels	Winkelman
Gluba	Murray		

Nays, 24:

Andersen	Kennedy	Nystrom	Rodgers
Blouin	Kinley	Orr	Schaben
Glenn	Miller of	Palmer	Schwieger
Hansen	Des Moines	Plymat	Taylor
Hill	Milligan	Rabedeaux	Tieden
Hultman	Nolin	Ramsey	Willits
Kelly			

Absent or not voting, 5:

Coleman	Griffin	Heying	Kyhl
Doderer			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 767 failed to pass the Senate on June 11, 1973.

BARTON L. SCHWIEGER

UNFINISHED BUSINESS

Senate File 557

On motion of Senator Schwengels, Senate File 557, a bill for an

act providing a method of apportionment of valuation of electric power generating plants of more than one hundred megawatts, was taken up for consideration.

Senator Shaff asked and received unanimous consent to withdraw amendment S—695 by Senator DeKoster, offered, amended and pending on May 30, 1973.

Senator Shaff offered amendment S—746 by the committee on ways and means:

S—746

1 Amend Senate File 557 by striking everything after the enact-
2 ing clause and inserting in lieu thereof the following:

3 Section 1. Chapter four hundred twenty-eight (428), Code
4 1973, is amended by adding the following new section:

5 *NEW SECTION.* 1. As used in this section, unless the context
6 otherwise requires:

7 a. "Taxable value" means twenty-seven percent of the actual
8 value of an electric power generating plant.

9 b. "Electric power generating plant" means each taxable name
10 plate rated electric power generating plant owned solely or
11 jointly by any person in which electrical energy is produced from
12 other forms of energy, including all equipment used in the pro-
13 duction of such energy through its step-up transformer.

14 c. "Electric operating property" means all electric property
15 belonging to such owner, as determined by the department of
16 revenue and assessed by it under chapter four hundred twenty-eight
17 (428) and chapter four hundred thirty-seven (437) of the Code,
18 except electric power generating plants.

19 2. Notwithstanding sections four hundred twenty-eight point
20 twenty-five (428.25) and four hundred twenty-eight point twenty-
21 seven (428.27) of the Code, the taxable value of an electric
22 power generating plant placed in commercial service after Decem-
23 ber 31, 1972, shall be apportioned by the director of revenue,
24 commencing with the year 1973, as follows:

25 a. The first twelve million dollars of taxable value shall be

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1 apportioned to the taxing districts in which each such plant is
2 situated.

3 b. The remaining taxable value shall be apportioned to each
4 taxing district in which electric operating property of the owner
5 thereof is located, in the ratio that the actual value of that
6 part of such owner's electric operating property which is located
7 in the affected taxing district bears to the total actual value
8 of the electric operating property of such owner located in the
9 state. If the owner has no taxable property in this state other
10 than the electric power generating plant which is assessed, then
11 the remainder shall be assessed and levied on at the current rate
12 of the taxing district in which the plant is located. Tax moneys
13 received from such remainder assessments and levies shall be paid
14 to the county treasurer, who shall pay such tax moneys to the
15 treasurer of state not later than fifteen days from the date the
16 moneys are received by the county treasurer for deposit in the

17 general fund of the state.

18 c. Notwithstanding the provisions of paragraph b of this
19 subsection, if the owner is a municipal electric utility, the
20 remaining taxable value shall be allocated to each taxing district
21 in which the municipal electric utility is serving customers and has
22 electric meters in operation in the ratio that the number of
23 operating electric meters of the municipal electric utility lo-
24 cated in the taxing district bears to the total number of operating
25 electric meters of the municipal electric utility in the state

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1 as of January first of the calendar year in which the assessment
2 is made. If the municipal electric utility has no operating
3 electric meters in this state, then the remainder shall be
4 assessed and levied on at the current rate of the taxing district
5 in which the electric power generating plant is located. Tax
6 moneys received from such remainder assessment and levies shall
7 be paid to the county treasurer, who shall pay such tax moneys to
8 the treasurer of state not later than fifteen days from the date
9 the tax moneys are received by the county treasurer for deposit
10 in the general fund of the state.

11 All municipal electric utilities which shall have taxable value
12 apportioned under this section shall, annually on or before the
13 first day of May of each calendar year, make a report listing the
14 total operating meters of the municipal electric utility in each
15 taxing district it serves as of the first day of January of each
16 calendar year on forms provided by the department of revenue.

17 d. If an electric power generating plant is jointly owned by
18 two or more owners, each owner's pro rata share of the first
19 twelve million dollars of taxable value shall be apportioned to
20 the taxing district or districts in which such plant is situated.
21 Each owner's pro rata share of the remainder of such taxable value
22 shall be allocated as provided in paragraphs b and c of this
23 subsection, whichever is applicable.

24 Amend the title, page 1, lines 2 and 3, by striking the words
25 "one hundred megawatts" and inserting in lieu thereof the words

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1 "twelve million dollars in taxable valuation".

Senator Riley offered amendment S—834 to the amendment
by Senators Riley and Robinson and called for a division of the
amendment as follows:

S—834

Division S—834D

1 Amend the committee on ways and means amendment S—746, to
Senate
2 File 557, as follows:

Division S—834A

3 1. Page 1, by striking lines 22 and 23 and inserting in lieu
4 thereof the following: "power generating plant shall be appor-
5 tioned by the director of revenue,".

Division S—834B

6 2. Page 1, by striking lines 24 and 25 and inserting in lieu
7 thereof the following: "commencing with the year 1974, as
8 follows: a. Fifty percent of taxable value shall be".

Division S—834C

9 3. Page 2, line 1 by inserting after the word "such" the words
10 "electric power generating".

Senator Riley moved the adoption of division S—834A of the amendment to the amendment.

Division was called for.

Division S—834A of the amendment to the amendment lost.

Senator Riley moved the adoption of division S—834B of the amendment to the amendment and requested a roll call.

On the question "Shall division S—834B of the amendment to the amendment be adopted?" (S.F. 557) the vote was:

Rule 24 was invoked.

Ayes, 12:

Andersen	Doderer	Kelly	Robinson
Briles	Gluba	Kennedy	Rodgers
DeKoster	Hansen	Riley	Shaw

Nays, 33:

Bergman	McCartney	Orr	Schwieger
Blouin	Miller of	Palmer	Scott
Curtis	Des Moines	Plymat	Shaff
Gallagher	Miller of	Potter	Taylor
Glenn	Marshall	Priebe	Tieden
Hill	Milligan	Rabedeaux	Van Gilst
Junkins	Murray	Ramsey	Willits
Kinley	Nolin	Schaben	Winkelman
Lamborn	Nystrom	Schwengels	

Absent or not voting, 5:

Coleman	Heying	Hultman	Kyhl
Griffin			

Division S—834B of the amendment to the amendment lost.

Senator Riley moved adoption of division S—834C of the amendment to the amendment.

Division was called for.

Division S—834C of the amendment to the amendment was adopted.

On motion of Senator Riley, division S—834D of the amendment to the amendment was adopted.

On motion of Senator Shaff, amendment S—746 as amended was adopted.

Amendment S—697 by Senators Curtis and Kinley was ruled

out of order with the adoption of amendment S—746.

Amendments S—608, S—614, S—615 and S—616, adopted on May 17, 1973, were ruled out of order with the adoption of amendment S—746.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 557) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kennedy	Nystrom	Schwieger
Curtis	Kinley	Orr	Scott
DeKoster	Lamborn	Palmer	Shaff
Doderer	McCartney	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Hansen	Marshall	Ramsey	Winkelman

Nays, 3:

Kelly	Riley	Robinson
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Absent or not voting, 5:

Coleman	Heying	Kyhl	Shaw
Griffin			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 122, a bill for an act to establish the Iowa drug abuse authority.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 481, a bill for an act relating to motor vehicle inspection and safety.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 522, a bill for an act relating to fees for inspection of amusement rides, devices, concessions and booths.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 671, a bill for an act relating to the overall length of combinations of vehicles.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 122

1 Amend Senate File 122 as amended, passed by the
2 Senate and reprinted, as follows:

3 1. Page 3, line 15, by inserting after the
4 word "implementation" the words ", with advice of the
5 advisory council,".

6 2. Page 4, line 8, by inserting after the word
7 "bodies" the words ", local drug abuse programs".

8 3. Page 6A, by striking lines 2 through 11.

9 4. Page 6A, line 15, by striking the word "twenty-
10 two" and inserting in lieu thereof the words "eleven
11 voting".

12 5. Page 6A, by striking lines 17 through 22 and
13 inserting in lieu thereof the following:

14 a. Public and private groups and agencies con-
15 cerned with drug abuse prevention and control, in-
16 cluding not less than four representatives of agencies
17 or programs licensed under section twelve (12) of
18 this Act.

19 b. Representatives of agencies or individuals
20 whose work is not primarily concerned with drug abuse
21 but does place them in frequent contact with persons
22 who are or have been involved in abuse of controlled
23 substances.

24 6. Page 6A, line 23, by striking the letter "b"
25 and inserting in lieu thereof the letter "c".

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1 7. Page 6A, line 24, by striking the letter "c"
2 and inserting in lieu thereof the letter "d".

3 8. Page 6A, line 26, by striking the letter "d"
4 and inserting in lieu thereof the letter "e".

5 9. Page 6A, line 27, by inserting after the word
6 "following" the word "nonvoting".

7 10. Page 63, after line 47, by adding the follow-
8 ing:

9 "o. The director of the Iowa commission on
10 alcoholism."

11 11. Page 7, by striking lines 32 through 35, and
12 page 8, by striking lines 1 through 3, and inserting
13 in lieu thereof the following:

14 Sec. 12. *NEW SECTION. PROGRAMS LICENSED.* Except
15 as otherwise provided, no person or program may, with-
16 out first having obtained a written license therefor
17 from the authority, maintain or conduct any chemical
18 substitutes or antagonists program, residential
19 program or nonresidential outpatient program, the
20 primary purpose of which is the treatment and
21 rehabilitation of drug dependent individuals.

22 12. Page 9, line 9, by striking the word "director"
23 and inserting in lieu thereof the word "governor".

24 13. Page 9, line 10, by striking the word "Two"
25 and inserting in lieu thereof the word "Four".

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1 14. Page 9, line 11, by striking the word

2 "director" and inserting in lieu thereof the
 3 words "governor from lists of nominees, numbering
 4 at least twice the number of positions to be
 5 filled, submitted by district advisory councils
 6 established pursuant to section ten (10) of this Act".
 7 15. Page 11A, line 1, by striking the words
 8 "five of the eight" and inserting in lieu thereof
 9 the words "six of the ten".

HOUSE AMENDMENT TO SENATE FILE 481

1 Amend Senate File 481, as amended and passed by
 2 the Senate, by striking everything after the enacting
 3 clause and inserting in lieu thereof the follow-
 4 ing:

5 Section 1. Section three hundred twenty-one point
 6 fourteen (321.14), Code 1973, is amended to read
 7 as follows:

8 321.14 SEIZURE OF DOCUMENTS AND PLATES. The
 9 department is hereby authorized to take possession
 10 of any registration card, certificate of title,
 11 permit, or registration plate, *certificate of*
 12 *inspection or any inspection document or form*, upon
 13 expiration, revocation, cancellation, or suspension
 14 thereof, or which is fictitious, or which has been
 15 unlawfully or erroneously issued.

16 Sec. 2. Section three hundred twenty-one point
 17 fifty-one (321.51), subsections four (4) and six
 18 (6), Code 1973, are amended to read as follows:

19 4. The county treasurer of the county of residence
 20 of the transferee upon receipt of the application
 21 for a new certificate of title, fee therefor, and
 22 the affidavit as provided in subsection 2 of this
 23 section, and when satisfied as to the genuineness
 24 and regularity thereof, shall issue a restricted
 25 certificate of title to the applicant but shall not

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1 issue registration plates or a registration card.
 2 A restricted certificate of title shall be red in
 3 color and shall have conspicuously imprinted thereon
 4 in bold print, in a manner prescribed by the
 5 department, the words "RESTRICTED CERTIFICATE OF
 6 TITLE—CANNOT BE REGISTERED AND OPERATED ON THE
 7 HIGHWAYS WITHOUT A VALID APPROVED CERTIFICATE OF
 8 INSPECTION *EXCEPT AS PROVIDED IN SECTION THREE*
 9 *TWENTY-ONE POINT NINETY-EIGHT (321.98) OF THE CODE."*

10 At such time as the transferee surrenders a valid
 11 approved certificate of inspection and the restricted
 12 certificate of title to the county treasurer of the
 13 county of his residence, the county treasurer, upon
 14 payment of the appropriate fees, shall issue a
 15 certificate of title that is not restricted for the
 16 vehicle and shall also issue a registration card
 17 and registration plates for the vehicle to the

18 applicant, however, if the registration fee for the
19 vehicle has been paid for the current year, the
20 county treasurer shall issue a registration card
21 and registration plates for the vehicle to the
22 applicant upon payment of an additional registration
23 fee of five dollars.

24 6. No vehicle sold or otherwise transferred
25 pursuant to the provisions of this section shall

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1 be driven upon the highway until a valid official
2 certificate of inspection has been affixed thereto
3 and an unrestricted certificate of title, a
4 registration card, and registration plates for the
5 vehicle have been issued to the purchaser or
6 transferee *except as set out in section three hundred*
7 *twenty-one point ninety-eight (321.98) of the Code.*

8 Sec. 3. Section three hundred twenty-one point
9 two hundred thirty-eight (321.238), subsection four
10 (4), paragraphs a and b, Code 1973, are amended to
11 read as follows:

12 a. Supervise and cause inspections to be made
13 of each vehicle inspection station issued a permit
14 [and if he finds that any station is not properly
15 equipped or that inspections are not being properly
16 conducted shall revoke and require the surrender
17 of the permit issued to the station. Notice of
18 revocation shall be by certified mail, return re-
19 ceipt requested, addressed to the address for which
20 the permit was granted. Revocation shall be effective
21 ten days after the date of mailing of such notice
22 unless the permit holder shall request a hearing
23 before the commissioner on the order revoking the
24 permit. If upon hearing the commissioner does not
25 reverse the order of revocation the revocation shall

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1 be immediately effective unless revocation is enjoined
2 by court action].

3 b. Provide instructions and all necessary forms
4 to authorized inspection stations for the inspec-
5 tion of vehicles and the issuance of official
6 certificates of inspection. *The copy of the*
7 *certificate of inspection to be delivered by the*
8 *inspection station to the owner of the vehicle*
9 *inspected shall state the name and address of the*
10 *inspection station and shall contain a conspicuous*
11 *notice in substance as follows: "NOTICE: You should*
12 *immediately notify the inspection station of any*
13 *complaint about the inspection of this vehicle.*
14 *If possible, your notice should be given within*
15 *fifteen days after the date of inspection or before*
16 *this vehicle has been driven five hundred miles after*
17 *the inspection, whichever occurs first, or, if the*
18 *inspection station sold the vehicle to you, within*
19 *fifteen days after the sale or before this vehicle*

20 has been driven five hundred miles after the sale,
21 whichever occurs first. Your notice should be in
22 writing, specifying the complaint. Notice forms
23 are available at any inspection station. You also
24 have the right to make a complaint about the
25 inspection to the commissioner of public safety,

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1 state house, Des Moines, Iowa.”
2 Forms for notice of complaint shall be provided
3 by the department to all authorized inspection sta-
4 tions, who shall provide them to any person upon
5 request. The copy of the certificate of inspection
6 to be delivered by the inspection station to the
7 owner of the vehicle inspected shall also contain
8 a notice, which shall be printed on the face of the
9 certificate of inspection in eight-point bold faced
10 type which contains the words “THE SAFETY INSPECTION
11 IS APPLICABLE ONLY TO THE ITEMS CHECKED AND DOES
12 NOT GUARANTEE OR WARRANT THE CONDITION OF THESE
ITEMS
13 OR THE OVERALL CONDITION OF THE VEHICLE”.

14 Sec. 4. Section three hundred twenty-one point
15 two hundred thirty-eight (321.238), subsection seven
16 (7), Code 1973, is amended to read as follows:

17 7. No person shall make, possess, issue, or know-
18 ingly use any imitation or counterfeit of an official
19 certificate of inspection. No person shall display
20 or cause or permit to be displayed upon any vehicle
21 any certificate of inspection knowing the certificate
22 to be fictitious, or issued for another vehicle,
23 or issued without an inspection having been made.
24 No person shall possess a blank certificate of
25 inspection nor shall any person issue an official

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1 certificate of inspection who does not hold a valid
2 permit for the issuance of such certificate.

3 Sec. 5. Section three hundred twenty-one point
4 two hundred thirty-eight (321.238), subsection eight
5 (8), Code 1973, is amended to read as follows:

6 8. The fee for inspection, including the issuance
7 of the certificate of inspection, shall be uniform
8 according to class of vehicle and shall be estab-
9 lished by the commissioner. The fee shall be a
10 reasonable and just charge based upon the average
11 cost and time necessary to perform the inspection,
12 and shall be retained by the inspection station.
13 No inspection station shall absorb the inspection
14 fee, or advertise or represent in any manner that
15 the fee or any part of the fee is directly or
16 indirectly absorbed by the station, nor shall any
17 inspection station charge a fee for inspection
18 services under this section in an amount other than
19 the fees herein provided.

20 Sec. 6. Section three hundred twenty-one point

21 two hundred thirty-eight (321.238), subsection twelve
22 (12), Code 1973, is amended to read as follows:

23 12. Every motor vehicle subject to registration
24 under the laws of this state, except motor vehicles
25 registered under section 321.115, when first

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1 registered in this state [or] *and each time* when sold
2 at retail or *otherwise transferred for use* within
3 [or without] this state, or [otherwise transferred] *when*
4 *registration is changed from a registration as*
5 *provided in section three hundred twenty-one point*
6 *one hundred fifteen (321.115) of the Code to a regular*
7 *registration, except transfers by operation of law*
8 *as set out in section 321.47, shall be inspected*
9 *at an authorized inspection station unless there*
10 *is affixed to the motor vehicle a valid certificate*
11 *of inspection which was issued for such motor vehicle*
12 *not more than sixty days prior to the date on which*
13 *such vehicle was sold. However, the certificate*
14 *of inspection for a new motor vehicle which has not*
15 *previously been sold at retail and which is not sold*
16 *within sixty days after the date the inspection was*
17 *performed may be revalidated by the inspection station*
18 *without another inspection provided the motor vehicle*
19 *has not been driven more than one hundred miles since*
20 *the inspection was performed. If the motor vehicle*
21 *is subject to inspection, the authorized inspection*
22 *station shall issue and affix a valid certificate*
23 *of inspection or certificate of rejection, as the*
24 *case may be, in accordance with the results of the*
25 *inspection. The applicant shall file with an*

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1 application for title to the vehicle or for
2 registration thereof under the provisions of section
3 321.23, subsection 2 or 3, with the county treasurer
4 of the county of his residence, a statement on a
5 form provided by the commissioner, signed by an
6 authorized inspection station certifying the date
7 that a certificate of inspection was issued for and
8 affixed to the vehicle. The county treasurer shall
9 not issue a title to the vehicle to the applicant
10 or register the vehicle unless such statement is
11 filed with the application showing that the inspection
12 of the vehicle was made not more than sixty days
13 prior to the date of sale or transfer, or unless
14 *the vehicle was purchased out of this state by a*
15 *resident of this state who resides outside of this*
16 *state, but desires to maintain his Iowa residency*
17 *and he executes a statement to that effect in form*
18 *and content as prescribed by the commissioner. The*
19 *county treasurer shall stamp the registration card*
20 *for such vehicle with the words "NOT INSPECTED".*
21 *A vehicle so registered shall be inspected at an*
22 *authorized inspection station within fifteen days*

23 after being brought into this state. The county
24 treasurer shall mail the statement of inspection
25 or statement of out-of-state residency to the

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1 department at the time of mailing copies of the
2 registration receipt. *The department may destroy*
3 *any forms, certificates or statements after one year*
4 *from the date they are filed unless they relate to*
5 *pending appeals.*

6 Sec. 7. Section three hundred twenty-one point
7 two hundred thirty-eight (321.238), Code 1973, is
8 amended by adding the following new subsections:

9 **NEW SUBSECTION.** As used in this section, "sale"
10 means the delivery of possession of a vehicle to
11 a person who has purchased or contracted to purchase
12 the vehicle.

13 **NEW SUBSECTION.** After an investigation and hearing
14 conducted by a hearing officer designated by the
15 commissioner of public safety held in the county
16 in which the inspection station is located, the
17 commissioner may, if the hearing officer finds that
18 the inspection station is not properly equipped or
19 it is not properly conducting inspections, issue
20 a warning, suspend the vehicle inspection station's
21 permit for a period not to exceed ninety days, or
22 revoke the vehicle inspection station's permit and
23 require the operator of the vehicle inspection station
24 to surrender the permit issued to the operator.

25 **NEW SUBSECTION.** Notice of the suspension or

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1 revocation shall be by certified mail, return receipt
2 requested, addressed to the operator of the vehicle
3 inspection station for which the permit was issued.
4 The suspension or revocation shall become effective
5 ten days from the date of the mailing of the notice
6 unless the permit holder files a written request
7 for a review hearing of the suspension or revocation
8 order. The review hearing shall be de novo and shall
9 be conducted at the seat of government by a review
10 board composed of the following persons:

- 11 a A senior officer of the Iowa highway safety
- 12 patrol designated by the commissioner.
- 13 b. The state car dispatcher or his designee.
- 14 c. An employee of the state highway commission
- 15 experienced in automotive mechanics designated by
- 16 the director of highways.

17 Notwithstanding any other rule or statute to the
18 contrary, the deposition of any witness taken in
19 the manner prescribed by the rules of civil procedure
20 shall be admissible at any hearing conducted by the
21 review board in lieu of the witness appearing in
22 person. Costs of depositions shall be paid from
23 the motor vehicle inspection fund.

24 After the hearing, the review board may sustain,
25 modify, or reverse the commissioner's order of

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1 suspension or revocation. A suspension or revocation
2 sustained or modified by the review board shall take
3 effect ten days from the date of the decision, unless
4 the permit holder files an appeal in the district
5 court of the county in which the vehicle inspection
6 station is located within ten days from the date
7 of the decision of the review board. The order of
8 suspension or revocation sustained or modified and
9 appealed to the district court shall become effective
10 ten days from the date the appeal is filed unless
11 the suspension or revocation is stayed by the court.

12 The review board shall have the power to issue
13 subpoenas to compel the attendance of witnesses and
14 the production of documents, papers, books, records
15 and other evidence before it in any hearing conducted
16 by it under this section.

17 If any person shall refuse to obey any such sub-
18 poena, or to give testimony, or to produce evidence
19 as required thereby, any judge of the district court
20 of the state in and for Polk County may, upon
21 application and proof of such refusal, make an order
22 awarding process of subpoena, or subpoena duces
23 tecum, out of the said court, for the witness to
24 appear before the review board and to give testimony,
25 and to produce evidence as required thereby. Upon

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1 filing such order in the office of the clerk of said
2 court, the clerk shall issue process of subpoena,
3 as directed, under the seal of said court requiring
4 the person to whom it is directed to appear at the
5 time and place therein designated.

6 Witnesses shall receive three dollars for each
7 day's attendance and ten cents per mile for each
8 mile actually traveled. Witnesses shall be
9 compensated from the motor vehicle inspection fund.
10 The treasurer of state may make rules setting forth
11 the procedure for such reimbursement.

12 *NEW SUBSECTION.* In any proceedings to suspend
13 or revoke a vehicle inspection station's permit,
14 there shall be a presumption that the inspection
15 of a motor vehicle was properly conducted unless
16 a written notice specifying the complaint is given
17 to the operator or an employee of the vehicle
18 inspection station which inspected the vehicle within
19 fifteen calendar days after the date of the inspection
20 or before the vehicle has been driven five hundred
21 miles after the inspection, whichever occurs first,
22 or if the vehicle inspection station sold the motor
23 vehicle, within fifteen calendar days after the date
24 of the sale or before the vehicle has been driven
25 five hundred miles after the sale, whichever occurs

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1 first. The written notice may be informal. This
2 presumption may be overcome only by clear and

3 convincing evidence.

4 *NEW SUBSECTION.* No person shall knowingly deliver
5 possession of a motor vehicle, trailer or semitrailer
6 to a person who has purchased or contracted to
7 purchase at retail such motor vehicle, trailer, or
8 semitrailer which does not contain those parts or
9 is not equipped with such lamps and brakes and other
10 equipment in proper condition and adjustment as
11 required by this chapter or which is equipped in
12 any manner in violation of the chapter, except when
13 such sale is made in accordance with the provisions
14 of section three hundred twenty-one point fifty-one
15 (321.51) of the Code.

16 Sec. 8. Chapter three hundred twenty-one (321),
17 Code 1973, is amended by adding the following new
18 section:

19 *NEW SECTION.* No person shall knowingly permit
20 a prospective purchaser to test drive a motor vehicle
21 on the highways of this state unless the vehicle
22 is mechanically safe for the purposes and conditions
23 of the test drive.

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1 Sec. 9. Section three hundred twenty-two point
2 twenty-five (322.25), Code 1973, is repealed.

HOUSE AMENDMENT TO SENATE FILE 522

1 Amend Senate File 522, as amended and passed by
2 the Senate, as follows:

3 1. Page 2, line 8, by striking the words "fifty-
4 five dollars" and inserting in lieu thereof the
5 words "twenty-seven dollars fifty cents".

6 2. Page 2, line 10, by striking the word
7 "fifteen" and inserting in lieu thereof the word
8 "ten".

9 3. Page 2, by inserting after line 15 the
10 following new section:

11 Sec. This Act, being deemed of immediate
12 importance, shall take effect and be in force from
13 and after its publication in *The Logan Herald-Observer*,
14 a newspaper published in Logan, Iowa, and in the
15 *Times-Democrat*, a newspaper published in Davenport,
16 Iowa.

INTRODUCTION OF BILL

Senate File 605, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state of Iowa to constitutional state officials and departments and the executive council and relating to the expenses of the office of auditor of state.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 671, a bill for an act relating to the overall length of combinations of vehicles.

Read first time and **passed on file**.

House File 787, a bill for an act making a correction to House File one hundred eighty-six (186) of the 1973 Session of the Sixty-fifth General Assembly.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 671 State government

H. F. 787 Ways and means

COMMUNICATION FROM THE STATE OF NEBRASKA

A copy of Legislative Resolution 23 passed by the Eighty-third Legislature of Nebraska, memorializing Congress to take appropriate action to adopt a constitutional amendment that will guarantee the explicit protection of all unborn human life by extending the appropriate constitutional rights, including due process of law, which apply to the unborn in an appropriate manner and to the same extent as all other citizens of the United States, and will guarantee that no human life will be denied protection of law or deprived of life on account of age, sickness, stage of development, or condition of dependency or wantedness, has been received and placed on file in the office of the Secretary of the Senate.

COMMUNICATION FROM THE SECRETARY OF STATE

June 11, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 108 was published in The Telegraph-Herald, Dubuque, Iowa, June 1, 1973, and in the Ankeny Press-Citizen, Ankeny, Iowa, May 31, 1973.

I further certify that Senate File 253 was published in The Des Moines Register, Des Moines, Iowa, May 25, 1973, and in the Lee Town News, Des Moines, Iowa, May 31, 1973.

I further certify that Senate File 448 was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, May 25, 1973, and in The Des Moines

Register, Des Moines, Iowa, May 24, 1973.

I further certify that House Joint Resolution 19 was published in the Times-Democrat, Davenport, Iowa, May 28, 1973, and in The Allison Tribune, Allison, Iowa, May 30, 1973.

I further certify that House File 743 was published in The Greene Recorder, Greene, Iowa, May 30, 1973, and in the Hampton Chronicle, Hampton, Iowa, May 31, 1973.

Respectfully submitted
MELVIN D. SYNHORST
Secretary of State

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on the following bills: Senate Files 585, 550, 182, 414, and House Files 676, 696, 732, 678, 679, 166 and 253. Had I been present, I would have voted "Aye".

JAMES F. SCHABEN

MR. PRESIDENT: Because of car trouble on my way to the State Capitol on June 11, 1973, I was absent from the Senate chamber when the following bills were passed. Had I been present, I would have voted "Aye" on all of them: House Files 676, 678, 679, 732, 696, 166; Senate Files 585, 550, 182, 414.

LOWELL L. JUNKINS

MR. PRESIDENT: I was temporarily out of the Senate chamber when the final vote was taken on Senate File 514. Had I been present I would have voted "Aye".

KENNETH D. SCOTT

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 747**, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation 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:**

S—831

- 1 Amend House File 747, page 3, line 25, by adding
- 2 after the word "institutions" the following: ", and
- 3 the department may transfer funds under section eight
- 4 point thirty-nine (8.39) of the Code among the four
- 5 mental health institutes."

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 758**, a bill for an act making an appropriation from the general fund of the state to various regulatory state departments and their divisions, 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 Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 658**, a bill for an act relating to the membership of municipal planning and zoning commissions and boards of adjustment, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

AMENDMENTS FILED

S—824

1 Amend Senate File 179 by striking all after the enacting
2 clause and by inserting in lieu thereof the following:
3 Section 1. *NEW SECTION*. Whenever an attorney at law
4 presents a current written authorization and consent therefor,
5 signed by a person who has been the subject of medical care and
6 treatment or, in the case of a minor, by a parent or guardian
7 of such minor, or upon the death of such person, by his per-
8 sonal representative or by the beneficiary of an insurance
9 policy on his life, the physician, surgeon or other person having
10 custody or control of any medical or hospital reports, photo-
11 graphs, records, papers and writings concerning such care or
12 treatment, shall forthwith permit the person designated in such
13 authorization to inspect and copy such records as are requested.
14 Failure to make such records available, during business hours,
15 within ten days after the presentation of such written authori-
16 zation, shall subject the person or entity having custody or
17 control of the records to liability for all reasonable expenses,
18 including attorney's fees not to exceed \$50.00, incurred in any
19 proceeding to enforce the provisions of this section.

E. KEVIN KELLY

S—822

1 Amend Senate File 348, page 1, as follows:
2 1. Line 13, by inserting after the word "chapter" the
3 following: "*for one automobile which the disabled veteran*
4 *owns*".
5 2. Line 15, by inserting after the word "plate" the
6 following: "*for that automobile*".

WARREN E. CURTIS

S—828

1 Amend the committee on appropriations amendment S—781, to Sen-
ate
2 File 587, by striking lines 4 through 11 and inserting in lieu
3 thereof the following:
4 Sec. There is appropriated from the general fund of the
5 state to the department of social services for state supple-
6 mentary assistance to recipients of federal supplemental
7 security income, pursuant to section three (3) of this Act,

8 for the six months beginning January 1, 1974 and ending June 30,
 9 1974 the sum of five million four hundred sixty-one thousand
 10 (5,461,000) dollars, and for the fiscal year beginning July 1,
 11 1974 and ending June 30, 1975 the sum of fifteen million six
 12 hundred seventy-one thousand (15,671,000) dollars.

WILLIAM E. GLUBA
 MICHAEL T. BLOUIN
 MINNETTE F. DODERER

S—830

1 Amend the Milligan amendment S—758 to Senate File 590 as
 2 follows:

3 1. Page 1 by striking line 25 and page 2 by striking lines
 4 1 and 2 and inserting in lieu thereof the following:

5 “8. Page 3, by striking line 13 and inserting in lieu
 6 thereof the following:

7 “retary not exceeding \$ 15,000 \$ 16,000’.”

MINNETTE DODERER

S—832

1 Amend Senate File 602, page 2, by striking lines 23 through
 2 27 and inserting in lieu thereof the following:

3 Sec. 3. This Act, being deemed of immediate importance,
 4 shall take effect and be in force from and after its publica-
 5 tion in The Lyon County Reporter, a newspaper published in
 6 Rock Rapids, Iowa, and in The Sac Sun, a newspaper published
 7 in Sac City, Iowa.

LUCAS J. DeKOSTER

S—823

1 Amend Senate File 604, page 2, by striking line 11 and insert-
 2 ing in lieu thereof the following:

3 “3. Aid to Dependent Children \$16,448,490 \$17,268,490’.”

WILLIAM E. GLUBA
 MICHAEL T. BLOUIN
 MINNETTE DODERER
 WILLIAM D. PALMER
 GEORGE F. MILLIGAN

1 Amend Rule 44 of the Rules of the Senate, by adding the
 2 following new paragraph:

3 “No person shall be allowed in the senate chambers
 4 without a coat and tie while the senate is in session.”

MICHAEL T. BLOUIN
 NORMAN RODGERS

S—833

1 Amend the appropriations committee amendment S—754 to
 2 House File 720 as follows:

3 1. Lines 2 and 3 by striking the words “three million
 4 four hundred sixty-seven thousand (3,467,000)” and inserting
 5 in lieu thereof the following: “three million seven hundred
 6 seventeen thousand (3,717,000)”.

7 2. By adding after line 3 the following new division:

8 “..... Page 2, line 10, by inserting the following
 9 after the period:

10 ‘From the funds appropriated by this section there shall
 11 be allocated two hundred fifty thousand (250,000) dollars

12 to be used for providing a visitation facility at the site
13 of the Lake Rathbun fish hatchery project.’”

RICHARD R. RAMSEY

S—835

1 Amend House File 745 as amended and passed by the
2 House as follows:

3 1. Page 2, by striking lines 27 through 31 and
4 inserting in lieu thereof the following:

5 “1. ‘Eligible elector’ means a person who:

6 a. If he is a resident of a county or city where
7 permanent registration of voters is required by or pur-
8 suant to chapter forty-eight (48) of the Code, possesses
9 all of the qualifications necessary to entitle him to
10 be registered to vote, whether or not he is in fact
11 so registered.

12 b. If he is a resident of a county or portion of
13 a county where permanent registration of voters is not
14 required by or pursuant to chapter forty-eight (48)
15 of the Code, possesses all of the qualifications neces-
16 sary to entitle him to vote.

17 2. ‘Qualified elector’ means a person who is regis-
18 tered to vote as provided in chapter forty-eight (48)
19 of the Code, except that with respect to a resident
20 of a county or portion of a county where permanent
21 registration of voters is not required by or pursuant
22 to chapter forty-eight (48) of the Code, ‘qualified
23 elector’ is synonymous with ‘eligible elector’.”

24 2. Page 13, by inserting after line 11 the follow-
25 ing new section:

Page 2

1 Sec. Section forty-three point thirty-five
2 (43.35), Code 1973, is amended to read as follows:

3 43.35 DESIGNATING PARTY AFFILIATION. It shall be
4 the duty of the *election* clerks [of] at the primary
5 election, *in precincts where permanent registration*
6 *is not required*, when entering the name of a voter to
7 place in the pollbooks a cross, thus (X), in the column
8 designating the party ticket which was given to said
9 voter upon his application for a ticket.

10 3. Page 13, line 16, by striking the words “said
11 primary election” and inserting in lieu thereof the
12 words “[said] primary [election] elections”.

13 4. Page 13, by inserting after line 19 the follow-
14 ing new section:

15 Sec. Section forty-three point forty (43.40),
16 Code 1973, is amended to read as follows:

17 43.40 RECORDS OF PARTY AFFILIATION. Prior to all
18 primary elections, the [county auditor] *commissioner*
19 shall, for each precinct *in which permanent registra-*
20 *tion is not required*, prepare two alphabetically arranged
21 lists of all voters, with their party affiliation, as
22 shown by the pollbooks of the last preceding primary
23 election, and deliver the same to the *precinct election*
24 judges [at least one day] prior to each primary election
25 *at the time required by section forty-nine point fifty-*

Page 3

1 *five (49.55) of the Code.* All such lists shall, with
 2 the pollbooks, be returned by the judges to the [auditor]
 3 *commissioner.*

4 5. Page 13, by striking lines 24 and 25 and inserting
 5 in lieu thereof the words "desires to change the same,
 6 may, not less than [ten] *fifteen* days prior to the date
 7 of any".

8 6. Page 13, by striking lines 28 through 32, inclu-
 9 sive, and inserting in lieu thereof the following:

10 "[auditor] *with the commissioner who* shall [enter a]
 11 record [of such] *the* change on the pollbooks of the last
 12 preceding primary election in the proper column opposite
 13 the [voter's] *elector's* name and on the voting list.
 14 *However, in counties or cities where permanent*
 15 *registration of voters is required by or pursuant to*
 16 *chapter forty-eight (48) of the Code, a qualified elector*
 17 *desiring to change a previously declared party*
 18 *affiliation may, before the close of registration for*
 19 *the primary election, file a written declaration of*
 20 *his change of party affiliation with the county*
 21 *commissioner of registration who shall record the change*
 22 *on the registration records.*

23 7. Page 14, by striking lines 16 and 17 and insert-
 24 ing in lieu thereof the following:

25 "6. Seal the pollbooks[, containing] *or the precinct*

Page 4

1 *election register, as the case may be, and the tally*
 2 *sheets and certificates of the elec-".*

3 8. Page 14, line 35, by striking the words "[poll-
 4 books] *the*" and inserting in lieu thereof the words "*the*
 5 *pollbooks or*".

6 9. Page 36, by striking lines 1, 2 and 3 and in-
 7 serting in lieu thereof the following:

8 "46.19 POLLBOOKS OR ELECTION REGISTERS. The poll-
 9 books *or election registers, as the case may be, used*
 10 for the general election shall also constitute the
 11 pollbooks *or election registers* for the judicial
 12 election."

13 10. Page 40A, by striking lines 1, 2 and 3.

14 11. Page 40A, line 9, by inserting after the word
 15 "residence" the words "where permanent voter registra-
 16 tion is required".

17 12. Page 40C, line 78, by inserting after the word
 18 "county" the words "having a population of fifty thou-
 19 sand or more, or in which there is located a city hav-
 20 ing a population of ten thousand or more,".

21 13. Page 40C, by inserting after line 102 the fol-
 22 lowing new section:

23 Sec. Section forty-eight point three (48.3),
 24 Code 1973, is amended by striking the section and in-
 25 serting in lieu thereof the following:

Page 5

1 48.3 REGISTRATION REQUIRED. Every eligible elector
 2 who is a resident of a county having a population of

3 fifty thousand or more, or of a city having a population
4 of ten thousand or more which is located in a county
5 having a population of less than fifty thousand, shall
6 be registered as provided by this chapter in order to
7 qualify to vote in any election.

8 14. Page 40D, line 107, by striking the words
9 "qualified voters" and inserting in lieu thereof the
10 words "*eligible electors required by section forty-eight*
11 *point three (48.3) of the Code to register in order*
12 *to become qualified [voters] electors*".

13 15. Page 44, line 24, by inserting before the period
14 the words "*unless his new residence is in a part of*
15 *the county where registration is not required by this*
16 *chapter*".

17 16. Page 61, line 8, by striking the word "[poll-
18 book jurat]" and inserting in lieu thereof the words
19 "pollbook jurat or".

20 17. Page 64, line 3, by striking the word "[POLL-
21 BOOKS]" and inserting in lieu thereof the words "POLL-
22 BOOKS OR".

23 18. Page 64, line 5, by striking the words "[two
24 pollbooks] *an election register,*" and inserting in lieu
25 thereof the words "two pollbooks, *or an election register*

Page 6

1 *if the precinct is one in which permanent registration*
2 *of voters is required,".*

3 19. Page 64, by striking lines 7 through 10, inclu-
4 sive, and inserting in lieu thereof the following:

5 "to carry out the provisions of this chapter. Each
6 pollbook shall contain a column for the names of the
7 voter, a column for the number, and sufficient printed
8 blank leaves to contain the entries of the oaths,
9 certificates, and returns. *In addition, pollbooks*
10 *prepared for a primary election shall contain blank*
11 *spaces for designating the affiliation of each voter*
12 *with any one of the political parties whose nomina-*
13 *tions are being sought by candidates in that election,*
14 *and the party affiliations of voters shall be designated*
15 *in substantially the following form:*

No.	Name	Repub- lican	Demo- crat	Prohibi- tionist	Social- ist
18	1 James Smith.....	X			
19	2 Tom Jones.....		X		
20	3 Dan Brown.....			X	
21	4 George White.....				X

23 *In precincts where permanent registration is re-*
24 *quired, voter*".

25 20. Page 74, line 12, by striking the word "[poll-

Page 7

1 [books]" and inserting in lieu thereof the words "poll-
2 books or".

3 21. Page 74, line 23, by striking the word "No"
4 and inserting in lieu thereof the words "*In precincts*
5 *where permanent registration of voters is required,*
6 *no*".

7 22. Page 75, by striking lines 17 and 18 and
8 inserting in lieu thereof the following:
9 "In precincts where the judges of the election are
10 furnished registration lists, an election judge may
11 require."

12 23. Page 76, by inserting after line 28 the
13 following:

14 In precincts where permanent registration is not
15 required, the election judges may require the elector
16 to produce identification showing that he is a resi-
17 dent of the precinct or, if the elector is without such
18 identification, then the election judges may require
19 that he be vouched for by a qualified elector personally
20 known by a member of the precinct election board and
21 that the elector sign an affidavit prescribed by the
22 state commissioner.

23 24. Page 76, by striking lines 29 through 35, and
24 page 77, by striking lines 1 through 5.

25 25. Page 77, line 23, by striking the words "[each

Page 8

1 of] the [poll lists]" and inserting in lieu thereof the
2 words "each of the poll lists, *or on the*".

3 26. Page 78, line 29, by striking the words "*mark*
4 upon the [poll lists]" and inserting in lieu thereof the
5 words "*designate*" upon the poll lists *or the*".

6 27. Page 82, by striking all of line 12 and the
7 word "*Prepare*" from line 13 and inserting in lieu there-
8 of the words "3. Compare the poll lists and correct errors
9 therein *or, in precincts where permanent registration*
10 *of voters is required, prepare*".

11 28. Page 85, by striking the word "[made]" from line
12 9 and all of line 10 and inserting in lieu thereof the
13 words "*made in each pollbook or, in precincts where*
14 *permanent registration of voters is required, shall*
15 *be prepared in writing by the election board,*".

16 29. Page 85, by striking line 33 and inserting in
17 lieu thereof the following:

18 "50.17 RETURN OF POLLBOOKS OR ELECTION REGISTER.
19 The precinct pollbooks or elec-".

20 30. Page 86, line 8, by striking the words "*pre-*
21 *inct election*" and inserting in lieu thereof the words
22 "*the precinct pollbooks or election*".

23 31. Page 144, by striking lines 16 through 35,
24 inclusive, and page 145, by striking lines 1 and 2.

25 32. Page 154, line 12, by striking the words "[poll

Page 9

1 list]" and inserting in lieu thereof the words "poll
2 list *or*".

3 33. Page 155, line 17, by striking the words
4 "[pollbooks of]" and inserting in lieu thereof the words
5 "pollbooks [of] *or*".

6 34. Page 157, line 2, by striking the words “[or
7 poll lists]” and inserting in lieu thereof the words
8 “or poll lists”.

9 35. Page 173, by striking lines 20 through 23,
10 inclusive, and inserting in lieu thereof the following:
11 “qualified electors of [said] *the* township that voted
12 at the last regular election prior to the signing of
13 [said] *the* petition, as shown by the pollbooks of *the*
14 township or, in the case of a township where perman-
15 ent registration of voters is required, by a majority
16 of the qualified electors as shown by the election
17 register or registers of the last preceding primary
18 or general election held in [said] *the*”.

19 36. Page 175, line 15, by striking the words “as
20 shown by the [pollbooks]” and inserting in lieu thereof
21 the words “[as shown by] *whose names appear in the*
22 *pollbooks or*”.

23 37. Page 175, line 21, by striking the words “as
24 shown by the [pollbooks]” and inserting in lieu thereof
25 the words “[as shown by] *whose names appear in the*

Page 10

1 *pollbooks or*”.

2 38. Page 175, line 35, by striking the words “[votes
3 polled]” and inserting in lieu thereof the words “votes
4 polled *or*”.

5 39. Page 176, line 1, by inserting after the word
6 “*by*” the words “*the pollbooks or*”.

7 40. Page 176, line 8, by striking the word “[poll-
8 books]” and inserting in lieu thereof the words “poll-
9 books *or*”.

10 41. Page 176, line 19, by striking the word
11 “[pollbooks]” and inserting in lieu thereof the words
12 “pollbooks *or*”.

13 42. Page 176, line 24, by striking the words “[votes
14 polled]” and inserting in lieu thereof the words “votes
15 polled *or*”.

16 43. Page 176, line 25, by inserting after the word
17 “*the*” the words “*pollbooks or*”.

18 44. Page 176, line 33, by striking the word
19 “[pollbooks]” and inserting in lieu thereof the words
20 “pollbooks *or*”.

21 45. Page 177, line 35, and page 178, line 1, by
22 striking the words “[list of voters or pollbooks]” and
23 inserting in lieu thereof the words “list of voters
24 [or], pollbooks *or*”.

25 46. Page 178, line 16, by inserting after the word

Page 11

1 “*the*” the words “*pollbooks or*”.

2 47. Page 178, by striking lines 34, 35 and 36, page
3 179, by striking lines 1 through 35, inclusive, and
4 page 180, by striking lines 1 through 21, inclusive.

5 48. Page 180, by striking lines 27, 28 and 29 and
6 inserting in lieu thereof the words and figures “point
7 thirty-four (43.34), forty-three point thirty-seven
8 (43.37), forty-three point forty-three (43.43),”.

9 49. Page 180, by striking lines 32, 33 and 34 and
10 inserting in lieu thereof the words and figures "forty-
11 eight point twenty-".

12 50. Page 181, by striking from lines 11 and 12 the
13 words and figures "fifty-three point twenty-eight (53.28)".

BASS VAN GILST
JAMES E. BRILES
LOWELL L. JUNKINS
DALE L. TIEDEN
KENNETH SCOTT
RICHARD R. RAMSEY

S—825

1 Amend House File 747, page 2 as follows:

2 1. By striking line 22 and inserting in lieu thereof
3 the following:

4 "Clarinda \$3,588,800 \$3,708,500".

5 2. By striking line 26 and inserting in lieu thereof

6 the following:

7 "Mt. Pleasant \$3,346,400 \$3,457,900".

MINNETTE DODERER
CALVIN HULTMAN
C. JOSEPH COLEMAN
JAMES E. BRILES
RALPH McCARTNEY
BASS VAN GILST
FORREST SCHWENGELS
RICHARD R. RAMSEY

S—826

1 Amend the DeKoster amendment, S—816, to House File 757,
2 as amended and passed by the House, page 2, line 7, by inserting
3 after the period the words "If any property is purchased which
4 is not used by the veterinary biologics laboratory, such property
5 shall be sold and the moneys received from the sale of the
6 property shall be paid into the general fund of the state."

BERL E. PRIEBE
RALPH W. POTTER

S—837

1 Amend the appropriations committee amendment S—782, to
2 House File 775, as follows:

3 1. Page 3, line 12, by inserting after the word "annum"
4 the following: "including additional benefits, over and above
5 the additional benefits given all fulltime employees".

RALPH W. POTTER

S—829

1 Amend House File 780, as amended and passed by the House, as
2 follows:

3 1. Page 2, line 26, by inserting after the word "positions"
4 the words ", excluding the state building code,".

5 2. Page 2, line 33, by striking the word "including" and
6 inserting in lieu thereof the word "excluding".

7 3. Page 3, line 5, by striking the number "556,063" and

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, JUNE 12, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Leroy E. Bauman, pastor of the United Methodist Church, Waterloo, Iowa.

The Journal of Monday, June 11, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Warne Ramsey, Bettendorf, Iowa.

SPECIAL GUEST

President Neu presented to the Senate, Barbara Noe, Grinnell, Iowa, Governor of the 1973 Hawkeye Girls' State.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable E. Wayne Shaw, former member of the House of Representatives from Floyd County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Nine students from the United Methodist Church bible school, Norwalk, Iowa, accompanied by Wanda Frederickson and Janice Logsdon. Senator Rodgers.

Forty-five Girl Scouts from Lakota Council, Lakota, Iowa, accompanied by Mrs. Norma Stepan. Senator Curtis.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 439

Senator Kennedy called up for consideration House File 439, a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations, amended by the Senate, further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the Senate amendment to House File 439,
- 2 as passed by the House and reprinted, by striking
- 3 from line 18 the words "law enforcement academy"
- 4 and inserting in lieu thereof the words "regional
- 5 training facility".

The motion prevailed and the Senate concurred in the House amendment.

Senator Kennedy 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. 439) the vote was:

Ayes, 40:

Andersen	Junkins	Nolin	Rodgers
Bergman	Kennedy	Nystrom	Schaben
Blouin	Kinley	Orr	Schwengels
Briles	Lamborn	Palmer	Schwieger
Coleman	McCartney	Plymat	Scott
Curtis	Miller of	Potter	Shaff
Gluba	Des Moines	Priebe	Shaw
Griffin	Miller of	Rabedeaux	Tieden
Hansen	Marshall	Riley	Van Gilst
Heying	Milligan	Robinson	Willits
Hultman	Murray		

Nays, 6:

Doderer	Hill	Taylor	Winkelman
Glenn	Ramsey		

Absent or not voting, 4:

DeKoster	Gallagher	Kelly	Kyhl
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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 passed the following bill in which the concurrence of the Senate is asked:

House File 726, a bill for an act to authorize school districts to erect, or otherwise acquire, and to equip a building for use as a school lunch facility.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 726, a bill for an act to authorize school districts to erect, or otherwise acquire, and to equip a building for use as a school lunch facility and to pay for same from certain funds

on hand in the schoolhouse fund or from a tax or bonds voted for the purpose.

Read first time and passed on file.

HOUSE AMENDMENTS CONSIDERED

Senate File 122

Senator Murray called up for consideration Senate File 122, a bill for an act to establish the Iowa drug abuse authority and define its powers and duties, amended by the House, and moved that the Senate concur in the House amendment found on pages 1670 and 1671 of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendment.

Senator Murray moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 122) the vote was:

Ayes, 48:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman
Heying	Milligan		

Nays, none.

Absent or not voting, 2:

Gallagher Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 144

Senator Griffin called up for consideration Senate File 144, a bill for an act relating to the hours during which alcoholic beverages and beer may be sold and to the fees required for the issuance of certain liquor control licenses and beer permits, amended by the House, and moved that the Senate concur in the House amendment found on pages 1630-1632, inclusive, of the Senate Journal.

Senator McCartney took the chair at 10:15 a.m.

Senator Rodgers moved as a substitute motion that further action on the House amendment to Senate File 144 be postponed until January 25, 1974, and requested a roll call.

President Neu took the chair at 10:50 a.m.

On the question "Shall the motion to defer action on the House amendment until January 25, 1974, be adopted?" (S.F. 144) the vote was:

Ayes, 13:

DeKoster	Miller of	Ramsey	Taylor
Gallagher	Marshall	Rodgers	Van Gilst
Hill	Orr	Scott	Winkelman
McCartney	Plymat		

Nays, 34:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Des Moines	Robinson
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Coleman	Kelly	Nolin	Schwieger
Curtis	Kennedy	Nystrom	Shaff
Glenn	Kinley	Potter	Shaw
Gluba	Lamborn	Priebe	Tieden
Griffin		Rabedeaux	Willits

Absent or not voting, 3:

Doderer	Kyhl	Palmer
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The motion to defer lost.

Senator Griffin restated his motion that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S.F. 144) the vote was:

Ayes, 30:

Andersen	Heying	Miller of	Robinson
Bergman	Hultman	Des Moines	Schaben
Blouin	Junkins	Milligan	Schwengels
Briles	Kelly	Murray	Schwieger
Coleman	Kennedy	Nolin	Shaff
Gluba	Kinley	Potter	Shaw
Griffin	Lamborn	Rabedeaux	Taylor
Hansen		Riley	Tieden

Nays, 19:

Curtis	Hill	Orr	Rodgers
DeKoster	McCartney	Palmer	Scott
Doderer	Miller of	Plymat	Van Gilst
Gallagher	Marshall	Priebe	Willits
Glenn	Nystrom	Ramsey	Winkelman

Absent or not voting, 1:

Kyhl

The motion prevailed and the Senate concurred in the House amendment.

Senator Griffin moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall the bill pass?" (S.F. 144) the vote was:

Ayes, 27:

Andersen	Junkins	Milligan	Schaben
Blouin	Kelly	Murray	Schwengels
Gluba	Kennedy	Nolin	Schwieger
Griffin	Kinley	Potter	Shaff
Hansen	Lamborn	Rabedeaux	Shaw
Heying	Miller of	Riley	Taylor
Hultman	Des Moines	Robinson	Tieden

Nays, 22:

Bergman	Gallagher	Nystrom	Rodgers
Briles	Glenn	Orr	Scott
Coleman	Hill	Palmer	Van Gilst
Curtis	McCartney	Plymat	Willits
DeKoster	Miller of	Priebe	Winkelman
Doderer	Marshall	Ramsey	

Absent or not voting, 1:

Kyhl

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 144 as amended passed the Senate.

RAY TAYLOR

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Hansen presiding.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 234, a bill for an act relating to individual income tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 245, a bill for an act relating to the conveyance of sanitary districts to a city or town.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 447, a bill for an act relating to the commission on the aging.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 512, a bill for an act relating to holidays for state employees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 581, a bill for an act making an appropriation from the general fund to the Iowa crime commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 215, a bill for an act relating to the quality of the pipe used for water well construction.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 325, a bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 337, a bill for an act relating to the faculty of board of regents institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 414, a bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 425, a bill for an act relating to pensions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 529, a bill for an act relating to business corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 569, a bill for an act relating to the statute of limitations governing school fund mortgages.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 674, a bill for an act relating to the cost of uniforms for county conservation officers and employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 786, a bill for an act making an appropriation to the Iowa development commission for purpose of purchasing real property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 790, a bill for an act making an appropriation for operation of the Iowa soldiers home.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 791, a bill for an act continuing the appropriation for the development of the Toolsboro Mounds and development of Gardner Log Cabin.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 215, a bill for an act relating to the quality of the pipe used for water well construction and providing a penalty for violations.

Read first time and **passed on file**.

House File 325, a bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances.

Read first time and **passed on file**.

House File 337, a bill for an act relating to the faculty of board of regents institutions.

Read first time and **passed on file**.

House File 414, a bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle.

Read first time and **passed on file**.

House File 425, a bill for an act relating to pensions.

Read first time and **passed on file**.

House File 529, a bill for an act relating to business corporations.

Read first time and **passed on file**.

House File 569, a bill for an act relating to the statute of limitations governing school fund mortgages.

Read first time and **passed on file**.

House File 674, a bill for an act relating to the cost of uniforms for county conservation officers and employees.

Read first time and **passed on file**.

House File 786, a bill for an act making an appropriation to the Iowa development commission for the purpose of purchasing certain real property.

Read first time and **passed on file**.

House File 790, a bill for an act making an appropriation for operation of the Iowa soldiers home.

Read first time and **passed on file**.

House File 791, a bill for an act continuing the appropriation for the development of the Toolsboro Mounds and museum area and for development and maintenance of Gardner Log Cabin.

Read first time and **passed on file**.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 682

Senator Riley called up for consideration House File 682, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program, amended by the House, and moved that the Senate refuse to concur in the House amendment to the Senate amendment found on pages 1632-1634, inclusive, of the Senate Journal.

The motion prevailed and the Senate **refused to concur** in the House amendment to the Senate amendment.

HOUSE AMENDMENTS CONSIDERED

Senate File 219

Senator Griffin called up for consideration Senate File 219, a bill for an act relating to the use and operation of school buses, amended by the House, and moved that the Senate concur in the House amendment found on pages 1617-1619, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendment.

Senator Griffin moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 219) the vote was:

Ayes, 42:

Andersen	Hansen	Milligan	Riley
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Lamborn	Palmer	Taylor
DeKoster	McCartney	Plymat	Tieden
Doderer	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Priebe	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Gluba	Marshall	Ramsey	
Griffin			

Nays, 1:

Hill

Absent or not voting, 7:

Heying	Kyhl	Schaben	Shaw
Kinley	Robinson	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 513

Senator Schwieger called up for consideration Senate File 513, a bill for an act making an appropriation from the general fund to the state comptroller for the substitution or replacement, in whole or in part, of any federal funds which are not available to the state for previously existing federal programs financed in whole or in part by federal funds during the period beginning July 1, 1972, and ending March 31, 1973, amended by the House, and moved that the Senate concur in the following House amendment:

- 1 Amend Senate File 513 as follows:
- 2 1. Page 2, by striking lines 1 through 20 inclu-
- 3 sive, and inserting in lieu thereof the following:
- 4 Section 1. There is appropriated from the general
- 5 fund of the state for the fiscal biennium beginning
- 6 July 1, 1973 and ending June 30, 1975 to the state
- 7 comptroller the following amounts, or so much thereof
- 8 as may be necessary, for the following purposes:
- 9 1. For the governor's youth
- 10 opportunity program: \$1,234,000
- 11 2. For the day care facilities

12 program: \$ 579,000
 13 Sec. 2. Funds appropriated by section one (1) of
 14 this Act shall be used solely as a substitute for or
 15 replacement of, in whole or in part, any federal funds
 16 which are not currently appropriated by the federal
 17 government to the state, or otherwise not available
 18 to the state by reason of federal executive action
 19 during the period of this Act. The funds substituted
 20 or replaced must be for previously existing federal
 21 programs financed in whole or in part by federal funds
 22 during the period beginning July 1, 1972, and ending
 23 March 31, 1973. If federal funds are made available
 24 for the purposes in section one (1), of this Act but
 25 in amounts less than specified by section one (1), of

Page 2

1 this Act, the amount of federal funds available shall
 2 be subtracted from the amounts specified in this Act
 3 and only the remainder shall be expended for the
 4 purposes specified in this Act.
 5 Sec. 3. Unencumbered funds as of June 30, 1975
 6 shall revert to the general fund of the state as of
 7 August 31, 1975.
 8 Sec. 4. All federal grants to and the federal
 9 receipts for the purposes for which funds are appro-
 10 priated by this Act are appropriated for the purposes
 11 set forth in the federal grants or receipts.
 12 2. By renumbering the remaining sections.
 13 3. Page 1, by striking lines 5 and 6 of the title
 14 and inserting in lieu thereof the words "relating to
 15 youth opportunity and day care facilities programs."

The motion prevailed and the Senate concurred in the House amendment.

Senator Schwieger moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 513) the vote was:

Ayes, 43:

Andersen	Hansen	Nolin	Schaben
Bergman	Hill	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Ramsey	Tieden
Glenn	Marshall	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits
Griffin	Murray	Rodgers	Winkelman

Nays, 2:

Hultman	Rabedeaux
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Absent or not voting, 5:

Briles	Kinley	Kyhl	Miller of
Heying			Des Moines

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

BILLS PLACED ON APPROPRIATIONS CALENDAR

Senator DeKoster asked and received unanimous consent that **House File 498, Senate File 271 and Senate File 587** be transferred from the regular calendar to the bottom of the appropriations calendar.

HOUSE AMENDMENTS CONSIDERED

Senate File 542

Senator DeKoster called up for consideration Senate File 542, a bill for an act making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs, amended by the House, and moved that the Senate concur in the following House amendment:

- 1 Amend Senate File 542 as follows:
- 2 1. Page 2, line 14, by striking the words "and
- 3 nonpublic schools".
- 4 2. Page 2, line 18, by striking the following:
- 5 "\$1,058,000" and inserting in lieu thereof
- 6 the following: "\$978,000".
- 7 3. By renumbering all of Sec. 4 from pages 2 and 3.

The motion prevailed and 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. 542) the vote was:

Ayes, 45:

Andersen	Hill	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan	Rodgers	

Nays, none.

Absent or not voting, 5:

Briles	Kinley	Kyhl	Rabedeaux
Heying			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 555

Senator Bergman called up for consideration Senate File 555, a bill for an act to appropriate from the general fund of the state of Iowa to the department of agriculture and its various divisions, amended by the House, and moved that the Senate concur in the following House amendment:

- 1 Amend Senate File 555 as follows:
- 2 1. Page 3, line 13, by striking the figures
- 3 "19,843" and "20,018" and inserting in lieu thereof
- 4 the figures "22,343" and "22,518", respectively.
- 5 2. Page 4, line 4, by striking the figures
- 6 "2,197,814" and "2,116,723" and inserting in lieu
- 7 thereof the figures "2,200,314" and "2,119,223",
- 8 respectively.
- 9 3. Page 4, by striking lines 5 through 10,
- 10 inclusive.
- 11 4. By renumbering the remaining sections.

The motion prevailed and the Senate concurred in the House amendment:

Senator Bergman moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 555) the vote was:

Ayes, 44:

Andersen	Hansen	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Robinson	Winkelman
Griffin	Milligan		

Nays, none.

Absent or not voting, 6:

Heying	Kyhl	Riley	Shaff
Kinley	Lamborn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 556

Senator Bergman called up for consideration Senate File 556, a bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture, amended by the House, and moved that the Senate refuse to concur in the following House amendment:

- 1 Amend Senate File 556, page 3, line 9, by
- 2 striking the figures "390,180" and "378,440"
- 3 and inserting in lieu thereof the figures
- 4 "299,180" and "308,440", respectively.

The motion prevailed and the Senate refused to concur in the House amendment.

CONSIDERATION OF BILLS

House File 752

On motion of Senator Schwieger, House File 752, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions, was taken up for further consideration.

Senator Doderer offered amendment S—753 filed by Senators Schwieger and Doderer and moved its adoption:

S—753

- 1 Amend House File 752, page 3, by inserting after line 2
- 2 the following:
- 3 "c. For family planning program: \$50,000 \$50,000".

The amendment was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 752) the vote was:

Ayes, 46:

Andersen	Glenn	Kennedy	Orr
Bergman	Gluba	Kinley	Palmer
Blouin	Griffin	Lamborn	Plymat
Briles	Hansen	McCartney	Potter
Coleman	Heying	Miller of	Priebe
Curtis	Hill	Marshall	Rabedaux
DeKoster	Hultman	Milligan	Ramsey
Doderer	Junkins	Nolin	Riley
Gallagher	Kelly	Nystrom	Robinson

Rodgers
Schaben
Schwengels

Schwieger
Scott
Shaw

Taylor
Tieden
Van Gilst

Willits
Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl

Miller of
Des Moines

Murray

Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 752** be **immediately messaged** to the House, which request was complied with.

House File 769

On motion of Senator Schwieger, House File 769, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the control of the department of social services, including repairs, improvements, replacements or alterations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—751 filed by him and moved its adoption:

S—751

- 1 Amend House File 769, page 2, line 11, by adding after the
- 2 word "jurisdiction" the following: "except for the Glenwood
- 3 State Hospital-School".

The amendment was adopted.

Senator Winkelman offered amendment S—752 and moved its adoption:

S—752

- 1 Amend House File 769 as follows:
- 2 1. Page 2, by striking lines 21 through 27.
- 3 2. By renumbering the remaining sections.

The Chair called for a division.

The amendment lost.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 769) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen			

Nays, 1:

Winkelman

Absent or not voting, 2:

Hill Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 768

On motion of Senator Riley, House File 768, a bill for an act to appropriate from the general fund of the state to the department of general services for the state educational radio and television facility board, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—734 by the committee on appropriations and moved its adoption:

S—734

1 Amend House File 768 as amended and passed by the House as
2 follows:

3 1. Page 2, by striking lines 20 and 21, and inserting in
4 lieu thereof the following:

5 "poses:	\$ 376,080	\$ 383,250
6 Total	\$1,523,484	\$1,921,817

7 2. Page 3, by inserting after line 17, the following new
8 section and renumbering the remaining sections:

9 Sec. *NEW SECTION.* It is the intent of the general
10 assembly that the state educational radio and television
11 facility board of the department of general services shall not
12 compete with the private sector by actively seeking revenue
13 from its operations. It is not the intent of the general
14 assembly to prohibit the receipt of charitable contributions
15 as defined by section one hundred seventy (170) of the Internal
16 Revenue Code. All monies received after July 1, 1973 by the
17 state educational radio and television facility board of
18 the department of general services from all sources except

19 amounts appropriated by the general assembly or received
 20 under section four (4) of this Act shall become the property
 21 of the state of Iowa and shall be promptly deposited in the
 22 state general fund.

The amendment was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 768) the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman

Nays, 1:

Shaff

Absent or not voting, 3:

Kelly Kinley Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 768** be **immediately messaged** to the House, which request was complied with.

Senate File 590

On motion of Senator DeKoster, Senate File 590, a bill for an act setting the salary rate for state officials and designated employees of the state, was taken up for consideration.

Senator Milligan offered amendment S—758 filed by him on June 5, 1973, and found on pages 1558-1562, inclusive, of the Senate Journal.

Senator Murray took the chair at 3:31 p.m.

President Neu took the chair at 3:36 p.m.

Senator Potter took the chair at 3:43 p.m.

President Neu took the chair at 4:00 p.m.

Senator DeKoster offered amendment S—805 to amendment S—758 filed by him and called for a division of the amendment as follows:

S—805

Division S—805B

- 1 Amend S—758 amending File 590 as follows:
 2 1. Page 1, by striking line 20 and inserting in lieu thereof
 3 the following:
 4 "not exceeding \$21,400 \$24,000".

Division S—805A

- 5 2. Page 3, by striking line 6 and inserting in lieu thereof
 6 the following:
 7 "secretary not exceeding: \$15,500 \$15,500".

Division S—805B

- 8 3. Page 5, by striking line 1 and inserting in lieu thereof
 9 the following:
 10 "commissioner not exceeding: \$22,000 \$22,000".
 11 4. Page 6, by striking line 19 and inserting in lieu thereof
 12 the following :
 13 "secretary not exceeding: \$24,500 \$24,500".
 14 5. Page 7, by striking lines 24 and 25 and page 8, by
 15 striking line 1.
 16 6. By renumbering the amendment as necessary.

Senator DeKoster asked and received unanimous consent to withdraw division S—805A of the amendment to amendment S—758.

Senator DeKoster moved the adoption of division S—805B of the amendment to amendment S—758, and called for a division.

Division S—805B of the amendment to amendment S—758 was adopted.

Senator Doderer offered amendment S—830 to amendment S—758 and moved its adoption:

S—830

- 1 Amend the Milligan amendment S—758 to Senate File 590 as
 2 follows:
 3 1. Page 1 by striking line 25 and page 2 by striking lines
 4 1 and 2 and inserting in lieu thereof the following:
 5 "8. Page 3, by striking line 13 and inserting in lieu
 6 thereof the following :
 7 "retary not exceeding: \$ 15,000 \$ 16,000".

The Chair called for a division.

Amendment S—830 to amendment S—758 was adopted.

Senator Doderer offered amendment S—818 to amendment S—758 and moved its adoption:

S—818

- 1 Amend the Milligan amendment S—758 to Senate File 590,
- 2 page 3, line 6, by striking the second figure "15,450"
- 3 and inserting in lieu thereof the figure "16,000".

Amendment S—818 to amendment S—758 was adopted.

Senator Van Gilst offered amendment S—771 to amendment S—758, filed by Senators Van Gilst and Nystrom and moved its adoption:

S—771

- 1 Amend the Milligan amendment S—758 to Senate File 590,
- 2 page 4, by striking lines 8, 9 and 10 and inserting in
- 3 lieu thereof the following:
- 4 24. Page 5, by striking all of line 5 and inserting
- 5 in lieu thereof the following:
- 6 "director not exceeding: \$17,500 \$18,000"

Amendment S—771 to amendment S—758 lost.

Senator Hultman offered amendment S—768 to amendment S—758 filed by Senators Hultman and Priebe, moved its adoption and requested a roll call:

S—768

- 1 Amend the Milligan amendment S—758 to Senate File 590, page 7, by striking
- 2 line 4 and inserting in lieu thereof the following:
- 3 "not exceeding: \$19,000 \$20,000".

On the question "Shall amendment S—768 to amendment S—758 be adopted?" (S.F. 590) the vote was:

Ayes, 34:

Andersen	Junkins	Murray	Schaben
Bergman	Kelly	Nolin	Schwieger
Blouin	Kennedy	Nystrom	Scott
Briles	Kinley	Orr	Shaff
Gluba	Miller of	Potter	Shaw
Griffin	Des Moines	Priebe	Taylor
Hansen	Miller of	Rabedeaux	Van Gilst
Heying	Marshall	Riley	Willits
Hultman	Milligan	Robinson	Winkelman

Nays, 9:

Curtis	Glenn	Lamborn	Ramsey
DeKoster	Hill	Plymat	Rodgers
Gallagher			

Absent or not voting, 7:

Coleman	Kyhl	Palmer	Tieden
Doderer	McCartney	Schwengels	

Amendment S—768 to amendment S—758 was adopted.

Senator Schaben offered amendment S—859 to amendment S—758 and moved its adoption:

S—859

- 1 Amend the Milligan amendment S—758 to Senate File 590,
- 2 page 6, by striking line 6 and inserting in lieu thereof
- 3 the following:
- 4 “ing: \$14,000 \$14,000”.

Amendment S—859 to amendment S—758 lost.

Senator Potter took the chair at 5:12 p.m.

Senator Blouin offered amendment S—871 to amendment S—758 and moved its adoption:

S—871

- 1 Amend amendment S—758 to Senate File 590, page 3, by
- 2 striking lines 19, 20, and 21.

Roll call was requested.

On the question “Shall amendment S—871 to amendment S—758 be adopted?” (S.F. 590) the vote was:

Rule 24 was invoked.

Ayes, 18:

Blouin	Gluba	Orr	Robinson
Curtis	Heying	Palmer	Shaw
Doderer	Hill	Plymat	Taylor
Gallagher	Kennedy	Ramsey	Willits
Glenn	Kinley		

Nays, 28:

Andersen	Junkins	Nolin	Schaben
Bergman	Lamborn	Nystrom	Schwieger
Briles	Miller of	Potter	Scott
Coleman	Des Moines	Priebe	Shaff
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Riley	Van Gilst
Hansen	Milligan	Rodgers	Winkelman
Hultman	Murray		

Absent or not voting, 4:

Kelly	Kyhl	McCartney	Schwengels
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Amendment S—871 to amendment S—758 lost.

President Neu took the chair at 5:55 p.m.

Senator Milligan moved the adoption of amendment S—758 as amended and requested a roll call.

Rule 24 was invoked on request of Senator Blouin.

On the question “Shall amendment S—758 as amended be adopted?” (S.F. 590) the vote was:

Ayes, 26:

Briles	Kelly	Murray	Rabedeaux
Coleman	Kinley	Nolin	Riley
DeKoster	Lamborn	Nystrom	Robinson
Doderer	McCartney	Orr	Schwieger
Gluba	Miller of	Palmer	Van Gilst
Griffin	Des Moines	Plymat	Willits
Hansen	Milligan	Potter	

Nays, 22:

Andersen	Heying	Miller of	Scott
Bergman	Hill	Marshall	Shaff
Blouin	Hultman	Priebe	Shaw
Curtis	Junkins	Ramsey	Taylor
Gallagher	Kennedy	Rodgers	Tieden
Glenn		Schaben	Winkelman

Absent or not voting, 2:

Kyhl	Schwengels
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Amendment S—758 as amended was adopted.

Amendments S—821, S—799, S—770 and S—819 ruled out of order with the adoption of amendment S—758 as amended.

Senator Blouin offered amendment S—873 by Senators Blouin and Glenn and moved its adoption:

S—873

- 1 Amend Senate File 590, page 8, line 12, by striking the
- 2 figures "\$40,000" and "\$40,000" and inserting in lieu thereof
- 3 the figures "\$35,000" and "\$35,000".

Roll call was requested.

On the question "Shall amendment S—873 be adopted?" (S.F. 590) the vote was:

Rule 24 was invoked.

Ayes, 5:

Blouin	Gluba	Scott	Willits
Glenn			

Nays, 39:

Andersen	Hill	Miller of	Riley
Bergman	Hultman	Marshall	Robinson
Briles	Junkins	Milligan	Rodgers
Coleman	Kelly	Murray	Schwieger
Curtis	Kennedy	Nolin	Shaff
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Griffin	Miller of	Rabedeaux	Van Gilst
Hansen	Des Moines	Ramsey	Winkelman
Heying			

Voting present, 2:

Palmer (under Rule 24)
Priebe (under Rule 24)

Absent or not voting, 4:

Kyhl Nystrom Schaben Schwengels

Amendment S—873 lost.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 590) the vote was:

Rule 24 was invoked.

Ayes, 26:

Bergman	Kelly	Milligan	Riley
Briles	Lamborn	Murray	Schwieger
Coleman	McCartney	Nolin	Shaff
DeKoster	Miller of	Orr	Shaw
Doderer	Des Moines	Plymat	Van Gilst
Gluba	Miller of	Potter	Willits
Griffin	Marshall	Rabedaux	
Hansen			

Nays, 21:

Andersen	Hill	Palmer	Schaben
Blouin	Hultman	Priebe	Scott
Curtis	Junkins	Ramsey	Taylor
Gallagher	Kennedy	Robinson	Tieden
Glenn	Kinley	Rodgers	Winkelman
Heying			

Absent or not voting, 3:

Kyhl Nystrom Schwengels

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 590 passed the Senate.

CLIFTON C. LAMBORN

MOTION TO RECONSIDER ADOPTED

House File 769

Senator Hultman called up the following motion to reconsider filed by him and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 769 passed the Senate on June 12, 1973.

On the question "Shall the motion to reconsider be adopted?" (H.F. 769) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwieger
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Plymat	Shaw
Doderer	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl	Nystrom	Palmer	Schwengels
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The motion prevailed.

Senator Hultman moved to reconsider the vote by which House File 769 went to its last reading, which motion prevailed.

On motion of Senator Hultman, House File 769, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the control of the department of social services, including repairs, improvements, replacements or alterations, was taken up for reconsideration.

Senator Hultman moved to reconsider the vote by which amendment S—751 was adopted by the Senate, which motion prevailed.

Senator Hultman asked and received unanimous consent to withdraw amendment S—751.

Senator Hultman offered amendment S—866 and moved its adoption:

S—866

- 1 Amend House File 769, page 2, line 12, by inserting after
- 2 the word "buildings" the following: "except for the
- 3 Glenwood State Hospital-School".

The amendment was adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 769) the vote was:

Ayes, 42:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Murray	Schaben
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Hansen	Miller of	Riley	Willits
Heying	Marshall	Robinson	
Hill			

Nays, 1:

Winkelman

Absent or not voting, 7:

Coleman	Griffin	Orr	Schwengels
Doderer	Kyhl	Palmer	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 769** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 656, a bill for an act creating a veterans' service compensation fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 785, a bill for an act to make appropriation from the general fund to the civil rights commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 792, a bill for an act making an appropriation to the district courts.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 606, by committee on human and industrial relations, a bill for an act relating to workmen's compensation benefits.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File 785, a bill for an act to make an appropriation from the general fund of the state to the civil rights commission.

Read first time and **passed on file**.

House File 792, a bill for an act making an appropriation to the district courts.

Real first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 215 Natural resources
 H. F. 337 Higher education
 H. F. 414 State government
 H. F. 425 State government
 H. F. 529 Judiciary
 H. F. 569 Schools
 H. F. 674 Natural resources
 H. F. 726 Schools
 H. F. 786 Appropriations
 H. F. 790 Appropriations
 H. F. 791 Appropriations

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 557 passed the Senate.

GEORGE R. KINLEY

EXPLANATION OF VOTE

MR. PRESIDENT: I voted against Senate File 144 on June 12, 1973, after voting for the initial passage of the bill in April, to register my disapproval of the Senate's priorities, in that during this session we have failed to allow the Senate to debate a bill to revise drunk driving definitions and penalties while taking time to consider the liquor on Sunday bill.

JOAN ORR

REPORTS OF COMMITTEES

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 693**, a bill for an act relating to the issuance of general obligation bonds for sanitary disposal projects, begs leave to report it has

had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 726**, a bill for an act to authorize school districts to erect, or otherwise acquire, and to equip a building for use as a school lunch facility and to pay for same from certain funds on hand in the schoolhouse fund or from a tax or bonds voted for the purpose, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 164**, a bill for an act authorizing additional sick leave for certain employees injured in line of duty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 424**, a bill for an act relating to the creation of a Spanish-speaking peoples study commission and providing an appropriation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—853

- 1 Amend Senate File 424 as follows:
- 2 1. Page 3, by striking lines 17 through 27 and inserting
- 3 in lieu thereof the following:
- 4 "Sec. 4. *NEW SECTION. REIMBURSEMENT OF EXPENSES.*
- The
- 5 members of the commission shall receive actual and necessary
- 6 expenses for attendance at meetings."
- 7 2. Page 5, line 2, by striking the words "February
- 8 fifteenth of each odd-numbered year" and inserting in lieu
- 9 thereof the following: "February 15, 1974".
- 10 3. By striking in lines 4 and 5 the following "for the
- 11 biennium beginning July 1, 1973, and ending June 30, 1975,".

S—854

- 1 Amend the committee on appropriations amendment S—755 to
- 2 Senate File 424, as follows:
- 3 1. By striking lines 16 and 17 and inserting in lieu
- 4 thereof the following: "governor. The seven".
- 5 2. Page 2, line 5, by striking the words "seventy-six
- 6 thousand (76,000)" and inserting in lieu thereof the following:
- 7 "twenty-six thousand (26,000)".

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 47**, a resolution authorizing the establishment of an interim committee to study means of reducing alcohol-related highway fatalities, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 400**, a bill for an act relating to the investment of funds of retirement systems for policemen and firemen, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—865

- 1 Amend Senate File 271 as follows:
- 2 1. Page 4, by striking all of line 33 and inserting in lieu
- 3 thereof the words "3. Provide direct".
- 4 2. Page 6, by striking lines 8 through 16, inclusive, and
- 5 inserting in lieu thereof the following:
- 6 Sec. 10. **NEW SECTION. LOCAL FINANCIAL SUPPORT. A**
- regional
- 7 board shall have the authority to require as a condition for
- 8 receiving services under section seven (7) of this Act that a
- 9 governmental subdivision maintain any millage levy for library
- 10 maintenance purposes that is in effect on July 1, 1973 and that
- 11 commencing July 1, 1977, a public library receiving services
- 12 under section seven (7) of this Act shall be funded by the local
- 13 governmental subdivision through a levy of at least one mill or
- 14 at least the monetary equivalent of one mill when all or a por-
- 15 tion of the funds are obtained from a source other than taxation.

ELIZABETH O. SHAW

S—857

- 1 Amend the committee on state government amendment
- 2 S—624 to Senate File 277 as follows:
- 3 1. Page 18, by inserting the following after line
- 4 23:
- 5 66. By adding the following new sections:
- 6 Sec. Chapter three hundred twenty-two (322),
- 7 Code 1973, is amended by adding the following new
- 8 sections:
- 9 **NEW SECTION. There is hereby established the motor**
- 10 vehicle dealer board which shall consist of three dealers
- 11 licensed under this chapter and two members not licensed
- 12 under this chapter who shall represent the general
- 13 public. A licensed member shall have been licensed
- 14 under this chapter for the last five years immediately
- 15 preceding his appointment. Members shall be appointed

16 by the governor subject to the approval of two-thirds
 17 of the members of the senate. Of the first appointments
 18 hereunder one licensed member and one public member
 19 shall be appointed for terms of one year, one licensed
 20 member and one public member shall be appointed for
 21 terms of two years, and one licensed member shall be
 22 appointed for a term of three years. Thereafter,
 23 appointments shall be for three-year terms. The terms
 24 of all appointments shall commence on July first of
 25 the year in which the appointment is made. Vacancies

Page 2

1 shall be filled for the unexpired term by appointments
 2 of the governor and shall be subject to senate
 3 confirmation. Members shall serve no more than three
 4 terms or nine years, whichever is less.
 5 *NEW SECTION.* Members of the motor vehicle dealer
 6 board shall set their own per diem compensation at a
 7 rate not exceeding forty dollars per day for each day
 8 actually engaged in the discharge of their duties.
 9 All per diem and expenses of the members and expenses
 10 of the board shall be paid from the motor vehicle dealers
 11 license fee fund.

12 *NEW SECTION.* The board shall hold at least one
 13 meeting per year at the seat of government and shall
 14 elect a chairman annually. A majority of the members
 15 of the board shall constitute a quorum.

16 *NEW SECTION.* The board shall conduct hearings upon
 17 not less than ten-day's notice upon the denial by the
 18 department of an application for a license as a motor
 19 vehicle dealer and shall conduct hearings upon not less
 20 than ten-days' notice to determine whether the license
 21 of a motor vehicle dealer should be revoked or suspended.

22 Sec. Section three hundred twenty-two point
 23 six (322.6), unnumbered paragraph one (1), Code 1973,
 24 is amended to read as follows:

25 The department shall [deny] *refer* the application of

Page 3

1 any person for a license as a motor vehicle dealer [and
 2 refuse to issue a license to him as such, if, after
 3 reasonable notice and a hearing, the department deter-
 4 mines that such applicant] *to the board for hearing to*
 5 *determine whether the license should be granted if the*
 6 *department has reasonable grounds to believe that an*
 7 *applicant for a license as a motor vehicle dealer has*
 8 *committed any of the following, specifying the subsec-*
 9 *tion in question and the particulars thereof:*

10 Sec. Section three hundred twenty-two point
 11 six (322.6), Code 1973, is amended by inserting the
 12 following unnumbered paragraph after subsection nine
 13 (9):

14 *NEW UNNUMBERED PARAGRAPH.* The board shall conduct
 15 a hearing thereon within thirty days and shall deny
 16 the application if it finds that such specifications

17 are correct and that the application should be denied.

18 Sec. Section three hundred twenty-two point
19 six (322.6), unnumbered paragraphs three (3) and four
20 (4), Code 1973, are amended to read as follows:

21 In considering whether or not a contract or agree-
22 ment between a motor vehicle dealer and a manufacturer
23 or distributor of motor vehicles has been terminated
24 by such manufacturer or distributor without just and
25 reasonable cause therefor, the [department] *board* shall

Page 4

1 take into consideration the circumstances existing at
2 the time of such termination, including the amount of
3 business transacted by the motor vehicle dealer pursuant
4 to the contract or agreement and prior to such
5 termination; the investment necessarily made and the
6 obligation necessarily incurred by the motor vehicle
7 dealer in the performance of his part of such contract;
8 the permanency of such investment; the reasons for such
9 termination by such manufacturer or distributor and
10 the fact that it is injurious to the public welfare
11 for the business of a motor vehicle dealer to be
12 disrupted by termination of such contract without just
13 and reasonable cause.

14 Whenever the [department] *board* determines [to deny]
15 *that* the application of any person for a license as
16 a motor vehicle dealer [and refuses to issue a license
17 to him as such, the department] *should be denied, the*
18 *board* shall enter a final order thereof with its findings
19 relating thereto within thirty days from the date of
20 the hearing thereon.

21 *The department shall grant a license or refuse to*
22 *issue a license as determined by the board.*

23 Sec. Section three hundred twenty-two point
24 nine (322.9), unnumbered paragraphs one (1), and two
25 (2), Code 1973, are amended to read as follows:

Page 5

1 The [department] *board* is [hereby] authorized to revoke
2 or suspend the license of any retail motor vehicle
3 dealer if, after notice and hearing, it finds that such
4 licensee has been guilty of any act which would have
5 been a ground for the denial of a license under section
6 322.6.

7 The [department] *board* is further authorized to revoke
8 or suspend the license of any retail motor vehicle
9 dealer if, after notice and hearing, it finds that such
10 licensee has been convicted or has forfeited bail on
11 three charges of:

12 Sec. Section three hundred twenty-two point
13 ten (322.10), Code 1973, is amended to read as follows:

14 322.10 APPEALS.

15 1. An appeal may be taken by any person interested
16 from any final order of the department *or board* to the
17 district court of the county in which he resides or

18 in which his principal place of business is located,
 19 within thirty days after he shall have received notice
 20 from the department *or board* of such order.

21 2. The appeal shall be taken by a written notice
 22 to the department *or board* and served as an original
 23 notice. When said notice is so served it shall, with
 24 the return thereon, be filed in the office of the clerk
 25 of said district court, and docketed as other cases,

Page 6

1 with the appellant as plaintiff and the department *or*
 2 *board* as defendant. The plaintiff shall file with such
 3 clerk a bond for the use of the defendant, with sureties
 4 approved by such clerk and in an amount fixed by him,
 5 provided in no case shall the bond be less than fifty
 6 dollars, conditioned that the plaintiff shall perform
 7 the orders of the court.

8 3. The court shall hear the appeal in equity, deter-
 9 mine anew all questions submitted to it on appeal from
 10 the order of the department, *or board*, and render its
 11 decree thereon. An appeal to the supreme court of this
 12 state may be taken as in other equitable actions.

13 Sec. Section three hundred twenty-two point
 14 twenty-four (322.24), Code 1973, is amended to read
 15 as follows:

16 322.24 HEARING. The commissioner of public safety
 17 *and the board* shall have the power to issue subpoenas
 18 to compel the attendance of witnesses and the production
 19 of documents, papers, books, records and other evidence
 20 before [him] *the commissioner or the board as the case*
 21 *may be* in any matter over which [he] *the commissioner*
 22 *or the board respectively* has jurisdiction, control
 23 or supervision pertaining to this chapter.

24 If any person shall refuse to obey any such subpoena,
 25 or to give testimony, or to produce evidence as required

Page 7

1 thereby, any judge of the district court of the state
 2 of Iowa in and for Polk county may, upon application
 3 and proof of such refusal, make an order awarding process
 4 of subpoena, or subpoena duces tecum, out of the said
 5 court, for the witness to appear before the commis-
 6 sioner *or the board as the case may be* and to give
 7 testimony, and to produce evidence as required thereby.
 8 Upon filing such order in the office of the clerk of
 9 said court, the clerk shall issue process of subpoena,
 10 as directed, under the seal of said court, requiring
 11 the person to whom it is directed to appear at the time
 12 and place therein designated.

13 2. By renumbering the amendment in accordance with
 14 this amendment.

WARREN E. CURTIS
 FORREST V. SCHWENGELS
 JOHN N. NYSTROM

S—842

- 1 Amend Senate File 587, page 9, line 28, by strik-
- 2 ing the word "department" and inserting in lieu thereof
- 3 the word "board".

BARTON L. SCHWIEGER

S—841

- 1 Amend Senate File 604, page 2, by striking line 11 and
- 2 inserting in lieu thereof the following:
- 3 3. Aid to Dependent Children \$17,748,000 \$21,368,000.

MICHAEL T. BLOUIN
 WILLIAM E. GLUBA
 WILLIAM D. PALMER
 GENE W. GLENN
 GENE V. KENNEDY
 MINNETTE DODERER
 JOAN ORR
 EARL WILLITS
 GEORGE R. KINLEY

S—840

- 1 Amend Senate File 604, page 5, by adding the following section
- 2 after line 23:
- 3 Sec. The department of social services, in computing
- 4 the first old age assistance, aid to the blind, aid to dependent
- 5 children and aid to the disabled cash assistance grants paid from
- 6 funds appropriated by this Act, shall as nearly as possible
- 7 within the limitations of those appropriations and on the basis
- 8 of the department's current caseload for those respective
- 9 programs, fix the level of grants under those respective programs
- 10 at amounts equal to, but not in excess of, the amounts which the
- 11 department determines are necessary to meet the minimum needs of
- 12 recipients. The level of grants for the respective programs so
- 13 fixed shall not thereafter be lowered during the balance of the
- 14 1973-1975 biennium, any other provisions of law to the contrary
- 15 notwithstanding. There is appropriated from the general fund of
- 16 the state to the department of social services, in addition to
- 17 the funds appropriated by section one (1) of this Act, any addi-
- 18 tional amount required to implement the provisions of this
- 19 section.

MICHAEL T. BLOUIN
 WILLIAM E. GLUBA
 WILLIAM D. PALMER
 GENE W. GLENN
 GENE V. KENNEDY
 GEORGE R. KINLEY
 JAMES F. SCHABEN
 MINNETTE DODERER
 JOAN ORR
 EARL WILLITS

S—846

- 1 Amend Senate File 605, page 2, by striking line 26
- 2 and inserting in lieu thereof the following:
- 3 "poses \$246,180 \$253,850."

EARL M. WILLITS

EUGENE M. HILL
JAMES F. SCHABEN

S—870

1 Amend Senate File 605, page 2, by striking line 12 and inserting
2 in lieu thereof the following:
3 "poses: \$730,858 \$778,112"

JOHN S. MURRAY
MINNETTE DODERER
E. KEVIN KELLY

S—875

1 Amend the state government committee amendment S—797, to House
2 File 745 as amended and passed by the House, page 1, by striking
3 lines 8 and 9 and inserting in lieu thereof the following:
4 3. Page 15, by striking lines 25 through 35, inclusive, and
5 page 16, by striking lines 1 through 40, inclusive, and inserting
6 in lieu thereof the following:

7 Sec. Section forty-three point fifty-two (43.52), Code
8 1973, is amended by striking the section and inserting in lieu
9 thereof the following:

10 43.52 NOMINEES FOR COUNTY OFFICE. The nominee of each
11 political party for any office to be filled by the voters of the
12 county shall be the person receiving the highest number of votes
13 cast in the primary election by the voters of that party for the
14 office, and that person shall appear as the party's candidate for
15 the office on the general election ballot.

16 If no candidate receives thirty-five percent or more of the
17 votes cast by voters of his party for the office he is seeking, the
18 primary is inconclusive and the nomination shall be made as pro-
19 vided by section forty-three point ninety-seven (43.97), subsec-
20 tion one (1) of the Code.

21 When two or more nominees are required, as in the case of at-
22 large elections, the nominees shall likewise be the required num-
23 ber of persons who receive the greatest number of votes cast in
24 the primary election by the voters of the nominating party, but
25 no candidate is nominated who fails to receive thirty-five

Page 2

1 percent of the number of votes found by dividing the number of
2 votes cast by voters of the candidate's party for the office in
3 question by the number of persons to be elected to that office.
4 If the primary is inconclusive under this paragraph, the necessary
5 number of nominations shall be made as provided by section forty-
6 three point ninety-seven (43.97), subsection one (1), of the Code.

7 Sec. Section forty-three point fifty-three (43.53),
8 Code 1973, is amended by striking the section and inserting in
9 lieu thereof the following:

10 43.53 NOMINEES FOR SUBDIVISION OFFICE—WRITE-IN
CANDIDATES.

11 The nominee of each political party for any office to be filled by
12 the voters of any subdivision of the county shall be the person
13 receiving the highest number of votes cast in the primary election
14 by the voters of that party for the office and that person shall
15 appear as the party's candidate for the office on the general
16 election ballot. A person whose name is not printed on the offi-

17 cial primary ballot shall not be declared nominated as a candidate
 18 in the general election unless he receives the greater of at
 19 least five votes or a number of votes equal to at least five
 20 percent of the votes cast in the subdivision at the last preceding
 21 general election for the party's candidate for president of the
 22 United States or for governor, as the case may be.

ELIZABETH SHAW
 RICHARD R. RAMSEY

S—852

1 Amend the state government committee amendment, S—797, to
 2 House File 745 as amended and passed by the House, page 2, lines
 3 20 and 21, by striking the words “may make such nominations or
 4 may” and by inserting in lieu thereof the words “[may make such
 5 nominations or may] *shall*”.

E. KEVIN KELLY

S—867

1 Amend the state government committee amendment, S—797, to
 2 House File 745 as amended and passed by the House, page 3, line
 3 17, by striking the words “chairmen and two” and by inserting
 4 in lieu thereof the words “chairperson and three”.

E. KEVIN KELLY
 GEORGE F. MILLIGAN

S—863

1 Amend the state government committee amendment, S—797, to
 2 House File 745 as amended and passed by the House, page 3, by
 3 striking lines 17 and 18 and inserting in lieu thereof the words
 4 “an equal number of members from each congressional district,
 5 which number shall be determined by the party constitution or
 6 bylaws, who shall be elected or nomi-”.

E. KEVIN KELLY

S—839

1 Amend the committee on state government amendment S—797 to
 House File 745, as
 2 printed on pages 1620-1622 of the Senate Journal, page 3, by adding
 3 the following after line 25: “The auditor of state shall annually
 4 audit the receipts and disbursements of each political party’s
 5 state party central committee.”

CALVIN O. HULTMAN

S—872

1 Amend House File 745 as amended and passed by the House as
 2 follows:

3 1. Page 4, line 33, by striking the words “, an auditor” and
 4 inserting in lieu thereof the words “[, an auditor]”.

5 2. Page 126, by inserting after line 32 the following new
 6 section:

7 Sec. Section three hundred thirty-three point one (333.1),
 8 unnumbered paragraph one (1), Code 1973, is amended to read as
 9 follows:

10 The county auditor *shall be appointed by the county board of*
 11 *supervisors and shall serve at the pleasure of the board. He*
 12 *shall be selected primarily for his administrative ability and*
 13 *knowledge of county government procedures, not on the basis of*

- 14 *his political affiliation, and shall not engage in political*
 15 *activity while he holds this position. He shall:*
 16 3. By renumbering the sections to conform with this
 17 amendment.

RICHARD R. RAMSEY

S—848

- 1 Amend House File 745, as amended and passed by the House, as
 2 follows:
 3 1. Page 24, by striking lines 31 through 35, inclusive, and
 4 page 25, by striking lines 1 through 5, inclusive.
 5 2. Page 38, by striking lines 36, 37 and 38.
 6 3. Page 180, by inserting at the end of line 29 the words
 7 and figures "forty-three point one hundred thirteen (43.113)."
 8 4. By renumbering sections.

WILLIAM E. GLUBA

S—874

- 1 Amend House File 745, as amended and passed by the House,
 2 page 40B, by striking lines 42 through 49, inclusive.

RICHARD R. RAMSEY

S—849

- 1 Amend House File 745 as amended and passed by the House, page
 2 43, line 26, by inserting after the period the following:
 3 "*No eligible elector shall be refused registration as a voter*
 4 *because he is unable to immediately provide his social security*
 5 *number, but he may be requested to subsequently provide the*
 6 *commissioner of registration with his social security number.*"

WILLIAM E. GLUBA

S—861

- 1 Amend House File 745 as amended and passed by the House, page
 2 45, lines 15 and 16, by striking the words "[ten] at five o'clock
 3 p.m., fifteen" and inserting in lieu thereof the words "at five
 4 o'clock p.m., ten".

EARL M. WILLITS
 NORMAN G. RODGERS
 WILLIAM E. GLUBA

S—844

- 1 Amend House File 745 as amended and passed by the House as
 2 follows:
 3 1. Page 45, line 16, by striking the word "fifteen" and
 4 inserting in lieu thereof the word "ten".

KENNETH D. SCOTT

S—860

- 1 Amend House File 745, as amended and passed by the
 2 House, page 46, by striking line 5 and inserting in lieu
 3 thereof the following:
 4 "quest not more than one person for each one thousand
 5 six hundred (1,600) resi-".

EARL M. WILLITS
 NORMAN G. RODGERS

S—847

- 1 Amend House File 745 as amended and passed by the
- 2 House:
- 3 Page 48, by striking lines 26 through 28 and reletter-
- 4 ing the remaining paragraphs.

EARL M. WILLITS

S—876

- 1 Amend House File 745 as passed by the House as follows:
- 2 1. Page 50, by inserting after line 5 the following new section:
- 3 Sec. 105. Chapter forty-eight (48), Code 1973, is amended by
- 4 adding the following new section:
- 5 **NEW SECTION. REGISTRATION THROUGH DRIVER'S LI-**
CENSE APPLICATION.
- 6 Every person who applies for an operator's or chauffeur's license
- 7 or temporary drivers permit in the manner prescribed by section
- 8 three hundred twenty-one point one hundred eighty-two (321.182) of
- 9 the Code, shall be deemed to have thereby applied to be registered
- 10 to vote, if eligible, unless the applicant signs a statement which
- 11 shall be provided on the application form to the effect that he
- 12 does not desire to be registered to vote in this manner, in which
- 13 case the requirements of subsections one (1) through four (4) of
- 14 this section shall not apply. The method of voter registration
- 15 established by this section shall be an alternative to other
- 16 methods of voter registration provided by this chapter.
- 17 1. The applicant shall, in addition to supplying the informa-
- 18 tion required by section three hundred twenty-one point one hundred
- 19 eighty-three (321.183) of the Code, supply the information re-
- 20 quired by section forty-eight point six (48.6), subsections seven
- 21 (7) through ten (10), inclusive, of the Code, of persons register-
- 22 ing to vote, and shall be given a receipt of his registration sta-
- 23 tating that he is registered to vote. He shall also receive in
- 24 writing a statement in substantially the following form: "If
- 25 the date of registration occurs within the time registration is

Page 2

- 1 closed in your precinct, this registration will not be effective
- 2 until registration opens again in your precinct. Your county com-
- 3 missioner of elections can provide further information about
- 4 registration." The department of public safety may not retain or
- 5 maintain after the close of any working day any of the information
- 6 received during that working day under the provisions of this sec-
- 7 tion, except information required by section three hundred twenty-
- 8 one point one hundred eighty-three (321.183) of the Code.
- 9 2. The voter registration form, including all information sup-
- 10 plied thereon by the applicant which is needed to comply with
- 11 section forty-eight point six (48.6) of the Code and a copy of
- 12 the applicant's handwritten signature, shall at the close of each
- 13 working day be sent by first class mail or delivered personally,
- 14 whichever is most feasible, by a representative of the department
- 15 of public safety to the commissioner of registration of the county
- 16 in which the applicant resides. The commissioner shall process
- 17 voter registrations received by the department of public safety
- 18 under the provisions of this section in the same manner as regis-
- 19 trations received by a deputy mobile registrar.
- 20 3. If the applicant is found to be an eligible elector in all

21 respects except that he has not attained the age of eighteen, the
22 commissioner of registration shall send him notice that his reg-
23 istration will take effect upon his eighteenth birthday.

24 4. If the commissioner is not satisfied that the applicant is
25 an eligible elector of the precinct in which the residence listed

Page 3

1 on his application is located, or if for any reason the information
2 supplied on the application is not sufficient to complete the
3 applicant's registration to vote, the commissioner of registration
4 shall, not more than fifteen days after he receives the copy of
5 the application so notify the applicant by restricted certified
6 mail and advise the applicant in the notice how he may present
7 evidence of his status as an eligible elector, or complete his
8 registration. If the applicant is found to be a currently regis-
9 tered voter, but at a residence other than that listed on his
10 application, the commissioner shall treat the application as a
11 change of address notice.

12 2. Page 126, by inserting after line 32 the following new
13 section:

14 Sec. Section three hundred twenty-one point one hundred
15 eighty-two (321.182), Code 1973, is amended to read as follows:

16 321.182 APPLICATION FOR LICENSE OR PERMIT. Every
application

17 for an instruction permit or for an operator's or chauffeur's
18 license or temporary drivers permit shall be made upon a form
19 furnished by the department [and], *which shall, except in the case*
20 *of an application for an instruction permit, provide space for*
21 *the applicant to supply both the information specified by section*
22 *one hundred five (105), subsection one (1) of this Act, and the*
23 *information required by section three hundred twenty-one point*
24 *one hundred eighty-three (321.183) of the Code. The form shall*
25 *include only one copy upon which may be entered the information*

Page 4

1 *specified by section one hundred five (105), subsection one (1)*
2 *of this Act but not required by section three hundred twenty-one*
3 *point one hundred eighty-three (321.183) of the Code. That copy*
4 *of the form shall be so arranged that a portion thereof may serve*
5 *as the registrant's receipt of his registration to vote. The*
6 *remainder of that copy of the form, or the entire copy if the*
7 *applicant signs the statement provided on the form to the effect*
8 *that he does not desire to be registered to vote in this manner,*
9 *shall be mailed or delivered to the county commissioner of regis-*
10 *tration as required by section one hundred five (105), subsection*
11 *two (2) of this Act. The application shall be verified by the*
12 *applicant before a person authorized to administer oaths, and*
13 *officers and employees of the department are hereby authorized to*
14 *administer such oaths without charge. The applicant shall write*
15 *his usual signature with pen and ink upon the application in the*
16 *space provided for signature.*

17 3. Page 180, by inserting after line 21 the following new section:

18 Sec. The operation of this Act, insofar as it requires
19 that applicants for an operator's or chauffeur's license or
20 temporary drivers permit in the manner prescribed by section three

21 hundred twenty-one point one hundred eighty-two (321.182) of the
 22 Code be offered an opportunity to register to vote, may be deferred
 23 in its implementation to a date not later than September 1, 1973
 24 if necessary in order to permit completion of required administra-
 25 tive preparations.

Page 5

1 4. By renumbering sections of the bill and of this amendment
 2 and revising internal references as necessary in conformity to
 3 this amendment.

JOHN S. MURRAY
 GEORGE R. KINLEY
 E. KEVIN KELLY

S—864

1 Amend House File 745 as amended and passed by the House, page
 2 66, by striking lines 26 through 32, inclusive, and inserting in
 3 lieu thereof the following:

4 Sec. Section forty-nine point forty-two (49.42), Code
 5 1973, is amended to read as follows:

6 49.42 FORM OF OFFICIAL BALLOT. [Said] *The ballot for the*
 7 *general election* shall be in substantially the following form:

	<input type="radio"/> REPUBLICAN	<input type="radio"/> DEMOCRATIC	<input type="radio"/> PROHIBITION	<input type="radio"/> UNION LAB
	For President	For President	For President	For President
10	A..... B.....,	N..... O.....,	A..... B.....,	N..... O.....
11	of Ohio.	of Virginia.	of Maine.	of Idaho.
12	<input type="checkbox"/> For Vice-	☐ For Vice-	☐ For Vice-	☐ For Vice-
13	President,	President,	President,	President.
14	C..... D.....,	P..... Q.....,	C..... D.....,	P..... Q.....
15	of New York.	of Indiana.	of Illinois.	of Ohio.
16	For	For	For	For
17	United States	United States	United States	United States
18	Senator.	Senator.	Senator.	Senator.
19	<input type="checkbox"/> E..... F.....,	<input type="checkbox"/> R..... S.....,	<input type="checkbox"/> E..... F.....,	<input type="checkbox"/> R..... S.....,
20	[of County.]	[of County.]	[of County.]	[of County.]
21	For	For	For	For
22	United States	United States	United States	United States
23	Representative,	Representative,	Representative,	Representati

Page 2

1	<input type="checkbox"/> G..... H.....,	<input type="checkbox"/> T..... U.....,	<input type="checkbox"/> G..... H.....,	<input type="checkbox"/> T..... U.....,
2	[of County.]	[of County.]	[of County.]	[of County.]
3	For Governor,	For Governor,	For Governor,	For Governor.
4	<input type="checkbox"/> I..... J.....,	<input type="checkbox"/> V..... W.....,	<input type="checkbox"/> I..... J.....,	<input type="checkbox"/> V..... W.....,
5	[of County.]	[of County.]	[of County.]	[of County.]
6	For Lieutenant	For Lieutenant	For Lieutenant	For Lieutena
7	Governor,	Governor,	Governor,	Governor,
8	<input type="checkbox"/> K..... L.....,	<input type="checkbox"/> X..... Y.....,	<input type="checkbox"/> K..... L.....,	<input type="checkbox"/> X..... Y.....,
9	[of County.]	[of County.]	[of County.]	[of County.]

EARL M. WILLITS
 NORMAN G. RODGERS

S—850

- 1 Amend House File 745 as amended and passed by the House,
- 2 page 73, line 16, by striking the word "seven" and inserting in
- 3 lieu thereof the words "[seven] six".

WILLIAM E. GLUBA
GEORGE R. KINLEY

S—838

- 1 Amend House File 745 as amended and passed by the House, page 73,
- 2 line 19, by striking the word "eight" and inserting in lieu thereof
- 3 the words "[eight] nine".

GEORGE R. KINLEY
JOHN S. MURRAY
GENE V. KENNEDY
FORREST V. SCHWENGELS
WILLIAM E. GLUBA
WILLIAM N. PLYMAT
CLOYD E. ROBINSON
EARL M. WILLITS
CHARLES P. MILLER
LOWELL L. JUNKINS
NORMAN G. RODGERS

S—858

- 1 Amend House File 745 as amended and passed by the House, page
- 2 78, by inserting after line 32 the following new section:
- 3 Sec. Section forty-nine point ninety-two (49.92), Code 1973, is
- 4 amended to read as follows:
- 5 49.92 VOTING MARK. The voting mark shall be a cross or check
- 6 which shall be placed in the circle at the head of a ticket, or
- 7 in the squares opposite the names of candidates. *The fact that*
- 8 *the voting mark is made by an instrument other than a black lead*
- 9 *pencil shall not affect the validity of the ballot unless it*
- 10 *appears that the color or nature of the mark is intended to*
- 11 *identify the ballot contrary to the intent of section forty-nine*
- 12 *point one hundred seven (49.107), subsection seven (7) of the*
- 13 *Code.*

RICHARD R. RAMSEY
ELIZABETH R. MILLER

S—862

- 1 Amend House File 745 as amended and passed by the House, page
- 2 79A, by inserting after line 39 the following new section:
- 3 Sec. Section forty-nine point one hundred seven (49.107),
- 4 subsection one (1), Code 1973, is amended to read as follows:
- 5 1. Loitering, congregating, electioneering, *posting of signs,*
- 6 *treating voters, or soliciting votes, during the receiving of the*
- 7 *ballots, either on the premises of any polling place or within*
- 8 *[one] three hundred feet of any outside door of any building afford-*
- 9 *ing access to any room where the polls are held, or of any outside*
- 10 *door of any building affording access to any hallway, corridor,*
- 11 *stairway, or other means of reaching the room where the polls are*
- 12 *held.*

EARL M. WILLITS
NORMAN RODGERS
RICHARD R. RAMSEY

S—869

- 1 Amend House File 745 as amended and passed by the House as
 2 follows:
 3 1. Page 101, line 27, by inserting after the period the words
 4 "Nothing in this section shall be construed to require that a
 5 written communication mailed to the commissioner's office to re-
 6 quest an absentee ballot, or any other document except the absent
 7 voter's affidavit required by section fifty-three point thirteen
 8 (53.13) of the Code, be notarized as a prerequisite to receiving
 9 or marking an absentee ballot or returning to the commissioner an
 10 absentee ballot which has been voted."
 11 2. Page 102, line 6, by striking the words "administer an
 12 oath or" and inserting in lieu thereof the words "[administer an
 13 oath or]".
 14 3. Page 102, line 8, by striking the words "administer such
 15 oath" and inserting in lieu thereof the words "[administer such
 16 oath]".
 17 4. Page 103, line 25, by striking the words "administering
 18 the oath" and inserting in lieu thereof the words "notarizing the
 19 affidavit".
 20 5. Page 103, line 32, by striking the words "administering
 21 the oath" and inserting in lieu thereof the following:
 22 "[administering the oath] *notarizing the affidavit*".

MICHAEL T. BLOUIN
 ELIZABETH O. SHAW

S—868

- 1 Amend House File 745 as amended and passed by the House as
 2 follows:
 3 1. Page 104, line 8, by inserting before the word "carrier"
 4 the word "sealed".
 5 2. Page 104, line 9, by inserting after the word "elector"
 6 the words "or his designee".

MICHAEL T. BLOUIN

S—845

- 1 Amend House File 775, as passed by the House, as follows:
 2 1. On page 4, line 14, by inserting after the word "year"
 3 the following: " , except that this provision shall not apply to
 4 those area schools where no expenditures were made for arts and
 5 sciences during the 1972-1973 fiscal year. Any area school that
 6 budgets funds for arts and sciences for the first time in the
 7 1973-1974 fiscal year shall limit such a budgetary item to not
 8 more than five percent of their total budget".
 9 2. On page 4, line 19, by inserting after the word "year"
 10 the following: " , except that this provision shall not apply to
 11 those area schools where no expenditures were made for arts and
 12 sciences during the 1973-74 fiscal year. Any area school that
 13 budgets funds for arts and sciences for the first time in the
 14 1974-1975 fiscal year shall limit such a budgetary item to not
 15 more than five percent of their total budget".

WILLARD R. HANSEN

S—843

- 1 Amend the appropriations committee amendment S—820 to
 2 House File 776, page 2, by striking line 19 and inserting in

3 lieu thereof the figures "\$1,824,800" and "\$1,931.500".

CALVIN O. HULTMAN
JAMES W. GRIFFIN, SR.
C. JOSEPH COLEMAN
RALPH POTTER
E. KEVIN KELLY
BASS VAN GILST

S—855

1 Amend House File 785 as follows:

2 1. Page 2, by striking lines 1 through 10, and inserting
3 in lieu thereof the following:

4 Section 1. There is appropriated from the general fund
5 of the state for the biennium beginning July 1, 1973, and
6 ending June 30, 1975, for the civil rights commission,
7 the following amounts, or so much thereof as may be necessary
8 to be used in the manner designated:

9		1973-74	1974-75
10		Fiscal Year	Fiscal Year
11	For salaries, support, main-		
12	tenance and miscellaneous pur-		
13	poses:	\$ 187,530	\$ 193,500

14 2. Page 2, line 24, by inserting after the period the
15 following: "Unencumbered or unobligated balances of
16 appropriations made for the second fiscal year of such
17 biennium shall be subject to section eight point thirty-
18 three (8.33) of the Code."

LEONARD C. ANDERSEN
JOAN ORR
LUCAS J. DeKOSTER
JOHN S. MURRAY
MICHAEL T. BLOUIN
ROGER J. SHAFF
RALPH W. POTTER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, June 13, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, JUNE 13, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Mike Tauke, pastor of the Deacon Sacred Heart Church, Oelwein, Iowa.

The Journal of Tuesday, June 12, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Alfred Brendel, Central City, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Sixty students from Newton Community High School, Newton, Iowa, accompanied by John Poe, Bill Quick, Del Coppinger and Clyde Wiley. Senator Hill.

SPECIAL ORDER OF BUSINESS

House File 745

The hour having arrived, the Chair announced the special order of business for the consideration of House File 745.

On motion of Senator Shaw, House File 745, a bill for an act to require permanent registration of all voters in the state, to revise and clarify laws prescribing procedures for preparing for, giving notice of, conducting and canvassing elections, and establishing the terms of office of certain elected officers, to more effectively implement previous legislation placing with the county commissioner of elections responsibility for conducting city, school and other elections, and reducing the penalty for certain violations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw asked and received unanimous consent that Philip E. Burks, Senior Research Analyst, Legislative Service

Bureau, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Shaw offered amendment S—797 by the committee on state government:

S—797

1 Amend House File 745 as amended and passed by the House as
2 follows:

3 1. Page 14, line 18, by striking the word "judges," and in-
4 serting in lieu thereof the word "judges[,]".

5 2. Page 15, by striking from line 28 the words "*The candidate*
6 *or candidates of each political*" and inserting in lieu thereof the
7 words "The candidate or candidates of each political".

8 3. Page 16, line 11, by inserting after the comma the words
9 "*if a candidate does not receive*".

10 4. Page 22, line 31, by striking the word "VACANCIES" and
11 inserting in lieu thereof the words "[VACANCIES] DUTIES".

12 5. Page 22, by inserting after line 33 the following:
13 *Every county central committee shall adopt a constitution and*
14 *bylaws which shall govern the committee's operation. A copy of*
15 *the constitution and bylaws so adopted shall be kept on file at*
16 *the office of the commissioner for the county in which the central*
17 *committee exists and at the office of the state commissioner.*
18 *Initial copies of each county central committee's constitution*
19 *and bylaws shall be filed in compliance with this section no*
20 *later than December 31, 1973. Amendments to a county central*
21 *committee's constitution or bylaws shall upon adoption be filed*
22 *in the same manner as the original documents.*

23 6. Page 23, by inserting after line 18 the following new sec-
24 tion:

25 Sec. Section forty-three point one hundred six (43.106),

Page 2

1 Code 1973, is amended to read as follows:

2 43.106 NOMINATIONS PERMITTED. A district convention of a
3 party may be held to nominate candidates for any office for which
4 no nomination exists due to the failure of a candidate to file
5 nomination papers for such office, or due to [the] failure [of any
6 candidate to receive the number of votes required for nomination
7 by section 43.66 or] to place a name on the ballot as authorized
8 under subsection 1 of section 43.59.

9 7. Page 23, by inserting after line 29 the following new
10 section:

11 Sec. Section forty-three point one hundred ten (43.110),
12 Code 1973, is amended to read as follows :

13 43.110 NOMINATIONS PERMITTED. The state convention of a
14 party, if the convention is held following the primary election,
15 may make nominations for any office for which no nomination
16 exists due to the failure of a candidate to file nomination pa-
17 pers for such office [or due to the failure of any candidate to
18 receive the number of votes required for nomination by section
19 43.66]. If the state convention was held preceding the primary
20 election, the party state central committee may make such nomina-
21 tions or may reconvene the delegates of the last preceding state

22 convention for such purpose.

23 8. Page 23, by striking lines 30 through 35, inclusive, and
24 page 24, by striking lines 1 through 9, inclusive, and inserting
25 in lieu thereof the following:

Page 3

1 Sec. Section forty-three point one hundred eleven (43.111),
2 Code 1973, is amended by striking the section and inserting in
3 lieu thereof the following:

4 43.111 STATE PARTY PLATFORM, CONSTITUTION, BYLAWS
AND CENTRAL

5 COMMITTEE. The state convention held by each political party
6 pursuant to section forty-three point one hundred seven (43.107)
7 of the Code shall adopt a state platform, adopt or amend a state
8 party constitution, and bylaws if desired, and transact other
9 business which may properly be brought before it. A copy of the
10 constitution and any bylaws so adopted or amended shall be kept
11 on file in the office of the state commissioner. Initial copies
12 of each political party's state constitution, and bylaws, if any,
13 shall be filed in compliance with this section not later than
14 August 30, 1974.

15 There shall be selected at or prior to each political party's
16 state convention a state party central committee consisting of
17 the party's respective congressional district chairmen and two
18 other members from each congressional district, elected or nomi-
19 nated by the district convention or caucus. No more than one
20 member of the state central committee shall be a resident of any
21 one county. The state central committee so selected may organize
22 at pleasure for political work as is usual and customary with
23 such committees, adopt bylaws, provide for the governing of
24 party auxiliary bodies, and shall continue to act until succeeded
25 by another central committee selected as required by this section.

Page 4

1 9. Page 32, line 4, by striking the word "two" and inserting
2 in lieu thereof the word "five".

3 10. Page 40B, by striking lines 53 through 70, and page 40C,
4 by striking lines 71, 72 and 73.

5 11. Page 60, by striking the word "candiate" and
6 inserting in lieu thereof the word "candidate".

7 12. Page 61, line 11, by inserting after the comma the words
8 "as amended by Acts of the Sixty-fifth General Assembly, 1973
9 Session, Senate File five hundred one (501), section one (1),".

10 13. Page 61, by inserting after line 27 the following:

11 In the selection of polling places, consideration shall also
12 be given to the use of buildings accessible to elderly and
13 physically disabled persons.

14 14. Page 87, line 6, by inserting after the comma the words
15 "as amended by Acts of the Sixty-fifth General Assembly, 1973
16 Session, House File two hundred nine (209), section thirteen
17 (13),".

18 15. Page 87, by striking lines 12 through 20, inclusive, and
19 inserting in lieu thereof the following:

20 2. Senator in the Congress of the United States.

21 3. Representative in the Congress of the United States.

- 22 4. Governor and lieutenant governor.
 23 5. A state officer not otherwise provided for.
 24 6. Senator or representative in the general assembly by
 25 districts.

Page 5

- 1 7. A county officer.
 2 16. Page 88, line 33, by inserting after the second comma the
 3 words "as amended by Acts of the Sixty-fifth General Assembly,
 4 1973 Session, House File two hundred nine (209), section four-
 5 teen (14),".
 6 17. Page 103, line 25, by inserting after the word "shall"
 7 the words " , if possible,".
 8 18. Page 103, line 27, by inserting after the word "seal" the
 9 words " , however if the officer's seal makes an imprint on the
 10 ballot that marking shall not invalidate the ballot,"
 11 19. Page 180, by inserting at the end of line 29 the words
 12 and figures "forty-three point ninety-eight (43.98),".
 13 20. Page 180, by striking from lines 32 and 33 the words and
 14 figures "forty-eight point nineteen (48.19),".

Senator Shaw offered amendment S—875 to amendment S—797 filed by Senators Shaw and Ramsey and moved its adoption:

S—875

- 1 Amend the state government committee amendment S—797, to House
 2 File 745 as amended and passed by the House, page 1, by striking
 3 lines 8 and 9 and inserting in lieu thereof the following:
 4 3. Page 15, by striking lines 25 through 35, inclusive, and
 5 page 16, by striking lines 1 through 40, inclusive, and inserting
 6 in lieu thereof the following:
 7 Sec. Section forty-three point fifty-two (43.52), Code
 8 1973, is amended by striking the section and inserting in lieu
 9 thereof the following:
 10 43.52 NOMINEES FOR COUNTY OFFICE. The nominee of each
 11 political party for any office to be filled by the voters of the
 12 county shall be the person receiving the highest number of votes
 13 cast in the primary election by the voters of that party for the
 14 office, and that person shall appear as the party's candidate for
 15 the office on the general election ballot.
 16 If no candidate receives thirty-five percent or more of the
 17 votes cast by voters of his party for the office he is seeking, the
 18 primary is inconclusive and the nomination shall be made as pro-
 19 vided by section forty-three point ninety-seven (43.97), subsec-
 20 tion one (1) of the Code.
 21 When two or more nominees are required, as in the case of at-
 22 large elections, the nominees shall likewise be the required num-
 23 ber of persons who receive the greatest number of votes cast in
 24 the primary election by the voters of the nominating party, but
 25 no candidate is nominated who fails to receive thirty-five

Page 2

- 1 percent of the number of votes found by dividing the number of
 2 votes cast by voters of the candidate's party for the office in

3 question by the number of persons to be elected to that office.
 4 If the primary is inconclusive under this paragraph, the necessary
 5 number of nominations shall be made as provided by section forty-
 6 three point ninety-seven (43.97), subsection one (1), of the Code.
 7 Sec. Section forty-three point fifty-three (43.53),
 8 Code 1973, is amended by striking the section and inserting in
 9 lieu thereof the following:

10 43.53 NOMINEES FOR SUBDIVISION OFFICE-WRITE-IN
 CANDIDATES

11 The nominee of each political party for any office to be filled by
 12 the voters of any subdivision of the county shall be the person
 13 receiving the highest number of votes cast in the primary election
 14 by the voters of that party for the office and that person shall
 15 appear as the party's candidate for the office on the general
 16 election ballot. A person whose name is not printed on the offi-
 17 cial primary ballot shall not be declared nominated as a candidate
 18 in the general election unless he receives the greater of at
 19 least five votes or a number of votes equal to at least five
 20 percent of the votes cast in the subdivision at the last preceding
 21 general election for the party's candidate for president of the
 22 United States or for governor, as the case may be.

Amendment S—875 to amendment S—797 was adopted.

Senator Taylor offered amendment S—877 to amendment
 S—797, moved its adoption and requested a roll call:

S—877

1 Amend the committee on state government amendment S—797, to
 2 House File 745 as amended and passed by the House, page 3, by
 3 striking line 17 and the word "other" from line 18, and
 4 inserting in lieu thereof the word "two".

On the question "Shall amendment S—877 to amendment
 S—797 be adopted?" (H.F. 745) the vote was:

Rule 24 was invoked.

Ayes, 24:

Bergman	Gluba	Lamborn	Ramsey
Blouin	Griffin	Nolin	Robinson
Briles	Heying	Orr	Rodgers
Coleman	Hultman	Palmer	Scott
Gallagher	Junkins	Priebe	Taylor
Glenn	Kennedy	Rabedeaux	Van Gilst

Nays, 21:

Andersen	Kelly	Murray	Schwieger
Curtis	Kinley	Plymat	Shaw
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Riley	Willits
Hansen	Des Moines	Schwengels	Winkelman
Hill	Milligan		

Absent or not voting, 5:

Kyhl	Miller of Marshall	Nystrom Schaben	Shaff
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Amendment S—877 to amendment S—797 was adopted.

Senator Kelly offered amendment S—852 to amendment S—797 and moved its adoption:

S—852

- 1 Amend the state government committee amendment S—797, to
- 2 House File 745 as amended and passed by the House, page 2, lines
- 3 20 and 21, by striking the words “may make such nominations or
- 4 may” and by inserting in lieu thereof the words “[may make such
- 5 nominations or may] *shall*”.

Division was called for.

Amendment S—852 to amendment S—797 was adopted.

Senator Shaw offered amendment S—879 to amendment S—797, moved its adoption and requested a roll call:

S—879

- 1 Amend the committee on state government amendment S—797
- 2 to House File 745, page 3, by striking in lines 19, 20, and 21
- 3 the words “No more than one member of the state central committee
- 4 shall be a resident of any one county.”.

On the question “Shall amendment S—879 to amendment S—797 be adopted?” (H.F. 745) the vote was:

Ayes, 23:

Blouin	Kelly	Murray	Rodgers
Coleman	Kinley	Nolin	Schwieger
Doderer	Lamborn	Palmer	Scott
Gallagher	Miller of	Plymat	Shaw
Gluba	Des Moines	Potter	Tiedens
Hansen	Milligan	Riley	Willits

Nays, 22:

Andersen	Hill	Orr	Schaben
Bergman	Hultman	Priebe	Schwengels
Briles	Junkins	Rabedeaux	Taylor
Curtis	Kennedy	Ramsey	Van Gilst
DeKoster	McCartney	Robinson	Winkelman
Heying	Nystrom		

Absent or not voting, 5:

Glenn	Kyhl	Miller of	Shaff
Griffin		Marshall	

Amendment S—879 to amendment S—797 was adopted.

Senator Hultman offered amendment S—839 to amendment S—797, moved its adoption and called for a division:

S—839

- 1 Amend the committee on state government amendment S—797 to
- House File 745, as
- 2 printed on pages 1620-1622 of the Senate Journal, page 3, by adding
- 3 the following after line 25: “The auditor of state shall annually

- 4 audit the receipts and disbursements of each political party's
5 state party central committee."

Amendment S—839 to amendment S—797 was adopted.

Senator Lamborn moved to reconsider the vote by which amendment S—877 to amendment S—797 was adopted by the Senate.

Senator Potter took the chair at 10:50 a.m.

The motion to reconsider prevailed and amendment S—877 to amendment S—797 was taken up for reconsideration.

President Neu took the chair at 10:55 a.m.

Senator Taylor moved the adoption of amendment S—877 to amendment S—797.

Roll call was requested.

On the question "Shall amendment S—877 to amendment S—797 be adopted?" (H.F. 745) the vote was:

Rule 24 was invoked.

Ayes, 20:

Briles	Heying	Priebe	Schaben
Coleman	Junkins	Ramsey	Schwieger
Doderer	Kennedy	Riley	Scott
Gallagher	Nolin	Robinson	Taylor
Glenn	Orr	Rodgers	Van Gilst

Nays, 27:

Andersen	Hultman	Miller of	Rabedeaux
Bergman	Kelly	Marshall	Schwengels
Blouin	Kinley	Milligan	Shaff
Curtis	Lamborn	Murray	Shaw
DeKoster	McCartney	Palmer	Tieden
Griffin	Miller of	Plymat	Willits
Hansen	Des Moines	Potter	Winkelman
Hill			

Absent or not voting, 3:

Gluba	Kyhl	Nystrom
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Amendment S—877 to amendment S—797 lost.

Senator Kelly offered amendment S—863 to amendment S—797 and moved its adoption:

S—863

- 1 Amend the state government committee amendment, S—797 to
- 2 House File 745 as amended and passed by the House, page 3, by
- 3 striking lines 17 and 18 and inserting in lieu thereof the words
- 4 "an equal number of members from each congressional district,
- 5 which number shall be determined by the party constitution or
- 6 bylaws, who shall be elected or nomi-".

Roll call was requested.

On the question "Shall amendment S—863 to amendment S—797 be adopted?" (H.F. 745) the vote was:

Ayes, 41:

Andersen	Hultman	Milligan	Robinson
Bergman	Junkins	Murray	Rodgers
Blouin	Kelly	Nolin	Schaben
Briles	Kennedy	Orr	Schwengels
Coleman	Kinley	Palmer	Schwieger
DeKoster	Lamborn	Plymat	Scott
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Heying	Marshall	Riley	

Nays, 7:

Curtis	Hansen	Shaff	Van Gilst
Griffin	Hill	Taylor	

Absent or not voting, 2:

Kyhl	Nystrom
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Amendment S—863 to amendment S—797 was adopted.

Amendment S—867 to amendment S—797 ruled out of order with the adoption of amendment S—863.

Senator Rodgers moved to reconsider the vote by which amendment S—879 to amendment S—797 was adopted by the Senate.

Roll call was requested.

On the question "Shall the vote by which amendment S—879 to amendment S—797 was adopted be reconsidered?" (H.F. 745) the vote was:

Ayes, 22:

Briles	Junkins	Nolin	Scott
Coleman	McCartney	Priebe	Taylor
Curtis	Miller of	Ramsey	Tieden
Glenn	Des Moines	Rodgers	Van Gilst
Heying	Miller of	Schaben	Winkelman
Hill	Marshall	Schwengels	
Hultman			

Nays, 26:

Andersen	Griffin	Murray	Riley
Bergman	Hansen	Orr	Robinson
Blouin	Kelly	Palmer	Schwieger
DeKoster	Kennedy	Plymat	Shaff
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Rabedeaux	Willits
Gluba	Milligan		

Absent or not voting, 2:

Kyhl Nystrom

The motion lost.

Senator Willits called for a division of amendment S—797 as amended, section 9, lines 1 and 2 on page 4, to be considered as division S—797B; section 10, lines 3 and 4 on page 4, to be considered as division S—797C; remainder of the amendment, as division S—797A.

On motion of Senator Shaw, division S—797A of the amendment as amended was adopted.

Senator Potter took the chair at 11:58 a.m.

Senator Shaw moved the adoption of division S—797B of the amendment.

Roll call was requested.

On the question "Shall division S—797B of the amendment be adopted?" (H.F. 745) the vote was:

Ayes, 20:

Briles	Junkins	Plymat	Shaw
Curtis	Kennedy	Riley	Taylor
DeKoster	Miller of	Robinson	Tieden
Hansen	Marshall	Schwengels	Van Gilst
Hill	Milligan	Shaff	Winkelman
Hultman			

Nays, 25:

Andersen	Heying	Murray	Ramsey
Bergman	Kelly	Orr	Rodgers
Blouin	Kinley	Palmer	Schaben
Coleman	Lamborn	Potter	Schwieger
Gallagher	McCartney	Priebe	Scott
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines		

Absent or not voting, 5:

Doderer	Kyhl	Nolin	Nystrom
Griffin			

Division S—797B of the amendment lost.

(House File 745 pending on recess.)

MOTION TO RECONSIDER WITHDRAWN

Senator Kinley asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 557** passed the Senate, filed by him on June 12, 1973.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

SPECIAL ORDER CONTINUED

House File 745

The Senate resumed consideration of House File 745, and division S—797C of the state government committee amendment.

Senator Shaw moved the adoption of division S—797C of the amendment.

The Chair called for a division.

Division S—797C of the amendment was adopted.

Senator Van Gilst offered amendment S—835 filed by Senators Van Gilst, Briles, et al., on June 11, 1973, and found on pages 1682-1687, inclusive, of the Senate Journal.

President Neu took the chair at 2:10 p.m.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Blouin offered amendment S—888 to amendment S—835 by Senators Blouin and Van Gilst:

S—888

- 1 Amend the Van Gilst, et al., amendment S—835, to House File
- 2 745, as amended and passed by the House, as follows:
- 3 1. Page 1, line 6, by striking the words "county or".
- 4 2. Page 4, lines 18 and 19, by striking the words "having
- 5 a population of fifty thousand or more, or".
- 6 3. Page 5, by striking lines 2 through 5, inclusive,
- 7 and inserting in lieu thereof the words "who is a resident of a
- 8 city having a population of ten thousand or more shall".

Senator Potter took the chair at 3:45 p.m.

Senator Blouin moved the adoption of amendment S—888 to amendment S—835.

Roll call was requested.

On the question "Shall amendment S—888 to amendment S—835 be adopted?" (H.F. 745) the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Coleman	Glenn	Heying
Briles	Gallagher	Gluba	Hill

Junkins	Nolin	Robinson	Scott
Kennedy	Orr	Rodgers	Van Gilst
Kinley	Palmer	Schaben	Willits
Miller of Des Moines	Priebe		

Nays, 26:

Andersen	Hultman	Murray	Schwieger
Bergman	Kelly	Nystrom	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Rabedaux	Tieden
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Schwengels	

Absent or not voting, 2:

Kyhl	Riley
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Amendment S—888 to amendment S—835 lost.

Senator Van Gilst moved the adoption of amendment S—835 and requested a roll call.

On the question "Shall amendment S—835 be adopted?" (H.F. 745) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Heying	Des Moines	Robinson	Willits

Nays, 25:

Andersen	Hansen	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Kelly	Nystrom	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Rabedaux	Winkelman
Griffin	Marshall		

Absent or not voting, 2:

Kyhl	Riley
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Amendment S—835 lost.

President Neu took the chair at 4:15 p.m.

Senator Ramsey withdrew amendment S—872 filed by him on June 12, 1973.

Senator Ramsey offered amendment S—889:

S—889

1 Amend House File 745 as amended and passed by the House as

2 follows:

3 1. Page 4, line 33, by striking the words “, an auditor” and
4 inserting in lieu thereof the words “[, an auditor]”.

5 2. Page 126, by inserting after line 32 the following new
6 section:

7 Sec. Section three hundred thirty-three point one (333.1),
8 unnumbered paragraph one (1), Code 1973, is amended to read as
9 follows:

10 The county auditor shall be appointed by the county board of
11 supervisors and shall serve at the pleasure of the board. The
12 county auditor shall be subject to dismissal by the county board
13 of supervisors for failure to properly perform the duties and
14 responsibilities of the office. He shall be selected primarily
15 for his administrative ability and knowledge of county government
16 procedures, not on the basis of his political affiliation, and
17 shall not engage in partisan political activity while he holds
18 this position. He shall:

19 3. Page 179, by inserting after line 34 the following new
20 unnumbered paragraph:

21 “The amendment to section three hundred thirty-three point
22 one (333.1) of the Code made by this Act shall take effect
23 January 1, 1977, except that where a vacancy occurs in the
24 office of county auditor prior to that date, the vacancy shall
25 be filled as provided by section three hundred thirty-three

Page 2

1 point one (333.1) of the Code as amended by this Act.”

2 4. By renumbering the sections to conform with this amend-
3 ment.

Senator Priebe raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Ramsey moved the adoption of amendment S—889.

Amendment S—889 lost.

Senator Curtis offered amendment S—878 and moved its adoption:

S—878

1 Amend House File 745, as amended and passed by the House, page 22,
2 line 27 by striking the words “or incompetency[, or]” and inserting
3 in lieu thereof the words “incompetency, or active support of an
4 opposition party candidate”.

Amendment S—878 lost.

Senator Taylor withdrew amendment S—748 filed by him on June 5, 1973.

Senator Gluba moved to reconsider the vote by which amendment S—878 failed to be adopted by the Senate.

Division was called for.

The motion to reconsider lost.

Senator Gluba offered amendment S—848 filed by him and moved its adoption:

S—848

- 1 Amend House File 745, as amended and passed by the House, as
- 2 follows:
- 3 1. Page 24, by striking lines 31 through 35, inclusive, and
- 4 page 25, by striking lines 1 through 5, inclusive.
- 5 2. Page 38, by striking lines 36, 37 and 38.
- 6 3. Page 180, by inserting at the end of line 29 the words
- 7 and figures “forty-three point one hundred thirteen (43.113).”.
- 8 4. By renumbering sections.

Roll call was requested.

On the question “Shall amendment S—848 be adopted?” (H.F. 745) the vote was:

Ayes, 21:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Van Gilst
Gluba	Miller of	Robinson	Willits
Heying	Des Moines		

Nays, 26:

Andersen	Hultman	Murray	Schwieger
Bergman	Kelly	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Schwengels	

Absent or not voting, 3:

Gallagher	Kyhl	Riley
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Amendment S—848 lost.

Senator Blouin offered amendment S—884 by Senators Blouin and Orr:

S—884

- 1 Amend House File 745, as amended and passed by the House,
- 2 page 28, as follows:
- 3 1. By striking from lines 3, 4, 5, and 6 the words “nor
- 4 less than [sixty-five] *sixty-seven* days prior to the date of the
- 5 general election to be held in” and inserting in lieu thereof
- 6 the words “[nor less than sixty-five] days prior to the date of
- 7 the [general] *primary election and not later than the date of the*
- 8 *primary* election to be held [in] *before*”.
- 9 2. By striking from lines 8 and 9 the words “less than
- 10 fifty-five days prior to the date of said general” and inserting

11 in lieu thereof the words "[less than fifty-five days prior to]
12 *later than* the date of [said general] *the primary*".

Senators Blouin and Orr asked and received unanimous consent to withdraw amendment S—884.

Senator Willits offered amendment S—881 and moved its adoption:

S—881

- 1 Amend House File 745, page 31, line 36 and page 32,
- 2 line 1, by striking the words " , not less than a county,"
- 3 and inserting in lieu thereof the following: "[, not less
- 4 than a county,]"

Amendment S—881 was adopted.

Senator Priebe offered amendment S—892, moved its adoption and requested a roll call:

S—892

- 1 Amend House File 745 as amended and passed by the House as
- 2 follows:
- 3 1. Page 40A, line 3, by inserting before the period the words
- 4 " , except as otherwise provided by section forty-nine point
- 5 seventy-seven (49.77) of the Code".
- 6 2. Page 74, line 25, by inserting after the word "unless" the
- 7 following: " ;(1)".
- 8 3. Page 74, line 28, by inserting before the period the words
- 9 " , or (2) *the person's identity as an eligible elector of the*
- 10 *precinct is vouched for, in writing on a form prescribed by the*
- 11 *state commissioner, by a member of the precinct election board*
- 12 *who is personally acquainted with the person*".

On the question "Shall amendment S—892 be adopted?"
(H.F. 745) the vote was:

Ayes, 22:

Blouin	Heying	Nolin	Schaben
Coleman	Junkins	Orr	Scott
Doderer	Kennedy	Palmer	Tieden
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines	Rodgers	

Nays, 25:

Andersen	Hill	Milligan	Ramsey
Bergman	Hultman	Murray	Schwengels
Briles	Kelly	Nystrom	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Griffin	Miller of	Rabedeaux	Winkelman
Hansen	Marshall		

Absent or not voting, 3:

Kyhl	Riley	Schwieger
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Amendment S—892 lost.

Senator Ramsey withdrew amendment S—874 filed by him on June 12, 1973.

Senator Gluba offered amendment S—849 filed by him and moved its adoption:

S—849

- 1 Amend House File 745 as amended and passed by the House, page
- 2 43, line 26, by inserting after the period the following:
- 3 *"No eligible elector shall be refused registration as a voter*
- 4 *because he is unable to immediately provide his social security*
- 5 *number, but he may be requested to subsequently provide the*
- 6 *commissioner of registration with his social security number."*

Amendment S—849 lost.

Senator Willits offered amendment S—861 filed by Senators Willits, Rodgers and Gluba:

S—861

- 1 Amend House File 745 as amended and passed by the House, page
- 2 45, lines 15 and 16, by striking the words "[ten] at five o'clock
- 3 p.m., fifteen" and inserting in lieu thereof the words "at five
- 4 o'clock p.m., ten".

Senator McCartney took the chair at 5:45 p.m.

Senator Willits moved adoption of amendment S—861.

Roll call was requested.

On the question "Shall amendment S—861 be adopted?" (H.F. 745) the vote was:

Ayes, 25:

Blouin	Hill	Murray	Rodgers
Coleman	Hultman	Nolin	Schaben
Doderer	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Tieden
Glenn	Kinley	Priebe	Van Gilst
Gluba	Miller of	Robinson	Willits
Heying	Des Moines		

Nays, 20:

Andersen	Lamborn	Nystrom	Schwengels
Bergman	McCartney	Plymat	Shaff
Briles	Miller of	Potter	Shaw
Curtis	Marshall	Rabedeaux	Taylor
DeKoster	Milligan	Ramsey	Winkelman
Hansen			

Absent or not voting, 5:

Griffin	Kyhl	Riley	Schwieger
Kelly			

Amendment S—861 was adopted.

Senator Scott withdrew amendment S—844 filed by him on June 12, 1973.

Senator Willits offered amendment S—860 filed by him and moved its adoption:

S—860

- 1 Amend House File 745, as amended and passed by the
- 2 House, page 46, by striking line 5 and inserting in lieu
- 3 thereof the following:
- 4 "quest not more than one person for each one thousand
- 5 six hundred (1,600) resi-".

Amendment S—860 was adopted.

Senator Kelly offered amendment S—890 and called for a division of the amendment as follows:

S—890

Division S—890A

- 1 Amend House File 745, as amended and passed by the House,
- 2 as follows:

Division S—890B

- 3 1. Page 46, by striking lines 19 through 21.

Division S—890C

- 4 2. Page 48, by striking lines 6 and 7.

Senator Kelly moved the adoption of division S—890C of the amendment and called for a division.

Division S—890C of the amendment lost.

Senator Shaw offered amendment S—900 to division S—890B and moved its adoption:

S—900

- 1 Amend the Kelly amendment S—890, to House File 745 as amended
- 2 and passed by the House, by inserting before the period in line
- 3 3 the following: "and inserting in lieu thereof the following:
- 4 e. The fact that any political party does not submit a
- 5 list including the full number of names which may be appointed
- 6 shall not preclude the appointment of the full number of
- 7 persons to which any other political party is entitled."

Amendment S—900 to division S—890B was adopted.

On motion of Senator Kelly, division S—890B of the amendment as amended was adopted.

On motion of Senator Kelly, division S—890A of the amendment was adopted.

President Neu took the chair at 6:40 p.m.

Senator Gallagher offered amendment S—885 and moved its adoption:

S—885

- 1 Amend House File 745, as amended and passed by the House,
- 2 page 47, by striking lines 33 through 35, and lines 1 and 2 on
- 3 page 48.

Division was called for.

Amendment S—885 lost.

Senator Willits offered amendment S—847 filed by him and moved its adoption:

S—847

- 1 Amend House File 745 as amended and passed by the
- 2 House:
- 3 Page 48, by striking lines 26 through 28 and reletter-
- 4 ing the remaining paragraphs.

Division was called for.

Amendment S—847 was adopted.

Senator Schaben offered amendment S—883 by Senators Schaben and Schwieger, moved its adoption and requested a roll call:

S—883

- 1 Amend House File 745 as passed by the House as follows:
- 2 1. Page 13, after line 19, by adding the following new
- 3 section:
- 4 "Sec. Section forty-three point thirty-eight
- 5 (43.38), Code 1973, is amended by striking the section and
- 6 inserting in lieu thereof the following:
- 7 43.38 *METHOD OF VOTING*. 1. There shall be an
- 8 Australian ballot made up of the several party tickets with
- 9 each party entitled to participate in the primary having its
- 10 own ballot. The several ballots shall be secured together
- 11 at the bottom in a manner providing for ease in separating
- 12 one ballot from the rest, such as a staple. The party ballot
- 13 of the party receiving the most votes for governor at the
- 14 last general election shall be on top, with the other parties
- 15 arranged in an order based on their vote for governor at
- 16 the last general election.
- 17 2. Where the voter designates a party affiliation, he
- 18 shall be given the ballot of the party with which he is
- 19 registered as affiliated, and shall receive no other ballot.
- 20 If the voter does not designate a party affiliation, and is
- 21 registered as an "Independent", he shall be given the set
- 22 of ballots as prepared in the preceding paragraph.
- 23 3. If the voter has taken only one ballot into the
- 24 voting booth, he shall mark it and return the ballot as pro-
- 25 vided in section forty-nine point eighty-four (49.84) of the Code.

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- 1 If the voter has taken the set of ballots into the voting
- 2 booth, he shall mark one ballot, detach the completed ballot
- 3 from the remaining ballots, fold both the completed ballot
- 4 and the ballots to be discarded, personally discard the
- 5 ballots to be discarded in the separate ballot box provided
- 6 and marked "blank ballot box", and deliver the completed
- 7 ballot to one of the judges of the election. The number of
- 8 the voter on the pollbooks or register lists shall not be

9 endorsed on the back of his ballot. The judge shall deposit
10 the ballot as provided in section forty-nine point eighty-
11 five (49.85), of the Code.

12 4. The election judges shall keep the blank ballot box
13 locked until the canvass is completed, and shall dispose of
14 the blank ballots as prescribed by the county commissioner.

15 5. Where voting machines are used, the following pro-
16 visions apply:

17 a. All candidates' names entitled to appear on the
18 ballots at the primary shall appear on the machine under
19 their party designations.

20 b. The elector cannot vote for candidates of more
21 than one party.

22 c. The elector may secretly select the party for
23 which he wishes to vote.

24 d. The elector may vote for as many candidates for
25 each office as he is lawfully entitled to vote for, but no
26 more.

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1 e. The form of the ballot shall comply with the pro-
2 visions of section fifty-two point ten (52.10) of the Code.

On the question "Shall amendment S—883 be adopted?"
(H.F. 745) the vote was:

Rule 24 was invoked.

Ayes, 20:

Coleman	Kennedy	Orr	Schwieger
Doderer	Kinley	Palmer	Scott
Gallagher	Miller of	Priebe	Tieden
Gluba	Des Moines	Rodgers	Van Gilst
Heying	Nolin	Schaben	Willits
Junkins			

Nays, 28:

Andersen	Hansen	Milligan	Robinson
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nystrom	Shaff
Briles	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedeaux	Winkelman
Glenn	Miller of	Ramsey	
Griffin	Marshall		

Absent or not voting, 2:

Kyhl	Riley
------	-------

Amendment S—883 lost.

Senator Murray offered amendment S—876 filed by Senators
Murray, Kinley and Kelly on June 12, 1973, and found on pages
1722-1724, inclusive, of the Senate Journal.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been
filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on House File 745 and all amendments and motions thereto.

CLIFTON C. LAMBORN
 W. R. RABEDEAUX
 LEONARD C. ANDERSEN
 JOHN N. NYSTROM
 E. KEVIN KELLY
 LUCAS J. DeKOSTER
 WILLARD R. HANSEN
 WARREN E. CURTIS
 IRVIN BERGMAN
 DALE L. TIEDEN

Roll call revealed all members present with the exception of Senators Kyhl and Riley.

Senator Lamborn asked and received unanimous consent that the absent Senators be excused from the Call of the Senate.

Senator Lamborn asked and received unanimous consent that Senator Priebe be excused from the Call of the Senate.

Senator Murray moved the adoption of amendment S—876 and requested a roll call.

On the question "Shall amendment S—876 be adopted?" (H.F. 745) the vote was:

Ayes, 25:

Blouin	Junkins	Murray	Rodgers
Coleman	Kelly	Nolin	Schaben
Doderer	Kennedy	Orr	Schwieger
Gallagher	Kinley	Palmer	Scott
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Robinson	Van Gilst
Heying			Willits

Nays, 23:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Winkelman
Griffin	Marshall	Ramsey	
Hansen			

Absent or not voting, 2:

Kyhl Riley

Amendment S—876 was adopted.

(House File 745 pending on adjournment.)

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 784, a bill for an act making appropriations to legislative staff agencies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 793, a bill for an act providing that costs for the manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers shall be paid for from road use tax funds.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 607, by committee on appropriations, a bill for an act making appropriations to legislative staff agencies and making an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state.

Read first time and **placed on calendar.**

Senate File 608, by committee on commerce (committee on commerce), a bill for an act adding to the Iowa Banking Act a new division relating to the days and hours of operation of banks and bank offices and of savings and loan associations.

Read first time and **placed on calendar.**

HOUSE MESSAGES CONSIDERED

House File 784, a bill for an act making appropriations to legislative staff agencies.

Read first time and **passed on file.**

House File 793, a bill for an act providing that costs for the manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers shall be paid from road use tax funds.

Read first time and **passed on file.**

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on June 13, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 495—Relating to workmen's compensation.

- S. F. 525—Making an appropriation from the general fund to the Iowa Law Enforcement Academy.
- S. F. 532—To appropriate and authorize expenditures from the vehicle dispatcher revolving fund.
- S. F. 533—Making an appropriation from the general fund of the state to the various divisions of the Department of General Services.
- S. F. 534—To appropriate and authorize expenditures from moneys received by the Department of General Services centralized printing permanent revolving fund.
- S. F. 535—To appropriate and authorize expenditures from moneys received by the Department of General Services revolving fund.
- S. F. 541—Creating and making an appropriation to the Executive Council general contingent fund.
- S. F. 553—Making appropriations to and relating to the financing of certain state agencies whose duties relate to the use of natural resources of this state.
- S. F. 558—To appropriate funds from the general fund of the state to the Department of Revenue for administrative purposes.
- S. F. 559—Appropriating funds from the general fund of the state to the Department of Revenue for administrative purposes.
- S. F. 560—Making an appropriation for membership in the Midwest Nuclear Compact.
- S. F. 561—To make an appropriation from the motor vehicle fuel tax fund to the State Comptroller.
- S. F. 562—To make an appropriation from the motor vehicle fuel tax fund to the Department of Revenue.
- S.C.R. 12—Authorizing the State Board of Regents to construct an addition to the general hospital at the State University of Iowa and authorizing bonding.
- H. F. 28—Relating to a free copy of the laws of Iowa.
- H. F. 148—Relating to the soldiers relief fund.
- H. F. 189—Relating to the movement of truck trailers manufactured in this state.
- H. F. 193—Relating to the movement of vehicles and loads of excessive size and weight under permit during daylight hours and holidays.
- H. F. 219—Relating to special assessment deficiencies.
- H. F. 229—To increase the fees for renewals and reinstatements of registered architects.
- H. F. 270—To provide an excise tax on the sale of eggs, providing for the establishment of an Iowa Egg Council and providing a penalty for violations.
- H. F. 315—To prohibit the allocation of sales tax receipts to the road use tax fund.
- H. F. 375—Relating to the development of a grain alcohol motor fuel industry in this state by the Iowa Development commission.
- H. F. 503—Relating to vacations for state employees.
- H. F. 549—Providing an exception to laws relating to prohibited employment and making the exception retroactive.

- H. F. 687—Relating to persons permitted to inspect certain records and reports of the Employment Security Commission.
- H. F. 717—Relating to pension benefits for policemen and firemen.
- H. F. 721—Making an appropriation from the general fund of the state to the Iowa Reciprocity Board.
- H. F. 737—To appropriate from the general fund of the state to the Department of Soil Conservation.
- H. F. 748—Appropriating funds to the vehicle dispatcher's depreciation fund.
- H. F. 750—Making an appropriation to the moneys and credits replacement fund.
- H. F. 751—Relating to payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments.
- H. F. 755—Making an appropriation from the general fund of the state to the Iowa Employment Security Commission.
- H. F. 763—To make an appropriation from the general fund of the state to the Capitol Planning Commission.
- H. F. 765—To appropriate from moneys received by the Department of Public Safety motor vehicle inspection fund.

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

H. F. 792 Appropriations

COMMUNICATION FROM THE INTERSTATE COOPERATION COMMISSION

The report of the Iowa Interstate Cooperation Commission submitted to the members of the Sixty-fifth General Assembly, in accordance with Section 28B.4, 1973 Code of Iowa, has been received and placed on file in the office of the Secretary of the Senate.

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 759**, a bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 760**, a bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board for maintenance of buildings and for agricultural societies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 766**, a bill for an act continuing the appropriation for the Iowa American revolution bicentennial commission and making an appropriation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 778**, a bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements and repairs for certain buildings and facilities, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 779**, a bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and minerals, and to transfer certain administrative powers and duties to other state agencies and making an appropriation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 791**, a bill for an act continuing the appropriation for the development of the Toolsboro Mounds and museum area and for development and maintenance of Gardner Log Cabin, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 650**, a bill for an act relating to the chairman of the commerce

commission, begs leave to report it has had the same under consideration and returns the bill without recommendation.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—886

- 1 Amend Senate File 277 as follows:
- 2 1. Page 31, line 29, by striking the words "any of which".
- 3 2. Page 31, line 30, by striking the word "or" and inserting
- 4 in lieu thereof the words ", two members shall be licensed to
- 5 practice".
- 6 3. Page 35, line 24, by inserting after the period the fol-
- 7 lowing: "Examinations may be given by an examining board which
- 8 are prepared and scored by persons outside the state, and examin-
- 9 ing boards may contract for such services. An examining board may
- 10 make an agreement with examining boards in other states for ad-
- 11 ministering a uniform examination."
- 12 4. Page 36, line 8, by inserting after the period the following:
- 13 *"In the case of the board of dental examiners, only licensed*
- 14 *dentist members of the board shall determine whether an applicant*
- 15 *has passed the examination to practice as a licensed dentist."*
- 16 5. Page 39, by striking lines 19 through 27, inclusive.
- 17 6. Page 51, by inserting after line 22 the following section:
- 18 Sec. Section one hundred fifty-three point twenty-one
- 19 (153.21), Code 1973, is amended to read as follows:
- 20 153.21 RECIPROCITY LICENSE. The board may issue a license
- 21 without examination to an applicant [who is a citizen of the United
- 22 States or who has officially declared his intention to become
- 23 such and] who furnishes satisfactory proof that he is a graduate
- 24 from an accredited dental school or college of a state, territory
- 25 or district of the United States, who holds a license from a

Page 2

- 1 similar dental board under equal or substantially equal require-
- 2 ments to those of this state, and who for five consecutive years
- 3 immediately prior to the filing of his application in this state
- 4 has been in a legal and reputable practice of dentistry in such
- 5 other state, territory or district of the United States, and who
- 6 furnishes such other evidence as to his qualifications and lawful
- 7 practice as the board may deem necessary to require. No license
- 8 shall be issued under this section unless the state, territory or
- 9 district from which the applicant comes shall accord equal rights
- 10 to dentists of Iowa holding a license from the state board of
- 11 dentistry.
- 12 7. Page 53, lines 20 and 21, by striking the word and figure
- 13 "fifty-five (147.55)" and inserting in lieu thereof the word and
- 14 figure "forty-four (147.44)".
- 15 8. By renumbering sections as necessary.

WILLARD R. HANSEN

S—895

- 1 Amend Senate File 592 as follows:
- 2 1. Page 2, lines 5 and 6, by striking the words "which
- 3 might have been originally incorporated under the laws of this

4 state.”

5 2. Page 2, line 11, by striking the word “articles” and
6 inserting the word “notice”.

7 3. Page 2, line 33, by striking the word “and” and insert-
8 ing in lieu thereof the following: “. The articles of incor-
9 poration shall state on their face that they are issued in ac-
10 cordance with the provisions of this Act. The secretary of
11 state”.

RALPH W. POTTER

S—887

1 Amend Senate File 603 as follows:

2 1. Page 2, by striking lines 32 through 35 and page
3 3 by striking lines 1 through 8.

4 2. Page 4, by striking lines 27 through 35 and page 5,
5 by striking lines 1 through 28.

6 3. Page 6, by striking lines 26, 27, and 28 and inserting
7 in lieu thereof the following: “ment.”

8 4. By renumbering the sections to conform with this
9 amendment.

KARL NOLIN

S—898

1 Amend Senate File 603 as follows:

2 1. Page 3, line 20, by striking the figures “\$7,581,990”
3 and “7,823,100” and inserting in lieu thereof the following
4 new figures: “\$7,640,690” and “7,881,800”.

5 2. Page 4, after line 26, by adding the following new section:
6 Sec. There is appropriated from the general fund of the
7 state to the department of public safety, excluding the Division
8 of Highway Safety and Uniformed Force, the sum of seventy-eight
9 thousand eight hundred (78,800) dollars for each year of the
10 biennium beginning July 1, 1973, and ending June 30, 1975, in
11 order to implement on July 1, 1973 the peace officers pay plan
12 recommended by the governor for the second year of the biennium.

RALPH W. POTTER
GENE V. KENNEDY
LEONARD C. ANDERSEN
BARTON L. SCHWIEGER
BASS VAN GILST
MINNETTE DODERER
JAMES E. BRILES
RICHARD R. RAMSEY
JAMES V. GALLAGHER
CALVIN O. HULTMAN
KARL NOLIN
WILLIAM N. PLYMAT
GEORGE R. KINLEY
E. KEVIN KELLY
JAMES W. GRIFFIN, SR.
KENNETH D. SCOTT
HILARIUS L. HEYING
IRVIN L. BERGMAN
JOHN N. NYSTROM
CLOYD ROBINSON
WARREN E. CURTIS

BERL E. PRIEBE
 W. R. RABEDEAUX
 FORREST V. SCHWENGELS
 CHARLES P. MILLER
 LOWELL L. JUNKINS
 WILLARD R. HANSEN
 RALPH F. McCARTNEY
 WILLIAM E. GLUBA
 C. JOSEPH COLEMAN
 JAMES F. SCHABEN
 EARL M. WILLITS

S—893

- 1 Amend Senate File 603 as follows:
- 2 1. Page 6, line 19, by striking the word "sections"
- 3 and inserting in lieu thereof the word "section".
- 4 2. Page 7, by striking lines 1 through 7.

JOHN N. NYSTROM

S—899

- 1 Amend House File 608, as amended and passed by
- 2 the House, line 10, by inserting before the
- 3 word "implements" the words "self-propelled farm".

W. R. RABEDEAUX
 CALVIN O. HULTMAN
 GEORGE R. KINLEY
 RAY TAYLOR

S—896

- 1 Amend House File 745, as amended and passed by the House,
- 2 page 1, by striking lines 9 and 10, and by inserting in lieu
- 3 thereof the following: "city, school and other elections, and
- 4 providing penalties."

JOHN S. MURRAY

S—880

- 1 Amend House File 745 as passed by the House as follows:
- 2 1. Page 50, by inserting after line 5 the following new
- 3 section:
- 4 Sec. 105. Chapter forty-eight (48), Code 1973, is amended by
- 5 adding the following new section:
- 6 **NEW SECTION. REGISTRATION THROUGH POSTAL CARD APPLICATION.**
- 7 If the department of revenue prepares blank individual income tax
- 8 forms to be sent to a specific individual or individuals, pursuant
- 9 to the department's authority under section four hundred twenty-
- 10 two point twenty-one (422.21) of the Code, there shall be enclosed
- 11 therein a page printed on heavy paper, so arranged as to provide
- 12 two identical blank postal cards meeting the requirements of sub-
- 13 section one (1) of this section which may readily be detached from
- 14 that page for use in applying for registration to vote. The
- 15 method of voter registration established by this section shall be
- 16 an alternative to other methods of voter registration provided by
- 17 this chapter.
- 18 1. The postal cards enclosed in blank individual income tax
- 19 return forms pursuant to this section shall each, on one side,
- 20 have printed in the center of the card the following:

21county commissioner of registration
 22 , Iowa
 (county seat city) (zip code)
 23 The cards shall each have printed on the same side as the fore-
 24 going address, in the upper right corner, an appropriate mark or
 25 statement indicating that postage will be paid by the addressee.

Page 2

1 On the opposite side, the cards shall each have blank spaces for
 2 the applicant to provide the information required by section forty-
 3 eight point six (48.6) of the Code of persons registering to vote.
 4 There shall also be printed, on each side of the page from which
 5 the cards may be detached but outside the area occupied by the
 6 cards themselves, a statement in substantially the following form:
 7 "You are advised that by law the county commissioner of registra-
 8 tion is allowed fifteen days after receipt of your application to
 9 complete your registration to vote. If there is an election in
 10 the next thirty days in which you wish to vote, it is suggested
 11 that you register by ordinary voter registration procedures."

12 2. Each person who wishes to register to vote in the manner
 13 provided by this section shall enter, in the appropriate spaces
 14 on a postal card provided pursuant to subsection one (1) of this
 15 section, all of the information requested there. He shall com-
 16 plete the address on the postal card by entering the name of his
 17 county of residence, the county seat city of that county, and the
 18 appropriate zip code if known, and send the card to the commis-
 19 sioner of registration of his county of residence. Necessary
 20 postage for cards so mailed to the commissioner shall be paid
 21 from the election expense fund of the county. The commissioner
 22 shall as soon after June 30 of each year as reasonably possible
 23 report to the state comptroller the amount so expended for postage
 24 by the county in the twelve month period ending on that date.
 25 The county shall be reimbursed that amount from any money in the

Page 3

1 general fund not otherwise appropriated, and the reimbursement
 2 shall upon receipt by the county be credited to the election expense
 3 fund.

4 3. The commissioner of registration shall use the information
 5 appearing on the postal card application to determine whether the
 6 applicant is currently registered to vote at the residence listed
 7 on the application.

8 a. If the applicant is found to be an eligible elector who is
 9 not currently registered to vote in the county, the commissioner
 10 of registration shall, not more than fifteen days after he receives
 11 the application, register the applicant and mail to him a receipt
 12 of registration as required by section forty-eight point six
 13 (48.6) of the Code.

14 b. If the applicant is found to be an eligible elector in all
 15 respects except that he has not attained the age of eighteen, the
 16 commissioner of registration shall register him effective upon his
 17 eighteenth birthday and mail to him a receipt of registration as
 18 required by section forty-eight point six (48.6) of the Code, to
 19 which shall be affixed the date of the applicant's eighteenth
 20 birthday and a statement that the applicant is registered and
 21 qualified to vote in any election held on or after that date.

22 c. If the applicant is found to be currently registered to
23 vote in the county, but at a residence other than that listed on
24 his application, the commissioner of registration shall treat the
25 application as a change of address notice and shall, not more than

Page 4

1 fifteen days after he receives the application, so notify the
2 applicant by mail.

3 d. If the applicant is found to be currently registered to
4 vote at the residence listed on his application, the commissioner
5 of registration shall within fifteen days after he receives the
6 application so notify the applicant by mail.

7 4. If the commissioner of registration is not satisfied that
8 the applicant is an eligible elector of the precinct in which the
9 residence listed on his application is located, or if for any
10 reason the information supplied on the application is not suffi-
11 cient to complete the applicant's registration to vote, the
12 commissioner of registration shall, not more than fifteen days
13 after he receives the copy of the application, so notify the
14 applicant by restricted certified mail and advise the applicant in
15 the notice where he may appear in person if he wishes to present
16 evidence of his status as an eligible elector, or in order to
17 complete his registration.

18 2. Page 144, by inserting after line 15 the following new
19 section:

20 Sec. Section four hundred twenty-two point twenty-one
21 (422.21), unnumbered paragraph one (1), Code 1973, as amended
22 by Senate File 48, Sixty-fifth General Assembly, 1973 Session,
23 is amended to read as follows:

24 422.21 FORM AND TIME OF RETURN. Returns shall be in such
25 form as the director may, from time to time, prescribe, and shall

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1 be filed with the department on or before the last day of the
2 fourth month after the expiration of the tax year except that co-
3 operative associations as defined in section six thousand seventy-
4 two (d) (6072 (d)) of the Internal Revenue Code of 1954 shall
5 file their returns on or before the fifteenth day of the ninth
6 month following the close of the taxable year. In case of
7 sickness, absence, or other disability, or whenever good cause
8 exists, the director may allow further time for filing returns.
9 The director shall cause to be prepared blank forms for said
10 returns, *in which there shall be included blank voter registration*
11 *by mail postal cards as required by section one hundred five (105)*
12 *of this Act*, and shall cause them to be distributed throughout the
13 state and to be furnished upon application, but failure to receive
14 or secure the form shall not relieve the taxpayer from the obliga-
15 tions of making any return herein required. The department may as
16 far as consistent with the provisions of the Code so draft income
17 tax forms as to conform to the income tax forms of the internal
18 revenue department of the United States government. Each return
19 by a taxpayer upon whom a tax is imposed by subsection 7 of sec-
20 tion 422.5 shall show the county of the residence of the taxpayer.

21 3. By renumbering sections of the bill and of this amendment

22 and revising internal references as necessary in conformity to
23 this amendment.

LOWELL L. JUNKINS
CHARLES P. MILLER

S—901

1 Amend the Junkins-Miller amendment S—880, to House File 745 as
2 amended and passed by the House, page 2, by inserting after the
3 quotation marks in line 11 the following: "There shall also be
4 printed at the bottom of the card the statement 'Under penalties
5 of perjury, I declare that the information contained herein is
6 true and correct.' followed by a blank line for the person's
7 signature."

LOWELL L. JUNKINS

S—882

1 Amend House File 745 as passed by the House, page 101,
2 after line 18 by adding the following:
3 3. When the qualified elector is, or will be prior to
4 election day, sixty-five years of age or
5 older.

JAMES F. SCHABEN

S—891

1 Amend House File 745 as amended and passed by the House,
2 page 179, by inserting after line 34 the following new unnumbered
3 paragraph:
4 "For the calendar year 1973 only, the respective political
5 party chairmen shall not later than July fifteenth submit a list
6 of nominees to serve as registrars on the permanent mobile deputy
7 registrar board, in the manner required by section forty-eight
8 point twenty-seven (48.27), subsection two (2) of the Code as
9 amended by this Act, and the county commissioner of registration
10 shall make the required number of appointments to the board not
11 later than July thirty-first."

JAMES V. GALLAGHER
BARTON L. SCHWIEGER

S—894

1 Amend House File 759, page 2, by striking line four and
2 inserting in lieu thereof the following:
3 1. "two hundred seventy thousand eight hundred (270,800)
4 dollars, or so much thereof".
5 2. By adding after line six the following new paragraph:
6 From the funds appropriated by this section, the sum of
7 seventy thousand eight hundred (70,800) dollars shall be used
8 for the purchase of real property adjacent to the Iowa state
9 fairgrounds.

GEORGE F. MILLIGAN
IRVIN L. BERGMAN
MICHAEL T. BLOUIN
CALVIN O. HULTMAN
BERL E. PRIEBE
CLOYD E. ROBINSON

S—897

1 Amend House File 784, as amended and passed by
2 the House, as follows:

3 1. By striking everything after the enacting
 4 clause and inserting in lieu thereof the following:
 5 Section 1. There is appropriated from the general
 6 fund of the state for each fiscal year of the biennium
 7 beginning July 1, 1973 and ending June 30, 1975, for
 8 the following legislative agencies, the following
 9 amounts, or so much thereof as may be necessary, to
 10 be used in the manner designated:

	1973-74	1974-75
	Fiscal Year	Fiscal Year
13 1. Legislative Service		
14 Bureau		
15 a. For salaries, support,		
16 maintenance and miscellaneous		
17 purposes:	\$394,494	\$435,352
18 b. For construction of		
19 office mezzanines above the		
20 north and south office areas		
21 of the legislative service		
22 bureau under the direction		
23 of the legislative council		
24 in consultation with the		
25 capitol planning commis-		

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1 sion:	\$ 92,700	—0—
2 c. For incorporating the		
3 Acts of the Sixty-fifth General		
4 Assembly into the Code of Iowa		
5 on magnetic tape and to update		
6 and revise the related vocabu-		
7 lary concordance, which shall		
8 be accomplished in the man-		
9 ner approved by the legisla-		
10 tive council:	\$ 8,000	—0—

11 2. Office of Legislative
 12 Fiscal Director

13 For salaries, support, main-		
14 tenance and miscellaneous pur-		
15 poses:	\$105,600	\$124,100

16 Sec. 2. There is appropriated from the general
 17 fund of the state to the legislative council the sum
 18 of fifty thousand (50,000) dollars, or so much thereof
 19 as may be necessary, which the council may at its
 20 discretion use for the purpose of conducting a
 21 comprehensive study of all of the mental health
 22 delivery systems in the state, both public and private,
 23 the results of which may be used as a basis for
 24 planning of needed changes in and expansion of mental
 25 health services in Iowa. The legislative council

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1 may conduct the study, or it may arrange with the
 2 committee on mental hygiene created by section two
 3 hundred twenty-five B point two (225B.2) of the Code
 4 to conduct the study under such arrangements for over-
 5 sight and monitoring of the study by members of the

6 general assembly as are satisfactory to the council.
7 If the legislative council elects to conduct or arrange
8 to have conducted the study authorized by this section,
9 a report of the study shall be submitted to the council
10 not later than December 15, 1974 for transmission
11 to the Sixty-sixth General Assembly.

12 If the legislative council has not taken affirmative
13 action to conduct or arrange to have conducted the
14 study authorized by this section by December 31, 1973,
15 the appropriation made by this section shall revert
16 to the general fund as of that date. Otherwise, any
17 portion of the appropriation made by this section
18 remaining unencumbered as of June 30, 1975 shall
19 revert to the general fund on September 30, 1975.

20 Sec. 3. All federal grants to and the federal
21 receipts of the departments and divisions receiving
22 funds under this Act are appropriated for the purpose
23 set forth in the federal grants or receipts.

24 Sec. 4. Notwithstanding the provisions of section
25 eight point thirty-three (8.33) of the Code, all

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1 unencumbered or unobligated balances of appropriations
2 made by this Act for the first fiscal year of the
3 biennium commencing July 1, 1973 shall, on August
4 31, 1974, revert to the state treasury and to the
5 credit of the fund from which appropriated. In all
6 other respects the provisions of section eight point
7 thirty-three (8.33) of the Code shall apply to
8 appropriations made for the first fiscal year of such
9 biennium. Unencumbered or unobligated balances of
10 appropriations made for the second fiscal year of
11 such biennium shall be subject to section eight point
12 thirty-three (8.33) of the Code.

13 2. Page 1, line 1 of the title, after the word
14 "agencies" insert the words "and making an appropria-
15 tion to the legislative council for a comprehensive
16 study of mental health delivery systems in the state".

COMMITTEE ON APPROPRIATIONS
LUCAS DeKOSTER, Chairman

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, June 14, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, JUNE 14, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Ralph Cottier, pastor of the Park Avenue Presbyterian Church, Des Moines, Iowa.

The Journal of Wednesday, June 11, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Marvin Moles, Newton, Iowa.

PRESENTATION OF VISITORS

Senator Neu welcomed the Honorable Floyd A. Gilley, former member of the Senate from Fayette County.

Senator Neu welcomed the Honorable George E. O'Malley, former member of the Senate and House of Representatives from Polk County.

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-one Girl Scouts from Fort Dodge, Iowa. Senator Coleman.

PETITION

The following petition was presented and placed on file:

By Senator Heying, from thirty-six members of the Tripoli Education Association, Bremer County, Iowa, favoring collective bargaining for public employees.

CALL OF THE SENATE

Senator Lamborn announced the Call of the Senate was still in effect on House File 745 and requested a roll call.

Roll call revealed all members present with the exception of Senator Kyhl.

MOTION TO RECONSIDER WITHDRAWN

Senator Lamborn asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 590** passed the Senate filed by him on June 12, 1973.

Senator Lamborn asked and received unanimous consent that **Senate File 590** be **immediately messaged** to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

UNFINISHED BUSINESS

SPECIAL ORDER CONTINUED

House File 745

The Senate resumed consideration of House File 745, a bill for an act to require permanent registration of all voters in the state, to revise and clarify laws prescribing procedures for preparing for, giving notice of, conducting and canvassing elections, and establishing the terms of office of certain elected officers, to more effectively implement previous legislation placing with the county commissioner of elections responsibility for conducting city, school and other elections, and reducing the penalty for certain violations.

Senator Schwieger moved to reconsider the vote by which the Murray, et al., amendment S—876 was adopted by the Senate on June 13, 1873.

Rule 24 was invoked on request of Senator Blouin.

On the question "Shall the Senate reconsider the vote by which amendment S—876 was adopted?" (H.F. 745) the vote was:

Ayes, 26:

Andersen	Hill	Nystrom	Schwieger
Bergman	Hultman	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Curtis	McCartney	Rabedeaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Griffin	Marshall	Riley	Winkelman
Hansen	Milligan	Schwengels	

Nays, 23:

Blouin	Glenn	Kelly	Miller of
Coleman	Gluba	Kennedy	Des Moines
Doderer	Heying	Kinley	Murray
Gallagher	Junkins		Nolin

Orr
Palmer
Priebe

Robinson
Rodgers

Schaben
Scott

Van Gilst
Willits

Absent or not voting, 1:

Kyhl

The motion prevailed and amendment S—876 was taken up for reconsideration.

Senator Murray moved the adoption of amendment S—876.

Roll call was requested.

Rule 24 was invoked on request of Senator Glenn.

On the question "Shall amendment S—876 be adopted?" (H.F.745) the vote was:

Ayes, 23:

Blouin
Coleman
Doderer
Gallagher
Glenn
Guba
Heying

Junkins
Kelly
Kennedy
Kinley
Miller of
Des Moines

Murray
Nolin
Orr
Palmer
Priebe
Robinson

Rodgers
Schaben
Scott
Van Gilst
Willits

Nays, 26:

Andersen
Bergman
Briles
Curtis
DeKoster
Griffin
Hansen

Hill
Hultman
Lamborn
McCartney
Miller of
Marshall
Milligan

Nystrom
Plymat
Potter
Rabedeaux
Ramsey
Riley
Schwengels

Schwieger
Shaff
Shaw
Taylor
Tieden
Winkelman

Absent or not voting, 1:

Kyhl

Amendment S—876 lost.

(House File 745 pending on recess.)

On motion of Senator Lamborn, the Senate recessed until 1:35 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SPECIAL ORDER CONTINUED

House File 745

The Senate resumed consideration of House File 745.

Roll call revealed all members present.

Senator Junkins offered amendment S—880 filed by Senators Junkins and Miller of Des Moines on June 13, 1973, and found on pages 1753-1756, inclusive.

Senator Junkins offered amendment S—901 to amendment S—880 and moved its adoption:

S—901

- 1 Amend the Junkins-Miller amendment S—880, to House File 745 as
- 2 amended and passed by the House, page 2, by inserting after the
- 3 quotation marks in line 11 the following: "There shall also be
- 4 printed at the bottom of the card the statement 'Under penalties
- 5 of perjury, I declare that the information contained herein is
- 6 true and correct.' followed by a blank line for the person's
- 7 signature."

Amendment S—901 to amendment S—880 was adopted.

Senator Junkins moved the adoption of amendment S—880 as amended and requested a roll call.

On the question "Shall amendment S—880 as amended be adopted?" (H.F. 745) the vote was:

Ayes, 22:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines		
Heying			

Nays, 27:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman

Absent or not voting, 1:

Kyhl

Amendment S—880 as amended lost.

Senator Priebe offered amendment S—902:

S—902

- 1 Amend House File 745 as amended and passed by the House, page
- 2 50, by inserting after line 5 the following new section:

3 Sec. Chapter forty-eight (48), Code 1973, is amended by
 4 adding the following new section:
 5 *NEW SECTION. ALTERNATIVE METHOD OF REGISTRATION.*

The county
 6 commissioner of registration may, with approval of the board of
 7 supervisors, cause to be published in any newspaper or shoppers
 8 guide, of general circulation in all or a substantial portion of
 9 the county, an application blank in a form approved by the state
 10 commissioner which may be used by any eligible elector of the
 11 county to apply to be registered to vote. Each elector who de-
 12 sires to so apply for registration shall complete such an applica-
 13 tion blank and mail or deliver it to the county commissioner of
 14 registration or a deputy commissioner of registration. The county
 15 commissioner of registration shall use the information appearing
 16 on the application to determine whether the applicant is current-
 17 ly registered to vote at the residence listed on the application.

18 1. If the applicant is found to be an eligible elector who is
 19 not currently registered to vote in the county, the commissioner
 20 of registration shall, not more than five days after he receives
 21 the application, register the applicant and mail to him a receipt
 22 of registration as required by section forty-eight point six
 23 (48.6) of the Code.

24 2. If the applicant is found to be an elector in all
 25 respects except that he has not attained the age of eighteen, the

Page 2

1 commissioner of registration shall register him effective upon
 2 his eighteenth birthday and mail to him a receipt of registration
 3 as required by section forty-eight point six (48.6) of the Code,
 4 to which shall be affixed the date of the applicant's eighteenth
 5 birthday and a statement that the applicant is registered and
 6 qualified to vote in any election held on or after that date.

7 3. If the applicant is found to be currently registered to
 8 vote in the county, but at a residence other than that listed on
 9 his application, the commissioner of registration shall treat the
 10 application as a change of address notice and shall, not more
 11 than five days after he receives the application, so notify the
 12 applicant by mail.

13 4. If the applicant is found to be currently registered to
 14 vote at the residence listed on his application, the commissioner
 15 of registration shall within five days after he receives the
 16 application so notify the applicant by mail.

17 5. If the commissioner of registration is not satisfied that
 18 the applicant is an eligible elector of the precinct in which the
 19 residence listed on his application is located, or if for any
 20 reason the information supplied on the application is not suffi-
 21 cient to complete the applicant's registration to vote, the
 22 commissioner of registration shall, not more than five days after
 23 he receives the copy of the application, so notify the applicant
 24 by restricted certified mail and advise the applicant in the
 25 notice where he may appear in person if he wishes to present

Page 3

1 evidence of his status as an eligible elector, or in order to
 2 complete his registration.

Senator Potter took the chair at 3:05 p.m.

Senator Priebe moved the adoption of amendment S—902 and requested a roll call.

On the question “Shall amendment S—902 be adopted?” (H.F. 745) the vote was:

Ayes, 21:

Blouin	Hill	Nolin	Schaben
Coleman	Junkins	Orr	Scott
Doderer	Kennedy	Priebe	Tieden
Gallagher	Kinley	Robinson	Van Gilst
Gluba	Miller of	Rodgers	Willits
Heying	Des Moines		

Nays, 28:

Andersen	Hultman	Murray	Riley
Bergman	Kelly	Nystrom	Schwengels
Briles	Lamborn	Palmer	Schwieger
Curtis	McCartney	Plymat	Shaff
DeKoster	Miller of	Potter	Shaw
Glenn	Marshall	Rabedeaux	Taylor
Griffin	Milligan	Ramsey	Winkelman
Hansen			

Absent or not voting, 1:

Kyhl

Amendment S—902 lost.

Senator Doderer offered amendment S—903 and moved its adoption:

S—903

- 1 Amend House File 745 as amended and passed by the House, page
- 2 42, line 32, by inserting after the period the following:
- 3 “Where the only change in the previous registration information
- 4 is a change of surname by reason of the marriage, divorce or dis-
- 5 solution of marriage, or other legal procedure, the registrant
- 6 may effect the reregistration required by this subsection by
- 7 mailing the county commissioner a written notice stating in full
- 8 both the name under which the registrant was previously registered
- 9 and the name under which the registrant is now to be registered,
- 10 and the registrant’s social security number, if available.”

Amendment S—903 was adopted.

Senator Willits offered amendment S—864 filed by Senators Willits and Rodgers and moved its adoption:

S—864

1 Amend House File 745 as amended and passed by the House, page
2 66, by striking lines 26 through 32, inclusive, and inserting in
3 lieu thereof the following:

4 Sec. Section forty-nine point forty-two (49.42), Code
5 1973, is amended to read as follows:

6 49.42 FORM OF OFFICIAL BALLOT. [Said] *The ballot for the*
7 *general election* shall be in substantially the following form:

	<input type="radio"/> REPUBLICAN	<input type="radio"/> DEMOCRATIC	<input type="radio"/> PROHIBITION	<input type="radio"/> UNION LABOR
8	For President	For President	For President	For President
9	A..... B.....	N..... O.....	A..... B.....	N..... O.....
10	of Ohio.	of Virginia.	of Maine.	of Idaho.
11	<input type="checkbox"/> For Vice-	☐ For Vice-	☐ For Vice-	☐ For Vice-
12	President,	President,	President,	President,
13	C..... D.....,	P..... Q.....,	C..... D.....,	P..... Q.....,
14	of New York.	of Indiana.	of Illinois.	of Ohio.
15	For	For	For	For
16	United States	United States	United States	United States
17	Senator,	Senator,	Senator,	Senator,
18	<input type="checkbox"/> E..... F.....,	<input type="checkbox"/> R..... S.....,	<input type="checkbox"/> E..... F.....,	<input type="checkbox"/> R..... S.....,
19	[of ... County.]	[of ... County.]	[of ... County.]	[of ... County.]
20	For	For	For	For
21	United States	United States	United States	United States
22	Representative,	Representative,	Representative,	Representative,
23				

Page 2

1	<input type="checkbox"/> G..... H.....,	<input type="checkbox"/> T..... U.....,	<input type="checkbox"/> G..... H.....,	<input type="checkbox"/> T..... U.....,
2	[of ... County.]	[of ... County.]	[of ... County.]	[of ... County.]
3	For Governor,	For Governor,	For Governor,	For Governor,
4	<input type="checkbox"/> I..... J.....,	<input type="checkbox"/> V..... W.....,	<input type="checkbox"/> I..... J.....,	<input type="checkbox"/> V..... W.....,
5	[of ... County.]	[of ... County.]	[of ... County.]	[of ... County.]
6	For Lieutenant	For Lieutenant	For Lieutenant	For Lieutenant
7	Governor,	Governor,	Governor,	Governor,
8	<input type="checkbox"/> K..... L.....,	<input type="checkbox"/> X..... Y.....,	<input type="checkbox"/> K..... L.....,	<input type="checkbox"/> X..... Y.....,
9	[of ... County.]	[of ... County.]	[of ... County.]	[of ... County.]

Amendment S—864 was adopted.

Senator Kinley offered amendment S—838 filed by Senators Kinley, Murray, et al., and moved its adoption:

S—838

1 Amend House File 745 as amended and passed by the House, page 73,
2 line 19, by striking the word "eight" and inserting in lieu thereof
3 the words "[eight] nine".

Roll call was requested.

Rule 24 was invoked on request of Senator Kinley.

On the question "Shall amendment S—838 be adopted?"
(H. F. 745) the vote was:

Ayes, 24:

Blouin	Hill	Murray	Robinson
Coleman	Junkins	Nolin	Rodgers
Doderer	Kennedy	Orr	Schaben
Gallagher	Kinley	Palmer	Scott
Glenn	Miller of	Plymat	Van Gilst
Gluba	Des Moines	Priebe	Willits
Heying			

Nays, 25:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Kelly	Potter	Shaff
Briles	Lamborn	Rabedeaux	Shaw
Curtis	McCartney	Ramsey	Taylor
DeKoster	Miller of	Riley	Tieden
Griffin	Marshall	Schwengels	Winkelman
Hansen	Milligan		

Absent or not voting, 1:

Kyhl

Amendment S—838 lost.

Senator Gluba offered amendment S—850 filed by Senators Gluba and Kinley and moved its adoption:

S—850

- 1 Amend House File 745 as amended and passed by the House,
- 2 page 73, line 16, by striking the word "seven" and inserting in
- 3 lieu thereof the words "[seven] six".

Roll call was requested.

On the question "Shall amendment S—850 be adopted?" (H.F. 745) the vote was:

Ayes, 21:

Blouin	Heying	Miller of	Rodgers
Coleman	Hill	Des Moines	Schaben
Doderer	Junkins	Nolin	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits
Gluba		Robinson	

Nays, 28:

Andersen	Kelly	Nystrom	Schwengels
Bergman	Lamborn	Orr	Schwieger
Briles	McCartney	Plymat	Shaff
Curtis	Miller of	Potter	Shaw
DeKoster	Marshall	Rabedeaux	Taylor
Griffin	Milligan	Ramsey	Tieden
Hansen	Murray	Riley	Winkelman
Hultman			

Absent or not voting, 1:

Kyhl

Amendment S—850 lost.

Senator Ramsey offered amendment S—858 filed by Senators Ramsey and Miller of Marshall and moved its adoption:

S—858

1 Amend House File 745 as amended and passed by the House, page
2 78, by inserting after line 32 the following new section:
3 Sec. Section forty-nine point ninety-two (49.92), Code 1973, is
4 amended to read as follows:
5 49.92 VOTING MARK. The voting mark shall be a cross or check
6 which shall be placed in the circle at the head of a ticket, or
7 in the square opposite the names of candidates. *The fact that*
8 *the voting mark is made by an instrument other than a black lead*
9 *pencil shall not affect the validity of the ballot unless it*
10 *appears that the color or nature of the mark is intended to*
11 *identify the ballot contrary to the intent of section forty-nine*
12 *point one hundred seven (49.107), subsection seven (7) of the*
13 *Code.*

Amendment S—858 was adopted.

Senator Willits offered amendment S—862 filed by Senators Willits, Rodgers and Ramsey:

S—862

1 Amend House File 745 as amended and passed by the House, page
2 79A, by inserting after line 39 the following new section:
3 Sec. Section forty-nine point one hundred seven (49.107),
4 subsection one (1), Code 1973, is amended to read as follows:
5 1. Loitering, congregating, electioneering, *posting of signs,*
6 *treating voters, or soliciting votes, during the receiving of the*
7 *ballots, either on the premises of any polling place or within*
8 *[one] three hundred feet of any outside door of any building afford-*
9 *ing access to any room where the polls are held, or of any outside*
10 *door of any building affording access to any hallway, corridor,*
11 *stairway, or other means of reaching the room where the polls are*
12 *held.*

Action on the amendment was temporarily deferred.

Senator Schaben offered amendment S—882 and moved its adoption:

S—882

1 Amend House File 745 as the House, page 101,
2 after line 18 by adding the following :
3 3. When the qualified elector is, or will be prior to
4 election day, sixty-five years of age or
5 older.

Roll call was requested.

On the question "Shall amendment S—882 be adopted?"
(H.F. 745) the vote was:

Ayes, 23:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	
Heying			

Nays, 26:

Andersen	Hultman	Murray	Schwieger
Bergman	Kelly	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Schwengels	

Absent or not voting, 1:

Kyhl

Amendment S—882 lost.

The Senate resumed consideration of amendment S—862 previously deferred.

Senators Willits offered amendment S—911 to amendment S—862 and moved its adoption:

S—911

- 1 Amend the Willits, et al., amendment S—862 filed June 12 to
- 2 House File 745, line 12, by inserting after the word "held"
- 3 the following: "*, except this subsection shall not apply to*
- 4 *the posting of signs on private property not a polling place*".

Amendment S—911 to amendment S—862 was adopted.

On motion of Senator Willits, amendment S—862 as amended was adopted.

Senator Blouin offered amendment S—869 filed by Senators Blouin and Shaw and moved its adoption:

S—869

- 1 Amend House File 745 as amended and passed by the House as
- 2 follows:
- 3 1. Page 101, line 27, by inserting after the period the words
- 4 "Nothing in this section shall be construed to require that a
- 5 written communication mailed to the commissioner's office to re-
- 6 quest an absentee ballot, or any other document except the absent
- 7 voter's affidavit required by section fifty-three point thirteen
- 8 (53.13) of the Code, be notarized as a prerequisite to receiving
- 9 or marking an absentee ballot or returning to the commissioner an
- 10 absentee ballot which has been voted."
- 11 2. Page 102, line 6, by striking the words "administer an
- 12 oath or" and inserting in lieu thereof the words "[administer an
- 13 oath or]".
- 14 3. Page 102, line 8, by striking the words "administer such

15 oath" and inserting in lieu thereof the words "[administer such
16 oath]".

17 4. Page 103, line 25, by striking the words "administering
18 the oath" and inserting in lieu thereof the words "notarizing the
19 affidavit".

20 5. Page 103, line 32, by striking the words "administering
21 the oath" and inserting in lieu thereof the following:
22 "[administering the oath] *notarizing the affidavit*".

Amendment S—869 was adopted.

Senator Priebe offered amendment S—906:

S—906

1 Amend House File 745 as amended and passed by the House, page
2 102, by inserting after line 28 the following new unnumbered
3 paragraph:

4 If an absent voter who is a resident of a private dwelling
5 place used for residential purposes and who has received his
6 absentee ballot by mail is so ill or disabled as to be unable to
7 leave his place of residence without unreasonable difficulty, he
8 may request and the commissioner shall cause the affidavit on
9 the ballot envelope to be notarized in the absent voter's home,
10 without cost to the absent voter, by an employee of the commis-
11 sioner who is a notary public or by persons appointed by the
12 commissioner to deliver absentee ballots to residents of health
13 care facilities and hospitals as prescribed by section fifty-
14 three point seventeen (53.17) of the Code.

Senator Priebe offered amendment S—910 to amendment
S—906 and moved its adoption:

S—910

1 Amend the Priebe amendment S—906 filed June 14 to House
2 File 745, lines 10 and 11, by striking the following:
3 " , by an employee of the commissioner who is a notary
4 public or".

Amendment S—910 to amendment S—906 was adopted.

Senator Priebe moved the adoption of amendment S—906 as
amended.

Roll call was requested.

On the question "Shall amendment S—906 as amended be
adopted?" (H.F. 745) the vote was.

Ayes, 20:

Blouin	Heying	Nolin	Rodgers
Coleman	Junkins	Orr	Scott
Doderer	Kennedy	Palmer	Van Gilst
Gallagher	Kinley	Priebe	Willits
Glenn	Miller of	Robinson	
Gluba	Des Moines		

Nays, 28:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman
Hill			

Voting present, 1:

Schaben (under Rule 24)

Absent or not voting, 1:

Kyhl

Amendment S—906 as amended lost.

Senator Blouin offered amendment S—868 and moved its adoption:

S—868

- 1 Amend House File 745 as amended and passed by the House as
- 2 follows:
- 3 1. Page 104, line 8, by inserting before the word "carrier"
- 4 the word "sealed".
- 5 2. Page 104, line 9, by inserting after the word "elector"
- 6 the words "or his designee".

Roll call was requested.

On the question "Shall the amendment S—868 be adopted?" (H.F. 745) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Plymat	Tieden
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Priebe	Winkelman

Nays, 7:

Hultman	Rabedeaux	Riley	Van Gilst
McCartney	Ramsey	Shaff	

Absent or not voting, 1:

Kyhl

Amendment S—868 was adopted.

Senator Coleman offered amendment S—912 and moved its adoption:

S—912

1 Amend House File 745 as amended and passed by the House, page
 2 50, by inserting after line 5 the following new section:
 3 Sec. Section forty-eight point thirty-two (48.32), Code
 4 1973, is amended to read as follows:
 5 48.32 ANNUAL REPORT. The county commissioner of [elections]
 6 registration shall make reports as required by the state commis-
 7 sioner of elections. On August 1 of each year the state commis-
 8 sioner [of elections] shall report the total number of persons
 9 registered, and the number of persons registered in each politi-
 10 cal party in each county. For each new registration recorded
 11 during the twelve-month period ending on June thirtieth prior to
 12 the state commissioner's report, the county shall receive the sum
 13 of forty cents from the state general fund. Prior to June
 14 thirtieth of each odd-numbered year the county commissioner of
 15 registration shall purge the voter registration list pursuant to
 16 section forty-eight point thirty-one (48.31) of the Code and
 17 after the state commissioner's August first report in that year,
 18 the county shall receive from the state general fund the sum of
 19 twenty cents for each active registration remaining after the
 20 registration list has been so purged.

Roll call was requested.

On the question "Shall the amendment S—912 be adopted?"
 (H.F. 745) the vote was:

Ayes, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines		

Nays, 28:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nyström	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman
Hill			

Absent or not voting, 1:

Kyhl

Amendment S—912 lost.

Senator Gallagher offered amendment S—891 filed by Senators
 Gallagher and Schwieger and moved its adoption:

S—891

1 Amend House File 745 as amended and passed by the House,
 2 page 179, by inserting after line 34 the following new unnumbered
 3 paragraph:
 4 "For the calendar year 1973 only, the respective political

5 party chairmen shall not later than July fifteenth submit a list
 6 of nominees to serve as registrars on the permanent mobile deputy
 7 registrar board, in the manner required by section forty-eight
 8 point twenty-seven (48.27), subsection two (2) of the Code as
 9 amended by this Act, and the county commissioner of registration
 10 shall make the required number of appointments to the board not
 11 later than July thirty-first."

Amendment S—891 was adopted.

Senator Murray offered amendment S—896 and moved its adoption:

S—896

1 Amend House File 745, as amended and passed by the House,
 2 page 1, by striking lines 9 and 10, and by inserting in lieu
 3 thereof the following: "city, school and other elections, and
 4 providing penalties."

Amendment S—896 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 745) the vote was:

Ayes, 28:

Andersen	Hansen	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gluba	Marshall	Ramsey	Winkelman
Griffin			

Nays, 21:

Blouin	Junkins	Orr	Schaben
Coleman	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Tieden
Glenn	Miller of	Robinson	Van Gilst
Heying	Des Moines	Rodgers	Willits
Hill	Nolin		

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaw moved that the vote by which House File 745 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

President Neu took the chair at 6:25 p.m.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 745) the vote was:

Ayes, 27:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman

Nays, 22:

Blouin	Heying	Miller of	Robinson
Coleman	Hill	Des Moines	Rodgers
Doderer	Junkins	Nolin	Schaben
Gallagher	Kennedy	Orr	Scott
Glenn	Kinley	Palmer	Van Gilst
Gluba		Priebe	Willits

Absent or not voting, 1:

Kyhl

The motion prevailed.

SENATE INSISTS

House File 656

Senator Griffin called up House File 656, a bill for an act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed and the Senate insisted on it amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following Senators to the **conference committee** on **House File 656** on the part of the Senate: Senators Griffin, chairman; Rabedeaux, Hultman, Kinley and Rodgers.

Senator Schaben moved that Senate Rules 5, 6, 7, 10, 38, 41 and 42 be suspended for the purpose of withdrawing **Senate File 360** from the committee on human and industrial relations and that the bill be taken up for immediate consideration.

Roll call was requested by Senator Schaben.

On the question "Shall the motion to suspend Senate Rules 5, 6, 7, 10, 38, 41 and 42 for the purpose of withdrawing Senate File 360 from committee be adopted?" the vote was:

Ayes, 24:

Blouin	Heying	Nolin	Rodgers
Briles	Hill	Nystrom	Schaben
Coleman	Junkins	Orr	Scott
Doderer	Kennedy	Palmer	Van Gilst
Gallagher	Kinley	Priebe	Willits
Glenn	Miller of	Robinson	
Gluba	Des Moines		

Nays, 25:

Andersen	Kelly	Plymat	Schwieger
Bergman	Lamborn	Potter	Shaff
Curtis	McCartney	Rabedeaux	Shaw
DeKoster	Miller of	Ramsey	Taylor
Griffin	Marshall	Riley	Tieden
Hansen	Milligan	Schwengels	Winkelman
Hultman	Murray		

Absent or not voting, 1:

Kyhl

The motion lost.

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 682, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program, and requests a conference committee.

Conferees on the part of the House are: The Representative from Black Hawk, Mr. Lippold, chairman; the Representative from Polk, Mr. Byerly; the Representative from Story, Mr. Crawford; the Representative from O'Brien, Mr. Hansen, and the Representative from Jackson, Mr. Norpel.

WILLIAM H. HARBOR
Chief Clerk of the House

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following Senators to the conference committee on House File 682 on the part of the Senate: Senators Potter, chairman; Murray, Ramsey, Nolin and Van Gilst.

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 414, a bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 554, a bill for an act appropriating funds for reimbursing certain services and materials.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 59, extending congratulations to the city of Storm Lake in commemoration of the centennial anniversary.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 62, challenging Senate to a softball game.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 166, a bill for an act relating to the taking of fish with seines and traps.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 796, a bill for an act relating to the salaries and expenses 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 797, a bill for an act making an appropriation to the budget and financial control committee or its successor committee.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 798, a bill for an act relating to foreign life insurance companies becoming domestic companies and providing for a transfer tax therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 801, a bill for an act relating to the salaries of supreme court justices and district court judges.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 554

1 Amend Senate File 554, as passed by the Senate

2 as follows:

3 1. Page 1, by striking all of lines 5, 6 and 7

4 and inserting in lieu thereof the following:

5 "Section 1. There is appropriated".

6 2. Page 1, line 3 by inserting after the word

7 "certain" the word "auxiliary".

HOUSE CONCURRENT RESOLUTION 59

By Freeman

Whereas, the city of Storm Lake, Iowa, is nearing the centennial anniversary of its incorporation as a city; and

Whereas, the citizens of Storm Lake are preparing for a centennial celebration to commemorate the one hundredth anniversary of its incorporation; *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That the membership of the Sixty-fifth General Assembly of Iowa meeting in the year 1973 extends its heartiest congratulations to the city of Storm Lake, Iowa in commemoration of the centennial anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Storm Lake who are in charge of making preparations for the centennial celebration.

HOUSE CONCURRENT RESOLUTION 62

By Miller of Calhoun, Anderson, Norland, Woods,
Strothman, Byerly, De Jong, Miller of Cerro Gordo,
Miller of Buchanan, Jordan, Middleswart,
Hutchins, Wyckoff, Peterson,
Husak, and Hansen

Whereas, the Senate and individual members of that Honorable Body have from time to time during the first session of the Sixty-fifth General Assembly been reported to have cast aspersions on the performance of the House of Representatives in various respects; and

Whereas, the House, having sought an appropriate forum in which to seek satisfaction, has after due consideration settled upon the softball diamond as most appropriate; and

Whereas, it is recognized that the Senate has only fifty members from which to draw players, and the House therefore pledges not to use more than fifty players in any game between teams representing the two houses and to allow the game to be called if either team scores in excess of fifty runs prior to the completion of seven innings; *Now Therefore*

Be It Resolved by the House of Representatives, the Senate Concurring, that the House hereby challenges the Senate to a softball game to be played at a time and place with such ground rules as may be negotiated to the mutual satisfaction of the two houses and to be umpired by one member of the Senate and one member of the House (unless the Governor and Chief Justice can be persuaded to accept this privilege); and

Be It Further Resolved, that each player be assessed a fee of fifty cents for the privilege of competing, the proceeds to be donated to a mutually agreed upon worthy cause.

INTRODUCTION OF BILLS

Senate File 609, by committee on appropriations, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, leases, land purchases, equipment, replacements, or alterations, and providing for joint control of the expenditures thereof by the board of regents, the governor, and the state comptroller.

Read first time and placed on calendar.

Senate File 610, by committee on commerce (committee on commerce), a bill for an act relating to the establishment of fees for certain applications filed with the department of banking.

Read first time and **placed on calendar**.

HOUSE MESSAGES CONSIDERED

House File 796, a bill for an act relating to the salaries and expenses of members of the general assembly.

Read first time and **passed on file**.

House File 797, a bill for an act making an appropriation to the budget and financial control committee or its successor committee.

Read first time and **passed on file**.

House File 801, a bill for an act relating to the salaries of supreme court justices and district court judges.

Read first time and **passed on file**.

House File 798, a bill for an act relating to foreign life insurance companies becoming domestic companies and providing for a transfer tax therefor.

Read first time and **passed on file**.

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced assignment to the committee on rules of the amendment to Senate Rule 3, filed June 7, 1973, by Senator Blouin, found on page 1622 of the Senate Journal, and the amendment to Senate Rule 44, filed June 11, 1973, by Senators Blouin and Rodgers found on page 1681 of the Senate Journal.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on June 14, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

H. F. 647—Relating to subdivided land and providing penalties.

H. F. 683—To appropriate from the general fund of the state to the higher education facilities commission administrative funds and funds for the medical student tuition loan program.

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 22**, a joint resolution directing the department of social services to delineate the intent and objectives of programs for young persons at certain institutions under its control, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 574**, a bill for an act to appropriate from moneys received by certain commissions, boards and departments, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 739**, a bill for an act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children 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**:

S—907

- 1 Amend House File 739 as passed by the House as follows:
- 2 1. Page 2, line 4, by inserting after the word "stitutions"
- 3 the words "and for the establishment of community-based pilot
- 4 programs authorized by this Act".
- 5 2. Page 2, after line 17, by inserting the following:
- 6 Annie Wittenmyer Home,
- 7 Davenport \$1,638,900 \$—0—
- 8 Community-based pilot
- 9 programs \$ 100,000 \$—0—
- 10 3. Page 2, line 27, by inserting after the period the sen-
- 11 tence "However, the figures on the above filled positions do not
- 12 apply to the appropriations for the operation of the Annie
- 13 Wittenmyer Home and the establishment of community-based pilot
- 14 programs authorized under this Act."
- 15 4. Page 3, after line 7, by inserting the following section:
- 16 Sec. Because the cost of institutional care continues to
- 17 increase and the need exists for alternative types of arrange-
- 18 ments for the care of children who are treated or would be con-
- 19 sidered for treatment at the Annie Wittenmyer Home and because
- 20 additional funds will be required for the Annie Wittenmyer Home
- 21 to comply with the standards promulgated pursuant to chapter
- 22 eighty-eight (88) of the Code, the department of social services
- 23 shall develop a plan for the closing, consolidation, or continued
- 24 use of the Annie Wittenmyer Home as a child care facility and
- 25 shall, in conjunction with the development of the plan, cooperate

Page 2

- 1 with the department of public instruction in arranging for the
- 2 establishment in local or county school systems in this state of
- 3 at least two pilot programs to be operated during the 1973-1974

4 school year to demonstrate community-based alternatives to the
5 care and education provided children at the Annie Wittenmyer Home,
6 which alternatives shall afford:

- 7 1. Needed social services for the children enrolled in the
8 pilot programs.
 - 9 2. Group home or intensive foster home living situations for
10 the children enrolled in the pilot programs, where indicated by
11 the needs of the children.
 - 12 3. An educational component specifically designed to meet
13 the special needs of the children enrolled in the program.
- 14 The department of social services shall, not later than
15 December 15, 1973, submit to the legislative council for trans-
16 mission to the standing committees on human resources and the
17 human resources subcommittees of the committees on appropria-
18 tions of the house of representatives and the senate a report
19 on the arrangements for, circumstances of, experiences with
20 and conclusions reached from the pilot programs established
21 under this section as they relate to the possible establishment
22 of such other programs as are likely to be needed to provide
23 appropriate care for children who would be eligible for admis-
24 sion to the Annie Wittenmyer Home. The report shall also
25 include recommendations for the most efficient and economical

Page 3

- 1 future use of the land, buildings and other physical facilities
2 of the Annie Wittenmyer Home.
- 3 3. By renumbering the sections of the bill in accordance
4 with this amendment.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 790**, a bill for an act making an appropriation for operation of the Iowa soldiers home, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 609**, a bill for an act to amend Title fifteen (XV) of the Code to provide authority for municipally-owned utilities to participate with other utilities and electric cooperatives in the acquiring and financing of jointly-owned facilities for the generation, acquisition or transmission of electric energy, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—909

- 1 Amend Senate File 592 as follows:
- 2 1. Page 2, lines 5 and 6, by striking the words "which
- 3 might have been originally incorporated under the laws of this

- 4 state,”.
- 5 2. Page 2, line 11, by striking the word “articles” and
6 inserting the word “notice”.
- 7 3. Page 2, line 33, by striking the word “and” and insert-
8 ing in lieu thereof the following: “. The certificate of incor-
9 poration shall state on its face that it is issued in accordance
10 with the provisions of this Act. The secretary of state”.

RALPH W. POTTER

S—904

- 1 Amend Senate File 592, page 2, line 20, by striking the
2 word “lesser” and inserting in lieu thereof the word “largest”.

WILLIAM D. PALMER

S—908

- 1 Amend Senate File 603 as follows:
- 2 1. Page 2, by striking lines 32 through 35 and page 3
3 by striking lines 1 through 8.
- 4 2. Page 4, by striking lines 27 through 35 and page 5,
5 by striking lines 1 through 28.
- 6 3. Page 6, by striking lines 13 through 17 and striking
7 lines 26, 27, and 28 and inserting in lieu thereof the
8 following: “ment.”
- 9 4. Page 7, by striking lines 8 through 16.
- 10 5. By renumbering the sections to conform with this
11 amendment.

KARL NOLIN

S—913

- 1 Amend the committee on ways and means amendment, S—756, to
2 House File 740, as passed by the House, page 3, by striking lines
3 7 through 10 and inserting in lieu thereof the following:
- 4 In the event that the amount appropriated for reimbursement of
5 the taxing districts is insufficient to pay in full the amounts
6 due to each of the taxing districts, then the amount of each pay-
7 ment shall be reduced by the director of revenue according to the
8 ratio that the amount of funds to be paid to each taxing
9 district bears to the total amount to be paid to all taxing
10 districts in the state.
- 11 Sec. 2. Section four hundred forty-two point two (442.2), Code
12 1973, is amended by adding the following new unnumbered paragraph:
13 *NEW UNNUMBERED PARAGRAPH.* The amount paid to each
school
14 district for the personal property tax credit under this Act shall
15 be regarded as property tax. The portion of the payment which is
16 foundation property tax shall be determined by applying the
17 foundation property tax millage rate to the taxable value of per-
18 sonal property assessed for taxation in the district as of Janu-
19 ary 1, 1973, and January first of each year thereafter provided
20 that on January 1, 1982 and each year thereafter, the portion of
21 the payment which is foundation property tax shall be determined
22 by applying the foundation property tax millage rate to the tax-
23 able value of personal property assessed for taxation in the dis-
24 trict as of January 1, 1982.
- 25 Sec. 3. *NEW SECTION.* There is appropriated from the general

Page 2

1 fund of the state of Iowa to the state comptroller for the
 2 fiscal year beginning July 1, 1973, and ending June 30, 1974,
 3 the sum of one million nine hundred fifty thousand (1,950,000)
 4 dollars, or so much thereof as may be necessary, and for the
 5 fiscal year beginning July 1, 1974, and ending June 30, 1975,
 6 the sum of three million eight hundred fifty thousand
 7 (3,850,000) dollars, or so much thereof as may be necessary,
 8 and for each succeeding fiscal year the sum of seven million
 9 seven hundred thousand (7,700,00) dollars, or so much
 10 thereof as may be necessary to carry out the provisions of
 11 section one (1) of this Act.

LUCAS J. DeKOSTER

S—905

1 Amend House File 783, page 2, by striking line 12 and inserting
 2 in lieu thereof the following:
 3 "poses: \$750,000 \$800,000".

WILLIAM E. GLUBA

S—914

1 Amend House File 798, page 2, line 19, by striking the
 2 word "lesser" and inserting in lieu thereof the word "largest".

WILLIAM D. PALMER

On motion of Senator Lamborn, the Senate adjourned until
 8:00 a.m., Friday, June 15, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED FIFTY-NINTH DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, JUNE 15, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Charles P. Miller, member of the Senate from Burlington, Iowa.

The Journal of Thursday, June 14, 1973, was approved.

ADOPTION OF RESOLUTIONS

Senate Resolution 7

Senator Lamborn called up for consideration the following resolution and moved its adoption:

SENATE RESOLUTION 7

By Lamborn and Schaben

Whereas, the Secretary of the Senate has responsibilities and duties to perform during the interim between the sessions of the General Assembly; and

Whereas, during the interim between sessions of the General Assembly the Secretary of the Senate has expenses in connection with his interim duties; *Now Therefore*

Be It Resolved by the Senate: That the President of the Senate is hereby authorized to approve such expenses and authorize payment of compensation for the Secretary of the Senate and his staff, at the same rate of pay as was fixed during the first regular session of the Sixty-fifth General Assembly. The state comptroller shall issue warrants in payment of same upon requisition signed by the President of the Senate as provided for in sections two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1973, and any amendments passed by the Sixty-fifth General Assembly.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 41

Senator Lamborn called up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 41

By Lamborn and Schaben

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House are authorized to determine

the policies incident to the details of closing the 1973 first regular session of the Sixty-fifth General Assembly, interim staff and work, and the reconvening of the 1974 second regular session and any special session which may be convened.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House shall make an inventory of all equipment and supplies on hand at the close of the session.

Be It Further Resolved: That the General Services Department, in accordance with section nineteen B point three (19B.3), Code 1973, shall provide all the supplies required for the Sixty-fifth General Assembly, both while in session and during the interim between sessions, upon requisition signed by the Secretary of the Senate for the Senate and the Chief Clerk of the House for the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House are authorized to reserve for the exclusive use of the General Assembly during the interim the chamber and such rooms now used by said General Assembly as may be necessary for any official use and for the purpose of storing supplies and equipment, as they may deem proper and advisable. The General Services Department shall not make assignments except with the consent of the Secretary of the Senate or the Chief Clerk of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House shall make a complete survey of all the typewriters on hand for the purpose of determining the advisability of replacing some of the equipment. The machines to be replaced shall be appraised, and placed for sale by the Secretary of the Senate and the Chief Clerk of the House at amounts based on the appraisal. Any funds received shall be deposited in and credited to the Legislative General Fund. All other equipment shall be stored in rooms reserved by the legislative officials above designated who shall have custody of the same and make it available for the following session of the General Assembly.

Be It Further Resolved: That any officers or employees of the Sixty-fifth General Assembly who shall be engaged for work in connection with the General Assembly during the interim between sessions, shall be compensated for such services at the same rate as was fixed during the regular session of the Sixty-fifth General Assembly.

Senator Van Gilst offered amendment S—567 filed by Senator Willits and moved its adoption:

S—567

- 1 Amend Senate Concurrent Resolution 41, found on pages
- 2 1171 and 1172 of the Senate Journal, by adding the follow-
- 3 ing after the word "equipment" in line 12 of page 1172:
- 4 " , particularly the advisability of replacing manual type-
- 5 writers with electric typewriters".

The amendment was adopted.

On the motion of Senator Lamborn, the resolution as amended was adopted.

Senate Concurrent Resolution 42

Senator Lamborn called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 42

By Lamborn and Schaben

Whereas, various committee meetings pertaining to the operation of legislative research and legislative services are held between sessions of the General Assembly; and

Whereas, the President of the Senate and the Speaker of the House have the authority to appoint representatives of the General Assembly to attend certain meetings; and

Whereas, it appears advantageous to eliminate the necessity of filing bills in the ensuing legislative session to cover the actual expenses of such representatives and such committee members; *Now Therefore*

Be It Resolved by the Senate, the House Concurring: That the actual expenses of such representatives and such committee members in attending the above-described meetings shall be paid upon the filing of their expense accounts, subject to the approval of the President of the Senate, for the Senate, and the Speaker of the House, for the House. The state comptroller is authorized and directed to issue warrants in payment of same upon requisition signed by the President of the Senate and the Speaker of the House as provided in sections two point ten (2.10), two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1973.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 43

Senator Lamborn called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 43

By Lamborn and Schaben

Whereas, the National Legislative Conference, which is a part of the Council of State Governments, will convene in its annual sessions in 1973 and 1974; and

Whereas, Iowa has been represented by the Secretary of the Senate and the Chief Clerk of the House in the past, and this policy should be continued; *Now Therefore*

Be It Resolved by the Senate, the House Concurring: That the Secretary of the Senate and the Chief Clerk of the House are hereby authorized to attend the 1973 and 1974 sessions of the National Legislative Conference as well as meetings of committees to which they have been appointed to serve and that the actual expenses in so attending these sessions be paid as provided in section two point twelve (2.12), Code 1973.

The motion prevailed and the resolution was adopted.

House Concurrent Resolution 17

Senator Hansen asked and received unanimous consent to take up for consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 17

By Holden and Hill

(Hansen, Briles, Doderer, Miller of Marshall and Robinson)

Whereas, the provisions regarding the use of legal counsels by professional and occupational examining boards vary considerably; and

Whereas, some examining boards are authorized to employ their own legal counsels and others are required to use the Office of the Attorney General; and

Whereas, the Professional and Occupational Licensing Study Committee believes that adequate legal assistance should be provided all examining boards, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That each examining board be required to submit in writing to the General Assembly, no later than January 14, 1974, its recommendations for legal assistance for the examining board.

On the question "Shall the resolution be adopted?" (H.C.R. 17) the vote was:

Ayes, 35:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Blouin	Kennedy	Orr	Schwieger
Briles	Lamborn	Plymat	Scott
Curtis	Miller of	Potter	Shaff
Doderer	Des Moines	Priebe	Taylor
Glenn	Miller of	Ramsey	Tieden
Gluba	Marshall	Riley	Van Gilst
Hansen	Milligan	Rodgers	Winkelman
Heying			

Nays, 1:

Kelly

Absent or not voting, 14:

Coleman	Junkins	Murray	Robinson
DeKoster	Kinley	Palmer	Shaw
Gallagher	Kyhl	Rabedeaux	Willits
Griffin	McCartney		

The motion prevailed and the resolution was adopted.

House Concurrent Resolution 18

Senator Hansen asked and received unanimous consent to take up for consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 18

By Holden and Hill

(Hansen, Briles, Doderer, Miller of Marshall and Robinson)

Whereas, most professions and occupations for which examining boards have been established require the applicant to pass an examination testing

his knowledge and skills required for the practice of the profession or occupation; and

Whereas, new developments are constantly occurring to change and improve the practice of licensed professions and occupations; and

Whereas, requirements for renewal of a license or registration, except for nursing home administrators and optometrists, merely require filing of the proper form and payment of a renewal fee; and

Whereas, the Professional and Occupational Licensing Study Committee, established by the Legislative Council for the 1972 interim, believes that each person licensed or registered by an examining board should be required to submit evidence or continuing education in order for his license or registration to be renewed, but the Study Committee also believes that each individual examining board can best determine what type of continuing education is most suitable for its occupation or profession, *Now Therefore*,

Be It Resolved by the House of Representatives, the Senate Concurring, That each examining board be required to submit in writing to the General Assembly, no later than January 14, 1974, its recommendations for continuing education requirements for licensed or registered members of its occupation or profession.

On the question "Shall the resolution be adopted?" (H.C.R. 18) the vote was:

Ayes, 38:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nystrom	Schwengels
Briles	Hultman	Orr	Schwieger
Curtis	Kennedy	Plymat	Scott
DeKoster	Lamborn	Potter	Shaff
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Ramsey	Tieden
Glenn	Miller of	Riley	Van Gilst
Gluba	Marshall	Robinson	Winkelman

Nays, 1:

Kelly

Absent or not voting, 11:

Coleman	Kinley	Murray	Shaw
Griffin	Kyhl	Palmer	Willits
Junkins	McCartney	Rabedeaux	

The motion prevailed and the resolution was adopted.

WITHDRAWN

Senator Hansen asked and received unanimous consent that **Senate Concurrent Resolution 20** and **Senate Concurrent Resolution 21** be withdrawn from further consideration of the Senate.

MOTION TO RECONSIDER ADOPTED

Senate File 539

Senator Kelly called up the following motion to reconsider filed by him on May 10, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 539 passed the Senate on May 10, 1973.

On the question "Shall the motion to reconsider be adopted?" (S.F. 539) the vote was:

Ayes, 27:

Bergman	Kelly	Rabedeaux	Shaff
Coleman	Lamborn	Ramsey	Shaw
Curtis	McCartney	Riley	Taylor
Gluba	Milligan	Robinson	Tieden
Heying	Nolin	Rodgers	Van Gilst
Hill	Nystrom	Schwengels	Winkelman
Hultman	Potter	Scott	

Nays, 16:

Andersen	Glenn	Murray	Priebe
Blouin	Hansen	Orr	Schaben
DeKoster	Junkins	Palmer	Schwieger
Doderer	Miller of	Plymat	
Gallagher	Marshall		

Absent or not voting, 7:

Briles	Kinley	Miller of	Willits
Griffin	Kyhl	Des Moines	
Kennedy			

The motion prevailed.

Senator Kelly moved to reconsider the vote by which Senate File 539 went to its last reading, which motion prevailed.

On motion of Senator Kelly, Senate File 539, a bill for an act making an appropriation to the department of social services for use of institutions under the bureau of adult corrections, was taken up for reconsideration.

Senator Kelly offered amendment S—740 filed by him and moved its adoption:

S—740

- 1 Amend Senate File 539 as follows:
- 2 1. Page 3, by striking lines 7 through 19, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 "Sec. 5. Because several institutions under the jurisdiction
- 5 of the bureau of adult corrections have experienced declining
- 6 populations and new methods for the rehabilitation and treatment
- 7 of inmates of correctional institutions are being instituted and
- 8 considered, and because of the implementation of programs which
- 9 have as their goals the treatment of offenders outside of insti-
- 10 tutional barriers and the introduction of such persons into
- 11 society, the department of social services is directed to develop
- 12 a plan relating to the following:
- 13 1. The practical consolidation of operations and programs of
- 14 the various correctional institutions within the state or the
- 15 transfer of persons confined in such institutions to other insti-
- 16 tutions.

- 17 2. The renovation of one or more institutions to meet the
 18 demands for capital improvements and comply with state and fed-
 19 eral laws regarding the safety standards which must be met.
 20 3. An indication of the most efficient and economical future
 21 use of the various correctional institutions.
 22 4. An indication as to how the state can best cooperate with
 23 local correctional authorities and authorities of other states to
 24 carry out correctional programs.
 25 5. Alternatives to present correctional programs and

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- 1 institutions and the economical basis and the projected cost of
 2 each alternative."
 3 2. Page 3, line 21, by striking the numerals "1973" and
 4 inserting in lieu thereof the numerals "1974".

The amendment was adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 539) the vote was:

Ayes, 43:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Lamborn	Palmer	Scott
DeKoster	McCartney	Plymat	Shaff
Doderer	Miller of	Potter	Shaw
Gallagher	Des Moines	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Hansen	Milligan	Riley	Winkelman
Heying			

Nays, none.

Absent or not voting, 7:

Briles	Kennedy	Kyhl	Willits
Griffin	Kinley	Robinson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 776.

House File 776

On motion of Senator Riley, House File 776, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, relating to the number of employees of the institutions,

establishing a unified budget and accounting system for the board, and making the preaudit system applicable to the board, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—820 by the committee on appropriations:

S—820

1 Amend House File 776, as amended and passed by the House, as
2 follows:

3 1. Page 2, line 24, by striking the figures "\$38,275,100" and
4 "\$39,932,100" and inserting in lieu thereof the figures
5 "\$41,594,400" and "\$45,834,400".

6 2. Page 3, line 5, by striking the figures "\$10,459,100" and
7 "\$10,697,700" and inserting in lieu thereof the figures
8 "\$10,524,100" and "\$11,174,700".

9 3. Page 3, line 20, by striking the figures "\$2,457,500" and
10 "\$2,463,500" and inserting in lieu thereof the figures
11 "\$2,483,500" and "\$2,650,500".

12 4. Page 3, line 32, by striking the figures "\$897,800" and
13 "\$887,800" and inserting in lieu thereof the figures "\$904,800"
14 and "\$941,800".

15 5. Page 4, line 1, by striking the figures "\$1,598,200" and
16 "\$1,628,200" and inserting in lieu thereof the figures
17 "\$1,610,200" and "\$1,713,200".

18 6. Page 4, line 13, by striking the figures "\$1,895,400" and
19 "\$1,894,400" and inserting in lieu thereof the figures
20 "\$1,910,400" and "\$2,004,400".

21 7. Page 4, line 22, by striking the figures "\$55,583,100" and
22 "\$57,503,700" and inserting in lieu thereof the figures
23 "\$59,027,400" and "\$64,319,000".

24 8. Page 4, line 28, by striking the figures "\$31,545,000" and
25 "\$32,031,000" and inserting in lieu thereof the figures

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1 "\$33,866,000" and "\$36,740,000".

2 9. Page 5, line 5, by striking the figures "\$4,316,700" and
3 "\$4,356,700" and inserting in lieu thereof the figures
4 "\$4,365,700" and "\$4,714,700".

5 10. Page 5, line 11, by striking the figures "\$3,655,200" and
6 "\$3,711,200" and inserting in lieu thereof the figures
7 "\$3,711,200" and "\$4,124,200".

8 11. Page 5, line 13, by striking the figures "\$39,516,900" and
9 "\$40,098,900" and inserting in lieu thereof the figures
10 "\$41,942,900" and "\$45,578,900".

11 12. Page 5, line 18, by striking the figures "\$12,521,100" and
12 "\$12,924,100" and inserting in lieu thereof the figures
13 "\$13,298,100" and "\$14,558,100".

14 13. Page 5, line 29, by striking the figures "\$983,800" and
15 "\$992,800" and inserting in lieu thereof the figures "\$991,800"
16 and "\$1,049,800".

17 14. Page 6, line 5, by striking the figures "\$1,776,500" and
18 "\$1,792,500" and inserting in lieu thereof the figures
19 "\$1,790,500" and "\$1,895,500".

- 20 15. Page 6, by striking lines 13 through 15 and inserting in
 21 lieu thereof the words "appropriated by this Act among the
 22 institutions under its juris-".
 23 16. Page 6, by striking lines 19 through 24.
 24 17. Page 6, by striking lines 25 through 34.
 25 18. Page 6, by striking lines 35 through 58.

Page 3

- 1 19. Page 6, by striking lines 61 through 66, and page 7, by
 2 striking lines 1 through 5, and inserting in lieu thereof the
 3 words "of the state board of regents shall not be increased."
 4 20. By renumbering sections and correcting internal refer-
 5 ences in accordance with this amendment.
 6 21. Amend the title, page 1, by striking from lines 3 through
 7 7 the words ", relating to the number of employees of the insti-
 8 tutions, establishing a unified budget and accounting system for
 9 the board, and making the preaudit system applicable to the
 10 board".

Senator Hultman offered amendment S—843 to the amendment by Senators Hultman, Griffin, et al., and moved its adoption:
 S—843

- 1 Amend the appropriations committee amendment S—820 to
 2 House File 776, page 2, by striking line 19 and inserting in
 3 lieu thereof the figures "\$1,824,800" and "\$1,931,500".

Amendment S—843 to the amendment was adopted.

Senator Hansen offered amendment S—916 to the amendment and moved its adoption:

S—916

- 1 Amend the committee on appropriations amendment S—820,
 2 filed June 8, 1973, to House File 776, page 2, by striking
 3 lines 20 through 22 and inserting in lieu thereof the following:
 4 "15. Page 6, by striking lines 13 through 18 and inserting
 5 in lieu thereof the following: "appropriated by this Act among
 6 the institutions under its jurisdiction as long as the reallo-
 7 cation from any one institution does not exceed one percent of
 8 the appropriations to that institution as appropriated by this
 9 Act."

Roll call was requested.

On the question "Shall amendment S—916 to the amendment be adopted?" (H.F. 776) the vote was:

Ayes, 16:

Andersen	Hultman	Miller of	Schwieger
Briles	Junkins	Marshall	Scott
Coleman	Kennedy	Priebe	Tieden
Hansen	McCartney	Schaben	Van Gilst
Heying			

Nays, 31:

Bergman	DeKoster	Glenn	Kelly
Blouin	Doderer	Gluba	Kinley
Curtis	Gallagher	Hill	Lamborn

Milligan	Palmer	Riley	Shaw
Murray	Plymat	Robinson	Taylor
Nolin	Potter	Rodgers	Willits
Nystrom	Rabedeaux	Schwengels	Winkelman
Orr	Ramsey	Shaff	

Absent or not voting, 3:

Griffin	Kyhl	Miller of Des Moines
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Amendment S—916 to the amendment lost.

Senator Taylor took the chair at 11:07 a.m.

President Neu took the chair at 11:12 a.m.

Senator Riley moved the adoption of amendment S—820 as amended.

Roll call was requested.

On the question "Shall amendment S—820 as amended be adopted?" (H.F. 776) the vote was:

Ayes, 35:

Bergman	Junkins	Milligan	Riley
Blouin	Kelly	Murray	Rodgers
Briles	Kennedy	Nolin	Schaben
Coleman	Kinley	Nystrom	Schwengels
Curtis	Lamborn	Orr	Schwieger
DeKoster	McCartney	Plymat	Shaw
Doderer	Miller of Des Moines	Potter	Van Gilst
Gluba	Miller of Marshall	Rabedeaux	Willits
Hansen		Ramsey	
Hultman			

Nays, 12:

Andersen	Heying	Priebe	Taylor
Gallagher	Hill	Scott	Tieden
Glenn	Palmer	Shaff	Winkelman

Absent or not voting, 3:

Griffin	Kyhl	Robinson
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Amendment S—820 as amended was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 776) the vote was:

Rule 24 was invoked.

Ayes, 40:

Bergman	Gluba	McCartney	Nystrom
Blouin	Hansen	Miller of Des Moines	Orr
Briles	Hultman	Miller of Marshall	Plymat
Coleman	Junkins	Milligan	Potter
Curtis	Kelly	Murray	Priebe
DeKoster	Kennedy	Rabedeaux	Ramsey
Doderer	Kinley	Riley	
Gallagher	Lamborn		

Robinson
Rodgers
Schaben

Schwengels
Schwieger
Shaff

Shaw
Taylor

Van Gilst
Willits

Nays, 8:

Andersen
Glenn

Heying
Hill

Palmer
Scott

Tieden
Winkelman

Absent or not voting, 2:

Griffin

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 776** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 271.

Senate File 271

On motion of Senator Kelly, Senate File 271, a bill for an act relating to the establishment of a regional library system and making an appropriation, with reports of committees recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Curtis offered amendment S—402 by the committee on state government and moved its adoption:

S—402

- 1 Amend Senate File 271 as follows:
- 2 1. Page 6, line 12, by inserting after the word
- 3 "levy" the words " , if any,".
- 4 2. Page 6, line 13, by striking all after
- 5 the period and lines 14 through 16, inclusive.

Amendment S—402 was adopted.

Senator DeKoster offered amendment S—777 by the committee on appropriations and moved its adoption:

S—777

- 1 Amend Senate File 271, page 6, line 19, by striking the
- 2 words "five hundred ninety-five thousand (595,000)", and
- 3 inserting in lieu thereof the following: "three hundred
- 4 ninety-five thousand (395,000)".

Amendment S—777 was adopted.

Senator Murray offered amendment S—459 filed by him:

S—459

- 1 Amend Senate File 271 as follows:
- 2 1. Page 2, line 14, by striking the word "elected" and

- 3 inserting in lieu thereof the word "appointed".
- 4 2. Page 3, by striking lines 27 through 35, inclusive,
- 5 and inserting in lieu thereof the following new sections:
- 6 Sec. *NEW SECTION. APPOINTMENT.* Regional library
- 7 trustees shall be appointed by the governor from lists of
- 8 nominees submitted for each appointment by the board of
- 9 trustees of the state traveling library or its successor and
- 10 the Iowa library association. At least two nominees shall be
- 11 submitted for each appointment to a regional library board.
- 12 Sec. *NEW SECTION. TERMS.* Trustees appointed to a
- 13 regional board shall serve terms of four years, except that
- 14 trustees appointed to the initial board shall determine their
- 15 respective terms by lot so that three members shall serve
- 16 terms of two years and four members shall serve terms of four
- 17 years. Vacancies shall be filled for the unexpired term in
- 18 the manner of the original appointment. No trustee shall
- 19 serve on a local library board or be employed by a library
- 20 during his term of office as a regional library trustee.
- 21 3. Page 4, by striking lines 1 through 22 inclusive.
- 22 4. By renumbering the remaining sections as necessary.

Senator Blouin took the chair at 12:30 p.m.

On motion of Senator Lamborn, the Senate recessed until 1:35 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Blouin presiding.

Senate File 271

The Senate resumed consideration of Senate File 271 and amendment S—459.

Senator Hultman offered amendment S—921 to the amendment by Senators Hultman and Junkins and moved its adoption: S—921

- 1 Amend the Murray amendment S—459, to Senate File 271, by
- 2 striking the words "No trustee shall" from line 18, and by
- 3 striking all of lines 19 and 20.

Amendment S—921 to the amendment lost.

Senator Hansen offered amendment S—920 to the amendment by Senator Doderer and moved its adoption: S—920

- 1 Amend the Murray amendment S—459 to Senate File 271,
- 2 line 11, by inserting after the period the following:
- 3 "The governor may consider other citizens for appointment
- 4 who are recommended for regional library trustees."

Amendment S—920 to the amendment was adopted.

Senator Murray moved the adoption of amendment S—459 as amended and requested a roll call.

On the question "Shall amendment S—459 as amended be adopted?" (S.F. 271) the vote was:

Ayes, 8:

Doderer	Kinley	Murray	Willits
Hansen	Miller of	Riley	
Hill	Marshall		

Nays, 38:

Andersen	Heying	Nolin	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Blouin	Junkins	Orr	Scott
Briles	Kelly	Palmer	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Robinson	Winkelman
Gluba	Milligan	Rodgers	

Absent or not voting, 4:

Griffin	Kyhl	Rabedeaux	Schaben
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Amendment S—459 as amended lost.

Senator Shaw offered amendment S—865 filed by her:

S—865

- 1 Amend Senate File 271 as follows:
- 2 1. Page 4, by striking all of line 33 and inserting in lieu
- 3 thereof the words "3. Provide direct".
- 4 2. Page 6, by striking lines 8 through 16, inclusive, and
- 5 inserting in lieu thereof the following:
- 6 Sec. 10. *NEW SECTION. LOCAL FINANCIAL SUPPORT. A*
regional
- 7 board shall have the authority to require as a condition for
- 8 receiving services under section seven (7) of this Act that a
- 9 governmental subdivision maintain any millage levy for library
- 10 maintenance purposes that is in effect on July 1, 1973 and that
- 11 commencing July 1, 1977, a public library receiving services
- 12 under section seven (7) of this Act shall be funded by the local
- 13 governmental subdivision through a levy of at least one mill or
- 14 at least the monetary equivalent of one mill when all or a por-
- 15 tion of the funds are obtained from a source other than taxation.

Senator Shaw offered amendment S—918 to the amendment and moved its adoption:

S—918

- 1 Amend the Shaw amendment S—865 to Senate File 271 as
- 2 follows:
- 3 1. Line 13, by striking the word "one" and insert-
- 4 ing in lieu thereof "one-quarter".
- 5 2. Line 14, by striking the word "one" and insert-
- 6 ing in lieu thereof "one-quarter".

Amendment S—918 to the amendment was adopted.

On the motion of Senator Shaw, amendment S—865 as amended was adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 271) the vote was:

Ayes, 47:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Griffin	Kyhl	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.

Senator Lamborn asked and received unanimous consent that **Senate File 271 be immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 481

Senator Nystrom called up for consideration Senate File 481, a bill for an act relating to motor vehicle inspection and safety, amended by the House, and moved that the Senate concur in the House amendment found on pages 1671-1677, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendment.

Senator Nystrom 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. 481) the vote was:

Ayes, 39:

Andersen	Hansen	Nolin	Robinson
Bergman	Hultman	Nystrom	Rodgers
Blouin	Kelly	Orr	Schwengels
Briles	Kennedy	Plymat	Schwieger
Coleman	Lamborn	Palmer	Scott
Curtis	McCartney	Potter	Shaff
DeKoster	Miller of	Priebe	Shaw
Doderer	Marshall	Rabedeaux	Taylor
Glenn	Milligan	Ramsey	Van Gilst
Gluba	Murray	Riley	Willits

Nays, 6:

Gallagher	Hill	Miller of	Winkelman
Heying	Kinley	Des Moines	

Absent or not voting, 5:

Griffin	Kyhl	Schaben	Tieden
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 592.

Senate File 592

On motion of Senator Potter, Senate File 592, a bill for an act relating to foreign life insurance companies becoming domestic companies and providing for a transfer tax therefor, was taken up for consideration.

Senator Potter asked and received unanimous consent that House File 798 be substituted for Senate File 592.

House File 798

On motion of Senator Potter, House File 798, a bill for an act relating to foreign insurance companies becoming domestic companies and providing for a transfer tax therefor, was taken up for consideration.

Senator Palmer withdrew amendment S—914 filed by him on June 14, 1973.

Senator Palmer offered amendment S—915 and moved its adoption:

- 1 Amend House File 798, page 2, by striking line 19 and inserting
- 2 in lieu thereof the following:
- 3 "is the largest".

Amendment S—915 lost.

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. 798) the vote was:

Ayes, 42:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schwengels
Briles	Junkins	Murray	Schwieger
Coleman	Kelly	Nolin	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Des Moines	Riley	Winkelman

Nays, 3:

Gallagher	Orr	Palmer
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Absent or not voting, 5:

Griffin	Nystrom	Schaben	Tieden
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Potter asked and received unanimous consent that **Senate File 592** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

House File 740

On motion of Senator Shaff, House File 740, a bill for an act to increase the personal property tax credit, with report of the committee on appropriations recommending passage and report of the committee on ways and means recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Shaff offered amendment S—756 by the committee on ways and means:

S—756

- 1 Amend House File 740, as passed by the House, by striking
- 2 everything after the enacting clause and inserting in lieu there-
- 3 of the following:
- 4 Sec. Chapter four hundred twenty-seven A (427A), Code
- 5 1973, is amended by adding the following new section:
- 6 **NEW SECTION.** In addition to and after computation and appli-

7 cation of the personal property tax credit provided pursuant to
 8 sections four hundred twenty-seven A point one (427A.1) through
 9 four hundred twenty-seven A point eight (427A.8) of this chapter
 10 to personal property subject to taxation, each taxpayer is en-
 11 titled to an additional personal property tax credit on his per-
 12 sonal property taxes for which each taxing district in the state
 13 shall be allowed an additional personal property tax credit on
 14 the personal property assessed as of January first of the pre-
 15 ceding year, in the following amounts:

- 16 1. For the extended tax year beginning January 1, 1974 and
 17 ending June 30, 1975, fifteen percent.
- 18 2. For the tax year beginning July 1, 1975 and ending June
 19 30, 1976, twenty-five percent.
- 20 3. For the tax year beginning July 1, 1976 and ending June
 21 30, 1977, thirty-five percent.
- 22 4. For the tax year beginning July 1, 1977 and ending June
 23 30, 1978, forty-five percent.
- 24 5. For the tax year beginning July 1, 1978 and ending June
 25 30, 1979, fifty-five percent.

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- 1 6. For the tax year beginning July 1, 1979 and ending June
 2 30, 1980, sixty-five percent.
- 3 7. For the tax year beginning July 1, 1980 and ending June
 4 30, 1981, seventy-five percent.
- 5 8. For the tax year beginning July 1, 1981 and ending June
 6 30, 1982, eighty-five percent.
- 7 9. For the tax year beginning July 1, 1982 and ending June
 8 30, 1983, and all succeeding tax years, one hundred percent.

9 The tax credit for the tax year beginning July 1, 1982 and
 10 ending June 30, 1983, and each year thereafter shall be based
 11 upon personal property assessed as of January 1, 1982. Personal
 12 property shall not be valued and assessed after July 1, 1982.

13 On or before January 1, 1974, and each year thereafter, the
 14 auditor of each county shall prepare a statement listing for each
 15 taxing district in the county all personal property assessed as
 16 of January first of the preceding year. The statement shall show
 17 the tax rates of the various taxing districts and the total amount
 18 of taxes which were not collected for the year 1974 and each year
 19 thereafter by reason of the additional personal property tax cred-
 20 it granted by this section. The auditor shall certify and for-
 21 ward copies of the statement to the state comptroller and the
 22 director of revenue not later than January fifteenth of each year.
 23 The director of revenue shall compute the applicable tax credit
 24 each year and certify to the state comptroller the amount due to
 25 each taxing district, which amount shall be the dollar amounts

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- 1 which would be payable if the personal property were taxed.
- 2 The amounts due each taxing district shall be paid in two equal
 3 payments by the state comptroller on March fifteenth and September
 4 fifteenth of each year, drawn upon warrants payable to the re-
 5 spective county treasurers. The county treasurer shall pay the
 6 proceeds to the various taxing districts in the county.
- 7 There is appropriated from the general fund of the state to
 8 the state comptroller for the fiscal year beginning July 1, 1973
 9 and ending June 30, 1974, and each succeeding fiscal year, an
 10 amount sufficient to carry out the provisions of this section.

Senator Doderer moved that further action on House File 740 be deferred and that the bill retain its place on the calendar.

QUORUM CALL

Senator Glenn requested a roll call to determine that a quorum was present.

Present, 45:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Priebe	Willits
Gallagher	Miller of	Rabedeaux	Winkelman
Glenn	Des Moines	Robinson	Ramsey
Gluba	Miller of	Rodgers	Riley
Hansen	Marshall		
Heying			

Absent, 5:

Griffin	Nystrom	Schaben	Tieden
Kyhl			

Roll call revealed a quorum present.

Roll call was requested on the motion to defer.

Rule 24 was invoked on request of Senator Rodgers.

On the question "Shall the motion to defer be adopted?" (H.F. 740) the vote was:

Ayes, 7:

Coleman	Gallagher	Orr	Rodgers
Doderer	Gluba	Palmer	

Nays, 38:

Andersen	Junkins	Milligan	Schwengels
Bergman	Kelly	Murray	Schwieger
Blouin	Kennedy	Nolin	Scott
Briles	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Van Gilst
Hansen	Des Moines	Ramsey	Willits
Heying	Miller of	Riley	Winkelman
Hill	Marshall	Robinson	
Hultman			

Absent or not voting, 5:

Griffin	Nystrom	Schaben	Tieden
Kyhl			

The motion lost.

Senator DeKoster offered amendment S—913 to amendment S—756 filed by him:

S—913

1 Amend the committee on ways and means amendment, S—756, to
2 House File 740, as passed by the House, page 3, by striking lines
3 7 through 10 and inserting in lieu thereof the following:

4 In the event that the amount appropriated for reimbursement of
5 the taxing districts is insufficient to pay in full the amounts
6 due to each of the taxing districts, then the amount of each pay-
7 ment shall be reduced by the director of revenue according to the
8 ratio that the amount of funds to be paid to each taxing
9 district bears to the total amount to be paid to all taxing
10 districts in the state.

11 Sec. 2. Section four hundred forty-two point two (442.2), Code
12 1973, is amended by adding the following new unnumbered paragraph:

13 **NEW UNNUMBERED PARAGRAPH.** The amount paid to each
school

14 district for the personal property tax credit under this Act shall
15 be regarded as property tax. The portion of the payment which is
16 foundation property tax shall be determined by applying the
17 foundation property tax millage rate to the taxable value of per-
18 sonal property assessed for taxation in the district as of Janu-
19 ary 1, 1973, and January first of each year thereafter provided
20 that on January 1, 1982 and each year thereafter, the portion of
21 the payment which is foundation property tax shall be determined
22 by applying the foundation property tax millage rate to the tax-
23 able value of personal property assessed for taxation in the dis-
24 trict as of January 1, 1982.

25 Sec. 3. *NEW SECTION.* There is appropriated from the general

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1 fund of the state of Iowa to the state comptroller for the
2 fiscal year beginning July 1, 1973, and ending June 30, 1974,
3 the sum of one million nine hundred fifty thousand (1,950,000)
4 dollars, or so much thereof as may be necessary, and for the
5 fiscal year beginning July 1, 1974, and ending June 30, 1975,
6 the sum of three million eight hundred fifty thousand
7 (3,850,000) dollars, or so much thereof as may be necessary,
8 and for each succeeding fiscal year the sum of seven million
9 seven hundred thousand (7,700,000) dollars, or so much
10 thereof as may be necessary to carry out the provisions of
11 section one (1) of this Act.

Senator DeKoster moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall amendment S—913 to the amendment be adopted?" (H.F. 740) the vote was:

Rule 24 was invoked.

Ayes, 13:

Blouin
Coleman
DeKoster
Doderer

Glenn
Hansen
Hultman

Murray
Riley
Rodgers

Schwieger
Shaw
Willits

Nays, 32:

Andersen	Kelly	Milligan	Ramsey
Bergman	Kennedy	Nolin	Robinson
Briles	Kinley	Orr	Schwengels
Curtis	Lamborn	Palmer	Scott
Gallagher	McCartney	Plymat	Shaff
Gluba	Miller of	Potter	Taylor
Heying	Des Moines	Priebe	Van Gilst
Hill	Miller of	Rabedeaux	Winkelman
Junkins	Marshall		

Absent or not voting, 5:

Griffin	Nystrom	Schaben	Tieden
Kyhl			

Amendment S—913 to amendment S—756 lost.

Senator Van Gilst moved the adoption of amendment S—756 and requested a roll call.

Rule 24 was invoked on request of Senator Miller of Des Moines.

On the question "Shall amendment S—756 be adopted?" (H.F. 740) the vote was:

Ayes, 34:

Andersen	Kelly	Milligan	Schwengels
Bergman	Kennedy	Murray	Schwieger
Briles	Kinley	Nolin	Scott
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Taylor
Hansen	Miller of	Priebe	Van Gilst
Heying	Des Moines	Rabedeaux	Willits
Hill	Miller of	Ramsey	Winkelman
Hultman	Marshall	Robinson	
Junkins			

Nays, 10:

Blouin	Gallagher	Orr	Rodgers
DeKoster	Glenn	Palmer	Shaw
Doderer	Gluba		

Absent or not voting, 6:

Griffin	Nystrom	Schaben	Tieden
Kyhl	Riley		

Amendment S—756 was adopted.

Amendment S—557 ruled out of order with the adoption of amendment S—756.

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. 740) the vote was:

Ayes, 36:

Andersen	Bergman	Briles	Coleman
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Curtis	Kinley	Nolin	Schwengels
Gallagher	Lamborn	Plymat	Schwieger
Hansen	McCartney	Potter	Scott
Heying	Miller of	Priebe	Shaff
Hill	Des Moines	Rabedeaux	Taylor
Hultman	Miller of	Ramsey	Van Gilst
Junkins	Marshall	Riley	Willits
Kelly	Milligan	Robinson	Winkelman
Kennedy	Murray		

Nays, 8:

Blouin	Glenn	Orr	Rodgers
Doderer	Gluba	Palmer	Shaw

Absent or not voting, 6:

DeKoster	Kyhl	Schaben	Tieden
Griffin	Nystrom		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which House File 740 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

President Neu took the chair at 5:20 p.m.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 740) the vote was:

Ayes, 28:

Andersen	Junkins	Nolin	Schwengels
Bergman	Kelly	Plymat	Scott
Briles	Lamborn	Potter	Shaff
Curtis	Miller of	Priebe	Taylor
Hansen	Marshall	Rabedeaux	Van Gilst
Heying	Milligan	Ramsey	Willits
Hill	Murray	Riley	Winkelman
Hultman			

Nays, 10:

Blouin	Kinley	Miller of	Palmer
Glenn	McCartney	Des Moines	Robinson
Kennedy		Orr	Rodgers

Absent or not voting, 12:

Coleman	Gallagher	Kyhl	Schwieger
DeKoster	Gluba	Nystrom	Shaw
Doderer	Griffin	Schaben	Tieden

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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 476, a bill for an act to establish the office of legislative fiscal bureau and abolish the budget and financial control committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 516, a bill for an act to provide for the assessment and taxation of the property of municipally-owned electric utilities held under joint ownership.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 539, a bill for an act making an appropriation to the department of social services for use of institutions under the bureau of adult corrections.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 557, a bill for an act providing a method of apportionment of valuation of electric power generating plants.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 586, a bill for an act making an appropriation from general fund to the department of public instruction.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 595, a bill for an act making an appropriation from general fund to the department of public instruction for use of the school budget review committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 598, a bill for an act to establish a statewide medical education system for the purpose of training resident physicians in family practice.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 656, a bill for an act creating a veterans' service compensation fund: The Representative from Grundy, Mr. Fischer, chairman; the Representative from Madison, Mr. Bortell; the Representative from Davis, Mrs. Harper; the Representative from Scott, Mr. Harvey, and the Representative from Benton, Mr. Wyckoff.

WILLIAM H. HARBOR
Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 476

- 1 Amend Senate File 476 as amended and passed by
- 2 the Senate as follows:
- 3 1. By striking everything after the enacting
- 4 clause and inserting in lieu thereof the following:
- 5 Section 1. Section two point forty-one (2.41),
- 6 Code 1973, is amended by striking the section and
- 7 inserting in lieu thereof the following:
- 8 2.41 COMMITTEE ESTABLISHED. There is established
- 9 the legislative fiscal committee which shall con-
- 10 sist of five members of the senate and five members
- 11 of the house of representatives. The five senate
- 12 members shall include the chairman of the senate

13 committee on appropriations and four members of the
 14 senate committee on appropriations selected by the
 15 chairman with the approval of the presiding officer
 16 of the senate, two selected from the majority party
 17 and two selected from the minority party. The five
 18 representative members shall include the chairman
 19 of the house committee on appropriations and four
 20 members of the house committee on appropriations
 21 selected by the chairman with the approval of the
 22 presiding officer of the house, two selected from
 23 the majority party and two selected from the minority
 24 party.

25 Sec. 2. Section two point forty-two (2.42), Code

Page 2

1 1973, is amended by striking the section and insert-
 2 ing in lieu thereof the following:
 3 2.42 TERMS OF OFFICE AND VACANCIES. The terms
 4 of office of the chairmen of the committees on
 5 appropriations in the general assembly shall coincide
 6 with the terms of their chairmanships. The terms
 7 of office of those persons appointed by the respective
 8 chairmen of the committees on appropriations shall
 9 commence on February first of each odd-numbered year
 10 and end on December thirty-first of each even-numbered
 11 year. During the month of January of each odd-
 12 numbered year a quorum of the legislative fiscal
 13 committee, for the purpose of doing business, shall
 14 be four members. During all other times a quorum,
 15 for the purpose of doing business, shall be six
 16 members. Vacancies of appointive members of the
 17 legislative fiscal committee, including vacancies
 18 which occur when a member of the committee ceases
 19 to be a member of the general assembly, shall be
 20 filled by the chairman of the appropriate committee
 21 on appropriations with the approval of the appropriate
 22 presiding officer. The chairmen of the committees
 23 on appropriations shall serve as cochairmen of the
 24 legislative fiscal committee.
 25 Sec. 3. Section two point forty-three (2.43),

Page 3

1 unnumbered paragraph one (1), Code 1973, is amended
 2 to read as follows :
 3 The authorized purposes of the [budget and fi-
 4 nancial control] *legislative fiscal* committee shall
 5 be as follows:
 6 Sec. 4. Section two point forty-three (2.43),
 7 Code 1973, is amended by adding the following new
 8 subsection:
 9 **NEW SUBSECTION. PERFORMANCE AUDIT. To determine**
 10 **by means of a performance audit whether state offices,**
 11 **departments, agencies, boards, bureaus, and**
 12 **commissions:**
 13 **a. Are conducting authorized activities and**
 14 **programs pursuant to objectives intended by the**
 15 **general assembly.**

16 b. Are conducting programs and activities and
17 expending funds appropriated to them in an efficient
18 and effective manner.

19 c. Are conducting programs and activities and
20 expending funds appropriated to them in compliance
21 with the Acts of the general assembly and the Code.

22 Sec. 5. Section two point forty-four (2.44),
23 subsections one (1), two (2), four (4), and eight
24 (8), Code 1973, are amended to read as follows:

25 1. ORGANIZATION. To [elect one of their own

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1 number chairman and to] determine their own *rules*
2 *and* method of procedure.

3 2. MEETINGS. To hold [monthly] *regular* meetings
4 at [the office of the state comptroller or at such
5 meeting] *a time and* place as [the] *fixed by the* committee
6 [may direct. Six members shall constitute a quorum.]

7 4. RECORD. To [make] *maintain* a record of its
8 meetings and transactions which shall be [kept in
9 the office of the secretary of state and shall be]
10 open to public inspection.

11 8. DEPARTMENTAL CO-OPERATION. To require all
12 offices, departments, agencies, boards, bureaus and
13 commissions of the state to co-operate and furnish
14 such information as the committee may from time to
15 time [desire] *request*. [The office and facilities of
16 the state comptroller shall be available to the
17 committee for its meetings.]

18 Sec. 6. Section two point forty-four (2.44),
19 Code 1973, is amended by striking subsection three
20 (3) and renumbering the remaining subsections.

21 Sec. 7. Section two point forty-six (2.46), Code
22 1973, is amended by striking the section and insert-
23 ing in lieu thereof the following:

24 2.46 LEGISLATIVE FISCAL BUREAU ESTABLISHED.
25 There is established a legislative fiscal bureau

Page 5

1 which shall operate under the direction and control
2 of the legislative fiscal committee. The admin-
3 istrative head of the legislative fiscal bureau shall
4 be the legislative fiscal director. The legislative
5 fiscal bureau shall cooperate with and serve all
6 members of the general assembly, the legislative
7 fiscal committee, and committees of the general
8 assembly.

9 The legislative fiscal director shall be appointed
10 by the legislative fiscal committee and his
11 appointment shall be approved by a majority of the
12 members of each house of the general assembly. His
13 compensation, and the compensation of employees of
14 the legislative fiscal bureau, shall be fixed by
15 the legislative fiscal committee.

16 Sec. 8. Section two point forty-seven (2.47),
17 Code 1973, is amended by striking the section and

18 inserting in lieu thereof the following.

19 2.47 FUNCTIONS OF LEGISLATIVE FISCAL BUREAU.

20 The legislative fiscal bureau shall:

21 1. By continuous review of state expenditures,
22 revenues and analysis of budget through an audit,
23 performance audit, and preaudit, if necessary, or such
24 other means deemed necessary to ascertain the facts,
25 compare cost, workload and other data, and make

Page 6

1 recommendations to the general assembly concerning
2 the state's budget and revenue of the departments,
3 boards, commissions, and agencies of the state.

4 2. Report to the legislative fiscal committee
5 as required by the committee and to the general
6 assembly after the convening of each legislative
7 session of a general assembly and make such other
8 reports as may be required by either the legisla-
9 tive fiscal committee or the general assembly.

10 3. Furnish information and act in an advisory
11 capacity to the committees on appropriations and
12 committees on ways and means of the general assembly
13 and their several subcommittees when so requested.

14 4. Assist standing committees and members of
15 the general assembly in attaching fiscal notes to
16 legislative bills and resolutions as provided by
17 the rules of the general assembly.

18 5. Submit to each member of the general assembly
19 quarterly a report of the current status of major
20 state funds, a comparison of income with estimates
21 used by the general assembly and other revenue and
22 expenditure information which the legislative fiscal
23 committee determines will be informative for members
24 of the general assembly. The state comptroller shall
25 cooperate with the legislative fiscal bureau in the

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1 development of the report. The legislative fiscal
2 committee shall approve the style and format of the
3 report.

4 5. Perform such other duties as shall be assigned
5 to the bureau by the legislative fiscal committee
6 or by the general assembly.

7 Sec. 9. Chapter two (2), Code 1973, is amended
8 by adding the following new sections:

9 **NEW SECTION. DUTIES OF LEGISLATIVE FISCAL DI-**
10 **RECTOR.** The legislative fiscal director shall:

11 1. Employ and supervise all employees of the
12 legislative fiscal bureau in such positions and at
13 such salaries as shall be authorized by the
14 legislative fiscal committee.

15 2. Supervise all expenditures of the legislative
16 fiscal bureau with the approval of the legislative
17 fiscal committee.

18 3. Attend, or designate a representative who
19 shall attend, the budget hearings required by section
20 eight point twenty-six (8.26) of the Code and may

21 offer explanations or suggestions and make inquiries
22 with respect to such budget hearings within the
23 purposes specified in sections two point forty-six
24 (2.46), two point forty-seven (2.47), and two point
25 forty-eight (2.48) of the Code.

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1 **NEW SECTION. VISITATIONS** The legislative fiscal
2 committee may direct a subcommittee, which shall be
3 composed of the chairmen and minority party ranking
4 members of the appropriate subcommittees of the
5 committees on appropriations of the senate and the
6 house of representatives and the chairmen of the
7 appropriate standing committees of the general assembly,
8 to visit the offices and facilities of any state office,
9 department, agency, board, bureau, or commission to
10 review programs authorized by the general assembly and
11 the administration of the programs. When the legislative
12 fiscal committee visits the offices and facilities of
13 any state office, department, agency, board, bureau, or
14 commission to review programs authorized by the
15 general assembly and the administration of the programs,
16 there shall be included the chairmen and minority party
17 ranking members of the appropriate subcommittees of
18 the committees on appropriations of the senate and
19 the house of representatives. The subcommittee and
20 the legislative fiscal committee shall be provided
21 with information by the legislative fiscal bureau
22 concerning budgets, programs, and legislation
23 authorizing programs prior to any visitation. Members
24 of a subcommittee shall be compensated pursuant to
25 section two point ten (2.10), subsection six (6), of

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1 the Code. The subcommittee shall make reports and
2 recommendations as required by the legislative fiscal
3 committee.

4 **Sec. 10.** The terms of members of the initial
5 legislative fiscal committee appointed by the chairmen
6 of the senate and house of representatives committees
7 on appropriations shall commence July 1, 1973 and
8 end December 31, 1974.

9 **Sec. 11.** Section fifteen point forty-three
10 (15.43), Code 1973, is amended to read as follows:

11 **15.43 APPROVAL REQUIRED FOR PRINTING.** No
12 department or commission of state located in the
13 city of Des Moines shall expend any funds for the
14 publication or distribution of books or pamphlets
15 or reports unless the publication thereof be expressly
16 required by law or approved by [the budget and
17 financial control committee and] the director. A
18 violation of this section shall constitute misfeasance
19 in office.

20 The [budget and financial control committee may
21 direct the] director [to] *may* establish a central library
22 and depository from which shall be distributed all
23 books, pamphlets, documents, reports and publications

24 not required by law to be otherwise distributed.
25 The director shall from time to time establish the

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1 cost of printing and mailing each book, pamphlet,
2 report, document and publication. The director
3 shall, thereafter, cause to be delivered, sent, or
4 mailed to anyone requesting a book, pamphlet, report,
5 document, or publication upon receipt of the cost
6 thereof plus mailing charges. Anyone may examine
7 a copy of any book, pamphlet, document, report or
8 publication at the central library and depository.
9 The [committee] *director* may exempt from the provisions
10 of this section any pamphlet or publication which
11 only lists the services available from a state
12 department or agency.

13 Sec. 12. Section sixteen point twenty-four
14 (16.24), subsection fifteen (15), paragraph d, Code
15 1973, is amended by striking the paragraph and
16 inserting in lieu thereof the following:

17 d. Legislative fiscal bureau.

18 Sec. 13. Section sixteen point twenty-five
19 (16.25), subsection fourteen (14), Code 1973, is
20 amended to read as follows:

21 14. To the office of the legislative service
22 bureau and to the office of the legislative fiscal
23 [director] *bureau*1 copy

24 Sec. 14. Section seventeen point twenty-seven
25 (17.27), unnumbered paragraph two (2), Code 1973,

Page 11

1 as amended by House File 209, enacted by the Sixty-
2 fifth General Assembly, 1973 Session, is further
3 amended to read as follows:

4 When such publications paid for by public funds
5 furnished by the state, contain reprints of statutes
6 or departmental rules, or both, they shall be sold
7 and distributed at cost by the department ordering
8 same if the cost per publication is one dollar or
9 more, unless a central library or depository is
10 established [by the budget and financial control
11 committee]. Such publications shall be obtained from
12 the superintendent of printing on requisition by
13 the department and the selling price, if any, shall
14 be determined by the superintendent by dividing the
15 total cost of printing, paper and binding by the
16 number printed. Said price shall be set at the
17 nearest multiple of ten to the quotient thus obtained.
18 Distribution of such publications shall be made by
19 the superintendent gratis to public officers,
20 purchasers of licenses from state departments required
21 by statute, and departments. Funds from the sale
22 of such publications shall be deposited monthly in
23 the general fund of the state.

24 Sec. 15. Section nineteen point seven (19.7),
25 unnumbered paragraph two (2), Code 1973, is amended

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1 to read as follows:

2 The proceeds of such loan shall be applied toward
3 the payment of costs and obligations necessitated
4 by such actual or potential disaster and the
5 reimbursement of local funds from which such
6 expenditures have been made. Any such project for
7 repair, rebuilding or restoration of state property
8 for which no specific appropriation has been made,
9 shall, before work is begun thereon, be subject to
10 approval or rejection by the [budget and financial
11 control] *legislative fiscal* committee.

12 Sec. 16. Section twenty point one (20.1), Code
13 1973, is amended to read as follows:

14 20.1 BOARD CREATED. A state war surplus
15 commodities board is hereby created and established
16 hereinafter referred to as the "board", to consist
17 of the commissioner of the department of social
18 services or any division director assigned by him,
19 a member of the state board of regents, a member
20 of the Iowa state highway commission, a member of
21 the executive council of the state, a member of the
22 conservation commission of the state, the commissioner
23 of the Iowa state department of health, a member
24 of the department of public instruction, a member
25 of the Iowa development commission, and [the chairman

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1 of the budget and financial control committee selected
2 by the budget and financial control committee of
3 each general assembly] *the director of the department*
4 *of general services.*

5 Sec. 17. Acts of the Sixty-fourth General
6 Assembly, 1972 Session, chapter one thousand eighty-
7 eight (1088), section ninety-four (94), subsection
8 six (6), is amended to read as follows:

9 6. One operations research analyst experienced
10 in cost effectiveness analysis of city services to
11 be selected by, and serve at the pleasure of, the
12 [budget and financial control] *legislative fiscal*
13 *committee of the general assembly.*

14 Sec. 18. Section twenty point three (20.3), Code
15 1973, is repealed.

16 2. Amend the title, page 1, line 3, by insert-
17 ing after the word "committee" the words "and es-
18 tablish the legislative fiscal committee".

HOUSE AMENDMENT TO SENATE FILE 586

1 Amend Senate File 586, as passed by the Senate,
2 as follows:

3 1. Page 2, line 23, by inserting after the word
4 "education" the words "through secondary schools".

5 2. Page 3, by striking all of lines 1, 2, and 3.

6 3. Page 5, by inserting after line 10 the follow-
7 ing new section:

8 "Sec. Section two hundred fifty-eight point
9 fourteen (258.14), subsection two (2), Code 1973, is
10 amended to read as follows:

11 The board for vocational education is authorized to
12 award grants from the vocational youth organization
13 fund to [any vocational organization which is an
14 integral part of the instructional program in occupa-
15 tional vocational areas which include, but is not
16 limited to, agriculture, business and office occupa-
17 tions, distributive education, home economic, and
18 trade and industrial education] *the following organiza-*
19 *tions: distributive education clubs of America, future*
20 *farmers of America, future homemakers of America,*
21 *office education clubs of America, and vocational*
22 *industrial clubs of America. No moneys shall be used*
23 *for salaries and travel of state or local advisors*
24 *of vocational educational organizations. No vocation-*
25 *al organization shall receive more than one-fifth of*

Page 2

1 the moneys appropriated to the vocational youth
2 organization fund in any year."

INTRODUCTION OF BILL

Senate File 611, by committee on appropriations, a bill for an act making an appropriation to the educational radio and television facility board for the purpose of making capital improvements for services in the northwest and southwest areas of the state.

Read first time and placed on calendar.

SENATE CONCURRENT RESOLUTION 49

By Lamborn

Whereas, various methods of financing special education programs have been presented during the last several years; and

Whereas, section two hundred eighty-one point eleven (281.11) of the Code provides an open-end appropriation for reimbursement to school districts, county boards of education, and joint county boards for expanded special education programs; and

Whereas, there has been a basic change in school finance from general aid to the foundation program; and

Whereas, it is presently less difficult to identify children who require some form of special education than it has been in the past because of improved educational technology; and

Whereas, it is recognized that education for all children should be provided at a level within their capabilities; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council establish a study committee for the purpose of conducting a comprehensive study of the methods of financing special education programs; and

Be It Further Resolved, That the study committee shall consist of legislators representing both the Senate and the House of Representatives

and both political parties and may include nonlegislative members knowledgeable in the subject area; and

Be It Further Resolved, That the study committee make periodic reports to the legislative council and submit a final report, along with necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report accepted by the legislative council shall be submitted to the Second Session of the Sixty-fifth General Assembly meeting in 1974.

SENATE CONCURRENT RESOLUTION 50

By Lamborn and Miller of Des Moines

Whereas, compensation of county officers frequently is based on hasty surveys and estimates made prior to legislative sessions; and

Whereas, such surveys and estimates usually include only direct compensation and do not give adequate attention to other forms of fringe benefits or increases in the cost of living; and

Whereas, such compensation is reconsidered only at sporadic intervals, related not to need but rather to extraneous concerns; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council establish a study committee for the purpose of reviewing all aspects of county officers' compensation, including comparisons with other governmentally and privately employed personnel as well as comparisons between county officers in light of different responsibilities and duties; and

Be It Further Resolved, That the study committee shall consist of legislators representing both the Senate and the House of Representatives and both political parties and may include nonlegislative members knowledgeable in the subject area; and

Be It Further Resolved, That the study committee make periodic reports to the legislative council and submit a final report, along with necessary bill drafts for implementation of recommendations, to the legislative council. Copies of the report accepted by the legislative council shall be submitted to the Second Session of the Sixty-fifth General Assembly meeting in 1974.

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 26

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on Senate File 26, a bill for an Act to provide for deferred sentences, respectfully make the following recommendations:

1. That the House recede from its amendment and that Senate File 26, as amended, passed, and reprinted by the Senate, be amended as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. *NEW SECTION*. DEFERRED JUDGMENT OR SUSPENDED SENTENCE—PROBATION. The trial court may, upon a plea of guilty, verdict of guilty, or a special verdict upon which

a judgment of conviction may be rendered, exercise either of the options contained in subsections one (1) and two (2) of this section. However, this section shall not apply to the crimes of treason, murder, or violation of section two hundred four point four hundred one (204.401), subsection one (1) or two (2) of the Code, to which section two hundred four point four hundred nine (204.409), subsection two (2) of the Code is not applicable and which is not proved to be an accommodation offense under section two hundred four point four hundred ten (204.410) of the Code.

1. With the consent of the defendant, the court may defer judgment and place the defendant on probation upon such terms and conditions as it may require. Upon fulfillment of the terms of probation the defendant shall be discharged without entry of judgment. Upon violation of the terms, the court may enter an adjudication of guilt and proceed as otherwise provided.

However, this subsection shall not be available if any of the following is true:

a. The defendant attempted to kill anyone during the commission of the offense.

b. The defendant purposefully inflicted or attempted to inflict a serious injury upon anyone during the commission of the offense. "Serious injury" means death, permanent disability or disfigurement, protracted loss or impairment of the function of any body member or organ, an injury requiring extended treatment or a prolonged healing period, a disabling mental illness requiring extended treatment or prolonged care, or an injury which at the time of deferment of judgment appears likely to result in any of the foregoing.

c. The defendant used, threatened to use or displayed in a threatening manner a dangerous weapon during the commission of the offense. "Dangerous weapon" means any instrument or device designed primarily for use in inflicting death or injury upon a human being or other living creature, and which is capable of inflicting death upon a human being when used in the manner for which it was designed. "Dangerous weapon" also includes any instrument or device of any sort whatsoever which is actually used in such a manner as to indicate that the defendant intends to inflict death or serious injury upon anyone and which, when so used, is capable of inflicting death upon a human being.

d. The defendant kidnaped any person for ransom during the commission of the offense.

e. During the commission of the offense the defendant committed rape or sodomy by force or threat of force, committed assault with intent to commit rape by force or threat of force, committed or attempted to commit rape of or sodomy with a child twelve years of age or under, or committed a violation of section seven hundred twenty-five point two (725.2) of the Code with respect to a child twelve years of age or under and which included any of the following: force or threat of force, fondling or touching the child in a lewd manner, or soliciting a sexual act with the child.

f. The defendant has been previously convicted of a felony.

"Felony" means a conviction in a court of this or any other state or of the United States, of an offense classified as a felony by the law under which he was convicted at the time of his conviction.

g. Prior to the commission of the offense the defendant had been granted a deferred judgment or similar relief, two or more times anywhere in the United States.

h. Prior to the commission of the offense the defendant had been granted a deferred judgment or similar relief in a felony prosecution anywhere in the United States within the preceding five years, measured from the date of granting of deferment of judgment to the date of commission of the offense.

Any deferment of judgment under this subsection shall be promptly reported to the supreme court administrator who shall maintain a permanent record thereof including the name of the defendant, the district court docket number, the nature of the offense, and the date of the deferment. Before granting deferment in any case, the court shall request of the supreme court administrator a search of the deferred judgment docket and shall consider any prior record of a deferment or judgment against the defendant. The permanent record provided for in this subsection shall constitute a confidential record exempted from public access under section sixty-eight A point seven (68A.7) of the Code and shall be available only to justices of the supreme court, district judges, district associate judges, and judicial magistrates requesting information pursuant to this subsection.

2. By record entry at time of or after sentencing, the court may suspend the sentence and place the defendant on probation upon such terms and conditions as it may require.

Before exercising either of the options contained in subsections one (1) and two (2) of this section, the court shall first determine which of them will provide maximum opportunity for the rehabilitation of the defendant and protection of the community from further offenses by the defendant and others. In making this determination the court shall consider the age of the defendant, his prior record of convictions, if any, his employment circumstances, his family circumstances, the nature of the offense committed, whether a dangerous weapon or force was used in the commission of such offense, and such other factors as shall be appropriate. The court shall file a specific written statement of its reasons for and the facts supporting its decision to defer judgment or to suspend sentence and its decision on the length of probation.

Sec. 2. *NEW SECTION.* LENGTH OF PROBATION. The length of the probation shall be for such term as the court may fix but not to exceed five years if the offense is a felony or not to exceed two years if the offense is a misdemeanor, unless the person is ordered placed under the supervision of the chief parole officer, in which case the term of probation shall be determined by the board of parole and the probation of the defendant shall be supervised by the chief parole officer.

The length of the probation shall not be less than one year and shall not be less than two years if the offense is a felony. However, the court may subsequently reduce the length of the probation if the court determines that the purposes of probation have been fulfilled, as provided in section six (6) of this Act.

In determining the length of the probation, the court shall first determine what period is most likely to provide maximum opportunity for the rehabilitation of the defendant, to allow enough time to determine whether or not rehabilitation has been successful, and to protect the community from further offenses by the defendant and others.

Sec. 3. *NEW SECTION. PRESENTENCE INVESTIGATION.* Upon a plea of guilty, verdict of guilty, or special verdict upon which a judgment of conviction of any public offense may be rendered, the court shall receive from the state and from the defendant any information which may be offered which is relevant to the question of sentencing. The court may consider information from other sources, and may, if the offense is a felony, order a presentence investigation to be made.

The court may withhold execution of any judgment or sentence for such time as shall be reasonably necessary for an investigation with respect to deferment of judgment or suspension of sentence and probation. The investigation shall be made by a probation officer, by the agency in charge of parole agents, or by another appropriate agency, as determined by the court.

Sec. 4. *NEW SECTION. PRESENTENCE INVESTIGATION AND REPORT.*

Whenever a presentence investigation is ordered by the court, the investigator shall promptly inquire into the defendant's characteristics, family and financial circumstances, needs, and potentialities; his criminal record and social history; the circumstances of the offense; the time the defendant has been in detention; and the harm to the victim, his immediate family, and the community. All local and state mental and correctional institutions, courts, and police agencies shall furnish to the investigator on request the defendant's criminal record and other relevant information. With the approval of the court, a physical examination of the defendant may be ordered, or the defendant may be committed to a psychiatric facility for an evaluation of his personality and mental health. The results of any such examination shall be included in the report of the investigator.

Sec. 5. *NEW SECTION. REPORT CONFIDENTIAL.* The court may, in its discretion, make the presentence investigation report or parts of it available to the defendant, or the court may make the report or parts of it available while concealing the identity of the person who provided confidential information. The report of any medical examination or psychiatric evaluation shall be made available to the attorney for the state and to the defendant upon request. Such reports shall be part of the record but shall be sealed and opened only on order of the court. In any case where the defendant

is committed to the custody of the department of social services, a copy of the presentence investigation report shall be sent to the department at the time of commitment.

Sec. 6. *NEW SECTION. DISCHARGE FROM PROBATION.* At any time that the court determines that the purposes of probation have been fulfilled, the court may order the discharge of any person from probation. At the expiration of the period of probation, in cases where the court fixes the term of probation, the court shall order the discharge of such person from probation, and the court shall forward to the governor a recommendation for or against restoration of citizenship rights to such person. A person who has been discharged from probation shall no longer be held to answer for his offense. Upon discharge from probation, if judgment has been deferred under section one (1) of this Act, the court's criminal record with reference to the deferred judgment shall be expunged. The record maintained by the supreme court administrator required by section one (1) of this Act shall not be expunged. The court's record shall never be expunged in any other circumstances except as provided in section six hundred two point fifteen (602.15) of the Code.

Sec. 7. *NEW SECTION. CUSTODY OF COURT PROBATIONER—RECORD*

TO CHIEF PAROLE OFFICER. When probation is granted under section one (1) of this Act, the court shall order said person committed to the custody, care, and supervision:

1. Of any suitable resident of this state; or
2. Of the chief parole officer. The chief parole officer shall not, however, accept the custody, care and supervision of any person granted probation from a sentence to a term in a county jail or any other person who in the judgment of the chief parole officer could not be properly supervised.

In each case wherein the court shall order said person committed to the custody, care, and supervision of the chief parole officer, the clerk of the district court shall at once furnish the chief parole officer with certified copies of the indictment or information, the minutes of testimony attached thereto, the judgment entry if judgment is not deferred, and the original mittimus. The county attorney shall at once advise the chief parole officer, by letter, that the defendant has been placed under the chief parole officer's supervision and give to the chief parole officer a detailed statement of the facts and circumstances surrounding the crime committed and the record and history of the defendant as may be known to him. If the defendant is confined in the county jail at the time of sentence, the court may order him held until arrangements are made by the chief parole officer for his employment and he has signed the necessary probation papers. If the defendant is not confined in the county jail at the time of sentence, the court may order him to remain in the county wherein he has been convicted and sentenced and report to the sheriff as to his whereabouts.

Sec. 8. *NEW SECTION. RESTITUTION.*

1. As used in this section, unless the context otherwise requires:

a. "Victim" means any person who has suffered pecuniary damages as a result of the defendant's criminal activities. However, with respect to any part of a victim's pecuniary damages paid by an insurer, the insurer shall be regarded as the victim only if the insurer has no right of subrogation and the insured has no duty to pay the proceeds of restitution to the insurer.

b. "Pecuniary damages" means all damages which a victim could recover against the defendant in a civil action arising out of the same facts or event, except punitive damages and damages for pain, suffering, mental anguish, and loss of consortium. Without limitation, "pecuniary damages" includes damages for wrongful death.

c. "Criminal activities" includes any crime for which there is a plea of guilty, verdict of guilty, or special verdict upon which a judgment of conviction may be rendered and any other crime committed after July 1, 1972 which is admitted or not contested by the defendant, whether or not prosecuted. However, "criminal activities" does not include misdemeanors under chapter three hundred twenty-one (321) of the Code.

d. "Restitution" means full or partial payment of pecuniary damages to a victim.

2. It is the policy of this state that restitution be made by each violator of the criminal laws to the victims of his criminal activities to the extent that the violator is reasonably able to do so. This section shall be interpreted and administered to effectuate this policy.

3. If the trial court exercises either of the sentencing options under section one (1) of this Act, the court shall require as a condition of probation that the defendant, in cooperation with the probation officer assigned to the defendant, promptly prepare a plan of restitution, including a specific amount of restitution to each victim and a schedule of restitution payments. If the defendant is presently unable to make any restitution but there is a reasonable possibility that the defendant may be able to do so at some time during his probation period, the plan of restitution shall also state the conditions under which or the event after which the defendant will make restitution. If the defendant believes that he will not be able to make any restitution, he shall so state and shall specify the reasons. If the defendant believes that no person suffered pecuniary damages as a result of the defendant's criminal activities, he shall so state.

4. The defendant's plan of restitution and the comments of his probation officer shall be submitted promptly to the court. The court shall promptly enter an order approving the plan or modifying it and providing for restitution payments to the extent that the defendant is or may become reasonably able to make restitution, taking into account the factors enumerated in subsection five (5) of this section. Compliance with the plan of restitution as approved or modified by the court shall be a condition of the defendant's probation. Restitution payments shall be made to the clerk unless otherwise directed by the court. The court thereafter

may modify the plan at any time upon the defendant's request or upon the court's own motion. If the plan as approved or modified does not require full payment of pecuniary damages to all victims, or if the court determines that the defendant is not able and will not be able to make any restitution at any time during his probation period or that no person suffered pecuniary damages as a result of the defendant's criminal activities, the court shall file a specific written statement of its reasons for and the facts supporting its action or determination.

5. The probation officer when assisting the defendant in preparing the plan of restitution, and the court before approving or modifying the plan of restitution, shall consider the physical and mental health and condition of the defendant, his age, his education, his employment circumstances, his potential for employment and vocational training, his family circumstances, his financial condition, the number of victims, the pecuniary damages of each victim, what plan of restitution will most effectively aid the rehabilitation of the defendant, and such other factors as shall be appropriate. The probation officer shall attempt to determine the name and address of each victim and the amount of his pecuniary damages.

6. The clerk shall mail to each known victim a copy of the court's order approving or modifying the plan of restitution, including the court's statement, if any, under subsection four (4) of this section.

7. At any time during the probation period the defendant may request and the court shall grant a hearing on any matter relating to the plan of restitution.

8. Failure of the defendant to comply with subsection three (3) of this section or to comply with the plan of restitution as approved or modified by the court shall constitute a violation of the conditions of probation. Without limitation, the court may modify the plan of restitution or extend the period of time for restitution, but not beyond the maximum probation period specified in section two (2) of this Act.

9. This section and proceedings under this section shall not limit or impair the rights of victims to sue and recover damages from the defendant in a civil action. However, any restitution payment by the defendant to a victim shall be set off against any judgment in favor of the victim in a civil action arising out of the same facts or event. The fact that restitution was required or made shall not be admissible as evidence in a civil action unless offered by such defendant.

Sec. 9. Section two hundred forty-seven point six (247.6), Code 1973, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The rules and conditions of parole may require that restitution be made by the parolee to the victims who suffered pecuniary damages as a result of the parolee's criminal activities. Words defined in section eight (8) of this Act shall have the same meaning in this paragraph.

Sec. 10. Section three hundred twenty-one point two hun-

dred eighteen (321.218), Code 1973, is amended to read as follows:

321.218 DRIVING WHILE LICENSE DENIED, SUSPENDED, OR REVOKED. Any person whose operator's or chauffeur's license, or driving privilege, has been denied, canceled, suspended or revoked as provided in this chapter, and who drives any motor vehicle upon the highways of this state while such license or privilege is denied, canceled, suspended, or revoked, is guilty of a misdemeanor and upon conviction shall be punished by imprisonment for not less than two days or more than thirty days. The sentence imposed under this section shall not be suspended by the court, notwithstanding the provisions of section [247.20] *one (1) of this Act* or any other provisions of statute. The department, upon receiving the record of the conviction of any person under this section upon a charge of driving a motor vehicle while the license of such person was suspended or revoked, shall extend the period of suspension or revocation for an additional like period, and the department shall not issue a new license during such additional period.

Sec. 11. Section six hundred two point fifteen (602.15), Code 1973, is amended to read as follows:

602.15 AMENDING OR EXPUNGING ENTRY. The record of any court proceedings is under the control of the court and, *except as provided in section six (6) of this Act*, may be amended or any entry therein expunged before it has been signed by the judge or within sixty days thereafter.

Sec. 12. Section seven hundred eighty-nine point two (789.2), Code 1973, is amended to read as follows:

789.2 JUDGMENT OF CONVICTION—TIME FOR. Upon a plea of guilty, verdict of guilty, or a special verdict upon which a judgment of conviction [must] *may* be rendered, the court must fix a time for pronouncing judgment, which must be [at least three days after the verdict is rendered, if the court remains in session so long, or, if not, as remote a time as can reasonably be allowed, but in no case can it be pronounced in less than six hours after the verdict is rendered, unless defendant consent thereto] *within a reasonable time but not less than eight days after the plea is entered or the verdict is rendered, unless the defendant consents thereto.*

Sec. 13. Section seven hundred eighty-nine point eleven (789.11), Code 1973, is amended to read as follows:

789.11 JUDGMENT ENTERED. If *judgment is not deferred, and no sufficient cause is shown why judgment should not be pronounced, and none appears to the court upon the record, judgment shall be rendered. In every case in which judgment is entered, the court shall include in the judgment entry the number of the particular section of the Code under which the defendant is sentenced.*

Sec. 14. PROSECUTIONS PROHIBITED. The action of any court in deferring judgment or conviction in a criminal case prior to the effective date of this Act is valid. No person previously prosecuted shall be tried, sentenced, or convicted based on the same facts as in a prior prosecution on the

grounds that a sentence, conviction, or judgment as a result of that prosecution was deferred, and the deferment was later declared by the supreme court of this state to be unauthorized by law. This section shall not apply to any case in which an appeal was pending on June 1, 1973.

Sec. 15. This section shall take effect July 1, 1974.

Section three (3) of this Act is amended to read as follows:

PRESENTENCE INVESTIGATION. Upon a plea of guilty, verdict of guilty, or special verdict upon which a judgment of conviction of any public offense may be rendered, the court shall receive from the state and from the defendant any information which may be offered which is relevant to the question of sentencing. The court may consider information from other sources, and [may] *shall*, if the offense is a felony, order a presentence investigation to be made.

The court may withhold execution of any judgment or sentence for such time as shall be reasonably necessary for an investigation with respect to deferment of judgment or suspension of sentence and probation. The investigation shall be made by a probation officer, by the agency in charge of parole agents, or by another appropriate agency, as determined by the court.

Sec. 16. Sections two hundred forty-seven point twenty (247.20) and two hundred forty-seven point twenty-one (247.21), Code 1973, are repealed.

2. By amending the title, page 1, line 1, by striking everything after the word "Act" and inserting in lieu thereof the words "relating to sentencing in criminal cases; relating to probation and the conditions thereof; providing a procedure for restitution as a condition of probation; providing a procedure for deferring judgment in particular cases; relating to the conditions of parole; and providing procedures necessary thereto."

On the Part of the Senate:

LUCAS J. DeKOSTER, Chairman
GENE W. GLENN
LOWELL L. JUNKINS
ELIZABETH R. MILLER
BARTON L. SCHWIEGER

On the Part of the House:

GEORGE J. KNOKE, Chairman
DALE M. COCHRAN
ROLLIN C. EDELEN
HAROLD C. McCORMICK
DAVID M. STANLEY

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 441

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 441, a bill for an act relating to the salaries of county officers, respectfully submit the following recommendations:

tives:

1. That the House of Representatives recede from its To the President of the Senate and the Speaker of the House of Representatives amendment.

2. That Senate File 441, as amended and passed by the Senate, be amended as follows:

a. Page 1, line 10, by striking the word and figure "Janu-

ary 1" and inserting in lieu thereof the word and figure "June 30".

b. Page 1, by inserting after line 12 the following:

"Sec. Section three hundred thirty-one point twenty-two (331.22), unnumbered paragraphs two (2) and three (3), Code 1973, are amended to read as follows:

These salaries shall be in full payment of all services rendered to the county by said supervisors except statutory mileage while actually engaged in the performance of official duties. Such mileage shall be limited to *the aggregate of* one thousand dollars for each supervisor *per year*. [Supervisors on boards of more than five members shall receive a salary equal to the total salaries received by a five member board pursuant to the population schedule, divided by the number of members on such board.]

In counties of forty thousand population or less, the board of supervisors may on their own motion elect to receive their compensation on a per diem basis. If they so elect, the members of the board of supervisors shall each receive [twenty-five] *forty* dollars per day for each day actually in session or employed on committee service or as a ditch or drainage board considering drainage matters. No such member shall receive per diem pay in excess of five thousand *five hundred* dollars in any one calendar year. In addition, he shall receive ten cents for every mile traveled in going to and from sessions and in going to and from the place of performing committee service, however, such mileage payment shall not exceed *the aggregate of* one thousand dollars *per supervisor per year*."

c. Page 1, by striking lines 14 through 21, inclusive, and inserting in lieu thereof the following:

"Code 1973, is amended by striking the section and inserting in lieu thereof the following:

340.1 COMPENSATION OF AUDITOR, TREASURER, RECORDER
AND

CLERK. In addition to the annual compensation to which each county auditor, county treasurer, county recorder, and clerk of the district court is entitled as of January 1, 1973, each such county officer shall receive as salary compensation the sum of one thousand eight hundred dollars annually."

d. Page 1, by striking line 22 and page 2, by striking lines 1 through 23, inclusive, and inserting in lieu thereof the following:

"Sec. Section three hundred forty point seven (340.7), Code 1973, is amended to read as follows:

340.7 SHERIFF. Each sheriff shall receive for his annual salary in counties having a population of:

1. Less than ten thousand, [eight] *ten* thousand dollars.
2. Ten thousand and less than twenty thousand, [eight] *ten* thousand five hundred dollars.
3. Twenty thousand and less than thirty thousand, [nine] *eleven thousand* dollars.
4. Thirty thousand and less than forty thousand, [nine thousand five hundred] *eleven thousand seven hundred fifty* dollars.

5. Forty thousand and less than fifty thousand, [ten thousand] *twelve thousand two hundred fifty* dollars.

6. Fifty thousand and less than sixty thousand, [ten thousand five hundred] *twelve thousand seven hundred fifty* dollars.

7. Sixty thousand and less than seventy-five thousand, [eleven thousand] *thirteen thousand five hundred* dollars.

8. Seventy-five thousand and less than one hundred thousand, [eleven] *fourteen* thousand [five hundred] dollars.

9. One hundred thousand and less than one hundred fifty thousand, [twelve thousand] *fourteen thousand five hundred* dollars.

10. One hundred fifty thousand and less than two hundred thousand, [fourteen thousand] *sixteen thousand five hundred* dollars.

11. Two hundred thousand and less than three hundred thousand, [fifteen thousand] *seventeen thousand five hundred* dollars.

12. In counties of three hundred thousand or more, [sixteen thousand] *eighteen thousand five hundred* dollars.

13. In counties where the sheriff is not furnished a residence by the county, an additional sum of seven hundred and fifty dollars per annum in addition to the foregoing schedule. The foregoing additional allowance for residence shall not be considered as salary in computing the salary of deputies as provided in section 340.8.

However, effective July 1, 1973, a sheriff shall not receive an annual salary of less than two thousand dollars more than the annual salary to which he is entitled on January 1, 1973.

Sec. Section three hundred forty point nine (340.9), the first unnumbered paragraph and subsections one (1) through nine (9), Code 1973, are amended to read as follows:

340.9 COUNTY ATTORNEY. Each county attorney shall receive as his minimum annual salary in counties having a population of:

1. Less than [ten] *nine* thousand population, seven *eight* thousand dollars.

2. [Ten] *Nine* thousand and less than [fifteen] *twelve* thousand population, [seventy-five] *eight thousand five hundred* dollars.

3. [Fifteen] *Twelve* thousand and less than [twenty] *fifteen* thousand population, [eight] *nine* thousand dollars.

4. [Twenty] *Fifteen* thousand and less than [twenty-five] *nineteen* thousand population, [eight] *nine* thousand [five] *two hundred fifty* dollars.

5. [Twenty-five] *Nineteen* thousand and less than [thirty] *twenty-five* thousand population, [nine] *ten* thousand *two hundred fifty* dollars.

6. [Thirty] *Twenty-five* thousand and less than thirty-five thousand population, [nine] *eleven* thousand [five hundred] dollars.

7. Thirty-five thousand and less than fifty thousand population, [ten] *twelve* thousand five hundred dollars.

8. Fifty thousand and less than [seventy-five] *eighty* thousand population, [eleven] *thirteen* thousand *five hundred* dollars.

9. [Seventy-five] *Eighty* thousand and less than one hundred thousand population, [twelve] *fifteen* thousand dollars.

Sec. Section three hundred forty point nine (340.9), Code 1973, is amended by striking unnumbered paragraph five (5) and inserting in lieu thereof the following new paragraph:

The board of supervisors may establish an annual salary for the county attorney higher than the minimum salary established in this section. The board may accept private grants, state or federal funds and may utilize such funds in addition to, or as replacement for, county funds to pay the salary of the county attorney and the salaries of the assistant county attorneys."

e. Page 2, by striking lines 26 through 29, inclusive, and inserting in lieu thereof the following:

"the salary increases provided for in this Act shall be effective July 1, 1973."

f. Page 2, by inserting after line 29 the following:

"Sec. Section five hundred nine A point one (509A.1), Code 1973, is amended to read as follows:

509A.1 AUTHORITY OF GOVERNING BODY. The governing body of the state, county, school district, city, town or any institution supported in whole or in part by public funds may establish plans for and procure group insurance, health or medical service for the employees of the state, county, school district, city, town or tax-supported institution. *The county board of supervisors may establish plans for and procure group insurance, health or medical service for the county auditor, the county treasurer, the county attorney, the county recorder, the clerk of the district court, the members of the board of supervisors, and the sheriff.*

g. By renumbering sections to conform to this amendment.

h. Amend the title on page 1, line 1, by striking everything after the word "relating" and inserting in lieu thereof the words "to the compensation of county officers and authorizing the establishment of group insurance, health, or medical service for county officers."

On the part of the Senate:

JAMES E. BRILES, Chairman
WARREN E. CURTIS
ELIZABETH R. MILLER
GENE V. KENNEDY
CHARLES P. MILLER

On the part of the House:

DELWYN STROMER, Chairman
EMIL J. HUSAK
LOUIS A. PETERSON
LAVERNE W. SCHROEDER

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 49 State government
- S.C.R. 50 State government
- H.C.R. 59 State government
- H.C.R. 62 Ways and means

H. F. 796 Appropriations

H. F. 797 Appropriations

H. F. 801 Appropriations

COMMUNICATION FROM THE STATE OF NEW HAMPSHIRE

A copy of House Concurrent Resolution 6 adopted by the Legislature of the State of New Hampshire, memorializing the Congress of the United States to call a convention to propose an amendment to the Constitution of the United States permitting voluntary prayer in public schools, has been received and placed on file in the office of the Secretary of the Senate.

SUBCOMMITTEE ASSIGNMENTS

Senate File 424	House File 782	House File 791
Nystrom, Chairman	Appropriations—	Appropriations—
Hansen	State department	State department
Nolin	House File 783	House File 792
House Joint Resolution 22	Appropriations—	Appropriations—
Appropriations—	State department	State department
Human resources	House File 786	House File 796
House File 650	Appropriations—	Appropriations—
Rabedeaux, Chairman	Education	State department
Rodgers	House File 790	House File 801
Hultman	Appropriations—	Appropriations—
House File 780	Human resources	State department
Appropriations—		
State department		

AMENDMENTS FILED

S—924

- 1 Amend Senate File 603 as follows:
- 2 1. Page 4, by adding the following after line 26:
- 3 Sec. 2. There is appropriated from the road use tax fund
- 4 created under three hundred twelve point one (312.1) of the Code
- 5 to the department of public safety the sum of four hundred thou-
- 6 sand (400,000) dollars, or so much thereof as may be necessary,
- 7 to reimburse each county for the costs incurred in changing its
- 8 motor vehicle registration record-keeping system as required by
- 9 the department of public safety.
- 10 The board of supervisors of any county which incurred costs
- 11 in changing its record-keeping system as required by the depart-
- 12 ment of public safety may submit a claim for reimbursement of
- 13 such costs to the department of public safety. The claim shall
- 14 be paid on warrants drawn by the state comptroller and paid by
- 15 the treasurer of state.
- 16 2. By renumbering the remaining bill sections.
- 17 3. By amending the title, page 1, line 2, by adding the
- 18 words "and the road use tax fund" before the word "to".

BERL E. PRIEBE
MICHAEL T. BLOUIN

S—922

- 1 Amend House File 325 as amended and passed by the House,
- 2 page 2, line 12 by inserting after the word "Code" the words
- 3 "*but in no event shall this include the general medical*
- 4 *treatment of any systemic disease causing manifestations in the*
- 5 *foot*".

ELIZABETH SHAW

S—917

- 1 Amend House File 383, as amended and passed by the House,
- 2 as follows:
- 3 1. Page 2, by striking line 7 and inserting in lieu thereof
- 4 the following:
- 5 "grain sorghum, flax, sunflower, speltz, and field".
- 6 2. Page 2, line 10, by inserting after the word "resale"
- 7 the words "including seeds".

DALE L. TIEDEN

S—925

- 1 Amend House File 716 as follows:
- 2 1. Page 2, before line 27 insert the following:
- 3 "Sec. Section three hundred twenty-four point seventeen
- 4 (324.17), unnumbered paragraph one (1), Code 1973, is amended to
- 5 read as follows:
- 6 Any person other than a licensee who shall use motor fuel for
- 7 the purpose of operating or propelling farm tractors, corn shel-
- 8 lers, roller mills, truck-mounted feed grinders, stationary gas
- 9 engines, aircraft, for cleaning or dyeing or for any purpose
- 10 other than in watercraft or in motor vehicles operated or intended
- 11 to be operated upon the public highways or *public waterways* and
- 12 having paid the motor fuel tax on the fuel either directly to the
- 13 department of revenue or by having the tax added to the price of
- 14 the fuel, and who has a refund permit shall, upon presentation to
- 15 and approval by the department of revenue of a claim for refund
- 16 be reimbursed and repaid the amount of the tax which the claimant
- 17 has paid on the gallonage so used. Every claim filed subsequent
- 18 to July 4, 1957, shall be subject to the following conditions:"
- 19 2. Page 1, line 1, after the word "Act" insert the words
- 20 "relating to and".
- 21 3. Renumber sections of the bill in accordance with this
- 22 amendment.

RICHARD R. RAMSEY
 JAMES E. BRILES
 BASS VAN GILST

S—919

- 1 Amend House File 766 as passed by the House, page 1, line 34,
- 2 by striking the figure "11,500" and inserting in lieu thereof
- 3 "21,500".

GEORGE F. MILLIGAN
 IRVIN L. BERGMAN
 CALVIN O. HULTMAN

S—923

- 1 Amend House File 778, as amended and passed by the House, as
- 2 follows:
- 3 1. Page 2, by inserting after line 25 the following new

4 subsection:

- 5 11. To install appropriate parking stall designations in
- 6 the parking lot located directly east of the capitol building.

WILLARD R. HANSEN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Monday, June 18, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, JUNE 18, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Ray Taylor, member of the Senate from Steamboat Rock, Iowa.

The Journal of Friday, June 15, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Loran Parker, Iowa Falls, Iowa.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 726.

House File 726

On motion of Senator Curtis, House File 726, a bill for an act to authorize school districts to erect, or otherwise acquire, and to equip a building for use as a school lunch facility and to pay for same from certain funds on hand in the schoolhouse fund or from a tax or bonds voted for the purpose, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 726) the vote was:

Ayes, 34:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Des Moines	Schwengels
Blouin	Heying	Murray	Scott
Briles	Hill	Nolin	Shaff
Coleman	Hultman	Nystrom	Taylor
Curtis	Junkins	Plymat	Tieden
DeKoster	Kennedy	Potter	Van Gilst
Gallagher	Lamborn	Rabedeaux	Winkelman
Glenn	McCartney	Ramsey	

Nays, 1:

Priebe

Absent or not voting, 15:

Doderer	Kyhl	Orr	Schaben
Gluba	Miller of	Palmer	Schwieger
Kelly	Marshall	Robinson	Shaw
Kinley	Milligan	Rodgers	Willits

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 220.

House File 220

On motion of Senator Glenn, House File 220, a bill for an act relating to the operation of metal tracked and metal tired vehicles on streets and roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—694 filed by him and moved its adoption:

S—694

- 1 Amend House File 220, page 2, by striking all after the
- 2 period in line 7, and all of lines 8 through 10.

The amendment was 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. 220) the vote was:

Ayes, 41:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Heying	Nolin	Rodgers
Briles	Hill	Nystrom	Schaben
Coleman	Hultman	Orr	Schwengels
Curtis	Junkins	Plymat	Scott
DeKoster	Kennedy	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines		

Nays, none.

Absent or not voting, 9:

Kelly	Miller of	Schwieger	Shaw
Kinley	Marshall	Shaff	Willits
Kyhl	Palmer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 220** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 505.

Senate File 505

On motion of Senator Curtis, Senate File 505, a bill for an act relating to the regulation of motor vehicle odometers, was taken up for consideration.

Senator Curtis asked and received unanimous consent that **House File 694** be substituted for **Senate File 505**.

House File 694

On motion of Senator Curtis, House File 694, a bill for an act relating to the regulation of motor vehicle odometers, was taken up for consideration.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 694) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 6:

Kelly	Miller of	Palmer	Shaw
Kyhl	Marshall	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Curtis asked and received unanimous consent that **Senate File 505** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 127.

House File 127

On motion of Senator DeKoster, House File 127, a bill for an act relating to class "A" liquor control licenses of clubs which are branches of chartered veterans organizations, 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. 127) the vote was:

Ayes, 43:

Andersen	Hansen	Murray	Robinson
Bergman	Heying	Nolin	Rodgers
Blouin	Hill	Nystrom	Schaben
Coleman	Junkins	Orr	Schwengels
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Milligan	Riley	Winkelman

Nays, none.

Absent or not voting, 7:

Briles	Kelly	Miller of	Schwieger
Hultman	Kyhl	Marshall	Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 551.

Senate File 551

On motion of Senator McCartney, Senate File 551, a bill for an act relating to investments and administration of state chartered savings and loan associations, was taken up for consideration.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 551) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schaben
Coleman	Kennedy	Orr	Schwengels
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Briles	Kelly	Murray	Shaw
Hultman	Kyhl	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 551** be immediately messaged to the House, which request was complied with.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 50, 196, 234, 245, 324, 447, 512, 513, 563, 575, 580 and 581.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 50, 196, 234, 245, 324, 447, 512, 513, 563, 575, 580 and 581.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the joint committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 18th day of June, 1973, sent to the Governor for his

approval: Senate Files 50, 196, 234, 245, 324, 447, 512, 513, 563, 575, 580 and 581.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 459.

Senate File 459

On motion of Senator Murray, Senate File 459, a bill for an act relating to the sale or lease of property by a city or county hospital, was taken up for consideration.

Senator Blouin offered amendment S—379 filed by Senators Blouin, Lamborn and Priebe and moved its adoption:

S—379

- 1 Amend Senate File 459, page 2, by adding the follow-
- 2 ing after line 10:
- 3 Sec. *NEW SECTION.* A county or city hospital
- 4 shall advertise for bids before selling or leasing
- 5 any property pursuant to sections one (1) and two (2)
- 6 of this Act. The advertisement shall definitely
- 7 describe the property and shall be published by at
- 8 least one insertion each week for two consecutive
- 9 weeks in a newspaper having general circulation in
- 10 the county where the property is located. Bids shall
- 11 not be accepted prior to two weeks after the second
- 12 publication nor later than six months after the second
- 13 publication. The highest competent bid must be
- 14 accepted unless all bids received are deemed inadequate
- 15 and rejected.

The amendment was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 459) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Riley
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Doderer
Kelly

Kyhl
Robinson

Shaff

Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 459** be immediately messaged to the House, which request was complied with.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 576** be deferred and that the bill retain its place on the calendar.

Senator Lamborn asked and received unanimous consent that further action on **Senate File 591** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 716

On motion of Senator Milligan, House File 716, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schaben offered the following amendment S—760 filed by him and moved its adoption:

S—760

- 1 Amend House File 716, page 2, line 26, by inserting after
- 2 the period the following:
- 3 "From the funds appropriated by this section there shall
- 4 be allocated the sum of one hundred thousand dollars to
- 5 aid in the dredging of Blue Lake at Onawa, Iowa. However,
- 6 this allocation shall only be made if federal matching
- 7 funds are made available to carry out the dredging of
- 8 Blue Lake at Onawa, Iowa. If such federal matching funds
- 9 are not available on or before July 1, 1975, the funds
- 10 allocated for dredging Blue Lake shall revert to the
- 11 marine fuel tax fund."

Roll call was requested.

On the question "Shall the amendment S—760 be adopted?" (H.F. 716) the vote was:

Ayes, 24:

Andersen	Hill	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schaben
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Van Gilst
Gallagher	Kinley	Rabedeaux	Willits
Gluba	Miller of	Robinson	
Heying	Des Moines		

Nays, 24:

Bergman	Hultman	Murray	Schwengels
Curtis	Lamborn	Plymat	Schwieger
DeKoster	McCartney	Potter	Shaff
Doderer	Miller of	Priebe	Taylor
Glenn	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman
Hansen			

Absent or not voting, 2:

Kyhl	Shaw
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The amendment lost.

Senator Ramsey offered amendment S—925 filed by Senators Ramsey, Briles and Van Gilst:

S—925

- 1 Amend House File 716 as follows:
- 2 1. Page 2, before line 27 insert the following:
- 3 "Sec. Section three hundred twenty-four point seventeen
- 4 (324.17), unnumbered paragraph one (1), Code 1973, is amended to
- 5 read as follows:
- 6 Any person other than a licensee who shall use motor fuel for
- 7 the purpose of operating or propelling farm tractors, corn shel-
- 8 lers, roller mills, truck-mounted feed grinders, stationary gas
- 9 engines, aircraft, for cleaning or dyeing or for any purpose
- 10 other than in watercraft or in motor vehicles operated or intended
- 11 to be operated upon the public highways *or public waterways* and
- 12 having paid the motor fuel tax on the fuel either directly to the
- 13 department of revenue or by having the tax added to the price of
- 14 the fuel, and who has a refund permit shall, upon presentation to
- 15 and approval by the department of revenue of a claim for refund
- 16 be reimbursed and repaid the amount of the tax which the claimant
- 17 has paid on the gallonage so used. Every claim filed subsequent
- 18 to July 4, 1957, shall be subject to the following conditions:"
- 19 2. Page 1, line 1, after the word "Act" insert the words
- 20 "relating to and".
- 21 3. Renumber sections of the bill in accordance with this
- 22 amendment.

Senator Milligan asked and received unanimous consent that further action on **House File 716** be deferred temporarily.

House File 720

On motion of Senator Milligan, House File 720, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan offered amendment S—754 filed by the committee on appropriations:

S—754

- 1 Amend House File 720, page 2, by striking line 4 and
- 2 inserting the following: "sum of three million four hundred
- 3 sixty-seven thousand (3,467,000) dollars, or so much thereof".

Senator Ramsey offered amendment S—833 to the amendment filed by him, moved its adoption and requested a roll call:

S—833

- 1 Amend the appropriations committee amendment S—754 to
- 2 House File 720 as follows:
- 3 1. Lines 2 and 3 by striking the words "three million
- 4 four hundred sixty-seven thousand (3,467,000)" and inserting
- 5 in lieu thereof the following: "three million seven hundred
- 6 seventeen thousand (3,717,000)".
- 7 2. By adding after line 3 the following new division:
- 8 "..... Page 2, line 10, by inserting the following
- 9 after the period:
- 10 'From the funds appropriated by this section there shall
- 11 be allocated two hundred fifty thousand (250,000) dollars
- 12 to be used for providing a visitation facility at the site
- 13 of the Lake Rathbun fish hatchery project.'"

On the question "Shall amendment S—833 to the amendment be adopted?" (H.F. 720) the vote was:

Ayes, 16:

Bergman	Heying	Palmer	Rodgers
Coleman	Hill	Ramsey	Schaben
Gallagher	Kinley	Riley	Van Gilst
Glenn	Miller of	Robinson	
Gluba	Marshall		

Nays, 30:

Andersen	Kelly	Nolin	Schwieger
Blouin	Kennedy	Nystrom	Scott
Curtis	Lamborn	Orr	Shaff
DeKoster	McCartney	Plymat	Shaw
Doderer	Miller of	Potter	Taylor
Hansen	Des Moines	Priebe	Tieden
Hultman	Milligan	Rabedeaux	Winkelman
Junkins	Murray	Schwengels	

Absent or not voting, 4:

Briles	Griffin	Kyhl	Willits
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Amendment S—833 to the amendment lost.

Senator Milligan moved the adoption of amendment S—754.

Roll call was requested.

On the question "Shall the amendment S—754 be adopted?" (H.F. 720) the vote was:

Ayes, 41:

Andersen	Griffin	Murray	Riley
Bergman	Hansen	Nolin	Robinson
Blouin	Heying	Nystrom	Rodgers
Briles	Hill	Orr	Schwengels
Coleman	Hultman	Palmer	Schwieger
Curtis	Junkins	Plymat	Scott
DeKoster	Kennedy	Potter	Shaw
Doderer	Lamborn	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Marshall	Ramsey	Winkelman
Gluba	Milligan		

Nays, 3:

Kelly	Miller of Des Moines	Taylor
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Absent or not voting, 6:

Kinley	McCartney	Shaff	Willits
Kyhl	Schaben		

Amendment S—754 was adopted.

Senator Riley offered amendment S—609 filed by him and called for a division of the amendment, section 1 to be considered as division S—609A; section 2, as division S—609B:

S—609

Division S—609A

- 1 Amend House File 720, as passed by the House, as follows:
- 2 1. Page 2, line 4, by striking the numerals "(3,000,000)"
- 3 and inserting in lieu thereof the words and numerals "two
- 4 hundred forty thousand (3,240,000)".

Division S—609B

- 5 2. Page 2, line 10, by inserting after the period the
- 6 following: "Of the amount appropriated in this section, the
- 7 sum of three hundred thousand (300,000) dollars shall be
- 8 allocated for shoreline erosion control."

Senator Riley withdrew division S—609A of the amendment.

Senator Riley moved the adoption of division S—609B of the amendment.

Roll call was requested.

On the question "Shall division S—609B of the amendment be adopted?" (H.F. 720) the vote was:

Ayes, 15:

Andersen	Gluba	Kinley	Robinson
Coleman	Heying	Palmer	Rodgers
Doderer	Hill	Potter	Van Gilst
Gallagher	Kelly	Riley	

Nays, 28:

Bergman	Junkins	Nolin	Schwieger
Blouin	Lamborn	Nystrom	Scott
Curtis	Miller of	Plymat	Shaff
DeKoster	Des Moines	Priebe	Shaw
Glenn	Miller of	Ramsey	Taylor
Griffin	Marshall	Schaben	Tieden
Hansen	Milligan	Schwengels	Winkelman
Hultman	Murray		

Absent or not voting, 7:

Briles	Kyhl	Orr	Willits
Kennedy	McCartney	Rabedeaux	

Division S—609B of the amendment lost.

Senator Coleman offered amendment S—931:

S—931

- 1 Amend House File 720 as follows:
- 2 1. Page 2, line 4, by striking the words "three million
- 3 (3,000,000)" and inserting in lieu thereof the words "three
- 4 million, seventy thousand (3,070,000)".
- 5 2. Page 2, line 10, by inserting after the period the following:
- 6 "From the funds appropriated by this section there shall be
- 7 allocated four hundred five thousand (405,000) dollars to the
- 8 Brushy Creek Project for the purposes of land acquisition,
- 9 design and engineering services to prepare construction plans,
- 10 utility and road relocation, and beginning the construction of
- 11 the dam."

Senator Coleman asked and received unanimous consent to withdraw amendment S—931.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 720) the vote was:

Ayes, 45:

Andersen	Doderer	Hill	Miller of
Bergman	Gallagher	Hultman	Des Moines
Blouin	Glenn	Junkins	Miller of
Briles	Gluba	Kelly	Marshall
Coleman	Griffin	Kennedy	Milligan
Curtis	Hansen	Kinley	Murray
DeKoster	Heying	Lamborn	Nolin

Nystrom	Priebe	Schaben	Shaw
Orr	Ramsey	Schwengels	Taylor
Palmer	Riley	Schwieger	Tieden
Plymat	Robinson	Scott	Winkelman
Potter	Rodgers	Shaff	

Nays, none.

Absent or not voting, 5:

Kyhl	Rabedeaux	Van Gilst	Willits
McCartney			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 720** be **immediately messaged** to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 601.

Senate File 601

On motion of Senator Winkelman, Senate File 601, a bill for an act providing that costs for the manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers shall be paid from road use tax funds, was taken up for consideration.

Senator Winkelman asked and received unanimous consent that **House File 793** be substituted for **Senate File 601**.

House File 793

On motion of Senator Winkelman, House File 793, a bill for an act providing that costs for the manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers shall be paid from road use tax funds, was taken up for consideration.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 793) the vote was:

Ayes, 42

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Lamborn	Palmer	Scott
DeKoster	McCartney	Plymat	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman

Nays, none.

Absent or not voting, 8

Briles	Junkins	Kinley	Potter
Griffin	Kennedy	Kyhl	Shaaf

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Winkelman asked and received unanimous consent that Senate File 601 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 599.

Senate File 599

On motion of Senator Hill, Senate File 599, a bill for an act making an appropriation from the general fund of the state to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes, was taken up for consideration.

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. 599) the vote was:

Ayes, 44:

Andersen	Coleman	Doderer	Gluba
Bergman	Curtis	Gallagher	Hansen
Blouin	DeKoster	Glenn	Heying

Hill	Milligan	Rabedeaux	Scott
Hultman	Murray	Ramsey	Shaff
Kelly	Nolin	Riley	Shaw
Lamborn	Nystrom	Robinson	Taylor
McCartney	Orr	Rodgers	Tieden
Miller of	Palmer	Schaben	Van Gilst
Des Moines	Plymat	Schwengels	Willits
Miller of	Potter	Schwieger	Winkelman
Marshall	Priebe		

Nays, none.

Absent or not voting, 6:

Briles	Junkins	Kinley	Kyhl
Griffin	Kennedy		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 599** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order **Senate File 600**.

Senate File 600

On motion of Senator Hill, **Senate File 600**, a bill for an act to appropriate from the general fund of the state to the department of public safety for radio equipment for the division of radio communication, was taken up for consideration.

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. 600) the vote was:

Ayes, 45:

Andersen	Heying	Nolin	Schaben
Bergman	Hill	Nystrom	Schwengels
Blouin	Hultman	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Taylor
Doderer	Des Moines	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Marshall	Riley	Willits
Gluba	Milligan	Robinson	Winkelman
Hansen	Murray	Rodgers	

Nays, none.

Absent or not voting, 5:

Griffin	Kennedy	Kinley	Kyhl
Junkins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 600** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 602.

Senate File 602

On motion of Senator Winkelman, Senate File 602, a bill for an act relating to the rate of motor vehicle inspection station permit fees and the administration of such fees, was taken up for consideration.

Senator DeKoster offered amendment S—832 filed by him and moved its adoption:

S—832

- 1 Amend Senate File 602, page 2, by striking lines 23 through
- 2 27 and inserting in lieu thereof the following:
- 3 Sec. 3. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publica-
- 5 tion in The Lyon County Reporter, a newspaper published in
- 6 Rock Rapids, Iowa, and in The Sac Sun, a newspaper published
- 7 in Sac City, Iowa.

The Chair called for a division.

The amendment was adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 602) the vote was:

Ayes, 43:

Andersen	Hultman	Nystrom	Schaben
Bergman	Kelly	Orr	Schwengels
Blouin	Lamborn	Palmer	Schwieger
Briles	McCartney	Plymat	Scott
Coleman	Miller of	Potter	Shaff
Curtis	Des Moines	Priebe	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Doderer	Marshall	Ramsey	Tieden
Gallagher	Milligan	Riley	Van Gilst
Glenn	Murray	Robinson	Willits
Gluba	Nolin	Rodgers	Winkelman
Hill			

Nays, 1:

Heying

Absent or not voting, 6:

Griffin	Junkins	Kinley	Kyhl
Hansen	Kennedy		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 602** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 603.

Senate File 603

On motion of Senator Winkelman, Senate File 603, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof and consolidating divisions, was taken up for consideration.

Senator Nolin withdrew amendment S—887 filed by him on June 13, 1973.

Senator Nolin offered amendment S—908 filed by him:
S—908

Division S—908A

- 1 Amend Senate File 603 as follows:
- 2 1. Page 2, by striking lines 32 through 35 and page 3
- 3 by striking lines 1 through 8.
- 4 2. Page 4, by striking lines 27 through 35 and page 5,
- 5 by striking lines 1 through 28.

Division S—908B

- 6 3. Page 6, by striking lines 13 through 17 and striking
- 7 lines 26, 27, and 28 and inserting in lieu thereof the
- 8 following: "ment."
- 9 4. Page 7, by striking lines 8 through 16. ,
- 10 5. By renumbering the sections to conform with this
- 11 amendment.

Senator Doderer called for a division of the amendment, sections 1 and 2 to be considered as division S—908A; sections 3, 4 and 5 to be considered as division S—908B.

Senator Nolin moved the adoption of division S—908A of the amendment.

Division was called for.

Division S—908A of the amendment was adopted.

On motion of Senator Nolin, division S—908B of the amendment was adopted.

Senator Potter offered amendment S—898 filed by Senators Potter, Kennedy, et al., and moved its adoption:

S—898

- 1 Amend Senate File 603 as follows:
- 2 1. Page 3, line 20, by striking the figures "\$7,581,990"
- 3 and "7,823,100" and inserting in lieu thereof the following
- 4 new figures: "\$7,640,690" and "7,881,800".
- 5 2. Page 4, after line 26, by adding the following new section:
- 6 Sec. There is appropriated from the general fund of the
- 7 state to the department of public safety, excluding the Division
- 8 of Highway Safety and Uniformed Forces, the sum of seventy-eight
- 9 thousand eight hundred (78,800) dollars for each year of the
- 10 biennium beginning July 1, 1973, and ending June 30, 1975, in
- 11 order to implement on July 1, 1973 the peace officers pay plan
- 12 recommended by the governor for the second year of the biennium.

Amendment S—898 was adopted.

Senator Priebe offered amendment S—924 filed by Senators Priebe and Blouin:

S—924

- 1 Amend Senate File 603 as follows:
- 2 1. Page 4, by adding the following after line 26:
- 3 Sec. 2. There is appropriated from the road use tax fund
- 4 created under three hundred twelve point one (312.1) of the Code
- 5 to the department of public safety the sum of four hundred thou-
- 6 sand (400,000) dollars, or so much thereof as may be necessary,
- 7 to reimburse each county for the costs incurred in changing its
- 8 motor vehicle registration record-keeping system as required by
- 9 the department of public safety.
- 10 The board of supervisors of any county which incurred costs
- 11 in changing its record-keeping system as required by the depart-
- 12 ment of public safety may submit a claim for reimbursement of
- 13 such costs to the department of public safety. The claim shall
- 14 be paid on warrants drawn by the state comptroller and paid by
- 15 the treasurer of state.
- 16 2. By renumbering the remaining bill sections.
- 17 3. By amending the title, page 1, line 2, by adding the
- 18 words "and the road use tax fund" before the word "to".

Senator Winkelman offered amendment S—932 to the amendment by Senators Winkelman and Priebe and moved its adoption:

S—932

- 1 Amend the Priebe and Blouin amendment S—924 to Senate File
- 2 603, by inserting after the period in line 13 the following:
- 3 "The state comptroller shall satisfy himself that the
- 4 claims are reasonable and that the costs were incurred in
- 5 changing the motor vehicle registration record keeping system."

Amendment S—932 to the amendment was adopted.

Senator Priebe moved the adoption of amendment S—924 as amended and requested a roll call.

On the question "Shall amendment S—924 as amended be adopted?" (S.F. 603) the vote was:

Rule 24 was invoked.

Ayes, 16:

Blouin	Junkins	Orr	Scott
Coleman	Kinley	Priebe	Van Gilst
Glenn	Miller of	Rodgers	Willits
Gluba	Des Moines	Schaben	
Heying	Nolin		

Nays, 29:

Andersen	Kelly	Nystrom	Schwengels
Bergman	Kennedy	Palmer	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman
Hill	Murray		

Absent or not voting, 5:

Doderer	Hultman	Kyhl	Robinson
Gallagher			

Amendment S—924 as amended lost.

Senator McCartney took the chair at 4:12 p.m.

Senator Nystrom withdrew amendment S—893 filed by him on June 13, 1973.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 603) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 603** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 604.

Senate File 604

On motion of Senator Schwieger, Senate File 604, a bill for an act making an appropriation to the department of social services for certain public assistance programs and contractual services, changing the procedure for handling county claims arising from foster care for veterans' children, and relating to eligibility for assistance under the aid to dependent children program, was taken up for consideration.

Senator Blouin offered the following amendment S—841 filed by Senators Blouin, Gluba, et al., and moved its adoption:

S—841

- 1 Amend Senate File 604, page 2, by striking line 11 and
- 2 inserting in lieu thereof the following:
- 3 3. Aid to Dependent Children \$17,748,000 \$21,368,000

Roll call was requested.

On the question "Shall amendment S—841 be adopted?" (S.F. 604) the vote was:

Rule 24 was invoked.

Ayes, 15:

Blouin	Kennedy	Orr	Schaben
Doderer	Kinley	Palmer	Van Gilst
Glenn	Milligan	Riley	Willits
Gluba	Nolin	Rodgers	

Nays, 32:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Schwengels
Briles	Hultman	Murray	Schwieger
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Plymat	Shaff
DeKoster	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Griffin	Miller of	Rabedaux	Winkelman
Hansen	Des Moines		

Absent or not voting, 3:

Kyhl	Robinson	Shaw
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Amendment S—841 lost.

Senator Gluba offered amendment S—823 filed by Senators Gluba, Blouin, et al., and moved its adoption:

S—823

- 1 Amend Senate File 604, page 2, by striking line 11 and insert-
- 2 ing in lieu thereof the following:
- 3 "3. Aid to Dependent Children \$16,448,490 \$17,268,490".

Roll call was requested.

Rule 24 was invoked on request of Senator Gluba.

On the question "Shall amendment S—823 be adopted?" (S.F. 604) the vote was:

Ayes, 17:

Blouin	Heying	Milligan	Riley
Coleman	Kennedy	Nolin	Schaben
Doderer	Kinley	Orr	Van Gilst
Glenn	Miller of	Palmer	Willits
Gluba	Des Moines		

Nays, 29:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Junkins	Plymat	Scott
Curtis	Kelly	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Absent or not voting, 4:

Kyhl	Robinson	Rodgers	Shaff
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Amendment S—823 lost.

Senator Blouin offered amendment S—840 filed by Senators Blouin, Gluba, et al.:

S—840

- 1 Amend Senate File 604, page 5, by adding the following section
- 2 after line 23:
- 3 Sec.... . The department of social services, in computing
- 4 the first old age assistance, aid to the blind, aid to dependent
- 5 children and aid to the disabled cash assistance grants paid from
- 6 funds appropriated by this Act, shall as nearly as possible
- 7 within the limitations of those appropriations and on the basis
- 8 of the department's current caseload for those respective
- 9 programs, fix the level of grants under those respective programs
- 10 at amounts equal to, but not in excess of, the amounts which the
- 11 department determines are necessary to meet the minimum needs of
- 12 recipients. The level of grants for the respective programs so
- 13 fixed shall not thereafter be lowered during the balance of the
- 14 1973-75 biennium, any other provisions of law to the contrary
- 15 notwithstanding. There is appropriated from the general fund of
- 16 the state to the department of social services, in addition to
- 17 the funds appropriated by section one (1) of this Act, any addi-

18 tional amount required to implement the provisions of this
19 section.

Senator Taylor took the chair at 6:02 p.m.

Senator McCartney took the chair at 6:07 p.m.

Senator Blouin moved the adoption of amendment S—840 and requested a roll call.

On the question "Shall amendment S—840 be adopted?" (S.F. 604) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Gluba	Nolin	Rodgers
Coleman	Kennedy	Orr	Schaben
Doderer	Kinley	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Riley	Willits

Nays, 29:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Junkins	Nystrom	Shaff
Curtis	Kelly	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Griffin	McCartney	Rabedeaux	Tieden
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall		

Absent or not voting, 2:

Kyhl	Robinson
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Amendment S—840 lost.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 604) the vote was:

Rule 24 was invoked.

Ayes, 44:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall		

Nays, 4:

Hill	Hultman	Ramsey	Winkelman
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Absent or not voting, 2:

Kyhl Robinson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 604 be immediately messaged to the House, which request was complied with.

Senate File 607

On motion of Senator Shaw, Senate File 607, a bill for an act making appropriations to legislative staff agencies and making an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state, was taken up for consideration.

Senator Shaw asked and received unanimous consent that House File 784 be substituted for Senate File 607.

House File 784

On motion of Senator Shaw, House File 784, a bill for an act making appropriations to legislative staff agencies, was taken up for consideration.

Senator Shaw offered amendment S—897 filed by the committee on appropriations on June 13, 1973, and found on pages 1756-1758, inclusive, of the Senate Journal.

On motion of Senator Shaw, amendment S—897 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 784) the vote was:

Ayes, 45:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Coleman	Kelly	Plymat	Shaff
Curtis	Kennedy	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Griffin	Des Moines	Rodgers	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 5:

Gluba	Miller of	Palmer	Robinson
Kyhl	Marshall		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate File 607** be withdrawn from further consideration of the Senate.

House File 716

The Senate resumed consideration of House File 716 previously deferred and amendment S—925.

Senator Ramsey asked and received unanimous consent to withdraw amendment S—925.

Senator Ramsey offered amendment S—934 by Senators Ramsey, Van Gilst and Briles and moved its adoption:

S—934

- 1 Amend House File 716 as follows:
- 2 1. Page 2, by inserting before line 27 the following:
- 3 "Sec. Section three hundred twenty-four point
- 4 seventeen (324.17), Code 1973, is amended by adding the
- 5 following new subsection:
- 6 *NEW SUBSECTION.* The operator of a watercraft shall be
- 7 entitled to receive a motor fuel tax refund under this section
- 8 for any motor fuel purchased at a private lake and used in a
- 9 watercraft on such lake."
- 10 2. Amend the title on page 1, line 1, by inserting after the
- 11 word "Act" the words "relating to and".
- 12 3. By renumbering sections of the bill in accordance with
- 13 this amendment.

Roll call was requested.

On the question "Shall amendment S—934 be adopted?" (H.F. 716) the vote was:

Rule 24 was invoked.

Ayes, 24:

Briles	Kennedy	Nolin	Schwieger
Coleman	Lamborn	Nystrom	Scott
Curtis	McCartney	Rabedeaux	Shaff
DeKoster	Miller of	Ramsey	Taylor
Hill	Des Moines	Schaben	Van Gilst
Hultman	Milligan	Schwengels	Winkelman
Junkins			

Nays, 21:

Andersen	Gluba	Kinley	Priebe
Bergman	Griffin	Murray	Rodgers
Blouin	Hansen	Orr	Shaw
Doderer	Heying	Plymat	Tieden
Gallagher	Kelly	Potter	Willits
Glenn			

Absent or not voting, 5:

Kyhl	Miller of Marshall	Palmer Riley	Robinson
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Amendment S—934 was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 716) the vote was:

Ayes, 35:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kennedy	Potter	Shaff
Curtis	Lamborn	Priebe	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Griffin	Miller of Des Moines	Ramsey	Van Gilst
Heying	Milligan	Rodgers	Willits
Hill		Schaben	Winkelman

Nays, 9:

Blouin	Gluba	Kinley	Plymat
Gallagher	Hansen	Orr	Shaw
Glenn			

Absent or not voting, 6:

Doderer	Miller of Marshall	Palmer Riley	Robinson
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 716 passed the Senate.

GEORGE MILLIGAN

MR. PRESIDENT: I move to reconsider the vote by which House File 716 passed the Senate.

EARL WILLITS

MOTION TO RECONSIDER WITHDRAWN

Senator Taylor asked and received unanimous consent to withdraw the motion to reconsider the vote by which Senate File 144 passed the Senate, filed by him on June 12, 1973.

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 45, a bill for an act providing for representation of the federal government on the midwest nuclear board.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 76, a bill for an act relating to state income tax audits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 106, a bill for an act relating to commissions on hospitalization.

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 the issuance of trapping licenses to nonresidents.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 239, a bill for an act relating to the obligations of a development corporation for loan purposes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 265, a bill for an act relating to the method of filing reports on homestead tax credits and military service tax credits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 383, a bill for an act relating to the Uniform Support of Dependents Law.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 452, a bill for an act permitting a city or a town to join with a township in building and maintaining a memorial building.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 453, a bill for an act relating to the compensation of elected city officers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 523, a bill for an act making an appropriation to the committee on employment of the handicapped.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 536, a bill for an act relating to court actions for the recovery of property.

Also: That the House has amended and passed the following bill in which the concurrence for the House was asked:

Senate File 540, a bill for an act making an appropriation from general fund to the Iowa commission on alcoholism.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 582, a bill for an act to appropriate funds from general fund to the Iowa crime commission.

Also: That the House has refused to concur in Senate amendment to the following bill in which the concurrence of the House was asked:

Senate File 769, a bill for an act to appropriate from general fund for capital improvements for institutions under the control of the department of social services.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 745, a bill for an act to require permanent registration of all voters in the state.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 768, a bill for an act to appropriate from general fund to department of general services for state educational radio and television facility board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 799, a bill for an act to appropriate funds from general fund to the bureau of labor and to the occupational safety and health review commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 76

1 Amend Senate File 76, as passed by the Senate, as
2 follows:

3 Page 2, by striking all of lines 18, 19, 20, 21
4 and 22, and through the period in line 23, and in-
5 serting in lieu thereof the following: "[from the
6 date of final disposition of any controversy between
7 the taxpayer and the internal revenue service with
8 respect to the particular tax year to make the
9 examination and determination.] *to make an examina-
10 tion and determination from the date of receipt
11 by the department of notice from the taxpayer of
12 the final disposition of any matter between the
13 taxpayer and the internal revenue service with
14 respect to the particular tax year. In order to
15 begin the running of the six-months period, the
16 notice shall be in writing in any form sufficient
17 to inform the department of such final disposition
18 with respect to such year, and a copy of the federal
19 document showing the final disposition or final
20 federal adjustments shall be attached to the notice."*

HOUSE AMENDMENT TO SENATE FILE 523

1 Amend Senate File 523 as passed by the Senate, page 2,
2 by striking lines 10 and 11 and inserting in lieu
3 thereof the following:

4 "maintenance, and miscel-
5 laneous purposes: \$76,950 \$79,650".

HOUSE AMENDMENT TO SENATE FILE 540

- 1 Amend Senate File 540, as passed by the Senate,
- 2 as follows:
- 3 1. Page 2, line 18, by inserting after the word
- 4 "governor" the following: ", the following amount not
- 5 more than fifteen percent of which may be allocated
- 6 to any one local alcoholism unit or facility".
- 7 2. Page 2, by striking all of lines 31 through 33.
- 8 3. By renumbering subsequent sections.

INTRODUCTION OF BILL

Senate File 612, by committee on judiciary, a bill for an act relating to the fifth judicial district and judicial nominating commission.

Read first time and placed on the calendar.

HOUSE MESSAGE CONSIDERED

House File 799, a bill for an act to appropriate funds from the general fund of the state to the bureau of labor and to the occupational safety and health review commission.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 51

By Orr, Palmer, Doderer and Taylor

Whereas, the present property tax system is considered unfair by most people in Iowa because it is a regressive system and the tax rates are too high; and

Whereas, persons owning intangible assets are not taxed, while persons owning tangible assets are taxed at too high a rate; and

Whereas, it has been estimated that over one-half of the total tangible and intangible assets in the categories of agricultural, mercantile, residential, financial and industrial assets are not subject to taxation under the present system; and

Whereas, a person's equity in owned assets, or his net worth determined by subtracting liabilities from assets, is a better measure of wealth than the present property tax system; and

Whereas, the recent United States supreme court decision on school financing gives the state legislatures the responsibility to create a more equitable system of financing public schools; and

Whereas, the total tax base would be greatly expanded by including intangible as well as tangible assets, thereby reducing the tax rates; and

Whereas, many economists agree that the main obstacle to a personal or corporation net worth tax is now to audit the records; and

Whereas, because of the above reasons, a net worth tax is a concept worthy of further investigation; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the legislative council establish a study committee for the purpose of researching the advisability of implementing a net worth tax, including the advantages

offered by modern means of auditing and administering such a tax.

Be It Further Resolved, That the study committee shall consist of legislators representing both houses of the general assembly and both political parties, and nonlegislative members with technical knowledge in the areas of tax research and assessment.

Be It Further Resolved, That the study committee shall make periodic reports to the legislative council and submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the final report approved by the legislative council shall be submitted to the 1974 Session of the Sixty-fifth General Assembly.

COMMUNICATION FROM THE SECRETARY OF STATE

June 18, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 364, was published in The Lamoni Chronicle, Lamoni, Iowa, May 31, 1973, and in the Mount Ayr Record-News, Mount Ayr, Iowa, May 31, 1973.

I further certify that House File 309, was published in the Ankeny Press-Citizen, Ankeny, Iowa, June 7, 1973, and in the Ames Daily Tribune, Ames, Iowa, June 1, 1973.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

COMMUNICATION FROM THE OFFICE OF THE STATE FIRE MARSHAL

The annual report of the office of the State Fire Marshal submitted to the Governor of Iowa, in accordance with Section 17.4, 1973 Code of Iowa, has been received and placed on file in the office of the Secretary of the Senate.

EXPLANATION OF VOTE

MR. PRESIDENT: I voted "Aye" on final passage of Senate File 144 on June 12, 1973, in order to file a motion to reconsider.

RAY TAYLOR

AMENDMENTS FILED

S—939

- 1 Amend House File 223, as amended, passed and reprinted by the
- 2 House, page 3B, by inserting after line 40 the following new section
- 3 and renumbering the remaining sections:
- 4 Sec. Section six hundred five point nine (605.9), Code
- 5 1973, is amended to read as follows:
- 6 605.9 POPULATION DETERMINED—PROPORTION OF PAY-
- MENT—ASSIS-
- 7 TANTS. Immediately after the results of each decennial federal
- 8 census are published, the chief judge of each judicial district

9 shall determine therefrom the population of each county of said
 10 district, and shall certify to the county auditor of each such county
 11 the percentage proportion of the population of each such county to the
 12 aggregate population of all the counties in said judicial dis-
 13 trict. *The chief judge shall select one county to issue warrants*
 14 *to the reporter in the amount of his total compensation.* Each
 15 county auditor of the other counties in the district shall issue
 16 warrants to [said reporter] *the county treasurer of the county pay-*
 17 *ing the reporter* in the percentage amount of the total compensation
 18 of said reporter as certified by the district judges, and the
 19 county treasurer shall pay same out of any funds in the county
 20 treasurer not otherwise appropriated.

21 In the event it is determined by any judge of the district
 22 court that it is necessary to employ an additional shorthand
 23 reporter because of an extraordinary volume of work, or because
 24 of the temporary illness or incapacity of a regular shorthand
 25 reporter, such judge may appoint a temporary shorthand reporter

Page 2

1 who shall serve as required by said judge, and shall be paid com-
 2 pensation on a per diem basis at the prevailing rates of compen-
 3 sation for such reporters as may be determined by the judge. [In
 4 such event, the district judge shall certify to each county auditor
 5 in his judicial district the name of the shorthand reporter so
 6 appointed, and the amount of compensation which shall be paid,
 7 and said reporter shall be paid in the same manner and in the
 8 same proportions as is herein provided.] *A temporary shorthand*
 9 *reporter shall be paid in the same manner as a regular reporter.*

E. KEVIN KELLY

S—933

1 Amend the Gluba, et al., amendment S—666, to House File 547,
 2 as follows:

3 1. Page 1, by striking line 25, and page 2, by striking
 4 lines 1 through 12 and inserting in lieu thereof the following:

5 “4. Page 2, by adding the following after the period in
 6 line 23:

7 ‘If a chief’ ”.

8 2. Page 2, line 13, by inserting after the word “police”
 9 the words “or fire”.

10 3. Page 2, line 14, by striking the word “police”.

11 4. Page 2, by striking lines 18 and 19.

12 5. By renumbering divisions to conform with this amendment.

WILLIAM D. PALMER

S—926

1 Amend the DeKoster amendment S—816 to House File 757 as follows:

2 1. Page 1, lines 6 and 7, by striking the words “agricultural
 3 products promotion” and inserting in lieu thereof the words
 4 “for agricultural products promotion during the fiscal year
 5 commencing July 1, 1973, only,”.

6 2. Page 1, line 8, by striking the number “\$1,193,610.00” and
 7 inserting in lieu thereof “\$1,062,110.00”.

CALVIN O. HULTMAN

S—940

1 Amend House File 757 as amended and passed by the House as

2 follows:

3 1. Page 2 by striking lines 12 and 13 and by inserting in
4 lieu thereof the following:

5 "ducts promotion: \$ 131,500

6 3. To conduct a study of the
7 utilization of Parsons College
8 facilities, Fairfield, Iowa, for
9 other than purely educational

10 purposes: \$ 50,000

11 \$1,135,920 \$1,022,700

12 Sec. The appropriation provided for in section one (1),
13 subsection three (3) of this Act shall be matched by an equal
14 amount of funds provided by the Fairfield Development Corpora-
15 tion and the Fairfield Chamber of Commerce. In the event the
16 Fairfield Development Corporation and the Fairfield Chamber of
17 Commerce do not provide matching funds, the moneys appropriated
18 by section one (1), subsection three (3) of the Act shall revert
19 to the general fund."

20 2. By renumbering the remaining sections.

FORREST V. SCHWENGELS
WILLIAM PLYMAT
WARREN E. CURTIS
LOWELL JUNKINS

S—941

1 Amend the Schwengels, et al., amendment S—940 to House File 757
2 as follows:

3 1. By striking lines 3 through 5 and inserting in lieu thereof
4 the following:

5 "1. Page 2, by adding after line 13 the following:"

6 2. By striking all of line 11.

FORREST V. SCHWENGELS

S—929

1 Amend House File 775, as amended and passed by the House,
2 page 4, line 26, by inserting before the period the words
3 "and shall also take all necessary action to assure that no
4 area vocational school which is not presently qualified as a
5 'junior college' or 'community college' as those terms are
6 defined in section two hundred eighty A point two (280A.2),
7 subsections two (2) and three (3), of the Code, shall expand its
8 liberal arts or preprofessional programs or other instruction
9 partially fulfilling the requirements for a baccalaureate degree
10 in order to so qualify".

MICHAEL T. BLOUIN
FORREST V. SCHWENGELS

S—930

1 Amend the Blouin-Schwengels amendment S—929 to
2 House File 775, line 9, by inserting after the word "degree"
3 the following:

4 "except in cooperation with existing liberal arts
5 facilities".

H. L. HEYING

S—936

1 Amend House File 783, page 2, by striking line 12 and

2 inserting in lieu thereof the following:

3 "poses: \$730,858 \$778,112".

JOHN S. MURRAY
MINNETTE DODERER
E. KEVIN KELLY

S—927

1 Amend House File 783, as passed by the House, page 2, by

2 striking line 26 and inserting in lieu thereof the

3 following:

4 "poses \$246,180 \$253,850".

EARL M. WILLITS
EUGENE M. HILL
JAMES F. SCHABEN

S—928

1 Amend House File 785, page 2, by adding after line 15 the
2 following new section and renumbering the remaining sections:

3 Sec. The legislative council shall establish a
4 committee composed of legislators and such nonlegislative
5 members as the council deems appropriate to study the present
6 statutory duties of the civil rights commission, and what
7 changes, if any, should be made in these duties and the proce-
8 dures by which these duties are discharged and to determine
9 whether the commission's staff and funding are sufficient,
10 excessive or deficient to enable the commission to properly
11 perform the duties and meet the responsibilities assigned by law.
12 Members of the study committee shall be subject to the provisions
13 of section six hundred one A point nine (601A.9), subsection
14 four (4) of the Code, the same as members of the civil rights
15 commission and its staff. The committee is directed to report
16 its conclusions and recommendations to the legislative council,
17 and the 1974 Session of the Sixty-fifth General Assembly not
18 later than December 15, 1973.

MINNETTE DODERER
WILLIAM E. GLUBA

S—938

1 Amend House File 796, as passed by the House, page 2, line 9,
2 by inserting after the period the following:

3 "*The expenses of office and the weekly travel expense of each*
4 *member of the general assembly as provided for in this section*
5 *shall not be paid for days of a legislative session occurring*
6 *after the fifteenth of May of odd-numbered years nor after the*
7 *fifteenth of April of even-numbered years except that this*
8 *prohibition shall not apply during a special session of the*
9 *general assembly.*"

H. L. HEYING

On motion of Senator Lamborn, the Senate adjourned until
8:00 a.m., Tuesday, June 19, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, JUNE 19, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Gene V. Kennedy, member of the Senate from Dubuque, Iowa.

The Journal of Monday, June 18, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Wilson, Manson, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Ten members of TARS from Steamboat Rock, Iowa, accompanied by Kay Roelfsema. Senator Taylor.

PETITION

The following petition was presented and placed on file:

By Senator Andersen, from twenty residents of Woodbury County opposing the sale of beer and liquor on Sunday.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 250.

Senate File 250

On motion of Senator Rabedaux, Senate File 250, a bill for an act relating to standards for local health services and authorizing a tax levy, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ramsey offered amendment S—783 filed by him:

S—783

1 Amend Senate File 250, page 2, by striking lines 11, 12

2 and 13, and inserting in lieu thereof the following:
 3 "for the [formation and approval of district] *health*
 4 *policies and programs of local health departments*
 5 *for implementation, upon approval by the local health*
 6 *department and its appointing body, including but not*
 7 *limited to.*"

Senator Potter took the chair at 8:30 a.m.

Senator Coleman moved that further action on Senate File 250 be deferred and that the bill be placed on the calendar under unfinished business.

Roll call was requested.

On the question "Shall Senate File 250 be deferred and placed on the calendar under unfinished business?" (S.F. 250) the vote was:

Rule 24 was invoked.

Ayes, 19:

Bergman	Junkins	Nolin	Shaff
Briles	Kennedy	Priebe	Taylor
Coleman	Lamborn	Ramsey	Tieden
Heying	McCartney	Schaben	Winkelman
Hill	Miller of Marshall	Scott	

Nays, 27:

Andersen	Gluba	Milligan	Rabedeaux
Blouin	Griffin	Murray	Rodgers
Curtis	Hansen	Nystrom	Schwengels
DeKoster	Hultman	Orr	Schwieger
Doderer	Kelly	Palmer	Shaw
Gallagher	Kinley	Plymat	Van Gilst
Glenn	Miller of Des Moines	Potter	

Absent or not voting, 4:

Kyhl	Riley	Robinson	Willits
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The motion to defer lost.

President Neu took the chair at 9:08 a.m.

Senator Ramsey moved the adoption of amendment S—783.

Roll call was requested.

On the question "Shall amendment S-783 be adopted?" (S.F. 250) the vote was:

Rule 24 was invoked.

Ayes, 22:

Bergman	Lamborn	Potter	Shaff
Briles	McCartney	Priebe	Shaw
Coleman	Miller of	Ramsey	Taylor
Heying	Marshall	Rodgers	Tieden
Hill	Nolin	Schaben	Winkelman
Junkins	Nystrom	Scott	

Nays, 22:

Andersen	Glenn	Miller of	Plymat
Blouin	Gluba	Des Moines	Rabedeaux
Curtis	Griffin	Milligan	Schwengels
DeKoster	Hansen	Murray	Schwieger
Doderer	Kelly	Orr	Van Gilst
Gallagher	Kinley	Palmer	

Absent or not voting, 6:

Hultman	Kyhl	Robinson	Willits
Kennedy	Riley		

Amendment S-783 lost.

DEFERRED

Senator Rabedeaux asked and received unanimous consent that further action on Senate File 250 be deferred and that the bill be placed on the calendar under unfinished business.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 174, 222, 240, 253, 629, 655, 676, 678, 679, 696, 704, 732, and 777.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 174, 222, 240, 253, 629, 655, 676, 678, 679, 696, 704, 732 and 777.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that House File 784 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

House File 757

On motion of Senator Milligan, House File 757, a bill for an act to make an appropriation to the Iowa development commission, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S-816 filed by him:

S—816

Division S—816A

1 Amend House File 757, as amended and passed by the House, as
2 follows:

3 1. Page 2, by striking lines 8 through 13 and inserting in
4 lieu thereof the following:

5 1. For salaries, support,
6 maintenance, agricultural
7 products promotion and
8 miscellaneous purposes: \$ 1,159,000.00 \$ 1,193,610.00

Division S—816B

9 2. For the purchase of real
10 property in the manner and sub-
11 ject to the conditions provided
12 for in section three (3) of
13 this Act: \$ 300,000.00 —0—

14 2. Page 2, by adding after line 19 the following new section:
15 Sec. Funds appropriated by subsection two (2) of
16 section one (1) of this Act shall be made available to the city
17 of Ames, Iowa, at such time as it is certified to the director
18 of the Iowa development commission and the state comptroller
19 that the following conditions have been met:

20 1. The United States department of agriculture has agreed
21 it will continue and will expand the veterinary biologics
22 laboratory at Ames, Iowa, on real property purchased through
23 funds appropriated by this Act and pursuant to conditions
24 set forth in this section.

25 2. The city of Ames, Iowa certifies that the sum of one

Page 2

1 hundred thousand (100,000) dollars is available from private
2 sources and will be used in purchasing real property to be
3 used by the United States department of agriculture in continuing
4 and expanding the veterinary biologics laboratory.

5 3. If the property to be purchased is no longer used as the
6 site for the veterinary biologics laboratory, title to the
7 property will revert to the state of Iowa.

8 4. The Iowa development commission shall oversee and be
9 privy to negotiations between the United States department of
10 agriculture and the city of Ames, Iowa in order to protect
11 the interests of the state. The director of the Iowa develop-
12 ment commission shall make periodic reports to the state
13 comptroller and the governor relating to the negotiations and

14 conditions established in this Act.

15 3. Page 2, line 24, by inserting before the word "revert"
16 the following: "except funds appropriated by subsection
17 two (2) of section one (1) of this Act,".

18 4. Page 2, line 36, by inserting after the word "improvements"
19 the following: "except funds appropriated by subsection
20 two (2) of section one (1) of this Act".

21 5. By renumbering the sections to conform with this amendment.

Senator Hultman called for a division of the amendment, section 1 to be considered as division S—816A, and the remainder of the amendment to be considered as division S—816B.

Senator Hultman offered amendment S—926 to division S—816A filed by him and moved its adoption:

S—926

1 Amend the DeKoster amendment S—816 to House File 757 as follows:

2 1. Page 1, lines 6 and 7, by striking the words "agricultural
3 products promotion" and inserting in lieu thereof the words
4 "for agricultural products promotion during the fiscal year
5 commencing July 1, 1973, only,".

6 2. Page 1, line 8, by striking the number "\$1,193,610.00" and
7 inserting in lieu thereof "\$1,062,110.00".

Roll call was requested.

On the question "Shall amendment S—926 to division S—816A be adopted?" (H.F. 757) the vote was:

Ayes, 33:

Bergman	Hill	Orr	Rodgers
Blouin	Hultman	Palmer	Schaben
Briles	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
Doderer	McCartney	Priebe	Shaw
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Des Moines	Ramsey	Tieden
Hansen	Milligan	Robinson	Willits
Heying	Nystrom		

Nays, 14:

Andersen	Kelly	Murray	Schwieger
Coleman	Lamborn	Nolin	Van Gilst
DeKoster	Miller of	Riley	Winkelman
Junkins	Marshall	Schwengels	

Absent or not voting, 3:

Gluba	Griffin	Kyhl
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Amendment S—926 to division S—816A was adopted.

On motion of Senator DeKoster, division S—816A of the amendment as amended was adopted.

Senator Priebe offered amendment S—826 to division S—816B, filed by Senators Priebe and Potter and moved its adoption:

S—826

- 1 Amend the DeKoster amendment, S—816, to House File 757,
- 2 as amended and passed by the House, page 2, line 7, by inserting
- 3 after the period the words "If any property is purchased which
- 4 is not used by the veterinary biologics laboratory, such property
- 5 shall be sold and the moneys received from the sale of the
- 6 property shall be paid into the general fund of the state."

Amendment S—826 to division S—816B was adopted.

On motion of Senator DeKoster, division S—816B of the amendment as amended was adopted.

Senator DeKoster asked and received unanimous consent to withdraw amendment S—785 filed by the committee on appropriations on June 6, 1973.

Senator Murray asked and received unanimous consent to withdraw amendment S—725 filed by Senators Murray, Hultman and Van Gilst on June 1, 1973.

Senator Heying offered amendment S—733 filed by Senators Heying, Priebe, et al.:

S—733

- 1 Amend House File 757, page 2, by striking line 13
- 2 and inserting in lieu thereof the following:
- 3 3. For regional tourism promotion
- 4 in each Congressional District to be
- 5 distributed equally among the districts
- 6 and equally among the tourism councils
- 7 established prior to January 1, 1973,
- 8 in each district\$ 30,000 \$ 30,000
- 9 \$1,115,920 \$1,052,700

Senator Heying offered amendment S—817 to the amendment filed by him and moved its adoption:

S—817

- 1 Amend the Heying, et al., amendment S—733 filed June 4 to
- 2 House File 757 as follows:
- 3 1. By striking all of line 1 after the word "by" and
- 4 all of line 2 and inserting in lieu thereof the following:
- 5 "inserting after line 13 the following:":
- 6 2. By striking all of line 9.

Amendment S—817 to the amendment was adopted.

On motion of Senator Heying, amendment S—733 as amended was adopted.

Senator Schwengels offered amendment S—940 filed by Senators Schwengels, et al.:

S—940

- 1 Amend House File 757 as amended and passed by the House as

2 follows:

3 1. Page 2 by striking lines 12 and 13 and by inserting in
4 lieu thereof the following:

5 "ducts promotion: \$ 131,500

6 3. To conduct a study of the
7 utilization of Parsons College
8 facilities, Fairfield, Iowa, for
9 other than purely educational
10 purposes:

\$ 50,000

\$1,135,920 \$1,022,700

11 Sec. The appropriation provided for in section one (1),
12 subsection three (3) of this Act shall be matched by an equal
13 amount of funds provided by the Fairfield Development Corpora-
14 tion and the Fairfield Chamber of Commerce. In the event the
15 Fairfield Development Corporation and the Fairfield Chamber of
16 Commerce do not provide matching funds, the moneys appropriated
17 by section one (1), subsection three (3) of the Act shall revert
18 to the general fund."

19 2. By renumbering the remaining sections.
20

Senator Schwengels offered amendment S—941 to the amend-
ment filed by him and moved its adoption:

S—941

1 Amend the Schwengels, et al., amendment S—940 to House File 757
2 as follows:

3 1. By striking lines 3 through 5 and inserting in lieu thereof
4 the following:

5 "1. Page 2, by adding after line 13 the following:"

6 2. By striking all of line 11.

Amendment S—941 to the amendment was adopted.

Senator Schwengels moved the adoption of amendment S—940
as amended.

Division was called for.

Amendment S—940 as amended was adopted.

Senator Schwengels asked and received unanimous consent to
be recorded as voting "present" on amendments S—940 and
S—941 under Rule 24.

Senator Milligan moved that the bill be read the last time now,
which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 757) the vote
was:

Ayes, 45:

- | | | | |
|----------|-----------|---------|---------|
| Andersen | Curtis | Gluba | Hultman |
| Bergman | DeKoster | Griffin | Junkins |
| Blouin | Doderer | Hansen | Kelly |
| Briles | Gallagher | Heying | Kennedy |
| Coleman | Glenn | Hill | Kinley |

McCartney	Nolin	Riley	Shaff
Miller of Des Moines	Nystrom	Robinson	Shaw
Miller of Marshall	Orr	Rodgers	Taylor
Milligan	Palmer	Schaben	Tieden
Murray	Plymat	Schwengels	Willits
	Potter	Schwieger	Winkelman
	Rabedeaux	Scott	

Nays, 1:

Lamborn

Voting present, 1:

Ramsey

Absent or not voting, 3:

Kyhl	Priebe	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 Lamborn asked and received unanimous consent that **House File 757** be **immediately messaged** to the House, which request was complied with.

House File 764

On motion of Senator Winkelman, House File 764, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 764) the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Lamborn	Palmer	Shaw
DeKoster	McCartney	Plymat	Taylor
Doderer	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	

Nays, none.

Absent or not voting, 9:

Griffin	Kinley	Rabedeaux	Schwieger
Hultman	Kyhl	Rodgers	Tieden
Kelly			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 774

On motion of Senator Riley, House File 774, a bill for an act to enact the compact for education, to establish the education commission of the states for this state, and to make an appropriation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 774) the vote was:

Ayes, 43:

Andersen	Heving	Milligan	Robinson
Bergman	Hill	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Lamborn	Palmer	Shaff
DeKoster	McCartney	Plymat	Shaw
Doderer	Miller of	Potter	Taylor
Gallagher	Des Moines	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Griffin	Kinley	Rabedeaux	Tieden
Hultman	Kyhl	Rodgers	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **House File 775** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 761

On motion of Senator Milligan, House File 761, a bill for an act making an appropriation from the general fund of the state to the department of environmental quality, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Action on House File 761 temporarily deferred for the preparation of an amendment.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on Senate File 605 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 747

On motion of Senator Schwieger, House File 747, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger offered amendment S—831 by the committee on appropriations and moved its adoption:

S—831

- 1 Amend House File 747, page 3, line 25, by adding
- 2 after the word "institutions" the following: ", and
- 3 the department may transfer funds under section eight
- 4 point thirty-nine (8.39) of the Code among the four
- 5 mental health institutes."

The amendment was adopted.

Senator Doderer offered amendment S—825 filed by Senators Doderer, Hultman, et al.:

S—825

- 1 Amend House File 747, page 2 as follows:
- 2 1. By striking line 22 and inserting in lieu thereof
- 3 the following:
- 4 "Clarinda \$3,588,800 \$3,708,500"
- 5 2. By striking line 26 and inserting in lieu thereof
- 6 the following:
- 7 "Mt. Pleasant \$3,346,400 \$3,457,900"

Senator Taylor took the chair at 11:28 a.m.

President Neu took the chair at 11:35 a.m.

Senator Doderer moved the adoption of amendment S—825.

Roll call was requested.

On the question "Shall amendment S—825 be adopted?" (H.F. 747) the vote was:

Ayes, 27:

Blouin	Hultman	Nolin	Robinson
Briles	Kennedy	Nystrom	Rodgers
Coleman	Kinley	Orr	Schaben
Doderer	McCartney	Rabedeaux	Schwengels
Gallagher	Miller of	Ramsey	Scott
Glenn	Des Moines	Riley	Van Gilst
Gluba	Miller of		Willits
Hansen	Marshall		

Nays, 19:

Andersen	Hill	Murray	Schwieger
Bergman	Junkins	Palmer	Shaff
Curtis	Kelly	Plymat	Taylor
DeKoster	Lamborn	Potter	Winkelman
Heying	Milligan	Priebe	

Absent or not voting, 4:

Griffin	Kyhl	Shaw	Tieden
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Amendment S—825 was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 747) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Robinson
Briles	Junkins	Murray	Rodgers
Coleman	Kelly	Nolin	Schaben
Curtis	Kennedy	Nystrom	Schwengels
DeKoster	Kinley	Orr	Schwieger
Doderer	Lamborn	Palmer	Scott
Gallagher	McCartney	Plymat	Shaff
Glenn	Miller of	Potter	Taylor
Gluba	Des Moines	Priebe	Van Gilst
Hansen		Rabedeaux	Willits

Nays, 1:

Winkelman

Absent or not voting, 4:

Griffin	Kyhl	Shaw	Tieden
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senator Lamborn asked and received unanimous consent that House File 747 be immediately messaged to the House, which request was complied with.

On motion of Senator Lamborn, the Senate recessed until 1:05 a.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 609.

House File 609

On motion of Senator Schwengels, House File 609, a bill for an act to amend Title fifteen (XV) of the Code to provide authority for municipally-owned utilities to participate with other utilities and electric cooperatives in the acquiring and financing of jointly-owned facilities for the generation, acquisition or transmission of electric energy, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 609) the vote was:

Ayes, 37:

Andersen	Hansen	Milligan	Riley
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Curtis	Junkins	Nystrom	Scott
DeKoster	Lamborn	Palmer	Shaff
Doderer	McCartney	Plymat	Shaw
Gallagher	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Willits
Gluba	Miller of	Rabedaux	Winkelman
Griffin	Marshall	Ramsey	

Nays, none.

Absent or not voting, 13:

Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Robinson	Tieden
Heying	Kyhl	Schaben	Van Gilst
Kelly			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 761

The Senate resumed consideration of House File 761.

Senator Milligan offered amendment S—945 by Senators Milligan, Blouin and Gallagher, moved its adoption, and requested a roll call:

S—945

- 1 Amend House File 761, page 2, by striking line 10 and
 2 inserting in lieu thereof the following:
 3 "laneous purposes: \$1,317,230 \$1,374,290".

Rule 24 was invoked on request of Senator Milligan.

On the question "Shall amendment S—945 be adopted?" (H.F. 761) the vote was:

Ayes, 26:

Blouin	Kelly	Miller of	Riley
DeKoster	Kennedy	Marshall	Robinson
Doderer	Kinley	Milligan	Rodgers
Gallagher	Lamborn	Murray	Schwengels
Glenn	McCartney	Orr	Schwieger
Gluba	Miller of	Palmer	Shaw
Hansen	Des Moines	Rabedeaux	Willits

Nays, 22:

Andersen	Heying	Plymat	Scott
Bergman	Hill	Potter	Shaff
Briles	Hultman	Priebe	Taylor
Coleman	Junkins	Ramsey	Van Gilst
Curtis	Nolin	Schaben	Winkelman
Griffin	Nystrom		

Absent or not voting, 2:

Kyhl	Tieden
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Amendment S—945 was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 761) the vote was:

Ayes, 40:

Andersen	Hansen	Miller of	Riley
Bergman	Hill	Marshall	Robinson
Blouin	Junkins	Milligan	Rodgers
Briles	Kelly	Murray	Schaben
Curtis	Kennedy	Nystrom	Schwengels
DeKoster	Kinley	Orr	Schwieger
Doderer	Lamborn	Palmer	Shaw
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Rabedeaux	Winkelman
Griffin		Ramsey	

Nays, 7:

Coleman	Hultman	Priebe	Taylor
Heying	Nolin	Scott	

Absent or not voting, 3:

Kyhl	Shaff	Tieden
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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 Lamborn asked and received unanimous consent that **House File 761** be **immediately messaged** to the House, which request was complied with.

House File 762

On motion of Senator Blouin, House File 762, a bill for an act to appropriate any moneys in the operators certification fund of the water quality commission to the department of environmental quality, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Blouin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 762) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		

Nays, 2:

Heying Hill

Absent or not voting, 4:

Kyhl Priebe Shaff Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 758

On motion of Senator Shaw, House File 758, a bill for an act making an appropriation from the general fund of the state to various regulatory state departments and their divisions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 758) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, none.

Absent or not voting, 5:

Gallagher	Kyhl	Shaff	Tieden
Kelly			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 498

On motion of Senator Shaw, House File 498, a bill for an act to provide for standard budget request forms, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 498) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	
Heying			

Nays, none.

Absent or not voting, 4:

Gallagher	Kyhl	Shaff	Tieden
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DEFERRED

Senator Lamborn asked and received unanimous consent that action on Senate File 587 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 759

On motion of Senator Milligan, House File 759, a bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan offered amendment S—894 filed by Senators Milligan, Bergman, et al., and moved its adoption:

S—894

- 1 Amend House File 759, page 2, by striking line four and
- 2 inserting in lieu thereof the following:
- 3 1. "two hundred seventy thousand eight hundred (270,800)
- 4 dollars, or so much thereof",
- 5 2. By adding after line six the following new paragraph:
- 6 From the funds appropriated by this section, the sum of
- 7 seventy thousand eight hundred (70,800) dollars shall be used
- 8 for the purchase of real property adjacent to the Iowa state
- 9 fairgrounds.

The amendment was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 759) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	McCartney	Potter	Willits
Gluba	Miller of	Priebe	Winkelman
Griffin	Des Moines	Rabedeaux	

Nays, none.

Absent or not voting, 5:

Kyhl	Schwieger	Taylor	Tieden
Robinson			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 759** be **immediately messaged** to the House, which request was complied with.

House File 760

On motion of Senator Milligan, House File 760, a bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board for maintenance of buildings and for agricultural societies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 760)

Ayes, 45:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Plymat	Shaw
Doderer	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Rabedaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 5:

Kyhl	Miller of	Robinson	Tieden
	Des Moines	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

House File 778

On motion of Senator Shaw, House File 778, a bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements and repairs for certain buildings and facilities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—923 filed by him and moved its adoption:

S—923

- 1 Amend House File 778, as amended and passed by the House, as
- 2 follows:
- 3 1. Page 2, by inserting after line 25 the following new
- 4 subsection:
- 5 11. To install appropriate parking stall designations in
- 6 the parking lot located directly east of the capitol building.

Division was called for.

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

Senator Hansen took the chair at 2:58 p.m.

On the question "Shall the bill pass?" (H.F. 778) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	McCartney	Potter	Willits
Gluba	Miller of	Priebe	Winkelman
Griffin	Des Moines	Rabedeaux	

Nays, none.

Absent or not voting, 5:

Kyhl	Schwieger	Shaff	Tieden
Robinson			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 778** be **immediately messaged** to the House, which request was complied with.

House File 766

On motion of Senator Milligan, House File 766, a bill for an act continuing the appropriation for the Iowa American revolution bicentennial commission and making an appropriation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan offered amendment S—919, filed by Senators Milligan, Bergman and Hultman, and moved its adoption:

S—919

- 1 Amend House File 766 as passed by the House, page 1, line 34,
- 2 by striking the figure "11,500" and inserting in lieu thereof
- 3 "21,500".

Roll call was requested.

On the question "Shall amendment S—919 be adopted?" H.F. 766) the vote was:

Ayes, 24:

Andersen	Heying	Milligan	Schwengels
Bergman	Hill	Murray	Shaff
Briles	Hultman	Nystrom	Shaw
Coleman	Lamborn	Potter	Taylor
DeKoster	Miller of	Riley	Van Gilst
Gluba	Marshall	Rodgers	Winkelman
Hansen			

Nays, 21:

Blouin	Kelly	Nolin	Rabedeaux
Curtis	Kennedy	Orr	Ramsey
Doderer	Kinley	Palmer	Schaben
Gallagher	McCartney	Plymat	Scott
Glenn	Miller of	Priebe	Willits
Junkins	Des Moines		

Voting present, 1:

Griffin

Absent or not voting, 4:

Kyhl	Robinson	Schwieger	Tieden
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Amendment S—919 was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 766) the vote was:

Ayes, 31:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Rodgers
Briles	Lamborn	Nystrom	Schaben
Coleman	McCartney	Plymat	Schwengels
DeKoster	Miller of	Potter	Shaff
Doderer	Des Moines	Priebe	Shaw
Glenn	Miller of	Rabedeaux	Van Gilst
Hansen	Marshall	Ramsey	Winkelman
Heying			

Nays, 11:

Blouin	Junkins	Kinley	Scott
Curtis	Kelly	Orr	Willits
Gallagher	Kennedy	Palmer	

Absent or not voting, 8:

Gluba	Kyhl	Robinson	Taylor
Griffin	Nolin	Schwieger	Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 766** be **immediately messaged** to the House, which request was complied with.

House File 791

On motion of Senator Shaw, House File 791, a bill for an act continuing the appropriation for the development of the Toolsboro Mounds and museum area and for development and maintenance of Gardner Log Cabin, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 791) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Nolin	Schaben
Coleman	Junkins	Nystrom	Schwengels
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl	Murray	Schwieger	Tieden
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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 609

On motion of Senator Riley, Senate File 609, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements,

leases, land purchases, equipment, replacements, or alterations, and providing for joint control of the expenditures thereof by the board of regents, the governor, and the state comptroller, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 609) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Des Moines	Ramsey	

Nays, 1:

Rodgers

Absent or not voting, 4:

Kyhl	Murray	Taylor	Tieden
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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 Joint Resolution 22

On motion of Senator Doderer, House Joint Resolution 22, a joint resolution directing the department of social services to delineate the intent and objectives of programs for young persons at certain institutions under its control, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer 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?" (H.J.R. 22) the vote was:

Ayes, 45:

Andersen	Doderer	Hill	McCartney
Bergman	Gallagher	Hultman	Miller of
Blouin	Glenn	Junkins	Marshall
Briles	Gluba	Kelly	Milligan
Coleman	Griffin	Kennedy	Murray
Curtis	Hansen	Kinley	Nolin
DeKoster	Heying	Lamborn	Nystrom

Orr	Ramsey	Schwieger	Taylor
Palmer	Robinson	Scott	Van Gilst
Plymat	Rodgers	Shaff	Willits
Potter	Schaben	Shaw	Winkelman
Priebe	Schwengels		

Nays, none.

Absent or not voting, 5:

Kyhl	Miller of Des Moines	Rabedaux Riley	Tieden
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The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

House File 779

On motion of Senator Milligan, House File 779, a bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and minerals, and to transfer certain administrative powers and duties to other state agencies and making an appropriation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—951 filed by Senators Gallagher, et al., and moved its adoption:

S—951

- 1 Amend House File 779 as follows:
- 2 1. Page 4, by adding after line 22 the following section:
- 3 Sec. Section eighty-three A point six (83A.6),
- 4 Code 1973, is amended by adding the following new para-
- 5 graph:
- 6 *NEW PARAGRAPH.* The department shall inform the
- 7 advisory board of all complaints received relating to
- 8 mining and mining operations.
- 9 2. Page 9, line 9, by adding after the period the words
- 10 "All operators shall cooperate with the department in
- 11 seeking methods of operation which will cause minimum
- 12 disruption to the land and property adjoining a mining
- 13 operation."
- 14 3. By renumbering the remaining sections to conform
- 15 with this amendment.

Amendment S—951 was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 779) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hultman	Milligan	Schwengels
Briles	Junkins	Nolin	Schwieger
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Riley	Winkelman

Nays, 3:

Hill	Murray	Ramsey
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Absent or not voting, 5:

Coleman	Rabedaux	Robinson	Tieden
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 779** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Milligan asked and received unanimous consent that **Senate File 530** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

House File 574

On motion of Senator Schwieger, House File 574, a bill for an act to appropriate from moneys received by certain commissions, boards and departments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 574) the vote was:

Ayes, 45:

Andersen	Curtis	Griffin	Kelly
Bergman	DeKoster	Hansen	Kennedy
Blouin	Gallagher	Heying	Kinley
Briles	Glenn	Hultman	Lamborn
Coleman	Gluba	Junkins	McCartney

Miller of Des Moines	Nystrom Orr	Ramsey Riley	Shaff Shaw
Miller of Marshall	Palmer Plymat	Rodgers Schaben	Taylor Van Gilst
Milligan	Potter	Schwengels	Willits
Murray	Priebe	Schwieger	Winkelman
Nolin	Rabedeaux	Scott	

Nays, none.

Absent or not voting, 5:

Doderer Hill	Kyhl	Robinson	Tieden
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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 739

On motion of Senator Schwieger, House File 739, a bill for an act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger offered amendment S—907 by the committee on appropriations:

S—907

- 1 Amend House File 739 as passed by the House as follows:
- 2 1. Page 2, line 4, by inserting after the word "stitutions"
- 3 the words "and for the establishment of community-based pilot
- 4 programs authorized by this Act".
- 5 2. Page 2, after line 17, by inserting the following:
- 6 Annie Wittenmyer Home,
- 7 Davenport \$1,638,900 \$—0—
- 8 Community-based pilot
- 9 programs \$ 100,000 \$—0—
- 10 3. Page 2, line 27, by inserting after the period the sen-
- 11 tence "However, the figures on the above filled positions do not
- 12 apply to the appropriations for the operation of the Annie
- 13 Wittenmyer Home and the establishment of community-based pilot
- 14 programs authorized under this Act."
- 15 4. Page 3, after line 7, by inserting the following section:
- 16 Sec. Because the cost of institutional care continues to
- 17 increase and the need exists for alternative types of arrange-
- 18 ments for the care of children who are treated or would be con-
- 19 sidered for treatment at the Annie Wittenmyer Home and because
- 20 additional funds will be required for the Annie Wittenmyer Home
- 21 to comply with the standards promulgated pursuant to chapter
- 22 eighty-eight (88) of the Code, the department of social services
- 23 shall develop a plan for the closing, consolidation, or continued
- 24 use of the Annie Wittenmyer Home as a child care facility and
- 25 shall, in conjunction with the development of the plan, cooperate

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1 with the department of public instruction in arranging for the
 2 establishment in local or county school systems in this state of
 3 at least two pilot programs to be operated during the 1973-74
 4 school year to demonstrate community-based alternatives to the
 5 care and education provided children at the Annie Wittenmyer Home,
 6 which alternatives shall afford:

- 7 1. Needed social services for the children enrolled in the
- 8 pilot programs.
- 9 2. Group home or intensive foster home living situations for
- 10 the children enrolled in the pilot programs, where indicated by
- 11 the needs of the children.
- 12 3. An educational component specifically designed to meet
- 13 the special needs of the children enrolled in the program.

14 The department of social services shall, not later than
 15 December 15, 1973, submit to the legislative council for trans-
 16 mission to the standing committees on human resources and the
 17 human resources subcommittees of the committees on appropria-
 18 tions of the house of representatives and the senate a report
 19 on the arrangements for, circumstances of, experiences with
 20 and conclusions reached from the pilot programs established
 21 under this section as they relate to the possible establishment
 22 of such other programs as are likely to be needed to provide
 23 appropriate care for children who would be eligible for admis-
 24 sion to the Annie Wittenmyer Home. The report shall also
 25 include recommendations for the most efficient and economical

Page 3

- 1 future use of the land, buildings and other physical facilities
- 2 of the Annie Wittenmyer Home.
- 3 3. By renumbering the sections of the bill in accordance
- 4 with this amendment.

Senator Schwieger offered amendment S—950 to the amend-
 ment and moved its adoption:

S—950

- 1 Amend the committee on appropriations amendment
- 2 S—907 to House File 739, page 1, lines 23 and 24, by
- 3 striking the words “, consolidation, or continued use”
- 4 and inserting in lieu thereof the words “and consolida-
 5 tion”.

Roll call was requested.

President Neu took the chair at 4:57 p.m.

On the question “Shall amendment S—950 to the amendment be
 adopted?” (H.F. 739) the vote was:

Rule 24 was invoked.

Ayes, 21:

Andersen	DeKoster	Hultman	Miller of
Bergman	Gallagher	Lamborn	Des Moines
Coleman	Hansen	McCartney	Miller of
Curtis	Hill		Marshall

Murray Nystrom	Plymat Potter	Ramsey Riley	Schwieger Shaff
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Nays, 25:

Blouin	Kelly	Palmer	Schwengels
Doderer	Kennedy	Priebe	Scott
Glenn	Kinley	Rabedeaux	Shaw
Gluba	Milligan	Robinson	Taylor
Griffin	Nolin	Rodgers	Willits
Heying	Orr	Schaben	Winkelman
Junkins			

Absent or not voting, 4:

Briles	Kyhl	Tieden	Van Gilst
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Amendment S—950 to the amendment lost.

Senator Hansen took the chair at 5:00 p.m.

On motion of Senator Schwieger, amendment S—907 was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 739) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kennedy	Nystrom	Schwengels
Coleman	Kinley	Orr	Schwieger
DeKoster	Lamborn	Palmer	Scott
Doderer	McCartney	Plymat	Shaff
Gallagher	Miller of	Potter	Shaw
Glenn	Des Moines	Priebe	Taylor
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, 4:

Curtis	Hill	Kelly	Rabedeaux
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Absent or not voting, 3:

Kyhl	Tieden	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 Lamborn asked and received unanimous consent that House File 739 be immediately messaged to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Hansen 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 insisted on its amendments to Senate File 556, a bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture, and requests a conference committee.

Conferees on the part of the House are: the Representative from Buena Vista, Mr. Freeman, chairman; the Representative from Fayette, Mr. Aven-son; the Representative from Ida, Mr. Bennett; the Representative from Calhoun, Mr. Miller, and the Representative from Henry, Mr. Strothman.

WILLIAM H. HARBOR
Chief Clerk of the House

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on Senate File 556, on the part of the Senate: Senators Bergman, chairman; Taylor, Tieden, Priebe and Coleman.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 567, a bill for an act making an appropriation from general fund to the department of public defense.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 570, a bill for an act relating to aid to dependent children, blind assistance, and aid to the disabled.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 571, a bill for an act to grant a credit for all livestock valued and assessed on January 1, 1973.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 590, a bill for an act setting the salary rate for state officials.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

Senate File 703, a bill for an act to appropriate from primary road fund to the state highway commission.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

Senate File 752, a bill for an act making an appropriation from general fund for the state department of health and its divisions.

Also: That the House has refused to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 720, a bill for an act to appropriate from general fund to the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 789, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 571

1 Amend Senate File 571, as amended and passed by the
2 Senate, as follows:

3 1. By striking everything after the enacting clause
4 and inserting in lieu thereof the following:

5 Section 1. Section four hundred twenty-seven point
6 one (427.1), subsection thirteen (13), Code 1973, is
7 amended to read as follows:

8 13. AGRICULTURAL PRODUCE. Growing agricultural
9 and horticultural crops and products, except commercial
10 orchards and vineyards, and all horticultural and
11 agricultural produce harvested by or for the person
12 assessed within one year previous to the listing, all
13 wool shorn from his sheep within such time, all poultry,
14 ten stands of bees, honey and beeswax produced during
15 that time and remaining in the possession of the pro-
16 ducer, [all swine and sheep under nine months of age,]
17 and all [other] livestock [and fur bearing animals under
18 one year of age].

19 Sec. 2. Section four hundred twenty-seven point
20 thirteen (427.13), Code 1973, is amended by striking
21 subsections two (2) and three (3).

22 Sec. 3. Acts of the General Assembly, 1970 Session
23 of the Sixty-third General Assembly, Chapter twelve
24 hundred five (1205), Section twenty-two (22), is
25 repealed.

Page 2

1 Sec. 4. Chapter four hundred twenty-seven (427),
2 Code 1973, is amended by adding the following new
3 section:

4 NEW SECTION.

5 1. The personal property tax levied on all
6 livestock assessed for taxation as of January 1, 1973,
7 shall not be collected in 1974, or any subsequent
8 year, from the owners of the livestock or from those
9 having liability for the payment of the tax.

10 2. A tax credit shall be allowed each taxing
11 district in the state for each head of livestock that
12 was assessed as of January 1, 1973. The tax credit
13 shall commence and be effective for the tax year 1974

14 and each year thereafter based upon the livestock
15 assessed as of January 1, 1973.

16 3. On or before January 15, 1974, the county
17 auditor of each county shall prepare a statement
18 listing for each taxing district in the county the
19 assessed or taxable values of all livestock assessed
20 for taxation as of January 1, 1973. The statement
21 shall also show the tax rates of the various taxing
22 districts and the total amount of taxes which in the
23 absence of this Act would have been levied upon
24 livestock assessed as of January 1, 1973. The county
25 auditor shall certify and forward copies of the

Page 3

1 statement to the director of revenue not later than
2 January 15, 1974. The director of revenue shall
3 compute the applicable tax credit and certify to the
4 state comptroller the amount due to each taxing
5 district, which amount shall be the dollar amount
6 which would be payable if all livestock so assessed
7 were taxed, based upon those assessed as of January
8 1, 1973.

9 4. The amounts due each taxing district shall
10 be paid on warrants payable to the respective county
11 treasurers in two equal payments by the state
12 comptroller on March fifteenth and September fifteenth
13 of each year with the first payment starting March
14 15, 1974. The county treasurer shall apportion the
15 proceeds to the various taxing districts in the county.

16 5. In the event that the amount appropriated for
17 reimbursement of the taxing districts is insufficient
18 to pay in full the amounts due to each of the taxing
19 districts, then the amount of each payment shall be
20 reduced by the director of revenue according to the
21 ratio that the total amount of funds to be paid to
22 each taxing district bears to the total amount to
23 be paid to all taxing districts in the state.

24 Sec. 5. Section four hundred forty-two point two
25 (442.2), Code 1973, is amended by adding the following

Page 4

1 new unnumbered paragraph:

2 *NEW UNNUMBERED PARAGRAPH.* The amount paid to each
3 school district for the tax credit for livestock under
4 this Act shall be regarded as property tax. The
5 portion of the payment which is foundation property
6 tax shall be determined by applying the foundation
7 property tax millage rate to the taxable value of
8 livestock assessed for taxation in the district as
9 of January 1, 1973, determined pursuant to this Act.

10 Sec. 6. *NEW SECTION.* There is appropriated from
11 the general fund of the state of Iowa to the state
12 comptroller for the fiscal year beginning July 1,
13 1973, and ending June 30, 1974, the sum of four million
14 (4,000,000) dollars, or so much thereof as may be
15 necessary, and for each succeeding fiscal year the
16 sum of eight million (8,000,000) dollars, or so much

17 thereof as may be necessary, to carry out the
 18 provisions of section four (4) of this Act.
 19 2. Amend the title, page 1, line 1, by striking
 20 the words "grant a credit for" and inserting in lieu
 21 thereof the words "exempt from taxation".

HOUSE AMENDMENT TO SENATE FILE 590

1 Amend Senate File 590, as amended, passed, and
 2 reprinted by the Senate, by striking everything after
 3 the enacting clause and inserting in lieu thereof
 4 the following:

5 Section 1. The salary rates specified in this
 6 Act shall be in effect for the fiscal biennium
 7 commencing July 1, 1973 and ending June 30, 1975
 8 and for each fiscal year after the fiscal year ending
 9 June 30, 1975 the salary rate shall be the same as
 10 the rate specified for the fiscal year commencing
 11 July 1, 1974 until otherwise provided by the general
 12 assembly. Salaries provided for in this Act shall
 13 be paid from funds appropriated to the department,
 14 agency, office, division, commission, board, or other
 15 entity specified in this Act, and pursuant to any
 16 Act of the general assembly making such an
 17 appropriation.

18 The following annual salary rates shall be paid
 19 to the person holding the position indicated from
 20 funds appropriated by the general assembly for such
 21 purpose:

	1973-74	1974-75
	Fiscal Year	Fiscal Year
22		
23		
24		
25		
1. Iowa aeronautics		
commission.		

Page 2

1	Salary of the director of		
2	aeronautics not exceeding:	\$18,000	\$18,000
3	2. Commission on aging.		
4	Salary of executive sec-		
5	retary not exceeding:	\$13,800	\$14,200
6	3. Iowa commission on		
7	alcoholism.		
8	Salary of the director		
9	not exceeding:	\$14,200	\$14,200
10	4. Iowa state arts		
11	council.		
12	Salary of the director		
13	not exceeding:	\$15,500	\$15,500
14	5. Department of banking.		
15	Salary of the superintendent		
16	of banking not exceeding:	\$23,400	\$24,500
17	6. Beer and liquor control		
18	department.		
19	Salary of the director not		
20	exceeding:	\$23,500	\$23,500
21	7. Commission for the blind.		

22	Salary of the director		
23	not exceeding:	\$21,400	\$24,000
24	8. Civil rights commission.		
25	Salary of the executive sec-		

Page 3

1	retary not exceeding:	\$16,500	\$16,500
2	9. Iowa state commerce com-		
3	mission.		
4	Salary of the executive sec-		
5	retary not exceeding:	\$14,000	\$15,500
6	Salary of each member of		
7	the Iowa state commerce com-		
8	mission not exceeding:	\$22,000	\$24,000
9	10. Office of the state		
10	comptroller.		
11	Salary of the state		
12	comptroller:	\$25,600	\$28,400
13	11. State conservation		
14	commission.		
15	Salary of the state con-		
16	servation director:	\$20,500	\$20,500
17	12. Iowa crime commission.		
18	Salary of the executive		
19	director not exceeding:	\$17,700	\$17,700
20	13. Iowa development		
21	commission.		
22	Salary of the director		
23	not exceeding:	\$25,000	\$25,000
24	14. Drug abuse authority.		
25	Salary of the director		

Page 4

1	not exceeding:	\$17,700	\$17,700
2	15. Office of economic		
3	opportunity.		
4	Salary of the director		
5	not exceeding:	\$14,900	\$14,900
6	16. Educational radio and		
7	television facility board.		
8	Salary of the director		
9	not exceeding:	\$20,200	\$20,400
10	17. Committee on employ-		
11	ment of the handicapped.		
12	Salary of the executive		
13	secretary not exceeding:	\$13,900	\$14,500
14	18. Employment security		
15	commission.		
16	Salary of each commis-		
17	sioner:	\$17,400	\$19,000
18	19. Department of en-		
19	vironmental quality.		
20	Salary of executive		
21	director:	\$24,000	\$24,000
22	20. Executive council.		
23	Salary of the secretary		
24	not exceeding:	\$15,000	\$15,000

25	21. State fair board.		
Page 5			
1	Salary of the secretary:	\$15,700	\$16,500
2	22. Department of general		
3	services.		
4	Salary of the director		
5	not exceeding:	\$24,000	\$24,000
6	23. Office of the state		
7	geologist.		
8	Salary of the state		
9	geologist not exceeding:	\$21,500	\$22,400
10	24. State department of		
11	health.		
12	Salary of the commis-		
13	sioner of health:	\$22,000	\$22,000
14	25. Higher education		
15	facilities commission.		
16	Salary of the executive		
17	director not exceeding:	\$17,500	\$17,500
18	26. State highway commis-		
19	sion.		
20	Salary of the director of		
21	highways not exceeding:	\$30,000	\$31,000
22	The salary of each state		
23	highway commissioner not ex-		
24	ceeding:	\$ 8,500	\$ 9,000
25	27. State historical		
Page 6			
1	society.		
2	Salary of the director		
3	not exceeding:	\$12,500	\$12,500
4	28. Iowa state department		
5	of history and archives.		
6	Salary of the curator		
7	not exceeding:	\$13,000	\$14,000
8	29. Office of the in-		
9	dustrial commissioner.		
10	Salary of the industrial		
11	commissioner not exceeding:	\$20,000	\$20,000
12	30. Insurance department		
13	of Iowa.		
14	Salary of the commissioner		
15	of insurance:	\$22,100	\$24,600
16	31. Bureau of labor.		
17	Salary of labor commis-		
18	sioner:	\$16,200	\$17,000
19	32. Iowa law-enforcement		
20	academy.		
21	Salary of the director of		
22	the academy not exceeding:	\$20,200	\$20,200
23	33. Iowa state traveling		
24	library.		
25	Salary of the director		
Page 7			
1	not exceeding:	\$15,800	\$15,800

2	34. Iowa merit employ-		
3	ment commission.		
4	Salary of the director		
5	of merit employment not		
6	exceeding:	\$20,500	\$20,500
7	35. Department of mines		
8	and minerals.		
9	Salary of state mine		
10	inspector not exceeding:	\$ 9,500	\$ 9,500
11	36. Iowa natural re-		
12	sources council.		
13	Salary of the director		
14	not exceeding:	\$18,300	\$19,300
15	37. Board of parole.		
16	Salary of members of the		
17	board of parole not exceeding:	\$ 9,500	\$ 9,500
18	38. Office for planning		
19	and programming.		
20	Salary of the director		
21	not exceeding:	\$20,500	\$20,500
22	39. Department of public		
23	instruction.		
24	Salary of the superinten-		
25	dent of public instruction:	\$28,500	\$28,500
Page 8			
1	40. Department of public		
2	defense.		
3	Salary of the director of		
4	civil defense not exceeding:	\$11,500	\$11,500
5	41. Department of public		
6	safety.		
7	Salary of the commissioner		
8	of public safety not exceeding:	\$20,500	\$24,500
9	42. Iowa real estate		
10	commission.		
11	Salary of the director:	\$13,750	\$13,750
12	43. Iowa reciprocity		
13	board.		
14	Salary of the executive		
15	secretary not exceeding:	\$15,000	\$15,500
16	44. Board of regents.		
17	Salary of the executive		
18	secretary not exceeding:	\$24,000	\$25,000
19	45. Department of revenue.		
20	Salary of the director		
21	of revenue not exceeding:	\$25,000	\$27,000
22	46. Department of social		
23	services.		
24	Salary of the commissioner		
25	of social services not exceed-		
Page 9			
1	ing:	\$30,000	\$30,000
2	47. Department of soil		
3	conservation.		
4	Salary of the director		

5	not exceeding:	\$19,000	\$20,000
6	48. Supreme court.		
7	Salaries of nine legal		
8	assistants each not exceeding:	\$10,500	\$10,500
9	Salary of the clerk of the		
10	supreme court not exceeding:	\$ 9,250	\$ 9,250
11	Salary of the code editor		
12	not exceeding:	\$15,840	\$15,840
13	Salary of the court admin-		
14	istrator of the supreme court		
15	not exceeding:	\$15,300	\$15,300
16	49. Department of		
17	agriculture.		
18	Salary of the secretary		
19	of agriculture:	\$22,500	\$22,500
20	50. Office of the attorney		
21	general.		
22	Salary of the attorney		
23	general:	\$27,500	\$27,500
24	51. Office of the auditor		
25	of state.		

Page 10

1	Salary of the auditor of		
2	state:	\$22,500	\$22,500
3	52. Office of the governor.		
4	Salary of the governor:	\$40,000	\$40,000
5	53. Office of the secretary		
6	of state.		
7	Salary of the secretary of		
8	state:	\$22,500	\$22,500
9	54. Office of the treasurer		
10	of state.		
11	Salary of the treasurer of		
12	state:	\$22,500	\$22,500
13	Sec. 2 When any of the laws of this state are		
14	in conflict with this Act, the provisions of this		
15	Act shall govern for the biennium.		

**HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 703**

1	Amend the Senate amendment to House File 703 as
2	passed by the House, as follows:
3	1. Strike lines 2 through 10.
4	2. By inserting after line 1 the following:
5	1. Page 2, line 35, by striking the figures
6	"581,968" and "590,597" and inserting in lieu
7	thereof the figures "681,968" and "690,597",
8	respectively.
9	2. Page 3, line 1, by striking the figures
10	"2,807,767" and "2,879,507" and inserting in lieu
11	thereof the figures "2,907,767" and "2,979,507",
12	respectively.
13	3. Page 3, line 12, by striking the figures
14	"11,834,764" and "12,140,792" and inserting in

15 lieu thereof the figures "11,934,764" and
16 "12,240,792", respectively.

17 4. Page 3, line 17, by striking the figures
18 "1,867,048" and "1,862,225" and inserting in
19 lieu thereof the figures "2,367,048" and
20 "2,362,225", respectively.

21 5. Page 3, line 18, by striking the figures
22 "7,941,958" and "8,140,334" and inserting in
23 lieu thereof the figures "8,441,958" and
24 "8,640,334", respectively.

Page 2

1 6. Page 4, line 28, by striking the
2 figures "65,212,177" and "66,155,206" and
3 inserting in lieu thereof the figures
4 "65,812,177" and "66,755,206", respectively.

5 3. Strike lines 11 through 27 and insert
6 in lieu thereof the following:

7 "Page 6, by striking lines 1 and 2."

**HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 752**

1 Amend the Senate amendment to House File 752
2 by striking lines 5 through 13 inclusive.

HOUSE AMENDMENT TO SENATE FILE 570

1 1. Amend Senate File 570, as passed by the Senate,
2 page 2, by inserting after line 9 the following:

3 "In a county having more than 250,000 population,
4 an agreement in existence on June 1, 1973 between
5 the county and an employee organization representing
6 employees who become subject to the preceding para-
7 graph of this section shall remain in effect with re-
8 spect to such employees for a period ending
9 December 31, 1974."

10 2. Page 3, after line 2, by adding the following:

11 "*Periodic status reports shall be requested of*
12 *the recipients to assist in determining eligibility*
13 *for assistance payments.*"

14 3. Page 4, by striking lines 2 through 13, inclu-
15 sive, and inserting in lieu thereof the following:

16 "1. The tentative maximum poor fund millage levy
17 for each county shall be equal to one hundred fifty
18 percent of the total millage levy which that county
19 made for the poor fund under all applicable statutes
20 for the budget year beginning January 1, 1972 and
21 ending December 31, 1972."

22 4. Page 4, line 22, by striking the first word
23 "and" and inserting in lieu thereof the word "aid".

24 5. Page 4, lines 27 and 28, by striking the words
25 "in 1972, payable in 1973" and inserting in lieu

Page 2

1 thereof the words "in 1971, payable in 1972".

2 6. Page 4, by striking lines 29 through 33 and

3 inserting in lieu thereof the following:
 4 "c. The millage rate required to produce the amount
 5 determined pursuant to paragraph a of this subsection,
 6 levied upon the assessed valuation determined pursuant
 7 to paragraph b of this subsection, shall be computed.
 8 One hundred fifty percent of this millage rate shall
 9 be the millage reduction in the poor fund levy of
 10 the county."

11 7. Page 4, by striking lines 34 and 35 and page
 12 5, by striking lines 1 through 4, inclusive, and
 13 inserting in lieu thereof the following:

14 "3. The maximum poor fund millage levy for the
 15 extended fiscal year in each county shall be
 16 established as follows:

17 a. From the county's tentative maximum poor fund
 18 levy determined pursuant to subsection one (1) of
 19 this section, subtract the millage reduction in the
 20 poor fund levy of the county determined pursuant to
 21 subsection two (2) of this section.

22 b. The maximum poor fund millage levy for the
 23 extended fiscal year shall be the millage levy
 24 determined pursuant to paragraph a of this subsection
 25 increased by seven and one-half percent. However,

Page 3

1 the state appeal board established by chapter twenty-
 2 four (24) of the Code may permit a higher levy to
 3 the extent required in order to prevent severe hard-
 4 ship due to unusual circumstances beyond the control of
 5 the county government, or in order to adjust for an
 6 abnormally low levy for the 1972 budget year."

7 8. Page 5, by inserting after line 4 the following
 8 section:

9 Sec. *NEW SECTION*. For each fiscal year
 10 following the extended fiscal year the maximum levy
 11 for support of the poor in each county shall be two-
 12 thirds of the maximum poor fund millage levy for the
 13 extended fiscal year beginning January 1, 1974 and
 14 ending June 30, 1975, determined pursuant to section
 15 four (4) of this Act. However, the state appeal board
 16 may permit a higher levy for any year to the extent
 17 required in order to prevent severe hardship due to
 18 unusual circumstances beyond the control of the county
 19 government.

20 9. Page 5, by striking lines 15 and 16 and
 21 inserting in lieu thereof the following:

22 "Sec. 6. Sections two (2), three (3), and five
 23 (5) of this Act shall be effective January 1, 1974,
 24 except that in section five (5) of this Act sections
 25 two hundred thirty-four point twelve (234.12) and

Page 4

1 two hundred thirty-four point thirteen (234.13) shall
 2 be repealed effective July 1, 1973."

3 10. Page 5, by striking all of lines 17 through
 4 26.

5 11. Page 5, by striking lines 29 through 35, inclu-

6 sive, and inserting in lieu thereof the words "deter-
7 mines by resolution that the poor fund levy is not
8 sufficient, it may levy an".

9 12. Page 5, line 41, by striking the words "state
10 board of appeals" and inserting in lieu thereof the
11 words "state appeal board".

12 13. Page 5, by inserting after line 41 the fol-
13 lowing section:

14 Sec. If House File 772 is enacted by the
15 Sixty-fifth General Assembly, 1973 Session, and is
16 approved by the governor, the words "extended fiscal
17 year" in section four (4) of this Act shall mean
18 "fiscal year", and the fiscal year commencing January
19 1, 1974 shall end on December 31, 1974. In addition,
20 the tentative maximum poor fund millage levy for each
21 county in section four (4), subsection one (1), of
22 this Act shall be equal to one hundred percent of
23 the total millage levy which that county made for
24 the poor fund in the budget year beginning January
25 1, 1972 as provided in section four (4), subsection

Page 5

1 one (1) of this Act and the millage reduction in the
2 poor fund levy of the county in section four (4),
3 subsection two (2), paragraph c, of this Act shall
4 be equal to one hundred percent of the millage rate
5 determined pursuant to section four (4), subsection
6 two (2), paragraph c, of this Act. The maximum poor
7 fund millage levy provided in section four (4),
8 subsection three (3), of this Act shall be for the
9 fiscal year commencing January 1, 1974 and ending
10 December 31, 1974 and shall not be for the extended
11 fiscal year. The maximum poor fund millage levy shall
12 be the millage levy determined pursuant to paragraph
13 a of subsection three (3) increased by five percent.

14 If House File 772 becomes law, section four (4)
15 of this Act, before modification pursuant to this
16 section, shall apply to the extended fiscal year
17 commencing January 1, 1975 and ending June 30, 1976,
18 except that the percentage increase provided in section
19 four (4), subsection three (3), paragraph b, of this
20 Act shall not apply. The section following section
21 four (4) of this Act and added by this amendment shall
22 apply to the fiscal year commencing July 1, 1976 and
23 ending June 30, 1977 and each fiscal year thereafter,
24 and the maximum levy for support of the poor in each
25 county shall be one hundred percent of the maximum

Page 6

1 poor fund millage levy for the fiscal year commencing
2 January 1, 1974 and ending December 31, 1974,
3 determined pursuant to section four (4) of this Act.

4 Also, the period provided for in section eight (8)
5 of this Act shall begin on January 1, 1974 and end
6 on December 31, 1974 and the additional tax which
7 may be levied shall not exceed one-half of one mill.

8 14. Amend the title, page 1, line 2, by striking

- 9 the words "and making an appropriation" and inserting
 10 the words ", and limitations on county poor fund
 11 millage levies".
 12 15. By renumbering sections and changing cross
 13 references as necessary.

INTRODUCTION OF BILL

Senate File 613, by committee on cities and towns, a bill for an act to permit certain cities to modify and rebuild municipally-owned television translator facilities and issue bonds to pay the cost thereof.

Read first time and **placed on calendar**.

HOUSE MESSAGE CONSIDERED

House File 789, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, providing penalties for certain violations and making an appropriation.

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 a motion to reconsider the concurrence of the House in the Senate amendment to House File 768, a bill for an act to appropriate to the department of general services for state educational radio and television facility board, has been filed, and that the House message of June 18, 1973, informing the Senate of said concurrence is hereby withdrawn.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT CONSIDERED

Senate File 554

Senator Riley called up for consideration Senate File 554, a bill for an act appropriating funds for reimbursing certain school districts and school systems for expenditures incurred in providing certain services and materials, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 554, as passed by the Senate
- 2 as follows:
- 3 1. Page 1, by striking all of lines 5, 6 and 7
- 4 and inserting in lieu thereof the following:

- 5 "Section 1. There is appropriated".
 6 2. Page 1, line 3 by inserting after the word
 7 "certain" the word "auxiliary".

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 554) the vote was:

Ayes, 36:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Plymat	Scott
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Willits
Gallagher	McCartney	Rabedeaux	Winkelman
Gluba	Miller of	Riley	
Hansen	Des Moines		

Nays, 7:

Curtis	Hill	Ramsey	Taylor
Glenn	Orr	Shaff	

Absent or not voting, 7:

Griffin	Miller of	Palmer	Tieden
Kyhl	Marshall	Rodgers	Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

CONSIDERATION OF BILLS

Senate File 591

On motion of Senator Shaw, Senate File 591, a bill for an act to make an appropriation from the general fund of the state to the civil rights commission, was taken up for consideration.

Senator Shaw asked and received unanimous consent that House File 785 be substituted for Senate File 591.

House File 785

On motion of Senator Shaw, House File 785, a bill for an act to make an appropriation from the general fund of the state to the civil rights commission, was taken up for consideration.

Senator Andersen offered amendment S—855 filed by Senators Andersen, Orr, et al., and moved its adoption:

S—855

1 Amend House File 785 as follows:

2 1. Page 2, by striking line 1 through 10, and inserting
3 in lieu thereof the following:

4 Section 1. There is appropriated from the general fund
5 of the state for the biennium beginning July 1, 1973, and
6 ending June 30, 1975, for the civil rights commission,
7 the following amounts, or so much thereof as may be necessary
8 to be used in the manner designated:

	1973-74	1974-75
	Fiscal Year	Fiscal Year
11 For salaries, support, main-		
12 tenance and miscellaneous pur-		
13 poses:	\$ 187,530	\$ 193,500

14 2. Page 2, line 24, by inserting after the period the
15 following: "Unencumbered or unobligated balances of
16 appropriations made for the second fiscal year of such
17 biennium shall be subject to section eight point thirty-
18 three (8.33) of the Code."

Senator Willits asked and received unanimous consent that action on amendment S—855 be temporarily deferred.

Senator Doderer offered amendment S—928 filed by Senators Doderer and Gluba:

S—928

1 Amend House File 785, page 2, by adding after line 15 the
2 following new section and renumbering the remaining sections:

3 Sec. The legislative council shall establish a
4 committee composed of legislators and such nonlegislative
5 members as the council deems appropriate to study the present
6 statutory duties of the civil rights commission, and what
7 changes, if any, should be made in these duties and the proce-
8 dures by which these duties are discharged and to determine
9 whether the commission's staff and funding are sufficient,
10 excessive or deficient to enable the commission to properly
11 perform the duties and meet the responsibilities assigned by law.
12 Members of the study committee shall be subject to the provisions
13 of section six hundred one A point nine (601A.9), subsection
14 four (4) of the Code, the same as members of the civil rights
15 commission and its staff. The committee is directed to report
16 its conclusions and recommendations to the legislative council,
17 and the 1974 Session of the Sixty-fifth General Assembly not
18 later than December 15, 1973.

Senator Heying moved the previous question.

Senator Glenn raised the point of order that the motion was out of order when another member of the Senate had the floor.

The Chair ruled the point well taken and the motion out of order.

Senator Doderer moved the adoption of amendment S—928.

Roll call was requested.

On the question “Shall amendment S—928 be adopted?” (H.F. 785) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Plymat	Shaff
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Taylor
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Des Moines	Riley	

Nays, 1:

Coleman

Absent or not voting, 7:

Griffin	Miller of	Palmer	Tieden
Kyhl	Marshall	Rodgers	Van Gilst

Amendment S—928 was adopted.

The Senate resumed consideration of amendment S—855 previously deferred.

Senator Blouin asked and received unanimous consent that his name be removed as a co-sponsor of amendment S—855.

Senator Andersen moved adoption of amendment S—855 and requested a roll call.

On the question “Shall amendment S—855 be adopted?” (H.F. 785) the vote was:

Rule 24 was invoked.

Ayes, 14:

Andersen	Kennedy	Orr	Shaff
Briles	Kinley	Potter	Willits
DeKoster	Milligan	Schwieger	Winkelman
Glenn	Murray		

Nays, 28:

Bergman	Heying	Miller of	Ramsey
Blouin	Hill	Des Moines	Riley
Coleman	Hultman	Nolin	Robinson
Doderer	Junkins	Nystrom	Schaben
Gallagher	Kelly	Plymat	Schwengels
Gluba	Lamborn	Priebe	Scott
Hansen	McCartney	Rabedeaux	Shaw

Taylor

Absent or not voting 8:

Curtis	Miller of	Palmer	Tieden
Griffin	Marshall	Rodgers	Van Gilst
Kyhl			

Amendment S—855 lost.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 785) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
DeKoster	Kennedy	Plymat	Shaff
Doderer	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Taylor
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Des Moines	Riley	

Nays, none.

Absent or not voting, 8:

Curtis	Miller of	Palmer	Tieden
Griffin	Marshall	Rodgers	Van Gilst
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Shaw asked and received unanimous consent that Senate File 591 be withdrawn from further consideration of the Senate.

MOTION TO RECONSIDER TABLED

Senator Lamborn asked unanimous consent that House File 785 be immediately messaged to the House.

Objection was raised.

Senator Shaw moved that the vote by which House File 785 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 785) the vote was:

Ayes, 26:

Andersen	Kelly	Plymat	Schwieger
DeKoster	Lamborn	Potter	Scott
Doderer	McCartney	Priebe	Shaff
Hansen	Miller of	Rabedeaux	Shaw
Heying	Des Moines	Ramsey	Taylor
Hultman	Murray	Riley	Winkelman
Junkins	Nolin	Robinson	

Nays, 8:

Blouin	Gluba	Kennedy	Orr
Glenn	Hill	Kinley	Willits

Absent or not voting, 16:

Bergman	Griffin	Milligan	Schaben
Briles	Kyhl	Nystrom	Schwengels
Coleman	Miller of	Palmer	Tieden
Curtis	Marshall	Rodgers	Van Gilst
Gallagher			

The motion prevailed.

INTRODUCTION OF BILL

Senate File 614, by committee on appropriations, a bill for an act to make an appropriation to the department of public instruction for reimbursement to school districts and county boards of education for expanded special education programs.

Read first time and placed on calendar.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 609 passed the Senate.

JAMES F. SCHABEN

SENATE CONCURRENT RESOLUTION 52

By Doderer, Lamborn, Rabedeaux, Riley,
Orr and Miller of Des Moines

Whereas, many farmers and landowners in the vicinity of the Iowa River, both above and below the Coralville Dam, have suffered severe and repeated flooding and serious losses because of changes in the natural river flow caused by the operation of the Coralville Reservoir; and

Whereas, it appears that the federal government has taken or damaged the property of these persons without just compensation; and

Whereas, for ten or more years many of these persons have unsuccessfully attempted to obtain relief, and further delay would be inexcusable; and

Whereas, representatives of the United States Army Corps of Engineers have admitted that many of these persons are entitled to compensation but have stated that the complicated process of studies and reports leading to an eventual appropriation by the United States Congress may take several years; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the Congress of the United States and the United States Army Corps of Engineers are urged to provide without delay just compensation for farmers and property owners in the vicinity of the Iowa River, both above and below the Coralville Dam, who have suffered flooding and damage as a result of the operation of the Coralville Reservoir; and

Be It Further Resolved, That all appropriate officials and agencies of this state are urged to cooperate in supporting and expediting this request for just compensation; and

Be It Further Resolved, That copies of this resolution shall be sent to all members of the United States Congress from Iowa, the United States Secretary of Defense, the United States Secretary of Agriculture, the Secretary of the Army, the commanding officer of the United States Army Corps of Engineers, the Governor of the state of Iowa, and all state officials having responsibilities in the fields of flood protection, land use, natural resources management, and agriculture.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 51 State government

H. F. 799 Appropriations

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on June 19, 1973, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 50—To abolish the basic science examination.

S. F. 234—Relating to individual income tax.

S. F. 245—Relating to the conveyance of sanitary districts to a city or town.

S. F. 324—To legalize and validate the proceedings of the board of township trustees of Lewis Township of Pottawattamie County, Iowa.

S. F. 447—Relating to the commission on the aging.

S. F. 513—Making an appropriation from the general fund to the state comptroller.

S. F. 563—To make an appropriation from the general fund of the state to the pioneer lawmakers, the Spanish-American war veterans, and the commission on the status of women.

S. F. 512—Relating to holidays for state employees.

S. F. 575—Appropriating moneys to the department of general services for renovation of the Valley Bank Building.

S. F. 580—To make an appropriation from the general fund of the state to the Iowa State Arts Council.

S. F. 581—Making an appropriation from the general fund to the Iowa Crime Commission.

- H. F. 174**—Relating to confined game birds and animals.
- H. F. 222**—Relating to the powers of the Commissioner of Insurance.
- H. F. 240**—Relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions.
- H. F. 253**—Relating to the importing and releasing of game.
- H. F. 629**—Relating to the distribution of funds obtained from retail beer permit fees.
- H. F. 655**—To correct internal references in the law regulating billboards.
- H. F. 676**—To legalize and validate the proceedings of the town council of the town of Sanborn, in the county of O'Brien, State of Iowa.
- H. F. 678**—To legalize and validate the proceedings of the city council of the city of Sac City, Sac County, State of Iowa.
- H. F. 679**—To legalize and validate the proceedings of the board of trustees of the Stuart municipal utilities of the town of Stuart, Iowa, in the counties of Adair and Guthrie, State of Iowa.
- H. F. 696**—Relating to the reissuance of outdated warrants.
- H. F. 704**—Raising the compensation paid to members of certain boards and commissions.
- H. F. 732**—To legalize and validate the proceedings of the city council of the city of Muscatine, Iowa, preliminary to and in connection with an election on the proposition of annexing certain territory to the city of Muscatine, and declaring the validity of said proceedings and said election.
- H. F. 777**—Making an appropriation to certain state libraries.

EXPLANATIONS OF VOTES

MR. PRESIDENT: We were out of the Senate chamber attending a meeting of the conference committee on House File 656, a bill for an act which creates a veterans' service compensation fund, when the votes on House Files 764 and 744 were taken. Had we been present, we would have voted "Aye".

JAMES W. GRIFFIN, SR.
 CALVIN O. HULTMAN
 GEORGE R. KINLEY
 W. R. RABEDEAUX
 NORMAN RODGERS

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on the following bills. Had I been present I would have voted "Aye" on Senate Files 271, 481 and House File 740.

JAMES F. SCHABEN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 782**, a bill for an act relating to financing the supreme court and its divisions and making an appropriation, begs leave to report

it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—953

- 1 Amend House File 782, page 2, line 29, by striking the figures
- 2 “\$470,607” and “\$492,809” and by inserting in lieu thereof the
- 3 figures “\$473,872” and “\$496,169”.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 792**, a bill for an act making an appropriation to the district courts, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—952

- 1 Amend House File 792 as follows:
- 2 1. Page 2, by inserting the following section after line 30:
- 3 Sec. Section six hundred five point two (605.2),
- 4 Code 1973, is amended to read as follows:
- 5 605.2 EXPENSES. Where a judge of the district or
- 6 supreme court is required, in the discharge of his official
- 7 duties, to leave the county of his residence or leave the city
- 8 or town of his residence to perform such duties, he shall be
- 9 paid such actual and necessary expenses for living quarters
- 10 and living expenses not to exceed the sum of [fifteen] *twenty*
- 11 dollars per day and transportation expenses as shall be
- 12 incurred.
- 13 2. By renumbering the remaining sections to conform with this
- 14 amendment.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 796**, a bill for an act relating to the salaries and expenses of members of the general assembly, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 801**, a bill for an act relating to the salaries of supreme court justices and district 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.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 484**, a bill for an act relating to the duties of deputy auditors in counties with dual county seats, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 529**, a bill for an act relating to business corporations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—955

- 1 Amend Senate File 250 as follows:
- 2 1. Page 2, by striking from line 11 the words "the formation
- 3 and approval of" and inserting in lieu thereof the following:
- 4 "[the formation and approval of]".
- 5 2. Page 2, by adding after line 25 the following new paragraph:
- 6 "*However, before implementation, any plan, policy, or*
- 7 *program requiring the expenditure of funds raised by local*
- 8 *tax levy must be approved by the appointing body of the*
- 9 *local health board.*"

RICHARD R. RAMSEY
 JAMES F. SCHABEN
 TOM RILEY
 EUGENE M. HILL

S—944

- 1 Amend Senate File 250 as follows:
- 2 1. Page 2, line 29, by inserting after the word "levy"
- 3 the following: "up to one mill as".
- 4 2. Page 2, by striking lines 31 through 35 and inserting
- 5 in lieu thereof the following: "services in the county."
- 6 3. Page 3, by striking lines 1 through 10, inclusive.

DALE L. TIEDEN

S—943

- 1 Amend Senate File 250 as follows:
- 2 1. Page 2, line 29, by inserting after the word "levy"
- 3 the following: "one mill as".
- 4 2. Page 2, by striking lines 31 through 35 and inserting
- 5 in lieu thereof the following: "services in the county."
- 6 3. Page 3, by striking lines 1 through 10, inclusive.

DALE L. TIEDEN

S—948

- 1 Amend the committee on state government amendment, S—853,
- 2 to Senate File 424 as follows:
- 3 1. By striking lines 2 through 6 inclusive and inserting in

4 lieu thereof the following:

- 5 "1. Page 3, by striking all of lines 18 and 19 and inserting
6 in lieu thereof the words "shall receive forty dollars a day and
7 their actual and necessary expenses for attendance at a meeting
8 of the commission. Legislative members shall receive".

WILLIAM E. GLUBA

S—949

1 Amend the Gluba amendment, S—666, to House File 547, filed on
2 May 25, 1973, as follows:

- 3 1. Page 2, line 7, by striking the words "tenure in that
4 position until the age of".
5 2. Page 2, line 8, by striking the word "sixty-five" and
6 inserting in lieu thereof the words "full civil service rights
7 as chief".

WILLIAM D. PALMER
WILLIAM E. GLUBA
ELIZABETH SHAW
E. KEVIN KELLY
MINNETTE DODERER

S—947

- 1 Amend House File 705, as passed by the House, on page 4,
2 by striking in line 23 the word "life" and inserting in lieu
3 thereof the word "like".

WILLARD R. HANSEN

S—946

1 Amend House File 796 as follows:

- 2 1. Page 2, lines 12 and 13, by striking the words "[five] *eight*
3 thousand [five hundred]" and inserting in lieu thereof the words
4 "five thousand [five] *eight* hundred".
5 2. Page 2, line 16, by striking the words "[six] *nine* thousand
6 five hundred" and inserting in lieu thereof the words "six
7 thousand [five] *eight* hundred *fifty*".
8 3. Page 3, line 1, by striking the words "*twelve thousand*" and
9 inserting in lieu thereof the words "*eleven thousand six hundred*".
10 4. Page 3, line 16, by striking the words "*twelve thousand*"
11 and inserting in lieu thereof the words "*eleven thousand six*
12 *hundred*".

TOM RILEY
ELIZABETH R. MILLER

S—954

- 1 Amend House File 796, page 2, by striking from lines 12 and 13
2 the words "[five] *eight* thousand [five hundred]" and inserting
3 in lieu thereof the following: "five thousand five hundred".

LUCAS J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until
8:00 a.m. Wednesday, June 20, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTY-FOURTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JUNE 20, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Elizabeth Miller, member of the Senate from Marshalltown, Iowa.

The Journal of Tuesday, June 19, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. George Utley, Clarence, Iowa.

PETITION

The following petition was presented and placed on file:

By Senator Blouin, from thirty-two residents of Dubuque County favoring the sale of beer and alcoholic beverages on Sunday.

PRESENTATION OF VISITOR

President Neu welcomed the Honorable Donald S. McGill, former member of the Senate from Monroe County.

UNFINISHED BUSINESS

Senate File 250

On motion of Senator Rabedeaux, Senate File 250, a bill for an act relating to standards for local health services and authorizing a tax levy, was taken up for further consideration.

Senator Tieden asked and received unanimous consent to withdraw amendment S—943 filed by him on June 19, 1973.

Senator Winkelman raised the point of order that Senate File 250 should be referred to the committee on ways and means, under Senate Rule 37.

The Chair ruled the point well taken.

Senator Doderer moved that Senate Rule 37 be suspended to permit further consideration of Senate File 250.

Senator Potter took the chair at 8:25 a.m.

On the question "Shall Senate Rule 37 be suspended to permit further consideration of Senate File 250?" (S.F. 250) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Kelly	Murray	Rabedeaux
Doderer	Kinley	Orr	Riley
Gallagher	Miller of	Palmer	Shaw
Glenn	Des Moines	Plymat	Van Gilst
Gluba	Milligan	Potter	
Hansen			

Nays, 27:

Andersen	Heying	Miller of	Schwengels
Bergman	Hill	Marshall	Schwieger
Briles	Hultman	Nolin	Scott
Coleman	Junkins	Priebe	Shaff
Curtis	Kennedy	Ramsey	Taylor
DeKoster	Lamborn	Rodgers	Tieden
Griffin	McCartney	Schaben	Winkelman

Absent or not voting, 4:

Kyhl	Nystrom	Robinson	Willits
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The motion lost and **Senate File 250** was referred to the committee on ways and means.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

CONSIDERATION OF BILLS

House File 775

On motion of Senator Riley, House File 775, a bill for an act relating to merged area schools, providing for the appropriation and payment of state aid, and providing for tuition, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

President Neu took the chair at 10:38 a.m.

Senator Riley offered amendment S—782 by the committee on appropriations:

S—782

- 1 Amend House File 775, as amended and passed by
- 2 House, as follows:

3 1. Page 2, by striking lines 9 through 27 and insert-
4 ing in lieu thereof the following:

5 1. For the 1973-74 fiscal year, sixteen million two
6 hundred fifty-four thousand three hundred (16,254,300)
7 dollars to be allocated as follows:

8	Merged area I	\$ 562,900
9	Merged area II	1,117,100
10	Merged area III	727,900
11	Merged area IV	351,400
12	Merged area V	1,342,100
13	Merged area VI	1,529,600
14	Merged area VII	1,053,100
15	Merged area IX	1,177,300
16	Merged area X	1,965,200
17	Merged area XI	2,217,900
18	Merged area XII	726,700
19	Merged area XIII	1,120,900
20	Merged area XIV	455,200
21	Merged area XV	1,025,400
22	Merged area XVI	881,600
23	Total for the 1973-74 fiscal year	\$16,254,300

24 2. Page 2, by striking lines 28 through 35, and page
25 3, by striking lines 1 through 11 and inserting in lieu

Page 2

1 thereof the following:

2 2. For the 1974-75 fiscal year, seventeen million
3 three hundred nineteen thousand (17,319,000) dollars to
4 be allocated as follows:

5	Merged area I	\$ 497,023
6	Merged area II	1,225,813
7	Merged area III	797,480
8	Merged area IV	332,260
9	Merged area V	1,434,883
10	Merged area VI	1,653,423
11	Merged area VII	1,124,460
12	Merged area IX	1,335,788
13	Merged area X	2,184,368
14	Merged area XI	2,311,094
15	Merged area XII	760,977
16	Merged area XIII	1,278,715
17	Merged area XIV	459,437
18	Merged area XV	1,140,287
19	Merged area XVI	971,287
20	Total for the 1974-75 fiscal year	\$17,507,295

21 3. Page 3, by striking line 12 and inserting in lieu
22 thereof the following:

23 Total for the 1973-75 fiscal biennium

24 4. Page 4, by striking lines 10 through 19.

25 5. Page 5, by striking lines 9 through 35, and page

Page 3

1 6, by striking lines 1 through 10, and inserting in lieu
2 thereof the following:

3 Sec. Section two hundred eighty A point twenty-
4 three (280A.23), subsection nine (9), Code 1973, is
5 amended to read as follows:

6 9. The area board, when setting the salary of the area

7 superintendent, shall take into consideration the salar-
 8 ies of administrators of educational institutions in
 9 the area, and the enrollment of the area schools; the
 10 salary range shall be from seventeen thousand dollars
 11 to [twenty-five thousand] *twenty-seven thousand five hundred*
 12 dollars per annum. The superintendent shall not be
 13 required to hold any teacher's certificate.
 14 6. By renumbering sections and correcting internal
 15 references in accordance with this amendment.
 16 7. Amend the title, page 1, line 3, by striking
 17 the word "tuition" and inserting in lieu thereof the words
 18 "the salaries of area superintendents".

Senator Potter offered amendment S—837 to the amendment filed by him and moved its adoption:

S—837

1 Amend the appropriations committee amendment S—782, to
 2 House File 775, as follows:
 3 1. Page 3, line 12, by inserting after the word "annum"
 4 the following: "including additional benefits, over and above
 5 the additional benefits given all fulltime employees".

Amendment S—837 to the amendment was adopted.

Senator Riley called for a division of the amendment, line 24 on page 2 to be considered as division S—782B, the remainder of the amendment to be considered as division S—782A.

Senator Riley asked and received unanimous consent to withdraw division S—782B of the amendment.

On motion of Senator Riley, division S—782A of the amendment as amended was adopted.

Senator Willits offered amendment S—802 filed by Senators Willits and Schwieger and moved its adoption:

S—802

1 Amend House File 775, as passed by the House, page 3,
 2 line 13, by striking the word "may" and inserting in lieu
 3 thereof the word "shall".

Senator Potter took the chair at 10:50 a.m.

Amendment S—802 was adopted.

President Neu took the chair at 11:00 a.m.

Senator Hansen offered amendment S—845 filed by him:

S—845

1 Amend House File 775, as passed by the House, as follows:
 2 1. On page 4, line 14, by inserting after the word "year"
 3 the following: ", except that this provision shall not apply to
 4 those area schools where no expenditures were made for arts and
 5 sciences during the 1972-73 fiscal year. Any area school that

6 budgets funds for arts and sciences for the first time in the
 7 1973-74 fiscal year shall limit such a budgetary item to not
 8 more than five percent of their total budget".
 9 2. On page 4, line 19, by inserting after the word "year"
 10 the following: ", except that this provision shall not apply to
 11 those area schools where no expenditures were made for arts and
 12 sciences during the 1973-74 fiscal year. Any area school that
 13 budgets funds for arts and sciences for the first time in the
 14 1974-75 fiscal year shall limit a budgetary item to not
 15 more than five percent of their total budget".

Senator Blouin moved that amendment S—929 filed by Senators Blouin and Schwengels be substituted for amendment S—845.

Senator Lamborn asked and received unanimous consent that action on amendments S—845 and S—929 be temporarily deferred.

Senator Griffin offered amendment S—957, moved its adoption and requested a roll call:

S—957

- 1 Amend House File 775 as passed by the House, page 4, by
- 2 striking lines 10 through 19, inclusive; and renumbering
- 3 the remaining sections.

Rule 24 was invoked on request of Senator Griffin.

On the question "Shall amendment S—957 be adopted?" (H.F. 775) the vote was:

Ayes, 11:

Briles	Hultman	Orr	Scott
Coleman	Milligan	Ramsey	Willits
Griffin	Nystrom	Schaben	

Nays, 37:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schwengels
Blouin	Junkins	Murray	Schwieger
Curtis	Kelly	Nolin	Shaff
DeKoster	Kennedy	Palmer	Shaw
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Rohedeaux	Van Gilst
Gluba	Miller of	Riley	Winkelman
Hansen	Des Moines	Robinson	

Absent or not voting, 2:

Kyhl	Potter
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Amendment S—957 lost.

Senator Griffin offered amendment S—961 and moved its adoption:

S—961

- 1 Amend House File 775, passed by the House, page 4, by
- 2 adding after line 19 the following:
- 3 "This section does not apply to Merged Area XIII."

Division was called for.

Amendment S—961 lost.

Senator Griffin offered amendment S—958, moved its adoption and requested a roll call:

S—958

- 1 Amend House File 775 as passed by the House, page 4, by
- 2 striking lines 20 through 26, inclusive and renumbering the
- 3 remaining sections.

Rule 24 was invoked on request of Senator Griffin.

On the question "Shall amendment S—958 be adopted?" (H.F. 775) the vote was:

Ayes, 9:

Gluba	Kelly	Schaben	Van Gilst
Griffin	McCartney	Scott	Willits
Hill			

Nays, 40:

Andersen	Heying	Murray	Riley
Bergman	Hultman	Nolin	Robinson
Blouin	Junkins	Nystrom	Rodgers
Briles	Kennedy	Orr	Schwengels
Coleman	Kinley	Palmer	Schwieger
Curtis	Lamborn	Plymat	Shaff
DeKoster	Miller of	Potter	Shaw
Doderer	Des Moines	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Marshall	Ramsey	Winkelman
Hansen	Milligan		

Absent or not voting, 1:

Kyhl

Amendment S—958 lost.

Senator Griffin withdrew amendment S—738 filed by him on June 4, 1973.

(House File 775 pending on recess.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

House File 775

The Senate resumed consideration of House File 775.

Senator Hansen offered amendment S—963 by Senators Hansen, Blouin, et al., and moved its adoption:

S—963

1 Amend House File 775, as amended and passed by the House, as
2 follows:

3 1. Page 4, line 14, by inserting after the word "year" the
4 following: ", except that this provision shall not apply to
5 those area schools where no expenditures were made for arts and
6 sciences during the 1972-1973 fiscal year. Any area school
7 which budgets funds for arts and sciences for the first time in
8 the 1973-1974 fiscal year by contract with other schools or
9 colleges shall limit such a budgetary item to not more than
10 five percent of its total budget".

11 2. Page 4, line 19, by inserting after the word "year" the
12 following: ", except that this provision shall not apply to
13 those area schools where no expenditures were made for arts
14 and sciences during the 1973-1974 fiscal year. Any area school
15 which budgets funds for arts and sciences for the first time in
16 the 1974-1975 fiscal year by contract with other schools or
17 colleges shall limit such a budgetary item to not more than five
18 percent of its total budget".

19 3. Page 4, line 26, by inserting before the period the
20 following: ", and shall also take all necessary action to
21 assure that no area vocational school which is not presently
22 qualified as a 'junior college' or 'community college', as those
23 terms are defined in section two hundred eighty A point two
24 (280A.2), subsections two (2) and three (3), of the Code,
25 shall expand its liberal arts or preprofessional programs,

Page 2

1 or other instruction partially fulfilling the requirements for
2 a baccalaureate degree, except in cooperation with existing
3 liberal arts facilities, in order to so qualify".

Amendment S—963 was adopted.

Amendments S—845, S—929, and S—930 ruled out of order with the adoption of amendment S—963.

Senator Tieden offered amendment S—960 by Senators Tieden and Riley and moved its adoption:

S—960

1 Amend House File 775, as passed by the House, page 6, by
2 adding after line 10 the following section:

3 Sec. There is appropriated from the general fund
4 of the state to the department of public instruction for the
5 1973-74 fiscal year the sum of seven hundred thousand (700,000)
6 dollars, or so much thereof as may be necessary, to be used
7 as a contingency fund to supplement tuition in the event
8 that the Federal Economic Stabilization Act and regulations

9 issued thereunder prevent the area schools from increasing
10 tuition as planned.

Amendment S—960 lost.

Senator Coleman moved to reconsider the vote by which amendment S—802 was adopted by the Senate.

Division was called for.

The motion prevailed and amendment S—802 was taken up for reconsideration.

Senator Willits moved the adoption of amendment S—802.

Amendment S—802 lost.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

Senator Griffin took the chair at 3:07 p.m.

On the question "Shall the bill pass?" (H.F. 775) the vote was:

Ayes, 47:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Gluba	Kelly	Kyhl
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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.

President Neu took the chair at 3:12 p.m.

Senator Lamborn asked and received unanimous consent that **House File 775 be immediately messaged** to the House, which request was complied with.

REPORTS OF INVESTIGATING COMMITTEES

Senator McCartney submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Leigh R. Curran of Mason City, Cerro Gordo County, Iowa, for appointment as a member of the Natural Resources Council for the State of Iowa under the provisions of Section 455A.4 of the 1973 Code of Iowa, for a regular six-year term beginning July 1, 1973, and ending June 30, 1979 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH F. McCARTNEY, Chairman
WILLIAM N. PLYMAT
KENNETH D. SCOTT

The motion prevailed and the report was adopted.

Senator McCartney moved the appointment of Leigh R. Curran as a member of the Natural Resources Council be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Rodgers	

Nays, none.

Absent or not voting, 5:

Hill	Kyhl	Ramsey	Robinson
Kelly			

President Neu declared the appointment of Leigh R. Curran as a member of the Natural Resources Council confirmed for the regular six-year term ending June 30, 1979.

Senator McCartney submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Gordon E. Mau of New Hampton, Chickasaw County, Iowa, for appointment as a member of the Chemical Technology Commission of the Iowa Department of Environmental Quality, under the provisions of Section 455B.4, Code 1973, for the term ending June 30, 1974, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH F. McCARTNEY, Chairman
IRVIN L. BERGMAN
KARL NOLIN

The motion prevailed and the report was adopted.

Senator McCartney moved the appointment of Gordon E. Mau as a member of the Chemical Technology Commission of the Department of Environmental Quality be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Rodgers	
Hansen			

Nays, none.

Absent or not voting, 4:

Kelly	Kyhl	Palmer	Robinson
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President Neu declared the appointment of Gordon E. Mau as a member of the Chemical Technology Commission of the Department of Environmental Quality confirmed for the term ending June 30, 1974.

REPORT OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 783**, a bill for an act making an appropriation from the general fund of the state of Iowa to constitutional state officials and departments and the executive council and relating to the expenses of the office of auditor of 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.

CONSIDERATION OF BILLS

Senate File 605

On motion of Senator Shaw, Senate File 605, a bill for an act making an appropriation from the general fund of the state of

Senator Murray offered amendment S—936 filed by Senators Murray, Doderer and Kelly and moved its adoption:

S—936

- 1 Amend House File 783, page 2, by striking line 12 and
- 2 inserting in lieu thereof the following:
- 3 "poses: \$730,858 \$778,112".

Roll call was requested.

On the question "Shall amendment S—936 be adopted?" (H.F. 783) the vote was:

Ayes, 11:

Blouin	Doderer	Murray	Riley
Briles	Gluba	Palmer	Schwieger
Coleman	Kelly	Priebe	

Nays, 35:

Andersen	Kennedy	Nolin	Schaben
Bergman	Kinley	Nystrom	Schwengels
Curtis	Lamborn	Orr	Scott
DeKoster	McCartney	Plymat	Shaff
Gallagher	Miller of	Potter	Shaw
Glenn	Des Moines	Rabedeaux	Tieden
Heying	Miller of	Ramsey	Van Gilst
Hill	Marshall	Robinson	Willits
Hultman	Milligan	Rodgers	Winkelman
Junkins			

Absent or not voting, 4:

Griffin	Hansen	Kyhl	Taylor
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Amendment S—936 lost.

Senator Willits offered amendment S—927 filed by Senators Willits, Hill and Schaben:

S—927

- 1 Amend House File 783, as passed by the House, page 2, by
- 2 striking line 26 and inserting in lieu thereof the
- 3 following:
- 4 "poses \$246,180 \$253,850".

President Neu took the chair at 4:29 p.m.

Senator Willits moved the adoption of amendment S—927 and requested a roll call.

On the question "Shall amendment S—927 be adopted?" (H.F. 783) the vote was:

Rule 24 was invoked.

Ayes, 14:

Blouin	Junkins	Nolin	Scott
Coleman	Kennedy	Orr	Van Gilst
Gallagher	Miller of	Robinson	Willits
Hill	Des Moines	Schaben	

Nays, 33:

Andersen	Hansen	Murray	Riley
Bergman	Hultman	Nystrom	Schwengels
Briles	Kelly	Palmer	Schwieger
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Winkelman
Griffin	Milligan		

Absent or not voting, 3:

Heying	Kyhl	Rodgers
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Amendment S—927 lost.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 783) the vote was:**Ayes, 46:**

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, none.**Absent or not voting, 4:**

Coleman	Heying	Kyhl	Rodgers
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Lamborn asked and received unanimous consent that **Senate File 605** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS**Senate File 587**

On motion of Senator Schwieger, Senate File 587, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons

and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, and providing penalties for certain violations, with report of committee on appropriations recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger asked and received unanimous consent that House File 789 be substituted for Senate File 587.

House File 789

On motion of Senator Schwieger, House File 789, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, providing penalties for certain violations and making an appropriation, was taken up for consideration.

Senator Schwieger offered amendment S—968 by Senators Schwieger and Gluba:

S—968

1 Amend House File 789 as amended and passed by the House and
2 reprinted, as follows:

3 1. Page 2, line 3, by striking the word and figure "ten
4 (10)" and inserting in lieu thereof the word and figure "eleven
5 (11)".

6 2. Page 5, by inserting after line 35 the following new
7 section:

8 Sec. 11. *NEW SECTION. PRIOR LIENS, CLAIMS AND ASSIGN-
MENTS.*

9 Any lien existing on the effective date of this Act, which lien
10 was perfected under the provisions of sections two hundred
11 forty-nine point nineteen (249.19), two hundred forty-nine point
12 twenty (249.20) or two hundred forty-nine point twenty-one
13 (249.21) as they appeared in the Code of 1973 and prior Codes,
14 and which liens have not been satisfied, are void. Any assign-
15 ment of personal property which was made under the provisions
16 of chapter two hundred forty-nine (249) as it appeared in the
17 Code of 1973 and prior Codes, is void. The commissioner may in
18 furtherance of this section release any lien or claim created
19 or existing under that chapter. Each release made pursuant to
20 this section shall be executed and acknowledged by the commis-
21 sioner or his authorized designee, and when recorded shall be
22 conclusive in favor of any third person dealing with or con-
23 cerning the property affected by the release in reliance upon
24 such record.

25 3. Page 17A, by striking lines 3 and 4 and inserting in

Page 2

1 lieu thereof the words "such time as the property heretofore

- 2 managed by the department pursuant to that section has been
3 disposed of in".
4 4. By renumbering succeeding sections in accordance with this
5 amendment.

Senator Potter took the chair at 5:23 p.m.

On motion of Senator Schwieger, amendment S—968 was adopted.

Senator Doderer offered amendment S—965 and moved its adoption:

S—965

- 1 Amend House File 789 as amended and passed by the House and
2 reprinted, as follows:
3 1. Page 7A, by striking lines 14 through 19, inclusive, and
4 inserting in lieu thereof the following:
5 b. Confidential information described in subsection one (1),
6 paragraphs a, b and c of this section shall be disclosed to
7 public officials, for use in connection with their official
8 duties relating to law enforcement, audits and other purposes
9 directly connected with the administration of such programs, upon
10 written application to and with approval of the commissioner or
11 his designee.
12 2. Page 7A, line 23, by striking the words "services or".
13 3. Page 7B, line 58, by striking the words "or services".

Amendment S—965 was adopted.

Senator Schwieger offered amendment S—966 and moved its adoption:

S—966

- 1 Amend House File 789 as amended and passed by the House and
2 reprinted, page 7C, by inserting after line 87 the following:
3 *NEW SECTION.* Where the department of social services assigns
4 personnel to an office located in a county for the purpose of
5 performing in that county designated duties and responsibilities
6 assigned by law to the department, it shall be the responsibility
7 of the county to provide and maintain the necessary office space
8 and office supplies and equipment for the personnel so assigned
9 in the same manner as if they were employees of the county. The
10 department shall at least annually, or more frequently if the
11 department so elects, reimburse the county for a portion,
12 designated by law, of the cost of maintaining office space and
13 providing supplies and equipment as required by this section,
14 and also for a similar portion of the cost of providing the
15 necessary office space if in order to do so it is necessary for
16 the county to lease office space outside the courthouse or any
17 other building owned by the county. The portion of the foregoing
18 costs reimbursed to the county under this section shall be equiva-
19 lent to the proportion of those costs which the federal govern-
20 ment authorizes to be paid from available federal funds, unless
21 the general assembly directs otherwise when appropriating funds
22 for support of the department.

Amendment S—966 was adopted.

Senator Schwieger offered amendment S—969:

S—969

- 1 Amend House File 789 as amended, passed, and re-
- 2 printed by the House, page 16A, by striking line 17
- 3 and inserting in lieu thereof the following:
- 4 "Sec. 25. Sections two hundred thirty-four point
- 5 twelve (234.12) and two hundred thirty-four point thirteen
- 6 (234.13), Code 1973, are repealed."

Senator Schwieger asked and received unanimous consent to withdraw amendment S—969.

Senator Gluba offered amendment S—967 by Senators Gluba, Blouin and Doderer, moved its adoption and requested a roll call:

S—967

- 1 Amend House File 789 as amended and passed by the House and
- 2 reprinted, page 17A, by striking lines 29 through 35, inclusive,
- 3 and page 17B, by striking lines 36 and 37, and inserting in lieu
- 4 thereof the following and renumber the remaining section:
- 5 Sec. There is appropriated from the general fund of the
- 6 state to the department of social services for state supplementary
- 7 assistance to recipients of federal supplemental security income,
- 8 pursuant to section three (3) of this Act, for the six months
- 9 beginning January 1, 1974 and ending June 30, 1974 the sum of
- 10 five million four hundred sixty-one thousand (5,461,000) dollars,
- 11 and for the fiscal year beginning July 1, 1974 and ending June
- 12 30, 1975 the sum of fifteen million six hundred seventy-one
- 13 thousand (15,671,000) dollars.

On the question "Shall amendment S—967 be adopted?" (H.F. 789) the vote was:

Rule 24 was invoked.

Ayes, 15:

Blouin	Glenn	Nolin	Robinson
Coleman	Gluba	Orr	Van Gilst
Doderer	Kennedy	Palmer	Willits
Gallagher	Kinley	Priebe	

Nays, 32:

Andersen	Hultman	Milligan	Schaben
Bergman	Junkins	Murray	Schwengels
Briles	Kelly	Nystrom	Schwieger
Curtis	Lamborn	Plymat	Scott
DeKoster	McCartney	Potter	Shaff
Griffin	Miller of	Ramsey	Taylor
Hansen	Des Moines	Riley	Tieden
Heying	Miller of	Rodgers	Winkelman
Hill	Marshall		

Absent or not voting, 3:

Kyhl	Rabedeaux	Shaw
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Amendment S—967 lost.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 789) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, 1:

Hill

Absent or not voting, 3:

Kyhl	Rabedeaux	Shaw
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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 Lamborn asked and received unanimous consent that **House File 789 be immediately messaged to the House, which request was complied with.**

WITHDRAWN

Senator Schwieger asked and received unanimous consent that **Senate File 587 be withdrawn from further consideration of the Senate.**

CONSIDERATION OF BILLS

House File 790

On motion of Senator Schwieger, House File 790, a bill for an act making an appropriation for operation of the Iowa soldiers home, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 790) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Absent or not voting, 2:

Kyhl	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.

Nays, none

RETURNED TO COMMITTEE

Senator Riley asked and received unanimous consent that Senate File 614 be returned to the committee on appropriations.

CONSIDERATION OF BILLS**Senate File 611**

On motion of Senator Riley, Senate File 611, a bill for an act making an appropriation to the educational radio and television facility board for the purpose of making capital improvements for services in the northwest and southwest areas of the state, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 611) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Heying			

Nays, none.

Absent or not voting, 4:

DeKoster Kyhl Rabedeaux Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 792.

House File 792

On motion of Senator Shaw, House File 792, a bill for an act making an appropriation to the district courts, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—952 by the committee on appropriations and moved its adoption:

S—952

- 1 Amend House File 792 as follows:
- 2 1. Page 2, by inserting the following section after line 30:
- 3 Sec. Section six hundred five point two (605.2),
- 4 Code 1973, is amended to read as follows:
- 5 605.2 EXPENSES. Where a judge of the district or
- 6 supreme court is required, in the discharge of his official
- 7 duties, to leave the county of his residence or leave the city
- 8 or town of his residence to perform such duties, he shall be
- 9 paid such actual and necessary expenses for living quarters
- 10 and living expenses not to exceed the sum of [fifteen] *twenty*
- 11 dollars per day and transportation expenses as shall be
- 12 incurred.
- 13 2. By renumbering the remaining sections to conform with this
- 14 amendment.

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 792) the vote was:

Ayes, 47:

Andersen	Heying	Miller of	Riley
Bergman	Hill	Marshall	Robinson
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schaben
Coleman	Kelly	Nolin	Schwengels
Curtis	Kennedy	Nystrom	Schwieger
DeKoster	Kinley	Orr	Scott
Gallagher	Lamborn	Palmer	Shaff
Glenn	McCartney	Plymat	Shaw
Gluba	Miller of	Potter	Taylor
Griffin	Des Moines	Priebe	Tieden
Hansen		Ramsey	Van Gilst

Willits Winkelman

Nays, none.

Absent or not voting, 3:

Doderer Kyhl Rabedeaux

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 792** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 782.

House File 782

On motion of Senator Shaw, House File 782, a bill for an act relating to financing the supreme court and its divisions and making an appropriation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—953 by the committee on appropriations and moved its adoption:

S—953

- 1 Amend House File 782, page 2, line 29, by striking the figures
- 2 "\$470,607" and "\$492,809" and by inserting in lieu thereof the
- 3 figures "\$473,872" and "\$496,169".

The amendment was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 782) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Schwieger
DeKoster	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl Rabedeaux Shaff Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 782** be **immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 522

Senator Shaw called up for consideration Senate File 522, a bill for an act relating to fees for inspection of amusement rides, devices, concessions, and booths, amended by the House, and moved that the Senate refuse to concur in the following amendment:

- 1 Amend Senate File 522, as amended and passed by
- 2 the Senate, as follows:
- 3 1. Page 2, line 8, by striking the words "fifty-
- 4 five dollars" and inserting in lieu thereof the
- 5 words "twenty-seven dollars fifty cents".
- 6 2. Page 2, line 10, by striking the word
- 7 "fifteen" and inserting in lieu thereof the word
- 8 "ten".
- 9 3. Page 2, by inserting after line 15 the
- 10 following new section:
- 11 Sec. This Act, being deemed of immediate
- 12 importance, shall take effect and be in force from
- 13 and after its publication in The Logan Herald-Observer,
- 14 a newspaper published in Logan, Iowa, and in the
- 15 Times-Democrat, a newspaper published in Davenport,
- 16 Iowa.

The motion prevailed and the Senate refused to concur in the House amendment.

RULES SUSPENDED

House File 657

Senator Schaben moved that Senate Rules 5, 6, 7, 10, 38, 41 and 42 be suspended for the purpose of taking up House File 657 for immediate consideration.

On the question "Shall the motion to suspend Senate Rules 5, 6, 7, 10, 38, 41 and 42 be adopted?" (H.F. 657) the vote was:

Ayes, 44:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Coleman	Kelly	Nolin	Schwieger
Curtis	Kennedy	Nystrom	Scott
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Glenn	McCartney	Plymat	Van Gilst
Gluba	Miller of	Potter	Willits
Griffin	Des Moines	Priebe	Winkelman
Hansen		Ramsey	

Nays, none.

Absent or not voting, 6:

Gallagher	Rabedeaux	Shaff	Shaw
Kyhl	Riley		

The motion prevailed and House File 657, a bill for an act relating to the reporting of boating accidents, was taken up for consideration.

Senator Schaben moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 657) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Plymat	Tieden
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl	Rabedeaux	Riley	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.

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 112, a bill for an act relating to the highway grade crossing safety fund.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 220, a bill for an act relating to the operation of metal tracked and metal tired vehicles on streets and roads.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 603, a bill for an act to appropriate from general fund to the department of public safety.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 405, a bill for an act relating to the authority of the department of environmental quality to enter public or private property for purpose of conducting investigations.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 739, a bill for an act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services.

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 747, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 759, a bill for an act to appropriate to the Iowa state fair board for capital improvements.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 766, a bill for an act continuing appropriation for Iowa American revolution bicentennial commission.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 778, a bill for an act appropriating to department of general services for capital improvements.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 779, a bill for an act relating to inspection and regulation of mines.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 784, a bill for an act making appropriations to legislative staff agencies.

Also: That the House has concurred in Senate amendment to and re-passed the following bill in which the concurrence of the House was asked:

House File 785, a bill for an act to make an appropriation from general fund to the civil rights commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 112

1 Amend Senate File 112 as amended, passed and
 2 reprinted by the senate as follows:
 3 1. Page 1B, by inserting after line 46 the following
 4 section:
 5 Sec. 3. Section four hundred seventy-eight point
 6 twenty-six (478.26), Code 1973, is amended to read as
 7 follows:
 8 478.26 USE OF FUND. When application is before the
 9 state commerce commission, as provided in section
 10 478.22, and after hearing has been held, and
 11 determination as to allocation of costs as provided
 12 in section 478.23 the state commerce commission is
 13 hereby empowered to allocate proceeds from the highway
 14 grade crossing safety fund for the protection of the
 15 public in the use of the highway railroad grade crossings
 16 involved in the application, in addition to any portion of
 17 the cost to be paid by the railroad company or other
 18 public authority. Upon reaching a decision as to the
 19 amount to be allocated from the highway grade crossing
 20 safety fund, the commission shall forthwith direct the
 21 treasurer of state to distribute said amount from the
 22 funds then available in the highway grade crossing safety
 23 fund. Provided, however, the state commerce commis-
 24 sion may not allocate any part of the proceeds of the
 25 highway grade crossing safety fund for improvement or

Page 2

1 construction of highway-railroad grade crossings
 2 located on federal or federal-aid highways unless
 3 the commission determines that due to the record of
 4 fatalities at a crossing as maintained by the
 5 department of public safety, allocation of a part
 6 of the fund is necessary to protect the public.
 7 2. Page 1B, by striking lines 42 through 44 and
 8 inserting in lieu thereof the following:
 9 "installed prior to July 1, 1973 the maintenance
 10 thereof shall be assumed by the railroad and if
 11 flasher light or gate signals are ordered installed on
 12 or after July 1, 1973 the maintenance thereof shall be
 13 assumed equally by the railroad and the grade crossing
 14 safety fund; provided, however, the grade crossing safety
 15 fund shall not expend more than four hundred fifty
 16 dollars for any one crossing in any one year; provided,
 17 however, nothing".

HOUSE AMENDMENT TO SENATE FILE 603

1 Amend Senate File 603, as passed and reprinted,
2 as follows:

3 1. Page 2, by adding the following after line

4 31:

5 b. For the state's con-
6 tribution to the peace
7 officers' retirement, acci-
8 dent, and disability sys-
9 tem provided in chapter

10 ninety-seven A (97A) of the

11 Code: \$ 19,500 \$ 21,400

12 2. Page 4, by adding the following after line

13 26:

14 Sec. 2. The members of the division of fire
15 protection, except clerical staff, shall become
16 members of the Iowa department of public safety's
17 peace officers' retirement, accident and disability
18 system established by chapter ninety-seven A (97A)
19 of the Code, shall receive any benefits from such
20 system, and shall be required to contribute to or
21 pay any funds into such system.

22 There is appropriated from the general fund of
23 the state eighty-seven thousand four hundred (87,400)
24 dollars, or so much thereof as may be necessary,
25 to the department of public safety for the state's
26 prior years' contributions to the peace officers'

Page 2

1 retirement system. Prior years' contribution shall
2 include those years for which the members were
3 employed by the division of fire protection. State
4 funds contributed and employees' contributions to
5 the Iowa public employees' retirement system during
6 the period of prior employment by the division of
7 fire protection shall be transferred to the peace
8 officers' retirement system by the employment security
9 commission on the effective date of this Act.

10 Contributions to be made by the members for prior
11 years to the peace officers' retirement system for
12 the period of prior employment with the division
13 of fire protection shall be computed by the peace
14 officers' retirement board as of the date of transfer.
15 The board, in making the computation for
16 contributions, shall take into account the trans-
17 fers of the employees' contributions in the Iowa
18 public employees' retirement system. The members
19 shall make payable to the peace officers' retirement
20 system the amount computed by July 1, 1974.

21 3. By renumbering the subsequent sections.

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 739

1 Amend the Senate amendment to House File 739

2 as follows:

- 3 1. By striking lines 16 through 38 and inserting
 4 in lieu thereof the following:
 5 "Sec. Because the cost of institutional
 6 care continues to increase and the need exists for
 7 alternative types of arrangements for the care of
 8 children who are residents of the Annie Wittenmyer
 9 Home or would be considered for placement at the
 10 Home and because additional funds will be required
 11 for the Annie Wittenmyer Home to comply with the
 12 standards promulgated pursuant to chapter eighty-
 13 eight (88) of the Code the department of social
 14 services shall develop a plan for the closing of the
 15 Annie Wittenmyer Home as a child-care facility
 16 no later than December, 31 1974 and shall, in
 17 conjunction with the development of the plan,
 18 cooperate with the department of public instruction
 19 in arranging for the establishment of community-
 20 based alternatives to the care and education
 21 provided children at the Annie Wittenmyer Home,
 22 which alternatives shall afford:
 23 1. Needed social services for the children
 24 enrolled in the alternative programs.
 25 2. Group home or intensive foster home living

Page 2

- 1 situations for the children enrolled in the alternative
 2 programs, where indicated by the needs of the children.
 3 3. An educational component specifically designed
 4 to meet the special needs of the children enrolled in
 5 the alternative programs."
 6 2. Line 45, by striking the words "pilot programs"
 7 and inserting in lieu thereof the words "community-
 8 based alternatives".
 9 3. Line 51, by inserting after the word "use"
 10 the words "or disposition".

INTRODUCTION OF BILL

Senate File 615, by committee on ways and means, a bill for an act to provide limitations on the property tax levy for budgets of counties, cities, and towns for the period beginning January 1, 1974.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 405, a bill for an act relating to the authority of the department of environmental quality to enter public or private property for the purpose of conducting investigations, relating to the powers and duties of the water quality commission, and providing penalties.

Read first time and passed on file.

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 682

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 682, a bill for an Act to appropriate funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program, respectfully submit the following recommendations:

1. That the House recede from its amendment to the Senate amendment to House File 682.

2. That the Senate recede from its amendment to House File 682.

3. That House File 682 as originally passed by the House be amended to read as follows:

1. Page 2, line 16, by striking the figures "276,000" and "313,000" and inserting in lieu thereof the figures "300,000" and "325,000".

2. Page 2, by inserting after line 16 the following sections:
Sec. Chapter two hundred sixty-one (261), Code 1973,
is amended by adding the following new section:

NEW SECTION. VOCATIONAL-TECHNICAL TUITION GRANTS.

1. A vocational-technical tuition grant may be awarded to any resident of Iowa who is admitted and in attendance as a full-time student in a vocational-technical program at an area school in the state, and who establishes financial need.

2. A qualified student may receive vocational-technical tuition grants for not more than four semesters, eight quarters or the equivalent of two full years of study.

3. The amount of a vocational-technical tuition grant shall not exceed the lesser of four hundred dollars per year or the amount of the student's established financial need.

4. A vocational-technical tuition grant shall be awarded on an annual basis, requiring reapplication by the student for each year. Payments under the grant shall be allocated equally amount of the student's established financial need.
by the institution that the student is in full-time attendance in a vocational-technical program, as defined under rules of the department of public instruction. If the student discontinues attendance before the end of any term after receiving payment of the grant, the entire amount of any refund due that student, up to the amount of any payments made under the annual grant, shall be paid by the institution to the state.

5. If a student receives financial aid under any other program, the full amount of that financial aid shall be considered part of the student's financial resources available in determining the amount of his financial need for that period.

6. The higher education facilities commission shall administer this program and shall:

a. Provide application forms for distribution to students by Iowa high schools and area schools.

b. Adopt rules and regulations for determining financial need, defining residence for the purposes of this Act, processing

and approving applications for grants and determining priority for grants.

c. Approve and award grants on an annual basis.

d. Make an annual report to the governor and general assembly.

7. Each applicant, in accordance with the rules and regulations established by the commission, shall:

a. Complete and file an application for a vocational-technical tuition grant.

b. Be responsible for the submission of the financial information required for evaluation of his need for a grant, on forms determined by the commission.

c. Report promptly to the commission any information requested.

d. Submit a new application and financial statement for reevaluation of his eligibility to receive a second-year renewal of the grant.

Sec. There is appropriated from the general fund of the state of Iowa, for the fiscal year beginning July 1, 1974, and ending June 30, 1975, to the higher education facilities commission, the sum of forty thousand (40,000) dollars, or so much thereof as may be necessary, to finance the tuition grants awarded under this Act, and the sum of ten thousand (10,000) dollars, or so much thereof as may be necessary, to provide for administrative costs incurred in the operation of the vocational-technical tuition grant program.

3. By renumbering sections and correcting internal references in conformity with this amendment.

4. Amend the title, page 1, line 3, by inserting before the period the words "and for the vocational-technical tuition grant program which is established".

On the Part of the Senate:

RALPH W. POTTER
KARL NOLIN
BASS VAN GILST
RICHARD R. RAMSEY
JOHN S. MURRAY

On the Part of the House:

DONALD L. LIPPOLD
RICHARD S. NORPEL, SR.
RICHARD L. BYERLY
I. L. HANSEN
REID W. CRAWFORD

SENATE CONCURRENT RESOLUTION 53

By Blouin, Kennedy, Tieden, Gluba, Coleman, Doderer, Glenn, Nolin, Potter, Shaw, Gallagher, Priebe, Scott, Riley, Schaben, Heying, Andersen, Miller of Des Moines, McCartney, Kelly, Junkins, Schwieger, Orr, Willits, Kinley, Robinson, Bergman, and Schwengels

Whereas, the development of a sound wage collection bill with provision for strict enforcement is essential for the State of Iowa; and

Whereas, when Hilton Homes closed its Guttenberg, Iowa plant last February 23, soon after filing bankruptcy and causing some 200 employees to suffer serious frustration and financial hardship; and

Whereas, at 3 p.m. on payday were told that the company was closing their plant and there would be no paychecks, and the checks held back the previous week also would not be good; and

Whereas, the paychecks the employees cashed one week before began

bouncing and these people must make them good wherever they cashed them; and

Whereas, the employees had earned from one to three weeks vacation and may have lost this; and

Whereas, employees learned that their insurance premium, their state and federal taxes, and their union dues had not been paid although all of them had been deducted from their pay; and

Whereas, the plight of the Hilton employee is not unique, as the situation is becoming common as huge industrial conglomerates buy up more and more small firms, *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the Legislative Council be authorized to create a study committee, consisting of six legislative members, three from the House commerce committee, three from the Senate commerce committee, and three non-legislative, nonvoting advisory members to be appointed by the legislative members of the committee with the approval of the Legislative Council. This committee shall determine the necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer.

Be It Further Resolved, That the study committee shall submit a final report, including necessary bill drafts to implement its recommendations, to the Legislative Council. Copies of the report approved by the Legislative Council shall be submitted to the General Assembly meeting in the year 1974.

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

S.C.R. 52 Natural resources

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on June 20, 1973, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 196—Relating to state libraries and providing for penalties.

AMENDMENTS FILED

S—956

- 1 Amend the House amendment to Senate File 115, page 4, by
- 2 striking lines 7 and 8.

E. KEVIN KELLY
GENE V. KENNEDY
TOM RILEY

S—964

- 1 Amend the committee on state government amendment S—853, to
- 2 Senate File 424, as follows:
- 3 1. Line 9, by inserting after the figure "1974" the words
- 4 " , on which date the Spanish-speaking peoples study commission
- 5 created by this Act shall be abolished".

EUGENE M. HILL

S—970

1	Amend the House amendment to Senate File 590 as follows:		
2	1. Page 2, by striking all in line 5 and inserting in lieu		
3	thereof the following:		
4	“retary not exceeding:	\$14,000	\$14,500”.
5	2. Page 2, by striking all in line 9 and inserting in lieu		
6	thereof the following:		
7	“not exceeding:	\$14,200	\$15,000”.
8	3. Page 2, by striking all in line 13 and inserting in lieu		
9	thereof the following:		
10	“not exceeding:	\$15,500	\$16,500”.
11	4. Page 2, by striking all in line 16 and inserting in lieu		
12	thereof the following:		
13	“of banking not exceeding:	\$23,500	\$25,500”.
14	5. Page 2, by striking all in line 20 and inserting in lieu		
15	thereof the following:		
16	“exceeding:	\$23,500	\$24,000”.
17	6. Page 3, by striking all in line 1 and inserting in lieu		
18	thereof the following:		
19	“retary not exceeding:	\$16,500	\$17,500”.
20	7. Page 3, by striking all in line 16 and inserting in lieu		
21	thereof the following:		
22	“servation director:	\$21,000	\$22,000”.
23	8. Page 3, by striking all in line 19 and inserting in lieu		
24	thereof the following:		
25	“director not exceeding:	\$18,000	\$19,000”.

Page 2

1	9. Page 4, by striking all in line 1 and inserting in lieu		
2	thereof the following:		
3	“not exceeding:	\$17,700	\$18,500”.
4	10. Page 4, by striking all in line 5 and inserting in lieu		
5	thereof the following:		
6	“not exceeding:	\$15,000	\$16,000”.
7	11. Page 4, by striking all in line 9 and inserting in lieu		
8	thereof the following:		
9	“not exceeding:	\$20,000	\$21,000”.
10	12. Page 4, by striking all in line 13 and inserting in lieu		
11	thereof the following:		
12	“secretary not exceeding:	\$14,500	\$16,000”.
13	13. Page 4, by striking all in line 17 and inserting in lieu		
14	thereof the following:		
15	“sioner:	\$18,500	\$20,000”.
16	14. Page 5, by striking all in line 1 and inserting in lieu		
17	thereof the following:		
18	“Salary of the secretary:	\$16,000	\$17,000”.
19	15. Page 5, by striking all in line 13 and inserting in lieu		
20	thereof the following:		
21	“sioner of health:	\$23,000	\$25,000”.
22	16. Page 6, by striking all in line 11 and inserting in lieu		
23	thereof the following:		
24	“commissioner not exceeding:	\$20,000	\$22,000”.
25	17. Page 6, by striking all in line 18 and inserting in lieu		

Page 3

1	thereof the following:		
2	“sioner:	\$16,500	\$18,000”.

- 3 18. Page 6, by striking all in line 22 and inserting in lieu
4 thereof the following:
5 "the academy not exceeding: \$20,500 \$21,500".
6 19. Page 7, by striking all in line 1 and inserting in lieu
7 thereof the following:
8 "not exceeding: \$15,800 \$16,500".
9 20. Page 7, by striking all in line 6 and inserting in lieu
10 thereof the following:
11 "exceeding: \$20,500 \$22,500".
12 21. Page 7, by striking all in line 14 and inserting in lieu
13 thereof the following:
14 "not exceeding: \$18,500 \$19,000".
15 22. Page 7, by striking all in line 21 and inserting in lieu
16 thereof the following:
17 "not exceeding: \$20,500 \$23,000".
18 23. Page 7, by striking all in line 25 and inserting in lieu
19 thereof the following:
20 "dent of public instruction: \$28,500 \$29,000".
21 24. Page 8, by striking all in line 8 and inserting in lieu
22 thereof the following:
23 "of public safety not exceeding: \$20,500 \$25,000".
24 25. Page 8, by striking all in line 11 and inserting in lieu
25 thereof the following:

Page 4

- 1 "Salary of the director: \$14,000 \$15,000".
2 26. Page 9, by striking all in line 1 and inserting in lieu
3 thereof the following:
4 "ing: \$30,000 \$31,000".
5 27. Page 9, by striking all in line 8 and inserting in lieu
6 thereof the following:
7 "assistants each not exceeding: \$ 8,500 \$ 8,500".
8 28. Page 9, by striking all in line 12 and inserting in lieu
9 thereof the following:
10 "not exceeding: \$16,000 \$17,000".
11 29. Page 9, by striking all in line 15 and inserting in lieu
12 thereof the following:
13 "not exceeding: \$15,500 \$16,000".
14 30. Page 9, by striking all in line 23 and inserting in lieu
15 thereof the following:
16 "general: \$28,000 \$29,000".

LUCAS J. DeKOSTER

S—962

- 1 Amend Senate File 609 as follows:
2 1. Page 2, line 4, by striking the words and figures "five
3 million (5,000,000)" and inserting in lieu thereof the words
4 and figures "four million (4,000,000)".
5 2. Page 2, by striking lines 17 through 24, inclusive.
6 3. Page 2, line 28 by striking the words and figures "two
7 million two hundred ninety-five thousand (2,295,000)" and
8 inserting in lieu thereof the words and figures "three million
9 five hundred thousand (3,500,000)".
10 4. By renumbering sections to conform with this amendment.

TOM RILEY
RALPH W. POTTER

WILLIAM PLYMAT
KARL NOLIN
BASS VAN GILST

On motion of Senator Lamborn, the Senate adjourned until
8:00 a.m., Thursday, June 21, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTY-FIFTH DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, JUNE 21, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Bass Van Gilst, member of the Senate from Oskaloosa, Iowa.

The Journal of Wednesday, June 20, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Bengel, Hampton, Iowa.

PETITIONS

The following petitions were presented and placed on file.

By Senator Heying, one hundred forty signatures of residents from northeast Iowa, secured by Boy Scout Troop 31, Fayette, Iowa, at the Scout-a-rama, supporting the Volga River Project and urging the legislature to appropriate funds for its completion.

By Senator Heying, from one resident of Buchanan County opposing any appropriation of funds for the completion of the Volga River Project.

WITHDRAWN

Senator Lamborn asked and received unanimous consent that **Senate File 163** be **withdrawn** from further consideration of the Senate.

REFERRED TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **House Concurrent Resolution 40** be referred to the committee on **state government**.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

ADOPTION OF CONCURRENT RESOLUTION

Senator Lamborn asked and received unanimous consent that Senate Rules 5, 6, 7, 10, 38, 41 and 42 be suspended for the purpose of taking up for immediate consideration **Senate Concurrent Resolution 52**, found on pages 1899 and 1900 of the Senate Journal.

Senator Doderer moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 156.

House File 156

On motion of Senator Curtis, House File 156, a bill for an act relating to the definition of employees eligible for group insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hill offered amendment S—806 filed by him and moved its adoption:

S—806

1 Amend House File 156 by adding the following new section after
2 page 2, line 35:

3 "Sec. Section five hundred nine point three (509.3), Code
4 1973, is amended by adding the following new subsection:

5 *NEW SUBSECTION.* A provision that if the insurance on a
6 person or insurance on a person and the person's dependents
7 covered by the policy ceases because of termination of em-
8 ployment or of membership in the class or classes eligible
9 for coverage under the policies, such person, if enrolled
10 under the group policy for ninety days shall be entitled to
11 have issued to him by the insurer without evidence of insur-
12 ability an individual or family policy of hospital and medical
13 expense insurance provided application for the individual or
14 family policy is made and the first premium paid to the insur-
15 or, within thirty-one days after termination, and provided
16 further that,

17 a. The individual or family policy shall provide insurance
18 protection substantially similar both in type and level of
19 coverage to that which ceases because of such termination,
20 but the coverage shall not exceed that provided under the
21 group policy.

22 b. The individual or family policy may, at the option of
23 such person be on any one of the forms then customarily issued
24 by the insurer at the age and for the benefits applied for .

25 c. The premium on the individual or family policy shall be

Page 2

1 at the insurer's customary rate applicable to that policy for

2 a standard class of risk at the insured's attained age on the
3 effective date of the policy.

4 d. Such employee is not then covered by another policy of
5 hospital or surgical expense insurance providing similar bene-
6 fits or is not covered by or eligible to be covered by a group
7 contract or policy providing similar benefits or is not pro-
8 vided with similar benefits required by any statute or provided
9 by any welfare plan or program, which together with the con-
10 verted policy would result in overinsurance or duplication of
11 benefits.

12 e. The individual or family converted policy may include a
13 provision whereby the insurer may request information at any
14 premium due date of the policy of any person covered thereunder
15 as to whether he is then covered by another policy of hospital
16 or surgical expense insurance or hospital service or medical
17 expense indemnity corporation subscriber contract providing
18 similar benefits or is then covered by a group contract or
19 policy providing similar benefits or is then provided with
20 similar benefits required by any statute or provided by any
21 welfare plan or program. If any such person is so covered or
22 so provided and fails to furnish the details of such coverage
23 when requested, the benefits payable under the converted
24 policy may be based on the hospital, surgical or medical ex-
25 penses actually incurred after excluding expenses to the ex-

Page 3

1 tent they are payable under such other coverage or provided
2 under such statute, plan or program.

3 f. The conversion provision shall also be available (1) upon
4 the death of the employee or member, as the case may be, to the
5 surviving spouse with respect to such of the spouse and chil-
6 dren as are then covered by the group policy, and shall be
7 available to a child solely with respect to himself upon his
8 attaining the limiting age of coverage under the group policy
9 while covered as a dependent thereunder, and (2) upon the
10 divorce or annulment of the marriage of the employee or
11 member, as the case may be, to the divorced spouse, or former
12 spouse in the event of annulment, of such employee or member.

13 g. The effective date of the individual or family policy
14 shall be the date on which coverage under the group policy
15 ceases."

The amendment was adopted.

Senator Curtis moved that the bill be read the last time now,
which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 156) the vote was:

Ayes, 41:

Andersen	Gallagher	Kennedy	Milligan
Bergman	Glenn	Lamborn	Murray
Blouin	Griffin	McCartney	Nolin
Briles	Hansen	Miller of	Orr
Curtis	Heying	Des Moines	Palmer
DeKoster	Hill	Miller of	Plymat
Doderer	Junkins	Marshall	Potter

Priebe	Rodgers	Scott	Van Gilst
Rabedeaux	Schaben	Shaff	Willits
Ramsey	Schwengels	Taylor	Winkelman
Riley	Schwieger	Tieden	

Nays, none.

Absent or not voting, 9:

Coleman	Kelly	Kyhl	Robinson
Gluba	Kinley	Nystrom	Shaw
Hultman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that **House File 156** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent that **Senate File 522** be **immediately messaged** to the House, which request was complied with.

OBJECTION RAISED

Senator Schaben asked unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 609** passed the Senate filed by him on June 19, 1973.

Objection was raised.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 26

Senator DeKoster called up the conference committee report on Senate File 26, a bill for an act to provide for deferred sentences, found on pages 1811-1819, inclusive, of the Senate Journal, and moved its adoption.

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were 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. 26) the vote was:

Ayes, 45:

Andersen	Briles	DeKoster	Glenn
Bergman	Coleman	Doderer	Gluba
Blouin	Curtis	Gallagher	Griffin

Hansen	Miller of	Rabedeaux	Shaff
Heying	Marshall	Ramsey	Shaw
Hill	Milligan	Riley	Taylor
Hultman	Murray	Robinson	Tieden
Junkins	Nolin	Rodgers	Van Gilst
Kennedy	Orr	Schaben	Willits
Lamborn	Plymat	Schwengels	Winkelman
McCartney	Potter	Schwieger	
Miller of	Priebe	Scott	
Des Moines			

Nays, 1:

Palmer

Absent or not voting, 4:

Kelly

Kinley

Kyhl

Nystrom

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

MOTION TO SUSPEND SENATE RULE 3 LOST**Senate File 609**

Senator Schaben asked unanimous consent to withdraw the motion to reconsider the vote by which Senate File 609 passed the Senate filed by him on June 19, 1973.

Objection was raised.

Senator Schaben moved that Senate Rule 3 be suspended for the purpose of withdrawing the motion to reconsider the vote by which Senate File 609 passed the Senate filed by him on June 19, 1973.

Rule 24 was invoked on request of Senator Riley.

On the question "Shall the motion to suspend Senate Rule 3 and withdraw the motion to reconsider Senate File 609 be adopted?" (S.F. 609) the vote was:

Ayes, 16:

Blouin	Kelly	Palmer	Schaben
Coleman	Kennedy	Priebe	Scott
Gallagher	Kinley	Robinson	Willits
Heying	Miller of	Rodgers	
Junkins	Des Moines		

Nays, 30:

Andersen	Hill	Nolin	Schwieger
Bergman	Hultman	Orr	Shaff
Curtis	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Riley	Winkelman
Hansen	Murray	Schwengels	

Absent or not voting, 4:

Briles DeKoster Kyhl Nystrom

The motion lost.

SENATE FILE 609 RECONSIDERED

Senator Schaben moved to reconsider to vote by which Senate File 609 passed the Senate on June 19, 1973.

On the question "Shall the motion to reconsider the vote by which Senate File 609 passed the Senate be adopted?" (S.F. 609) the vote was:

Ayes, 32:

Andersen	Hultman	Nolin	Schwengels
Bergman	Kelly	Orr	Schwieger
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Glenn	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Van Gilst
Hansen	Murray	Robinson	Winkelman
Hill			

Nays, 14:

Blouin	Junkins	Miller of	Rodgers
Gallagher	Kennedy	Des Moines	Schaben
Gluba	Kinley	Palmer	Scott
Heying		Priebe	Willits

Absent or not voting, 4:

Briles DeKoster Kyhl Nystrom

The motion prevailed.

Senator Schaben moved to reconsider the vote by which Senate File 609 went to its last reading, which motion prevailed.

On motion of Senator Schaben, Senate File 609, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, leases, land purchases, equipment, replacements, or alterations, and providing for joint control of the expenditures thereof by the board of regents, the governor, and the state comptroller, was taken up for reconsideration.

Senator Riley offered amendment S—962 filed by Senators Riley, Potter, et al.:

S—962

Division S—962A

1 Amend Senate File 609 as follows:

- 2 1. Page 2, line 4, by striking the words and figures "five
3 million (5,000,000)" and inserting in lieu thereof the words
4 and figures "four million (4,000,000)".

Division S—962B

- 5 2. Page 2, by striking lines 17 through 24, inclusive.

Division S—962C

- 6 3. Page 2, line 28 by striking the words and figures "two
7 million two hundred ninety-five thousand (2,295,000)" and
8 inserting in lieu thereof the words and figures "three million
9 five hundred thousand (3,500,000)".
10 4. By renumbering sections to conform with this amendment.

Senator Schaben called for a division of the amendment, section 1 to be considered as division S—962A, section 2, as division S—962B, and sections 3 and 4, as division S—962C.

Senator Riley moved the adoption of division S—962A of the amendment.

Roll call was requested.

On the question "Shall division S—962A of the amendment be adopted?" (S.F. 609) the vote was:

Ayes, 36:

Andersen	Heying	Murray	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Hultman	Nystrom	Shaff
Briles	Kelly	Orr	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Glenn	Marshall	Ramsey	Willits
Gluba	Milligan	Riley	Winkelman
Griffin			

Nays, 12:

Coleman	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Schwieger
Hansen	Miller of	Schaben	
Junkins	Des Moines		

Absent or not voting, 2:

Kyhl	Schwengels
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Division S—962A of the amendment was adopted.

Action on division S—962B was temporarily deferred.

Senator Hansen offered amendment S—972 to division S—962C:

S—972

- 1 Amend the Riley, et al., amendment S—962 to Senate File
2 609, filed June 20, 1973, as follows:
3 1. By adding after line 9 the following new division:
4 4. Page 2, line 35, by adding after the period the following:
5 "Those projects which involve the replacement of buildings,

- 6 structures, or equipment destroyed by fire or a natural disaster
 7 shall receive highest priority in the expenditure of funds
 8 appropriated under this section.”
 9 2. By renumbering the remaining division.

Senator Taylor took the chair at 10:10 a.m.

President Neu took the chair at 10:15 a.m.

Senator Hansen moved the adoption of the amendment to division S—962C and requested a roll call.

On the question “Shall amendment S—972 to division S—962C be adopted?” (S.F. 609) the vote was:

Ayes, 29:

Andersen	Hultman	Miller of	Rabedeaux
Bergman	Junkins	Marshall	Riley
Briles	Kennedy	Milligan	Robinson
Coleman	Kinley	Nystrom	Rodgers
Curtis	Lamborn	Orr	Schwengels
Gallagher	Miller of	Palmer	Schwieger
Griffin	Des Moines	Plymat	Taylor
Hansen		Priebe	Tieden

Nays, 19:

Blouin	Heying	Potter	Shaw
DeKoster	Hill	Ramsey	Van Gilst
Doderer	Kelly	Schaben	Willits
Glenn	Murray	Scott	Winkelman
Gluba	Nolin	Shaff	

Absent or not voting, 2:

Kyhl	McCartney
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Amendment S—972 to division S—962C was adopted.

Senator Schaben offered amendment S—973 to division S—962C and moved its adoption:

S—973

- 1 Amend the Riley, et al., amendment S—962 filed June 20 to
 2 Senate File 609, lines 8 and 9 by striking the words and
 3 figures “three million five hundred thousand (3,500,000)”,
 4 and inserting in lieu thereof the following: “two million
 5 (2,000,000)”.

Roll call was requested.

On the question “Shall amendment S—973 to division S—962C be adopted?” (S.F. 609) the vote was:

Ayes, 21:

Blouin	Kinley	Murray	Rodgers
Coleman	Miller of	Nolin	Schaben
Heying	Des Moines	Orr	Scott
Hill	Miller of	Palmer	Van Gilst
Junkins	Marshall	Priebe	Willits
Kennedy		Robinson	Winkelman

Nays, 25:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Nystrom	Schwengels
Briles	Hultman	Plymat	Schwieger
Curtis	Kelly	Potter	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Doderer	McCartney	Ramsey	Tieden
Glenn			

Absent or not voting, 4:

Gallagher	Gluba	Kyhl	Shaff
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Amendment S—973 to division S—962C lost.

On motion of Senator Riley, division S—962C of the amendment as amended was adopted.

On motion of Senator Riley, division S—962B of the amendment was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 609) the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Riley
Bergman	Hill	Murray	Robinson
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Plymat	Shaw
Doderer	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, 7:

Coleman	Miller of	Orr	Shaben
Heying	Des Moines	Rodgers	Scott

Absent or not voting, 2:

Kyhl	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 Riley asked unanimous consent that Senate File 609 be immediately messaged to the House.

Objection was raised.

Senator Riley moved that Senate File 609 be immediately messaged to the House.

The motion prevailed and Senate File 609 was immediately messaged to the House.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

SENATE RECEDES

House File 769

Senator Schwieger called up House File 769, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the control of the department of social services, including repairs, improvements, replacements or alterations, amended by the Senate, and moved that the Senate recede from its amendment.

The motion prevailed and the Senate receded from its amendment.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 769) the vote was:

Ayes, 37:

Andersen	Griffin	Miller of	Priebe
Bergman	Heying	Des Moines	Ramsey
Blouin	Hill	Miller of	Robinson
Briles	Hultman	Marshall	Rodgers
Coleman	Junkins	Milligan	Schwengels
Curtis	Kennedy	Murray	Schwieger
DeKoster	Kinley	Nolin	Scott
Doderer	Lamborn	Palmer	Taylor
Glenn	McCartney	Plymat	Tieden
Gluba		Potter	Willits

Nays, 1:

Winkelman

Absent or not voting, 12:

Gallagher	Kyhl	Rabedaux	Shaff
Hansen	Nystrom	Riley	Shaw
Kelly	Orr	Schaben	Van Gilst

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 769** be **immediately messaged** to the House, which request was complied with.

SENATE INSISTS

House File 747

Senator Schwieger called up House File 747, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services, 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. 747) the vote was:

Ayes, 15:

Andersen	Glenn	Junkins	Plymat
Bergman	Griffin	Miller of	Potter
Curtis	Heying	Marshall	Schwieger
DeKoster	Hill	Murray	Tieden

Nays, 27:

Blouin	Kennedy	Nystrom	Schwengels
Briles	Kinley	Orr	Scott
Doderer	McCartney	Palmer	Shaff
Gallagher	Miller of	Priebe	Taylor
Gluba	Des Moines	Ramsey	Van Gilst
Hansen	Milligan	Robinson	Willits
Hultman	Nolin	Rodgers	Winkelman

Absent or not voting, 8:

Coleman	Kyhl	Rabedeaux	Schaben
Kelly	Lamborn	Riley	Shaw

The motion lost and the Senate insisted on its amendment.

Senator Lamborn asked and received unanimous consent that House File 747 be immediately messaged to the House, which request was complied with.

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on House File 747, on the part of the Senate: Senators Schwieger, chairman; Hultman, Taylor, Scott and Doderer.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 703

Senator Winkelman called up for consideration House File 703, a bill for an act to appropriate from the primary road fund to

the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay for employees under the state merit system, amended by the Senate and further amended by the House, and moved that the Senate refuse to concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 703 as
- 2 passed by the House, as follows:
- 3 1. Strike lines 2 through 10.
- 4 2. By inserting after line 1 the following:
- 5 1. Page 2, line 35, by striking the figures
- 6 "581,968" and "590,597" and inserting in lieu
- 7 thereof the figures "681,968" and "690,597",
- 8 respectively.
- 9 2. Page 3, line 1, by striking the figures
- 10 "2,807,767" and "2,879,507" and inserting in lieu
- 11 thereof the figures "2,907,767" and "2,979,507",
- 12 respectively.
- 13 3. Page 3, line 12, by striking the figures
- 14 "11,834,764" and "12,140,792" and inserting in
- 15 lieu thereof the figures "11,934,764" and
- 16 "12,240,792", respectively.
- 17 4. Page 3, line 17, by striking the figures
- 18 "1,867,048" and "1,862,225" and inserting in
- 19 lieu thereof the figures "2,367,048" and
- 20 "2,362,225", respectively.
- 21 5. Page 3, line 18, by striking the figures
- 22 "7,941,958" and "8,140,334" and inserting in
- 23 lieu thereof the figures "8,441,958" and
- 24 "8,640,334", respectively.

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- 1 6. Page 4, line 28, by striking the
- 2 figures "65,212,177" and "66,155,206" and
- 3 inserting in lieu thereof the figures
- 4 "65,812,177" and "66,755,206", respectively.
- 5 3. Strike lines 11 through 27 and insert
- 6 in lieu thereof the following:
- 7 "Page 6, by striking lines 1 and 2."

The motion prevailed and the Senate **refused to concur** in the House amendment to the Senate amendment.

Senator Lamborn asked and received unanimous consent that **House File 703** be **immediately messaged** to the House, which request was complied with.

Senator McCartney took the chair at 1:38 p.m.

House File 752

Senator Schwieger called up for consideration House File 752,

a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 752
- 2 by striking lines 5 through 13 inclusive.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Schwieger 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. 752) the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Hultman	Kelly	Kyhl	Shaw
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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 Lamborn asked and received unanimous consent that **House File 752** be **immediately messaged** to the House, which request was complied with.

Senator DeKoster asked and received unanimous consent to take up for consideration House File 739.

House File 739

Senator Schwieger called up for consideration House File 739, a bill for an act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services, amended by the

Senate, and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 739
 2 as follows:
 3 1. By striking lines 16 through 38 and inserting
 4 in lieu thereof the following:
 5 "Sec. Because the cost of institutional
 6 care continues to increase and the need exists for
 7 alternative types of arrangements for the care of
 8 children who are residents of the Annie Wittenmyer
 9 Home or would be considered for placement at the
 10 Home and because additional funds will be required
 11 for the Annie Wittenmyer Home to comply with the
 12 standards promulgated pursuant to chapter eighty-
 13 eight (88) of the Code the department of social
 14 services shall develop a plan for the closing of the
 15 Annie Wittenmyer Home as a child-care facility
 16 no later than December 31, 1974 and shall, in
 17 conjunction with the development of the plan,
 18 cooperate with the department of public instruction
 19 in arranging for the establishment of community-
 20 based alternatives to the care and education
 21 provided children at the Annie Wittenmyer Home,
 22 which alternatives shall afford:
 23 1. Needed social services for the children
 24 enrolled in the alternative programs.
 25 2. Group home or intensive foster home living

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- 1 situations for the children enrolled in the alternative
 2 programs, where indicated by the needs of the children.
 3 3. An educational component specifically designed
 4 to meet the special needs of the children enrolled in
 5 the alternative programs."
 6 2. Line 45, by striking the words "pilot programs"
 7 and inserting in lieu thereof the words "community-
 8 based alternatives".
 9 3. Line 51, by inserting after the word "use"
 10 the words "or disposition".

Roll call was requested.

On the question "Shall the Senate concur in the House amendment to the Senate amendment?" (H.F. 739) the vote was:

Ayes, 17:

Andersen	Hill	Nystrom	Ramsey
Bergman	Lamborn	Plymat	Schwieger
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedaux	Tieden
Hansen	Marshall		

Nays, 30:

Blouin	Hultman	Murray	Schaben
Briles	Junkins	Nolin	Schwengels
Coleman	Kelly	Orr	Scott
Doderer	Kennedy	Palmer	Shaff
Gallagher	Kinley	Priebe	Shaw
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	Winkelman
Heying	Milligan	Rodgers	

Absent or not voting, 3:

Griffin	Kyhl	Van Gilst
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The motion lost, and the Senate **refused to concur** in the House amendment to the Senate amendment.

Senator Lamborn asked and received unanimous consent that **House File 739** be **immediately messaged** to the House, which request was complied with.

SENATE INSISTS**House File 770**

Senator Shaw called up House File 770, a bill for an act making an appropriation for expansion of the capitol complex, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed and the Senate **insisted** on its amendment.

Senator Lamborn asked and received unanimous consent that **House File 770** be **immediately messaged** to the House, which request was complied with.

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on **House File 770**, on the part of the Senate: Senators Shaw, chairman; Curtis, Briles, Willits and Blouin.

HOUSE AMENDMENTS CONSIDERED**Senate File 476**

Senator Schwengels called up for consideration Senate File 476, a bill for an act to establish the office of the legislative fiscal bureau and to abolish the budget and financial control committee, amended by the House, and moved that the Senate refuse to concur in the House amendment found on pages 1803-1809, inclusive, of the Senate Journal.

The motion prevailed and the Senate refused to concur in the House amendment.

Senator Lamborn asked and received unanimous consent that **Senate File 476** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 26, a bill for an act to provide for deferred sentences.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 602, a bill for an act relating to the rate of motor vehicle inspection station permit fees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 604, a bill for an act making an appropriation to the department of social services for public assistance programs and contractual services.

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 757, a bill for an act to make an appropriation to the Iowa development commission.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 761, a bill for an act making an appropriation from general fund to the department of environmental quality.

WILLIAM H. HARBOR, Chief Clerk

SENATE INSISTS

House File 757

Senator Milligan asked and received unanimous consent to take up House File 757, a bill for an act to make an appropriation to the Iowa development commission, amended by the Senate, and moved that the Senate recede from its amendments.

Roll call was requested.

On the question "Shall the Senate recede from its amendments?" (H.F. 757) the vote was:

Ayes, 15:

DeKoster	Hultman	Priebe	Schwieger
Doderer	Lamborn	Rabedeaux	Shaff
Griffin	Milligan	Ramsey	Taylor
Hill	Potter	Riley	

Nays, 33:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Junkins	Murray	Schwengels
Briles	Kennedy	Nolin	Scott
Coleman	Kinley	Nystrom	Shaw
Curtis	McCartney	Orr	Tieden
Gallagher	Miller of	Palmer	Van Gilst
Glenn	Des Moines	Plymat	Willits
Gluba		Robinson	Winkelman

Absent or not voting, 2:

Kelly	Kyhl
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The motion lost and the **Senate insisted** on its amendments.

Senator Lamborn asked and received unanimous consent that **House File 757** be **immediately messaged** to the House, which request was complied with.

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on **House File 757**, on the part of the Senate: Senators Hultman, chairman; Schwengels, Heying, Doderer and Shaff.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED**House File 761**

Senator Milligan called up for consideration House File 761, a bill for an act making an appropriation from the general fund of the state to the department of environmental quality, amended by the Senate and further amended by the House, and moved that the Senate refuse to concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 761
- 2 as follows:
- 3 Line 3, by striking the figures "\$1,317,230" and
- 4 "\$1,374,290" and inserting in lieu thereof the
- 5 following: "\$1,070,766" and "\$1,113,065".

Roll call was requested.

On the question "Shall the Senate refuse to concur in the

House amendment to the Senate amendment?" (H.F. 761) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Glenn	Kinley	Ramsey
Coleman	Gluba	McCartney	Riley
DeKoster	Hansen	Milligan	Schwengels
Doderer	Heying	Orr	Shaw
Gallagher	Kelly	Palmer	Willits

Nays, 29:

Andersen	Kennedy	Nyström	Schwieger
Bergman	Lamborn	Plymat	Scott
Briles	Miller of	Potter	Shaff
Curtis	Des Moines	Priebe	Taylor
Griffin	Miller of	Rabedaux	Tieden
Hill	Marshall	Robinson	Van Gilst
Hultman	Murray	Rodgers	Winkelman
Junkins	Nolin	Schaben	

Absent or not voting, 1:

Kyhl

The motion lost, and the Senate concurred in the House amendment to the Senate amendment.

Senator Milligan 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. 761) the vote was:

Ayes, 41:

Andersen	Hansen	Murray	Robinson
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nyström	Schwengels
Briles	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Marshall	Riley	Winkelman
Gluba	Milligan		

Nays, none.

Absent or not voting, 9:

Griffin	Kyhl	Rabedaux	Schwieger
Hultman	Miller of	Rodgers	Taylor
Kinley	Des Moines		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that House File 761 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 586

Senator Riley called up for consideration Senate File 586, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public instruction, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 586, as passed by the Senate,
 2 as follows:
 3 1. Page 2, line 23, by inserting after the word
 4 "education" the words "through secondary schools".
 5 2. Page 3, by striking all of lines 1, 2, and 3.
 6 3. Page 5, by inserting after line 10 the follow-
 7 ing new section:
 8 "Sec. Section two hundred fifty-eight point
 9 fourteen (258.14), subsection two (2), Code 1973, is
 10 amended to read as follows:
 11 The board for vocational education is authorized to
 12 award grants from the vocational youth organization
 13 fund to [any vocational organization which is an
 14 integral part of the instructional program in occupa-
 15 tional vocational areas which include, but is not
 16 limited to, agriculture, business and office occupa-
 17 tions, distributive education, home economic, and
 18 trade and industrial education] *the following organiza-*
 19 *tions: distributive education clubs of America, future*
 20 *farmers of America, future homemakers of America,*
 21 *office education clubs of America, and vocational*
 22 *industrial clubs of America.* No moneys shall be used
 23 for salaries and travel of state or local advisors
 24 of vocation educational organizations. No vocation-
 25 al organization shall receive more than one-fifth of

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1 the moneys appropriated to the vocational youth
 2 organization fund in any year."

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S. F. 586) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Lamborn	Palmer	Shaff
Doderer	McCartney	Plymat	Shaw
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 8:

Briles	Hultman	Kyhl	Rodgers
Griffin	Kinley	Rabedeaux	Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 761** 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 insisted on its amendments to Senate File 522, a bill for an act relating to fees for inspection of amusement rides, devices, concessions, and booths, and requests a conference committee.

Conferees on the part of the House are: The Representative from Muscatine, Mr. Drake, chairman; the Representative from Buena Vista, Mr. Freeman; the Representative from Polk, Mr. Jesse; the Representative from Polk, Mr. Nielsen, and the Representative from Clinton, Mr. Oakley.

WILLIAM H. HARBOR, Chief Clerk

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on **Senate File 522**, on the part of the Senate: Senators Shaw, chairman; Hultman, McCartney, Priebe and Robinson.

HOUSE AMENDMENTS CONSIDERED

Senate File 76

Senator Curtis called up for consideration Senate File 76, a bill for an act relating to state income tax audits, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 76, as passed by the Senate, as
2 follows:

3 Page 2, by striking all of lines 18, 19, 20, 21
4 and 22, and through the period in line 23, and in-
5 serting in lieu thereof the following: "[from the
6 date of final disposition of any controversy between
7 the taxpayer and the internal revenue service with
8 respect to the particular tax year to make the
9 examination and determination.] *to make an examina-*
10 *tion and determination from the date of receipt*
11 *by the department of notice from the taxpayer of*
12 *the final disposition of any matter between the*
13 *taxpayer and the internal revenue service with*
14 *respect to the particular tax year. In order to*
15 *begin the running of the six-months period, the*
16 *notice shall be in writing in any form sufficient*
17 *to inform the department of such final disposition*
18 *with respect to such year, and a copy of the federal*
19 *document showing the final disposition or final*
20 *federal adjustments shall be attached to the notice."*

The motion prevailed and the Senate concurred in the House amendment.

Senator Curtis moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 76) the vote was:

Ayes, 42:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
Doderer	Miller of	Potter	Taylor
Gallagher	Des Moines	Priebe	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman

Nays, none.

Absent or not voting, 8:

DeKoster	Hultman	Kyhl	Rabedeaux
Griffin	Kinley	McCartney	Rodgers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 523

Senator Schwieger called up for consideration Senate File 523, a bill for an act making an appropriation to the committee on

employment of the handicapped, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 523 as passed by the Senate, page 2,
- 2 by striking lines 10 and 11 and inserting in lieu
- 3 thereof the following:
- 4 "maintenance, and miscel-
- 5 laneous purposes: \$76,950 \$79,650".

The motion prevailed and the Senate concurred in the House amendment.

Senator Schwieger moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 523) the vote was:

Ayes, 46:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Hansen	Kennedy	Kyhl	McCartney
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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 Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 747, a bill for an act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services, the Representative from Sioux, Mr. Den Herder, chairman; the Representative from Scott, Mr. Cusack; the Representative from Tama, Mr. Husak; the Representative from Scott, Mrs. Kiser, and the Representative from Fremont, Mrs. McElroy.

WILLIAM H. HARBOR, Chief Clerk

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 52, urging the Congress of the United States to provide just compensation for farmers and property owners in the vicinity of the Iowa River.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 156, a bill for an act relating to the definition of employees eligible for group insurance.

Also: That the House has receded from its amendment to the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 703, a bill for an act to appropriate from primary road fund to state highway commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS CONSIDERED

Senate File 540

Senator Schwieger called up for consideration Senate File 540, a bill for an act making an appropriation from the general fund of the state to the Iowa commission on alcoholism, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 540, as passed by the Senate,
- 2 as follows:
- 3 1. Page 2, line 18, by inserting after the word
- 4 "governor" the following: ", the following amount not
- 5 more than fifteen percent of which may be allocated
- 6 to any one local alcoholism unit or facility".
- 7 2. Page 2, by striking all of lines 31 through 33.
- 8 3. By renumbering subsequent sections.

The motion prevailed and the Senate concurred in the House amendment.

Senator Schwieger moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 540) the vote was:

Ayes, 43:

Andersen	Coleman	Glenn	Heying
Bergman	Curtis	Gluba	Hultman
Blouin	DeKoster	Griffin	Junkins
Briles	Gallagher	Hansen	Kelly

Kennedy	Murray	Ramsey	Shaff
Kinley	Nolin	Riley	Shaw
Lamborn	Nystrom	Rodgers	Taylor
McCartney	Palmer	Schaben	Tieden
Miller of Marshall	Potter	Schwengels	Van Gilst
Milligan	Priebe	Schwieger	Willits
	Rabedeaux	Scott	Winkelman

Nays, 1:

Hill

Absent or not voting, 6:

Doderer	Miller of	Orr	Robinson
Kyhl	Des Moines	Plymat	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 570

Senator Griffin called up for consideration Senate File 570, a bill for an act relating to aid to dependent children, blind assistance, and aid to the disabled and making an appropriation, amended by the House, and moved that the Senate concur in the House amendment found on pages 1891-1894, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendment.

Senator Griffin moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 570) the vote was:

Ayes, 43:

Andersen	Heying	Nystrom	Schaben
Bergman	Junkins	Orr	Schwengels
Blouin	Kelly	Palmer	Schwieger
Briles	Kennedy	Plymat	Scott
Coleman	Lamborn	Potter	Shaff
Curtis	McCartney	Priebe	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Gallagher	Marshall	Ramsey	Tieden
Glenn	Milligan	Riley	Van Gilst
Gluba	Murray	Robinson	Willits
Griffin	Nolin	Rodgers	Winkelman

Nays, 1:

Hill

Voting present, 1:

Doderer

Absent or not voting, 5:

Hansen	Kinley	Kyhl	Miller of
Hultman			Des Moines

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Gallagher asked and received unanimous consent that **Senate File 267** 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 insisted on its amendments to Senate File 476, a bill for an act to establish the office of the legislative fiscal bureau and to abolish the budget and financial control committee, and requests a conference committee.

Conferees on the part of the House are: The Representative from Linn, Mrs. Lipsky, chairman; the Representative from Webster, Mr. Cochran; the Representative from Scott, Mr. Cusack; the Representative from Sioux, Mr. Den Herder, and the Representative from Clinton, Mr. Oakley.

WILLIAM H. HARBOR, Chief Clerk

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on **Senate File 476**, on the part of the Senate: Senators Hansen, chairman; Schwengels, Curtis, Hill and Gallagher.

HOUSE AMENDMENTS CONSIDERED

Senate File 571

Senator Shaff called up for consideration Senate File 571, a bill for an act to grant a credit for all livestock valued and assessed on January 1, 1973, for which taxes would otherwise be due in 1974 and succeeding years and making an appropriation, amended by the House, and moved that the Senate concur in the House amendment found on pages 1884-1886, inclusive, of the Senate Journal.

The Chair called for a division.

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaff moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 571) the vote was:

Ayes, 38:

Andersen	Hultman	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying	Milligan	Robinson	

Nays, 7:

Blouin	Glenn	Hill	Palmer
Doderer	Gluba	Orr	

Absent or not voting, 5:

Kyhl	Miller of	Rodgers	Shaw
	Des Moines		Taylor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senate File 590

Senator DeKoster called up for consideration Senate File 590, a bill for an act setting the salary rate for state officials and designated employees of the state, amended by the House amendment found on pages 1886-1890, inclusive, of the Senate Journal.

Senator DeKoster offered amendment S—970 to the House amendment filed by him and found on pages 1934 and 1935 of the Senate Journal.

Senator DeKoster offered amendment S—975 to amendment S—970 to the House amendment:

S—975

- 1 Amend the DeKoster amendment S—970, to the House amendment
- 2 to Senate File 590, as follows:
- 3 1. Page 1, by inserting the following after line 19:
- 4 "..... Page 3, by striking all in line 12 and inserting
- 5 in lieu thereof the following:
- 6 comptroller: \$27,000 \$28,400"
- 7 2. By renumbering divisions to conform with this amendment.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on Senate File 590 be deferred and that the bill retain its place on the 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 Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 757, a bill for an act to make an appropriation to the Iowa Development Commission, the Representative from Hardin, Mr. Welden, chairman; the Representative from Greene, Mr. Fisher; the Representative from Van Buren, Mr. Millen; the Representative from Johnson, Mr. Small, and the Representative from Benton, Mr. Wyckoff.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 776, a bill for an act to appropriate funds to the state board of regents and institutions under the control of the board.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS TO
SENATE AMENDMENT CONSIDERED

House File 776

Senator Riley called up for consideration House File 776, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, amended by the Senate, and further amended by the House, and moved that the Senate concur in the following House amendments to the Senate amendment:

- 1 Amend the Senate amendment to House File 776, as
- 2 amended and passed by the House as follows:
- 3 1. Line 5, by striking the figures "41,594,400"
- 4 and "45,834,400" and inserting in lieu thereof the
- 5 figures "40,551,700" and "42,612,750".
- 6 2. Line 8, by striking the figures "10,524,100"
- 7 and "11,174,700" and inserting in lieu thereof the
- 8 figures "10,459,100" and "10,759,000".
- 9 3. Line 11, by striking the figures "2,483,500"
- 10 and "2,650,500" and inserting in lieu thereof the
- 11 figures "2,457,500" and "2,487,400".
- 12 4. Lines 13 and 14, by striking the figures
- 13 "904,800" and "941,800" and inserting in lieu thereof
- 14 the figures "897,800" and "894,300".
- 15 5. Line 17, by striking the figures "1,610,200"
- 16 and "1,713,200" and inserting in lieu thereof the
- 17 figures "1,598,200" and "1,638,000".
- 18 6. Line 20, by striking the figures "1,910,400"
- 19 and "2,004,400" and inserting in lieu thereof the
- 20 figures "1,895,400" and "1,907,700".
- 21 7. Line 23, by striking the figures "59,027,400"
- 22 and "64,319,000" and inserting in lieu thereof the

23 figures "57,859,700" and "60,299,150".
 24 8. Line 26, by striking the figures "33,866,000"
 25 and "36,740,000" and inserting in lieu thereof the

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1 figures "32,876,000" and "33,397,200".
 2 9. Line 29, by striking the figures "4,365,700"
 3 and "4,714,700" and inserting in lieu thereof the
 4 figures "4,316,700" and "4,402,200".
 5 10. Line 32, by striking the figures "3,711,200"
 6 and "4,124,200" and inserting in lieu thereof the
 7 figures "3,655,200" and "3,764,600".
 8 11. Line 35, by striking the figures "41,942,900"
 9 and "45,578,900" and inserting in lieu thereof the
 10 figures "40,847,900" and "41,564,000".
 11 12. Line 38, by striking the figures "13,298,100"
 12 and "14,558,100" and inserting in lieu thereof the
 13 figures "13,023,950" and "13,554,700".
 14 13. Lines 40 and 41 by striking the figures
 15 "991,800" and "1,049,800" and inserting in lieu thereof
 16 the figures "983,800" and "999,900".
 17 14. Line 44, by striking the figures "1,824,800"
 18 and "1,931,500" and inserting in lieu thereof the
 19 figures "1,776,500" and "1,804,600".
 20 15. By striking lines 45, 46, and 47 and inserting
 21 in lieu thereof the following:
 22 15. Page 6, by striking lines 12 through 18 and
 23 inserting in lieu thereof the following:
 24 Sec. 2. The state board of regents may reallocate
 25 funds appropriated by paragraph a of subsection two

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1 (2) of section one (1); paragraph a of subsection
 2 three (3) of section one (1); and paragraph a of sub-
 3 section four (4) of section one (1) of this Act.
 4 However, such reallocation shall not reduce by more
 5 than one percent the amount of these individual
 6 appropriations.
 7 16. By striking line 48 and inserting in lieu
 8 thereof the following:
 9 16. Page 6, line 19, by adding after the word
 10 "regents" the words " , with the approval of the state
 11 comptroller,".
 12 17. By striking line 49.
 13 18. By adding the following new division after
 14 line 53:
 15 Page 7, by inserting after line 5 the
 16 following section:
 17 Sec. If federal action prohibits an increase
 18 in nonresident tuition under a price freeze policy,
 19 there is appropriated to the state board of regents,
 20 the sum of two million five hundred eighty-one
 21 thousand three hundred (2,581,300) dollars, or so much
 22 as may be necessary, from the general fund of the state
 23 for the biennium beginning July 1, 1973 and ending
 24 June 30, 1975. No funds shall be allocated under this

25 section without the approval of the governor and the

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- 1 state comptroller.
- 2 Sec. 19. By striking lines 58, 59, and 60 and
- 3 inserting in lieu thereof the words "institutions, and
- 4 establishing a unified budget and accounting system for
- 5 the board."

The motion prevailed and the Senate concurred in the House amendments.

Senator Riley moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 776) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 776** 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 Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 770, a bill for an act making an appropriation for expansion of the capitol complex, the Representative from Jasper, Mr. Roorda, chairman; the Representative from Dubuque, Mr. Clark; the Representative from Greene, Mr. Fisher; the Representative from Tama, Mr. Husak, and the Representative from Cass, Mr. Pellett.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS CONSIDERED

Senate File 112

Senator Robinson called up for consideration Senate File 112, a bill for an act relating to the highway grade crossing safety fund, amended by the House, as follows:

1 Amend Senate File 112 as amended, passed and
 2 reprinted by the Senate as follows:
 3 1. Page 1B, by inserting after line 46 the following
 4 section:
 5 Sec. 3. Section four hundred seventy-eight point
 6 twenty-six (478.26), Code 1973, is amended to read as
 7 follows:
 8 478.26 USE OF FUND. When application is before the
 9 state commerce commission, as provided in section
 10 478.22, and after hearing has been held, and
 11 determination as to allocation of costs as provided
 12 in section 478.23 the state commerce commission is
 13 hereby empowered to allocate proceeds from the highway
 14 grade crossing safety fund for the protection of the
 15 public in the use of the highway railroad grade crossings
 16 involved in the application, in addition to any portion of
 17 the cost to be paid by the railroad company or other
 18 public authority. Upon reaching a decision as to the
 19 amount to be allocated from the highway grade crossing
 20 safety fund, the commission shall forthwith direct the
 21 treasurer of state to distribute said amount from the
 22 funds then available in the highway grade crossing safety
 23 fund. Provided, however, the state commerce commis-
 24 sion may not allocate any part of the proceeds of the
 25 highway grade crossing safety fund for improvement or

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1 construction of highway-railroad grade crossings
 2 located on federal or federal-aid highways *unless*
 3 *the commission determines that due to the record of*
 4 *fatalities at a crossing as maintained by the*
 5 *department of public safety, allocation of a part*
 6 *of the fund is necessary to protect the public.*
 7 2. Page 1B, by striking lines 42 through 44 and
 8 inserting in lieu thereof the following:
 9 "installed prior to July 1, 1973 the maintenance
 10 thereof shall be assumed by the railroad and if
 11 flasher light or gate signals are ordered installed on
 12 or after July 1, 1973 the maintenance thereof shall be
 13 assumed equally by the railroad and the grade crossing
 14 safety fund; provided, however, the grade crossing safety
 15 fund shall not expend more than four hundred fifty
 16 dollars for any one crossing in any one year; provided,
 17 however, nothing".

Senator Taylor offered amendment S—976 to the House amendment by Senators Taylor and Robinson and moved its adoption:

S—976

- 1 Amend the House amendment to Senate File 112, page 2, line 5 by
- 2 inserting after the word "*safety*" the words "*or that a potentially*
- 3 *dangerous grade crossing exists within a city or town*".

The amendment to the House amendment was adopted.

Senator Robinson moved the Senate concur in the House amendment as amended.

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator Robinson moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 112) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Coleman	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Orr	Schwieger
DeKoster	Kinley	Palmer	Scott
Doderer	Lamborn	Plymat	Shaw
Glenn	McCartney	Potter	Taylor
Gluba	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedeaux	Van Gilst
Hansen	Miller of	Ramsey	Willits
Heying	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Briles	Gallagher	Kyhl	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.

Senator Lamborn asked and received unanimous consent that **Senate File 112** be **immediately messaged** to the House, which request was complied with.

Senate File 603

Senator Winkelman called up for consideration Senate File 603, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof and consolidating divisions, amended by the House, and moved that the Senate refuse to concur in the following amendment:

- 1 Amend Senate File 603, as passed and reprinted,
- 2 as follows:

- 3 1. Page 2, by adding the following after line
 4 31:
 5 b. For the state's con-
 6 tribution to the peace
 7 officers' retirement, acci-
 8 dent, and disability sys-
 9 tem provided in chapter
 10 ninety-seven A (97A) of the
 11 Code: \$ 19,500 \$ 21,400
 12 2. Page 4, by adding the following after line
 13 26:

14 Sec. 2. The members of the division of fire
 15 protection, except clerical staff, shall become
 16 members of the Iowa department of public safety's
 17 peace officers' retirement, accident and disability
 18 system established by chapter ninety-seven A (97A)
 19 of the Code, shall receive any benefits from such
 20 system, and shall be required to contribute to or
 21 pay any funds into such system.

22 There is appropriated from the general fund of
 23 the state eighty-seven thousand four hundred (87,400)
 24 dollars, or so much thereof as may be necessary,
 25 to the department of public safety for the state's
 26 prior years' contributions to the peace officers'

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- 1 retirement system. Prior years' contribution shall
 2 include those years for which the members were
 3 employed by the division of fire protection. State
 4 funds contributed and employees' contributions to
 5 the Iowa public employees' retirement system during
 6 the period of prior employment by the division of
 7 fire protection shall be transferred to the peace
 8 officers' retirement system by the employment security
 9 commission on the effective date of this Act.
 10 Contributions to be made by the members for prior
 11 years to the peace officers' retirement system for
 12 the period of prior employment with the division
 13 of fire protection shall be computed by the peace
 14 officers' retirement board as of the date of transfer.
 15 The board, in making the computation for
 16 contributions, shall take into account the trans-
 17 fers of the employees' contributions in the Iowa
 18 public employees' retirement system. The members
 19 shall make payable to the peace officers' retirement
 20 system the amount computed by July 1, 1974.
 21 3. By renumbering the subsequent sections.

Roll call was requested.

President Neu took the chair at 5:15 p.m.

On the question "Shall the Senate refuse to concur in the House amendment?" (S.F. 603) the vote was:

Ayes, 30:

Andersen	Hill	Miller of	Rabedeaux
Bergman	Hultman	Marshall	Schwengels
Blouin	Junkins	Murray	Schwieger
Curtis	Kennedy	Nolin	Shaff
DeKoster	Lamborn	Orr	Shaw
Doderer	McCartney	Palmer	Taylor
Gallagher	Miller of	Plymat	Willits
Gluba	Des Moines	Potter	Winkelman

Nays, 19:

Briles	Heying	Priebe	Schaben
Coleman	Kelly	Ramsey	Scott
Glenn	Kinley	Riley	Tieden
Griffin	Milligan	Robinson	Van Gilst
Hansen	Nystrom	Rodgers	

Absent or not voting, 1:

Kyhl

The motion prevailed and the Senate **refused to concur in the House amendment.**

Senate File 602

Senator Winkelman called up for consideration Senate File 602, a bill for an act relating to the rate of motor vehicle inspection station permit fees and the administration of such fees, amended by the House, and moved that the Senate refuse to concur in the following House amendment:

- 1 Amend Senate File 602 as follows:
- 2 1. Page 1, line 1, by striking all after the word
- 3 "relating" and all of line 2 and by inserting the
- 4 following: "to the administration of the motor vehicle
- 5 inspection fees."
- 6 2. Page 2, by striking lines 1 through 8.

Roll call was requested.

On the question "Shall the Senate refuse to concur in the House amendment?" (S.F. 602) the vote was:

Ayes, 14:

Andersen	Hill	Ramsey	Shaw
Blouin	Kinley	Rodgers	Tieden
DeKoster	Orr	Schwieger	Winkelman
Gluba	Palmer		

Nays, 34:

Bergman	Heying	Miller of	Rabedeaux
Briles	Hultman	Marshall	Riley
Coleman	Junkins	Milligan	Robinson
Curtis	Kelly	Murray	Schaben
Doderer	Kennedy	Nolin	Schwengels
Gallagher	Lamborn	Nystrom	Scott
Glenn	McCartney	Plymat	Van Gilst
Griffin	Miller of	Potter	Willits
Hansen	Des Moines	Priebe	Taylor

ence committee on House File 739, on the part of the Senate: Senators Shaw, chairman; Andersen, Winkelman, Gluba and Kinley.

HOUSE AMENDMENT CONSIDERED

Senate File 604

Senator Schwieger called up for consideration Senate File 604, a bill for an act making an appropriation to the department of social services for certain public assistance programs and contractual services, changing the procedure for handling county claims arising from foster care for veterans' children, and relating to eligibility for assistance under the aid to dependent children program, amended by the House, as follows:

- 1 Amend Senate File 604 as follows:
- 2 1. Page 2, by striking line 11 and inserting in lieu
- 3 thereof the following:
- 4 "3. Aid to Dependent
- 5 Children \$20,649,000 \$29,172,000".
- 6 2. Page 2, by striking line 16 and inserting in
- 7 lieu thereof the following:
- 8 "7. Medical Assistance \$27,522,000 —0—".
- 9 3. Page 2, by striking lines 23 and 24 and insert-
- 10 ing in lieu thereof the following:
- 11 "11. Services to the
- 12 Elderly, Blind and Dis-
- 13 abled \$ 500,000 \$ 500,000".
- 14 4. Page 4, line 10, by striking the word "and"
- 15 and inserting in lieu thereof the words "[and] *who is*".
- 16 5. Page 4, line 13, by inserting after the word
- 17 "or" the words "*who is, in lieu of pursuing a course*
- 18 *of study leading to a high school diploma or its*
- 19 *equivalent*".
- 20 6. Page 5, by striking lines 4, 5, 6 and 7 and
- 21 inserting in lieu thereof the words "was last employed."
- 22 7. Page 5, by striking lines 8 through 17 and

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- 1 inserting in lieu thereof the following:
- 2 c. At any time during the thirty-day period
- 3 prior to receipt of assistance under this chapter or
- 4 at any time thereafter while assistance is payable
- 5 under this chapter, has not been available for
- 6 employment, has not actively sought employment, or
- 7 has without good cause refused any bona fide offer of
- 8 employment or training for employment. The following
- 9 reasons for refusing employment or training are not
- 10 good cause: unsuitable or unpleasant work or training,
- 11 if the father is able to perform the work or training
- 12 without unusual danger to his health; or the amount
- 13 of wages or compensation, unless the wages for
- 14 employment are below the federal minimum wage.

15 d. Has not registered for work with the state
 16 employment service established pursuant to section
 17 ninety-six point twelve (96.12) of the Code, or
 18 thereafter has failed to report at an employment
 19 office in accordance with regulations prescribed
 20 pursuant to section ninety-six point four (96.4),
 21 subsection one (1) of the Code.

22 e. Has failed to participate in or to co-
 23 operate in any work or training program made available
 24 to him under chapter two hundred forty-nine C (249C)
 25 of the Code, or has without good cause withdrawn from

Page 3

1 such program before completion. The department of
 2 social services shall promptly make available a
 3 program under chapter two hundred forty-nine C (249C)
 4 of the Code to each father whose partial or total
 5 unemployment is the reason for assistance under this
 6 chapter.

7 8. Page 5, line 19, by striking the words "or in
 8 lieu of".

Senator Schwieger offered amendment S—974 to the House
 amendment by Senator Schwieger, DeKoster, et al.:

S—974

Division S—974A

1 Amend House amendment to Senate File 604 as follows:

2 1. Page 1, by striking line 8 and inserting in lieu
 3 thereof the following:

4 "7. Medical Assistance \$27,522,000 \$33,442,000".

5 2. Page 3, by striking lines 1 through 6 and inserting
 6 in lieu thereof the following:

7 "such program before completion. The department of
 8 social services shall have a program under chapter
 9 two hundred forty-nine C (249C) of the Code for the
 10 partially or totally unemployed father under this
 11 subsection."

Division S—974B

12 3. Page 3, by striking lines 7 and 8.

Senator McCartney called for a division of amendment S—974
 to the House amendment, sections 1 and 2 to be considered as
 division S—974A, section 3, as division S—974B.

On motion of Senator Schwieger, division S—974A of the
 amendment to the House amendment was adopted.

Senator Schwieger moved the adoption of division S—974B
 of the amendment to the House amendment.

Roll call was requested.

On the question "Shall division S—974B of the amendment
 to the House amendment be adopted?" (S.F. 604) the vote was:

Ayes, 40:

Andersen	Griffin	Murray	Rodgers
Bergman	Hansen	Nolin	Schaben
Blouin	Heying	Orr	Schwengels
Briles	Kelly	Palmer	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Riley	Van Gilst
Glenn	Milligan	Robinson	Willits
Gluba			

Nays, 9:

Hill	McCartney	Nystrom	Taylor
Hultman	Miller of	Ramsey	Winkelman
Junkins	Marshall		

Absent or not voting, 1:

Kyhl

Division S—974B of the amendment to the House amendment was adopted.

Senator Gluba offered amendment S—982 to the House amendment and moved its adoption:

S—982

- 1 Amend the House amendment to Senate File 604, page 2, line 8
- 2 by inserting after the word "employment" the words "unless
- 3 such employment or training is in conflict with his moral or
- 4 religious convictions".

Amendment S—982 to the House amendment lost.

On motion of Senator Schwieger, the Senate concurred in the House amendment as amended.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 604) the vote was:

Ayes, 42:

Anderson	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	

Nays, 4:

Hill	Hultman	Ramsey	Winkelman
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Absent or not voting, 4:

Coleman

Kyhl

Miller of
Des Moines

Rodgers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 604** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 15, requesting remedial authority be legislated by the Congress prior to any further action on the Saylorville lake project.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 112, a bill for an act relating to the highway grade crossing safety fund.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 578, a bill for an act to appropriate funds to the office of the citizens' aide.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 782, a bill for an act relating to financing the supreme court.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 792, a bill for an act making an appropriation to the district courts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked :

House File 802, a bill for an act making an appropriation to the department of social services and divisions thereof.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 578

- 1 Amend Senate File 578, page 2, by striking lines
- 2 11 through 19.

INTRODUCTION OF BILL

Senate File 616, by committee on appropriations, a bill for an act to appropriate from the general fund of the state for the office of the state comptroller and its divisions.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 802, a bill for an act making an appropriation to the department of social services and divisions thereof, for area services and for administration.

Read first time and referred to committee on **appropriations**.

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 609, a bill for an act to appropriate funds from general fund to the state board of regents for capital improvements.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS CONSIDERED

Senate File 115

Senator Milligan called up for consideration Senate File 115, a bill for an act relating to disclosure of criminal history and intelligence data, amended by the House, amendment found on pages 1300-1302, inclusive, of the Senate Journal.

Senator Milligan offered amendment S—720 filed by him to the House amendment and moved its adoption:

S—720

- 1 Amend the House amendment to Senate File 115 as follows:
- 2 1. Page 1, by adding the following after line 23:
- 3 6. Page 4, by adding the following after line 2:
- 4 The provisions of this section and section three (3) of
- 5 this Act which relate to the requiring of an individually
- 6 identified request prior to the dissemination or redissemina-
- 7 tion of criminal history data shall not apply to the
- 8 furnishing of criminal history data to the federal bureau of
- 9 investigation or to the dissemination or redissemination of
- 10 information that an arrest warrant has been or will be
- 11 issued, and other relevant information including but not
- 12 limited to, the offense and the date and place of alleged
- 13 commission, individually identifying characteristics of the
- 14 person to be arrested, and the court or jurisdiction issuing
- 15 the warrant.
- 16 2. Page 5, by adding the following after line 7:
- 17 27. Page 9C, by adding the following after line 84:
- 18 Sec. *NEW SECTION*. The provisions of sections two (2)
- 19 and three (3) of this Act shall not apply to the certifying
- 20 of an individual's operating record pursuant to section three
- 21 hundred twenty-one A point three (321A.3) of the Code.
- 22 3. By renumbering the amendments.

Senator Gallagher moved that **Senate File 115** be immediately referred to a conference committee.

The Chair ruled the motion out of order.

Amendment S—720 to the House amendment was adopted.

Senator Kelly offered amendment S—956 to the House amendment filed by Senators Kelly, Kennedy and Riley:

S—956

- 1 Amend the House amendment to Senate File 115, page 4, by
- 2 striking lines 7 and 8.

Senator Potter took the chair at 7:30 p.m.

President Neu took the chair at 8:25 p.m.

Senator Kelly moved the adoption of amendment S—956 to the House amendment.

Roll call was requested.

On the question “Shall S—956 to the House amendment be adopted?” (S.F. 115) the vote was:

Ayes, 31:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schwengels
Briles	Hultman	Nystrom	Scott
Curtis	Junkins	Potter	Shaff
DeKoster	Kelly	Priebe	Shaw
Gallagher	Kennedy	Rabedeaux	Taylor
Griffin	Lamborn	Ramsey	Tieden
Hansen	McCartney	Riley	Winkelman

Nays, 17:

Blouin	Kinley	Nolin	Robinson
Coleman	Miller of	Orr	Schaben
Doderer	Des Moines	Palmer	Schwieger
Glenn	Milligan	Plymat	Willits
Gluba	Murray		

Absent or not voting, 2:

Kyhl	Van Gilst
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Amendment S—956 to the House amendment was adopted.

Senator Milligan 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 Milligan 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. 115) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	
Heying			

Nays, none.

Absent or not voting, 4:

Gallagher	Kyhl	Shaw	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 Lamborn asked and received unanimous consent that **Senate File 115** be **immediately messaged** to the House, which request was complied with.

MOVE TO SUSPEND RULES FAILED

Senator Schaben moved that Senate Rules 5, 6, 7, 10, 38, 41 and 42 be suspended for the purpose of taking up for immediate consideration **House File 772**, a bill for an act relating to the effective dates of chapters one thousand twenty (1020) and one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 Session.

On the question "Shall the motion to suspend Senate Rules 5, 6, 7, 10, 38, 41 and 42 be adopted?" (H.F. 772) the vote was:

Ayes, 21:

Blouin	Heying	Miller of	Rodgers
Briles	Hultman	Des Moines	Schaben
Doderer	Junkins	Milligan	Scott
Gallagher	Kennedy	Nolin	Van Gilst
Glenn	Kinley	Priebe	Willits
Gluba		Robinson	

Nays, 26:

Andersen	Kelly	Orr	Schwieger
Bergman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Murray	Riley	Winkelman
Hill	Nystrom	Schwengels	

Absent or not voting, 3:

Coleman	Kyhl	Palmer
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The motion to suspend the rules lost.

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 271, a bill for an act relating to the establishment of a regional library system.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 271

1 Amend Senate File 271 as follows:

2 1. Page 4, line 34, by inserting after the word
3 "service" the words "without charge".

4 2. Page 6, by striking lines 19 through 22 and
5 inserting in lieu thereof the following:

6 "Sec. 11. 1. There is appropriated from the
7 general fund of the state for the fiscal year
8 commencing July 1, 1973 and ending June 30, 1974,
9 for the purposes of carrying out the provisions of
10 this Act, the sum of one hundred sixty-five thousand
11 (165,000) dollars, or so much thereof as may be
12 necessary.

13 2. In addition to funds appropriated by sub-
14 section one (1) of this section, there is appropriated
15 from the general fund of the state the sum of two
16 hundred thirty thousand (230,000) dollars, or so much
17 thereof as may be necessary, to be used solely as a
18 substitute for or replacement of, in whole or in
19 part, of any federal funds which are currently not
20 appropriated by the federal government to the state,
21 or otherwise not available to the state by reason of
22 federal executive action during the fiscal year
23 beginning July 1, 1973, for the purpose of carrying
24 out regional library programs. If federal funds are
25 made available for the purpose of carrying out

Page 2

1 regional library programs during the fiscal year
2 beginning July 1, 1973 but in amounts less than speci-
3 fied by this subsection, the amount of federal funds
4 available shall be subtracted from the amount
5 appropriated by this subsection and only the remainder
6 shall be expended for the purposes of carrying out
7 the purposes of this Act.

8 3. Any unencumbered funds appropriated by this
9 Act available on June 30, 1974 shall revert to the gen-
10 eral fund of the state on August 31, 1974.

11 4. The state library commission shall approve and
12 allocate funds appropriated by this section or
13 available to carry out regional library programs to
14 each regional library board in the manner provided
15 by this Act or in the manner set forth in any federal
16 grant.

**REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 556**

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 556, a bill for an Act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture, respectfully submit the following recommendations:

1. That the House of Representatives recede from its amendment.
2. That Senate File 556, as passed by the Senate, be amended on page 3, by striking line 9 and inserting in lieu thereof the following:

	<u>\$351,180</u>	<u>\$348,440</u> ".
"laneous purposes:		
On the Part of the Senate:	On the Part of the House:	
IRVIN L. BERGMAN, Chairman	DENNIS L. FREEMAN, Chairman	
RAY TAYLOR	DONALD D. AVENSON	
DALE L. TIEDEN	WAYNE BENNETT	
BERL E. PRIEBE	R. G. MILLER	
C. JOSEPH COLEMAN	CHARLES STROTHMAN	

**REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 656**

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 656, a bill for an Act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty, respectfully make the following recommendations:

1. That the Senate recede from its amendment and that House File 656, as amended, passed, and reprinted by the House, be amended as follows:

1. Page 2A, by striking lines 1 through 5, inclusive, and inserting in lieu thereof the following:

"Section 1. 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1973 and ending June 30, 1974 the sum of eighteen million (18,000,000) dollars and for the fiscal year beginning July 1, 1974, and ending June 30, 1975, the sum of ten million (10,000,000) dollars, or so much thereof as may be necessary, for deposit in a service compensation fund, hereby created, to be used in the manner provided in this Act.

2. If during the fiscal year beginning July 1, 1973 there are on file with the service compensation board approved applications which result in a total valid claim of in excess of eighteen million dollars, the service compensation board shall certify such fact to the state comptroller who shall transfer funds sufficient to satisfy all valid applications to the service compensation fund. Such funds transferred shall be deducted from the appropriation

for the fiscal year beginning July 1, 1974.

3. Unencumbered funds appropriated by this Act which are available on June 30, 1978 shall on that date revert to the general fund of the state."

2. Page 2A, lines 9 and 10, by striking "June 30" and inserting in lieu thereof "January 27".

3. Page 2A, by striking lines 19 through 33, inclusive, and inserting in lieu thereof the following:

"was in active domestic service and twelve and one-half dollars for each month such person was in active foreign service, all between August 5, 1964 and January 27, 1973, inclusive, not to exceed a total sum of five hundred dollars. Compensation for a fraction".

4. Page 2B, line 36, after the period insert the following:

"As used in this Act 'foreign service' means service outside the continental limits of the North American continent, except service in the states of Alaska and Hawai shall not be deemed foreign service, and foreign service includes service in all territories of the United States."

5. Page 3, line 15, by striking "June 30" and inserting in lieu thereof "January 27".

6. Page 3, lines 18 and 19, by striking the words ", or the amount entitled to because he was a prisoner of war,".

On the Part of the Senate:

JAMES W. GRIFFIN, Chairman
CALVIN O. HULTMAN
W. R. RABEDEAUX

On the Part of the House:

HAROLD O. FISCHER, Chairman
RUSSELL L. WYCKOFF
GLEN E. BORTELL
MATTIE HARPER

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 739

To the President of the Senate and the Speaker of the House of Representatives :

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 739, a bill for an Act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services, respectfully make the following recommendations:

1. That the House recede from its amendment to the Senate amendment.

2. That the Senate amendment to House File 739 be amended as follows:

1. By striking lines 16 through 38 and inserting in lieu thereof the following:

"Sec. Because the cost of institutional care continues to increase and the need exists for alternative types of arrangements for the care of children who are residents of the Annie Wittenmyer Home or would be considered for placement at the Home, and because additional funds will be required for the Annie Wittenmyer Home to comply with the standards promulgated pursuant to chapter eighty-eight (88) of the Code, the department of social services shall develop a plan for the closing of the Annie Wittenmyer Home no later than December 31, 1974. Such plan

shall include the department's recommendations for the future use or disposition of the Annie Wittenmyer Home. In conjunction with the development of the plan, the department shall cooperate with the department of public instruction in arranging for the establishment of community-based alternatives to the care and education provided children at the Annie Wittenmyer Home, which alternatives shall afford:

1. Needed social services for the children enrolled in the alternative programs.
 2. Group home or intensive foster home living situations for the children enrolled in the alternative programs, where indicated by the needs of the children.
 3. An educational component specifically designed to meet the special needs of the children enrolled in the alternative programs."
2. Line 45, by striking the words "pilot programs" and inserting in lieu thereof the words "community-based alternatives".
3. Line 51, by inserting after the word "use" the words "or disposition".

On the Part of the Senate:

ELIZABETH O. SHAW, Chairman
LEONARD C. ANDERSEN
WILLIAM E. GLUBA
GEORGE R. KINLEY
WILLIAM P. WINKELMAN

On the Part of the House:

DELWYN D. STROMER, Chairman
REID W. CRAWFORD
THOMAS J. HIGGINS
JOAN LIPSKY
MARY T. O'HALLORAN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 53 State government
H. F. 405 Natural resources

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was with the Law Clerk drafting an amendment to Senate File 823 when the bill was brought up for final consideration. Had I been present I would have voted "Aye" on Senate File 823.

C. JOSEPH COLEMAN

MR. PRESIDENT: We were out of the Senate chamber attending a meeting of the conference committee on House File 656, a bill for an act which creates a veterans' service compensation fund, when the vote was taken on Senate File 586. Had we been present, we would have voted "Aye".

JAMES W. GRIFFIN, SR.
CALVIN O. HULTMAN
GEORGE R. KINLEY
W. R. RABEDEAUX
NORMAN RODGERS

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred

House File 780, a bill for an act to make an appropriation from the general fund of the state to the office for planning and programming and office for economic opportunity, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 799**, a bill for an act to appropriate funds from the general fund of the state to the bureau of labor and to the occupational safety and health review commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 442**, a bill for an act relating to the Iowa Probate Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—980

- 1 Amend the DeKoster amendment S—970 to the House
- 2 Amendment to Senate File 590, page 4, by striking lines
- 3 5 through 7.

EARL M. WILLITS

S—977

- 1 Amend Senate File 615 as follows:
- 2 1. Page 2, by striking lines 14 through 35.
- 3 2. Page 3, by striking lines 1 through 13.
- 4 3. Page 3, line 14, by striking the words “, city, or town”.
- 5 4. Page 3, lines 16 and 17, by striking the words “sections
- 6 one (1) through three (3)” and inserting in lieu thereof the words
- 7 “section one (1)”.
- 8 5. Page 3, line 20, by striking the words “, city, or town”.
- 9 6. Page 3, line 22, by striking the words “, city, or town”.
- 10 7. Page 3, lines 24 and 25, by striking the words “, city, or
- 11 town”.
- 12 8. Page 3, line 26, by striking the words “, city, or town”.
- 13 9. Page 3, lines 28 and 29, by striking the words “sections
- 14 one (1) through three (3)” and inserting in lieu thereof the words
- 15 “section one (1)”.
- 16 10. Page 3, lines 32, 33, and 34, by striking the words “and if
- 17 the increase relates to a city or town, the notice shall be sent
- 18 to its city or town clerk and its city or town council”.

19 11. Page 4, lines 13 and 14, by striking the words “, city,
20 or town in sections one (1) through three (3)” and inserting in
21 lieu thereof the words “in section one (1)”.

22 12. Page 4, line 18, by striking the words “, city, or town”.

23 13. Amend the title, page 1, line 2, by striking the words
24 “, cities, and towns”.

LEONARD C. ANDERSEN

S—978

1 Amend Senate File 615, page 4, line 3 by inserting after the word
2 “counties” the words “, cities and towns”.

LEONARD C. ANDERSEN

S—979

1 Amend House File 325 as passed by the House, page 2,
2 by striking line 10 and inserting in lieu thereof the following:
3 *“drugs necessary for the treatment of human foot ailments,*
4 *including narcotics, antibiotics and analgesics, as pro-”.*

ELIZABETH SHAW

S—971

1 Amend House File 542, page 5, by striking lines 28 through 32.

FORREST V. SCHWENGELS

On motion of Senator Lamborn, the Senate adjourned until
8:00 a.m., Friday, June 22, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, JUNE 22, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend C. C. Glenn, Mitchellville, Iowa, Chief Doorkeeper of the Senate and pastor of the Christian Church Disciples, New Virginia, Iowa.

The Journal of Thursday, June 21, 1973, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Faber, LeMars, Iowa.

SPECIAL GUEST

The Chair presented Frederik de Jonquières, Consul-General of Denmark who was present in the Senate chamber.

PRESENTATION OF VISITOR

President Neu welcomed the Honorable J. Wesley Graham, former member of the Senate and House of Representatives from Ida County.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 556

Senator Bergman called up the following conference committee report on Senate File 556 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE

ON SENATE FILE 556

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 556, a bill for an Act to appropriate from moneys received by certain commissions, boards and departments under jurisdiction of the department of agriculture and raising certain fees of the department of agriculture, respectfully submit the following recommendations:

1. That the House of Representatives recede from its amendment.
 2. That Senate File 556, as passed by the Senate, be amended on page 3, by striking line 9 and inserting in lieu thereof the following:

	\$351,180	\$348,440".
“Inaneous purposes:		
On the Part of the Senate:	On the Part of the House:	
IRVIN L. BERGMAN, Chairman	DENNIS L. FREEMAN, Chairman	
RAY TAYLOR	DONALD D. AVENSON	
DALE L. TIEDEN	WAYNE BENNETT	
BERL E. PRIEBE	R. G MILLER	
C. JOSEPH COLEMAN	CHARLES STROTHMAN	

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 556) the vote was:

Ayes, 39:

Andersen	Hill	Murray	Robinson
Bergman	Junkins	Nolin	Rodgers
Blouin	Kelly	Orr	Schaben
Briles	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
DeKoster	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 11:

Doderer	Hultman	Nystrom	Shaff
Glenn	Kyhl	Schwengels	Shaw
Heying	Milligan	Schwieger	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 556 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 271

Senator Kelly called up for consideration Senate File 271, a bill for an act relating to the establishment of a regional library

system and making an appropriation, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 271 as follows:
 2 1. Page 4, line 34, by inserting after the word
 3 "service" the words "without charge".
 4 2. Page 6, by striking lines 19 through 22 and
 5 inserting in lieu thereof the following:
 6 "Sec. 11. 1. There is appropriated from the
 7 general fund of the state for the fiscal year
 8 commencing July 1, 1973 and ending June 30, 1974,
 9 for the purposes of carrying out the provisions of
 10 this Act, the sum of one hundred sixty-five thousand
 11 (165,000) dollars, or so much thereof as may be
 12 necessary.

13 28. In addition to funds appropriated by sub-
 14 section one (1) of this section, there is appropriated
 15 from the general fund of the state the sum of two
 16 hundred thirty thousand (230,000) dollars, or so much
 17 thereof as may be necessary, to be used solely as a
 18 substitute for or replacement of, in whole or in
 19 part, of any federal funds which are currently not
 20 appropriated by the federal government to the state,
 21 or otherwise not available to the state by reason of
 22 federal executive action during the fiscal year
 23 beginning July 1, 1973, for the purpose of carrying
 24 out regional library programs. If federal funds are
 25 made available for the purpose of carrying out

Page 2

1 regional library programs during the fiscal year
 2 beginning July 1, 1973 but in amounts less than speci-
 3 fied by this subsection, the amount of federal funds
 4 available shall be subtracted from the amount
 5 appropriated by this subsection and only the remainder
 6 shall be expended for the purposes of carrying out
 7 the purposes of this Act.

8 3. Any unencumbered funds appropriated by this
 9 Act available on June 30, 1974 shall revert to the gen-
 10 eral fund of the state on August 31, 1974.

11 4. The state library commission shall approve and
 12 allocate funds appropriated by this section or
 13 available to carry out regional library programs to
 14 each regional library board in the manner provided
 15 by this Act or in the manner set forth in any federal
 16 grant.

The motion prevailed and the Senate concurred in the House amendment.

Senator Kelly 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. 271) the vote was:

Ayes, 40:

Andersen	Hill	Milligan	Riley
Bergman	Junkins	Murray	Rodgers
Blouin	Kelly	Nolin	Schaben
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, none.**Absent or not voting, 10:**

Doderer	Hultman	Robinson	Schwieger
Glenn	Kyhl	Schwengels	Shaff
Heying	Nystrom		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator McCartney presiding.

HOUSE AMENDMENT CONSIDERED**Senate File 578**

Senator Shaw called up for consideration Senate File 578, a bill for an act to appropriate funds to the office of the citizens' aide, amended by the House, and moved that the Senate refuse to concur in the following amendment:

- 1 Amend Senate File 578, page 2, by striking lines
- 2 11 through 19.

The motion prevailed and the Senate refused to concur in the House amendment.

Senator Lamborn asked and received unanimous consent that Senate File 578 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 780.

House File 780

On motion of Senator Shaw, House File 780, a bill for an act to make an appropriation from the general fund of the state to the office for planning and programming and office for economic

opportunity, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Senator Potter offered amendment S—829 filed by him:

S—829

1 Amend House File 780, as amended and passed by the House, as
2 follows:

3 1. Page 2, line 26, by inserting after the word, "positions"
4 the words ", excluding the state building code,".

5 2. Page, line 33, by striking the word "including" and
6 inserting in lieu thereof the word "excluding".

7 3. Page 3, line 5, by striking the number "556,063" and
8 inserting in lieu thereof the number "435,753".

9 4. Page 3, line 5, by striking the number "562,666" and
10 inserting in lieu thereof the number "437,856".

11 5. Page 3, by inserting after line 5 the following subsection:

12 "4. For salaries, support, maintenance,
13 and miscellaneous purposes for the state

14 building code: \$120,310 \$124,810"

Senator Schaben asked and received unanimous consent that action on House File 780 be temporarily deferred.

Senator Potter took the chair at 10:10 a.m.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 799.

House File 799

On motion of Senator McCartney, House File 799, a bill for an act to appropriate funds from the general fund of the state to the bureau of labor and to the occupational safety and health review commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 799) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Orr
Bergman	Hill	Des Moines	Palmer
Blouin	Junkins	Miller of	Plymat
Coleman	Kelly	Marshall	Potter
DeKoster	Kennedy	Milligan	Priebe
Doderer	Kinley	Murray	Rabedeaux
Glenn	Lamborn	Nolin	Ramsey
Gluba	McCartney	Nystrom	Riley

Robinson
Rodgers
Schaben

Schwieger
Scott
Taylor

Tieden
Van Gilst

Willits
Winkelman

Nays, 2:

Heying

Shaff

Absent or not voting, 8:

Briles
Curtis

Gallagher
Hansen

Hultman
Kyhl

Schwengels
Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 799** be immediately messaged to the House, which request was complied with.

MOTION TO RECONSIDER ADOPTED

House File 767

Senator Schwieger called up the following motion to reconsider filed by him on June 11, 1973:

MR. PRESIDENT: I move to reconsider the vote by which House File 767 failed to pass the Senate on June 11, 1973.

Senator Heying moved the previous question on the motion to reconsider.

President Neu took the chair at 11:13 a.m.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

The Senate resumed consideration of the motion to reconsider House File 767.

Senator Heying withdrew his motion for the previous question.

Senator Schwieger moved the adoption of the motion to reconsider.

On the question "Shall the motion to reconsider be adopted?" (H.F. 767) the vote was:

Rule 24 was invoked.

Ayes, 26:

Bergman
Briles
Coleman
Curtis
DeKoster
Gallagher
Heying

Junkins
Kennedy
Lamborn
McCartney
Miller of
Marshall
Milligan

Murray
Potter
Priebe
Riley
Robinson
Rodgers
Schaben

Schwengels
Schwieger
Scott
Shaff
Van Gilst
Winkelman

Nays, 22:

Andersen	Hansen	Miller of	Plymat
Blouin	Hill	Des Moines	Ramsey
Doderer	Hultman	Nolin	Shaw
Glenn	Kelly	Nystrom	Taylor
Gluba	Kinley	Orr	Tieden
Griffin		Palmer	Willits

Absent or not voting, 2:

Kyhl Rabedeaux

The motion prevailed.

Senator Schwieger moved to reconsider the vote by which House File 767 went to its last reading, which motion prevailed.

(Reconsideration of House File 767 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 concurred in Senate amendment to the House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 115, a bill for an act relating to disclosure of criminal history and intelligence data.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 41, authorizing the President of the Senate and the Speaker of the House to determine the policies incident to the closing of the 1973 session and the reconvening of the 1974 session of the Sixty-fifth General Assembly.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked.

Senate Concurrent Resolution 42, authorizing the President of the Senate and the Speaker of the House to approve actual expenses of legislators appointed to legislative interim committees and attending certain meetings.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 43, authorizing Secretary of Senate and Chief Clerk of the House to attend the 1973 and 1974 sessions of the National Legislative Conference.

Also: That the House has adopted the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 23, establishing legislative compensation to be paid because of a vacancy resulting in the House membership.

Also: That the House has adopted conference committee report, and amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 656, a bill for an act creating a veterans' service compensation fund.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 775, a bill for an act relating to merged area schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 800, a bill for an act to appropriate from general fund for the office of state comptroller.

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 to permit certain cities to modify and rebuild municipally-owned television translator facilities.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House Joint Resolution 23, a joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the House membership.

Read first time and referred to committee on **appropriations**.

House File 800, a bill for an act to appropriate from the general fund of the state for the office of the state comptroller and its divisions.

Read first time and **passed on file**.

House File 803, a bill for an act to permit certain cities to modify and rebuild municipally-owned television translator facilities and issue bonds to pay the cost thereof.

Read first time and **passed on file**.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 740, a bill for an act to increase the personal property tax credit.

Also: That the House has insisted on its amendments to Senate File 603, a bill for an act to appropriate from the general fund of the state to the

department of public safety and various divisions thereof and consolidating divisions, and requests a conference committee.

Conferees on the part of the House are: the Representative from Greene, Mr. Fisher, chairman; the Representative from Polk, Mr. Connors; the Representative from O'Brien, Mr. Menke; the Representative from Linn, Mr. Rinas, and the Representative from Pottawattamie, Mr. Schroeder.

WILLIAM H. HARBOR, Chief Clerk

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of the following conference committee on **Senate File 603**, on the part of the Senate: Senators Winkelman, chairman; Plymat, McCartney, Blouin and Coleman.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present.

Roll call revealed a quorum present.

RECONSIDERATION OF BILL

House File 767

On motion of Senator Schwieger, House File 767, a bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines and state parks, was taken up for reconsideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 767) the vote was:

Rule 24 was invoked.

Ayes, 25:

Bergman	Junkins	Nystrom	Schwieger
Briles	Kennedy	Potter	Scott
Coleman	Lamborn	Priebe	Shaff
Curtis	McCartney	Robinson	Shaw
DeKoster	Miller of	Schaben	Van Gilst
Gallagher	Marshall	Schwengels	Winkelman
Heying	Murray		

Nays, 23:

Andersen	Hill	Milligan	Ramsey
Blouin	Hultman	Nolin	Riley
Doderer	Kelly	Orr	Taylor
Glenn	Kinley	Palmer	Tieden
Gluba	Miller of	Plymat	Willits
Griffin	Des Moines	Rabedeaux	
Hansen			

Absent or not voting, 2:
 Kyhl Rodgers

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Lamborn asked and received unanimous consent that **House File 767** be **immediately messaged** to the House, which request was complied with.

CONFERENCE COMMITTEE REPORT REJECTED

Senator Griffin called up the following conference committee report on **House File 656**, and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 656

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 656, a bill for an Act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty, respectfully make the following recommendations:

1. That the Senate recede from its amendment and that House File 656, as amended, passed, and reprinted by the House, be amended as follows:

1. Page 2A, by striking lines 1 through 5, inclusive, and inserting in lieu thereof the following:

"Section 1. 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1973 and ending June 30, 1974 the sum of eighteen million (18,000,000) dollars and for the fiscal year beginning July 1, 1974, and ending June 30, 1975, the sum of ten million (10,000,000) dollars, or so much thereof as may be necessary, for deposit in a service compensation fund, hereby created, to be used in the manner provided in this Act.

2. If during the fiscal year beginning July 1, 1973 there are on file with the service compensation board approved applications which result in a total valid claim of in excess of eighteen million dollars, the service compensation board shall certify such fact to the state comptroller who shall transfer funds sufficient to satisfy all valid applications to the service compensation fund. Such funds transferred shall be deducted from the appropriation for the fiscal year beginning July 1, 1974.

3. Unencumbered funds appropriated by this Act which are available on June 30, 1978 shall on that date revert to the general fund of the state."

2. Page 2A, lines 9 and 10, by striking "June 30" and inserting in lieu thereof "January 27".

3. Page 2A, by striking lines 19 through 33, inclusive, and

inserting in lieu thereof the following:

“was in active domestic service and twelve and one-half dollars for each month such person was in active foreign service, all between August 5, 1964 and January 27, 1973, inclusive, not to exceed a total sum of five hundred dollars. Compensation for a fraction”.

4. Page 2B, line 36, after the period insert the following:

“As used in this Act ‘foreign service’ means service outside the continental limits of the North American continent, except service in the states of Alaska and Hawaii shall not be deemed foreign service, and foreign service includes service in all territories of the United States.”

5. Page 3, line 15, by striking “June 30” and inserting in lieu thereof “January 27”.

6. Page 3, lines 18 and 19, by striking the words “, or the amount entitled to because he was a prisoner of war,”.

On the Part of the Senate:

JAMES W. GRIFFIN, Chairman
CALVIN O. HULTMAN
W. R. RABEDEAUX

On the Part of the House:

HAROLD O. FISCHER, Chairman
RUSSELL L. WYCKOFF
GLEN E. BORTELL
MATTIE HARPER

Roll call was requested.

Rule 24 was invoked on request of Senator Blouin.

On the question “Shall the conference committee report be adopted?” (H.F. 656) the vote was:

Ayes, 17:

Andersen	Hansen	Nystrom	Riley
Briles	Hultman	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Winkelman
Griffin	Marshall		

Nays, 29:

Bergman	Hill	Milligan	Schaben
Blouin	Junkins	Nolin	Schwengels
Coleman	Kelly	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Tieden
Glenn	McCartney	Robinson	Van Gilst
Gluba	Miller of	Rodgers	Willits
Heying	Des Moines		

Voting present, 2:

Murray (under Rule 24)

Ramsey (under Rule 24)

Absent or not voting, 2:

Kyhl

Shaw

The motion lost and the conference committee report failed to be adopted by the Senate.

HOUSE AMENDMENT TO SENATE
AMENDMENT CONSIDERED

House File 775

Senator Riley called up for consideration House File 775, a bill for an act relating to merged area schools, providing for the appropriation and payment of state aid, and providing for the salaries of area superintendents, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 775 as
2 follows:
3 1. By striking lines 5 through 23, inclusive, and
4 inserting in lieu thereof the following:
5 1. For the 1973-74 fiscal year, sixteen million one
6 hundred four thousand three hundred (16,104,300) dollars
7 to be allocated as follows:
- | | |
|--|--------------|
| 8 Merged area I | \$ 556,825 |
| 9 Merged area II | 1,114,265 |
| 10 Merged area III | 724,350 |
| 11 Merged area IV | 344,370 |
| 12 Merged area V | 1,334,440 |
| 13 Merged area VI | 1,521,630 |
| 14 Merged area VII | 1,042,945 |
| 15 Merged area IX | 1,162,505 |
| 16 Merged area X | 1,952,755 |
| 17 Merged area XI | 2,190,205 |
| 18 Merged area XII | 716,725 |
| 19 Merged area XIII | 1,109,545 |
| 20 Merged area XIV | 451,405 |
| 21 Merged area XV | 1,006,320 |
| 22 Merged area XVI | 876,015 |
| 23 Total for the 1973-74 fiscal year | \$16,104,300 |
- 24 2. By striking lines 27 through 45, inclusive, and
25 inserting in lieu thereof the following:

Page 2

- 1 2. For the 1974-75 fiscal year, seventeen million
2 three hundred fifty-seven thousand three hundred
3 (17,357,300) dollars to be allocated as follows:
- | | |
|---------------------------|------------|
| 4 Merged area I | \$ 490,605 |
| 5 Merged area II | 1,222,930 |
| 6 Merged area III | 794,085 |
| 7 Merged area IV | 325,135 |
| 8 Merged area V | 1,427,105 |
| 9 Merged area VI | 1,645,445 |
| 10 Merged area VII | 1,114,315 |
| 11 Merged area IX | 1,321,205 |
| 12 Merged area X | 2,172,155 |
| 13 Merged area XI | 2,283,180 |
| 14 Merged area XII | 750,965 |
| 15 Merged area XIII | 1,267,650 |

16	Merged area XIV	455,515
17	Merged area XV	1,121,330
18	Merged area XVI	965,680
19	Total for the 1974-75 fiscal year	\$17,357,300
20	3. By striking line 48 and inserting in lieu	
21	thereof the following:	
22	Total for the 1973-75 fiscal biennium	\$33,461,600
23	4. By striking lines 75, 76, and 77 and inserting	
24	in lieu thereof the following:	
25	7. Page 6, by inserting after line 4 the following	

Page 3

1 section.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Riley moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 775) the vote was:

Ayes, 48:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 2:

Kyhl	Miller of
	Des Moines

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 775** be immediately messaged to the House, which request was complied with.

APPOINTMENT OF SECOND CONFERENCE COMMITTEE

The Chair announced the appointment of the second conference committee on **House File 656**, on the part of the Senate:

Senators Nystrom, chairman; Hansen, Potter, Robinson and Gluba.

REPORT OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 786**, a bill for an act making an appropriation to the Iowa development commission for the purpose of purchasing certain real property, 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.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House File 786.

House File 786

On motion of Senator Murray, House File 786, a bill for an act making an appropriation to the Iowa development commission for the purpose of purchasing certain real property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 786) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, 1:

Ramsey

Absent or not voting, 5:

Doderer	Kyhl	Schaben	Shaw
Hill			

The bill having received a constitutional majority was declared

to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 786** be **immediately messaged** to the House, which request was complied with.

INTRODUCTION OF BILL

Senate File 617, by committee on cities and towns, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund.

Read first time and placed on calendar.

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 617** be made a **special order** of business for Wednesday, January 30, 1974, at 10:30 a.m.

CONSIDERATION OF BILLS

House File 780

The Senate resumed consideration of House File 780 and amendment S—829 offered by Senator Potter.

Senator Glenn took the chair at 2:45 p.m.

Senator Schaben offered amendment S—986 to amendment S—829 and moved its adoption:

S—986

- 1 Amend the Potter amendment S—829 to House File 780, line 14
- 2 by inserting after the word "code" the following:
- 3 " ; however, in no event, shall this include more than three
- 4 additional employees".

Amendment S—986 to amendment S—829 was adopted.

On motion of Senator Potter, amendment S—829 as amended was adopted.

On the question "Shall the bill pass?" (H.F. 780) the vote was:

Ayes, 46:

Andersen	Gallagher	Kennedy	Milligan
Bergman	Glenn	Kinley	Murray
Blouin	Griffin	Lamborn	Nolin
Briles	Hansen	McCartney	Nystrom
Coleman	Heying	Miller of	Orr
Curtis	Hultman	Des Moines	Palmer
DeKoster	Junkins	Miller of	Potter
Doderer	Kelly	Marshall	Priebe

Rabedeaux	Rodgers	Scott	Tieden
Ramsey	Schaben	Shaff	Van Gilst
Riley	Schwengels	Shaw	Willits
Robinson	Schwieger	Taylor	Winkelman

Nays, 1:

Hill

Absent or not voting, 3:

Gluba	Kyhl	Plymat
-------	------	--------

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that House File 780 be **immediately messaged** to the House, which request was complied with.

Senate File 576

On motion of Senator Milligan, Senate File 576, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund and relating to the reversion of the unencumbered balance of an appropriation to the sewage works construction fund, was taken up for consideration.

Senator Rabedeaux asked and received unanimous consent to withdraw amendment S—677 filed by Senators Rabedeaux, Potter, et al., on May 29, 1973.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 576) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Orr	Schwengels
Coleman	Kelly	Palmer	Schwieger
Curtis	Kennedy	Plymat	Scott
DeKoster	Kinley	Potter	Shaff
Gallagher	Lamborn	Priebe	Shaw
Glenn	McCartney	Rabedeaux	Taylor
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 7:

Doderer	Miller of	Nystrom	Van Gilst
Gluba	Des Moines	Tieden	
Kyhl			

The bill having received a constitutional majority was declared

to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **Senate File 576** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Andersen asked and received unanimous consent that **Senate File 128** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 616.

Senate File 616

On motion of Senator Shaw, Senate File 616, a bill for an act to appropriate from the general fund of the state for the office of the state comptroller and its divisions, was taken up for consideration.

Senator Shaw asked and received unanimous consent that **House File 800** be substituted for **Senate File 616**.

House File 800

On motion of Senator Shaw, House File 800, a bill for an act to appropriate from the general fund of the state for the office of the state comptroller and its divisions, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 800) the vote was:

Ayse, 45:

Andersen	Heying	Nolin	Rodgers
Bergman	Hill	Nystrom	Schaben
Blouin	Junkins	Orr	Schwengels
Briles	Kelly	Palmer	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Glenn	Marshall	Riley	Van Gilst
Griffin	Milligan	Robinson	Willits
Hansen	Murray		

Nays, none.

Absent or not voting, 5:

Gluba	Kyhl	Miller of Des Moines	Winkelman
Hultman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 800** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate File 616** be **withdrawn** from further consideration of the Senate.

MOTION TO RECONSIDER ADOPTED

House File 716

Senator Willits called up the following motion to reconsider House File 716 filed by him on June 18, 1973, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 716 passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (H.F. 716) the vote was:

Ayes, 43:

Andersen	Hultman	Milligan	Robinson
Bergman	Junkins	Nolin	Rodgers
Blouin	Kelly	Nystrom	Schaben
Briles	Kennedy	Orr	Schwengels
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Van Gilst
Hansen	Miller of	Ramsey	Willits
Heying	Marshall	Riley	Winkelman
Hill			

Nays, none.

Absent or not voting, 7:

Gallagher	Griffin	Murray	Tieden
Gluba	Kyhl	Schwieger	

The motion prevailed.

Senator Willits moved to reconsider the vote by which House

File 716 went to its last reading, which motion prevailed.

On motion of Senator Willits, House File 716, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission, was taken up for reconsideration.

Senator Junkins moved to reconsider the vote by which amendment S—934 was adopted by the Senate on June 18, 1973.

Senator Taylor took the chair at 4:07 p.m.

Roll call was requested.

Senator Glenn took the chair at 4:12 p.m.

On the question "Shall the motion to reconsider amendment S—934 be adopted?" (H.F. 716) the vote was:

Rule 24 was invoked.

Ayes, 25:

Andersen	Hansen	Orr	Schaben
Blouin	Junkins	Palmer	Schwieger
Curtis	Kelly	Plymat	Scott
Doderer	Kennedy	Priebe	Shaw
Gallagher	Kinley	Riley	Tieden
Glenn	Nolin	Rodgers	Willits
Gluba			

Nays, 23:

Bergman	Hultman	Milligan	Robinson
Briles	Lamborn	Murray	Schwengels
Coleman	Miller of	Nystrom	Shaff
DeKoster	Des Moines	Potter	Taylor
Griffin	Miller of	Rabedeaux	Van Gilst
Heying	Marshall	Ramsey	Winkelman
Hill			

Absent or not voting, 2:

Kyhl McCartney

The motion prevailed and amendment S—934 was taken up for reconsideration.

S—934

- 1 Amend House File 716 as follows:
- 2 1. Page 2, by inserting before line 27 the following:
- 3 "Sec. Section three hundred twenty-four point
- 4 seventeen (324.17), Code 1973, is amended by adding the
- 5 following new subsection:
- 6 *NEW SUBSECTION.* The operator of a watercraft shall be
- 7 entitled to receive a motor fuel tax refund under this section
- 8 for any motor fuel purchased at a private lake and used in a
- 9 watercraft on such lake."
- 10 2. Amend the title on page 1, line 1, by inserting after the
- 11 word "Act" the words "relating to and".

12 3. By renumbering sections of the bill in accordance with
13 this amendment.

President Neu took the chair at 4:27 p.m.

Senator Ramsey moved adoption of the amendment and requested a roll call.

On the question "Shall amendment S—934 be adopted?" (H.F. 716) the vote was:

Ayes, 20:

Briles	Hultman	Murray	Shaff
Coleman	Lamborn	Nystrom	Shaw
DeKoster	Miller of	Ramsey	Taylor
Griffin	Des Moines	Schaben	Van Gilst
Heying	Milligan	Schwengels	Winkelman
Hill			

Nays, 27:

Andersen	Hansen	Nolin	Riley
Bergman	Junkins	Orr	Rodøers
Blouin	Kelly	Palmer	Schwieger
Curtis	Kennedy	Plymat	Scott
Doderer	Kinley	Potter	Tieden
Gallagher	Miller of	Priebe	Willits
Glenn	Marshall	Rabedeaux	
Gluba			

Absent or not voting, 3:

Kyhl	McCartney	Robinson
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Amendment S—934 lost.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 716) the vote was:

Ayes, 43:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Orr	Schwengels
Blouin	Junkins	Palmer	Schwieger
Coleman	Kelly	Plymat	Scott
Curtis	Kennedy	Potter	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Glenn	Des Moines	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits
Heying	Murray	Rodgers	Winkelman

Nays, none.

Absent or not voting, 7:

Briles	Kinley	Miller of	Nystrom
Griffin	Kyhl	Marshall	
Hansen			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 716** be **immediately messaged** to the House, which request was complied with.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 45, 106, 122, 144, 219, 239, 414, 452, 453, 516, 536, 539, 542, 554, 555, 557, 567, 582, 595 and 598.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN,
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 45, 106, 122, 144, 219, 239, 414, 452, 453, 516, 536, 539, 542, 554, 555, 557, 567, 582, 595 and 598.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of June, 1973, sent to the Governor for his approval: Senate Files 45, 106, 122, 144, 219, 239, 414, 452, 453, 516, 536, 539, 542, 554, 555, 557, 567, 582, 595 and 598.

DALE L. TIEDEN, Chairman

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the second conference committee on House File 656, a bill for an Act creating a veterans' service compensation fund, the Representative from Hancock, Mr. Stromer, chairman; the Representative from Ida, Mr. Bennett; the Representative from Keokuk, Mr. Dunton; the Representative from Johnson, Mr. Hargrave and the Representative from Woodbury, Mr. Junker.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 482, a bill for an act relating to the establishment of community-based correctional programs and services.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 511, a bill for an act to appropriate funds for establishing community-based correctional programs and services.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 574, a bill for an act to appropriate to the department of soil conservation for the soil and water conservation cost-sharing program.

Also: That the House has concurred in Senate amendment to House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 604, a bill for an act making an appropriation to the department of social services for certain public assistance programs.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 574

1 Amend Senate File 574 as follows:
 2 Page 2, by striking lines 8, 9 and 10 and inserting
 3 in lieu thereof the following:
 4 "For cost sharing, to provide state
 5 funding of not to exceed fifty percent
 6 of the approved cost of permanent soil
 7 conservation practices instituted under
 8 chapter 467A, Code 1973, with
 9 priority given to projects on water-
 10 sheds above state-owned lakes, except
 11 that not more than five percent of
 12 the amount herein appropriated may be
 13 used for cost sharing to abate com-
 14 plaints filed under sections 467A.47 and
 15 467A.48, Code 1973 \$1,500,000 \$1,500,000".

HOUSE AMENDMENTS TO SENATE AMENDMENTS CONSIDERED

House File 740

Senator Shaff called up for consideration House File 740, a bill for an act to increase the personal property tax credit, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

1 1. Amend the Senate amendment to House File 740 by
 2 striking everything after line 3 and inserting in
 3 lieu thereof the following:
 4 Section 1. Chapter four hundred twenty-seven A (427A),
 5 Code 1973, is amended by adding the following new
 6 sections:
 7 *NEW SECTION.* Each taxpayer entitled to the per-

8 sonal property tax credit granted pursuant to sections
 9 four hundred twenty-seven A point one (427A.1) through
 10 four hundred twenty-seven A point five (427A.5) of this
 11 chapter is granted an additional personal property tax
 12 credit against the taxpayer's assessed value of per-
 13 sonal property which would otherwise be taxable in
 14 the tax year.

15 The amount of the additional personal property tax
 16 credit shall be a fixed amount for each tax year. The
 17 amount of the additional personal property tax credit
 18 shall be increased for the extended tax year beginning
 19 January 1, 1974 and ending June 30, 1975 and shall be
 20 increased for each tax year immediately following a tax
 21 year in which the growth of state general fund revenues,
 22 adjusted for changes in rate or basis, exceeds five
 23 and one-half percent. An increase in the additional
 24 personal property tax credit, once granted, shall con-
 25 tinue for each succeeding tax year. For the purposes

Page 2

1 of this chapter the state comptroller may estimate the
 2 state percent of growth if necessary to avoid delay in
 3 the collection of taxes. After nine such increases have
 4 been made, all taxes on personal property shall be re-
 5 pealed as provided in the following section. The director
 6 of revenue and the state comptroller, jointly, shall
 7 determine the amount of the credit for each such tax year.
 8 Such amount shall be the maximum amount, rounded to
 9 the nearest ten dollars, which will permit complete
 10 funding of the replacement obligation under this Act,
 11 including the replacement obligation for the tax credit
 12 granted pursuant to sections four hundred twenty-seven
 13 A point one (427A.1) through four hundred twenty-seven
 14 A point five (427A.5) of this chapter, out of the
 15 appropriation provided in this chapter.

16 As used in this Act "additional personal property
 17 tax credit" means the additional personal property tax
 18 credit granted pursuant to this section.

19 As used in this Act "tax year" means the year in which
 20 taxes are payable.

21 No application shall be required for the additional
 22 personal property tax credit. The assessor and county
 23 auditor shall take all necessary action to assure that
 24 each taxpayer receives the credit.

25 *NEW SECTION.* Effective on July first after the tax year

Page 3

1 in which the ninth increase in the additional personal prop-
 2 erty tax credit becomes effective, all taxes on personal
 3 property as defined in section four hundred twenty-seven
 4 A point one (427A.1) of the Code are repealed, and
 5 personal property shall not thereafter be listed or
 6 assessed. This section shall prevail over all inconsistent
 7 statutes.

8 *NEW SECTION.* For each annual assessment of personal
 9 property through the final assessment, the total assessed
 10 value of all personal property in each assessing juris-
 11 diction shall not exceed the total assessed value of
 12 all personal property in the assessing jurisdiction as
 13 of January 1, 1973, excluding livestock. The assessor
 14 shall determine the tentative assessed value of all

15 taxable personal property in accordance with chapter
16 four hundred forty-one (441) of the Code. If the total
17 tentative assessed value exceeds the limitation established
18 by this section, the assessor shall reduce the tentative
19 assessed value of each taxpayer's personal property by
20 the same percentage, so that the total assessed value
21 of all personal property in the assessing jurisdiction
22 shall be equal to the total assessed value of all personal
23 property in the assessing jurisdiction as of January 1,
24 1973, excluding livestock. This section shall prevail
25 over all inconsistent statutes.

Page 41 *NEW SECTION.*

2 1. A personal property tax replacement fund is
3 established as a permanent fund in the office of the
4 treasurer of state, for the purpose of reimbursing the
5 taxing districts for their loss of revenue from personal
6 property taxes due to the provisions of this chapter,
7 determined as provided in this section.

8 2. On or before January 15, 1974, the county auditor
9 of each county shall prepare a statement listing for
10 each taxing district in the county:

11 a. The total assessed value of all personal property
12 assessed for taxation as of January 1, 1973, excluding
13 livestock but including other personal property eligible
14 for tax credits granted by this chapter.

15 b. The millage rate of each taxing district levied
16 in 1972 and payable in 1973.

17 c. The personal property tax replacement base for
18 each taxing district, which shall be equal to the amount
19 determined pursuant to paragraph a of this subsection
20 multiplied by the millage rate specified in paragraph
21 b of this subsection.

22 3. The county auditor shall certify and forward
23 one copy each of the statement to the state comptroller
24 and to the director of revenue not later than January
25 15, 1974. The director of revenue shall make any

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1 necessary corrections and certify to the state comptroller
2 the amount of the personal property tax replacement
3 base for each taxing district in the state, determined
4 pursuant to subsection two (2) of this section.

5 4. The personal property tax replacement base for
6 each taxing district shall be permanent and shall not
7 be adjusted, except that the state comptroller shall
8 make any necessary corrections and shall make appropriate
9 adjustments to reflect mergers, annexations, and other
10 changes in taxing districts or their boundaries.

11 5. For each state fiscal year ending with or before
12 the year in which the ninth increase in the additional
13 personal property tax credit under this Act becomes
14 effective, each taxing district shall be reimbursed from
15 the personal property tax replacement fund in an amount
16 equal to its personal property tax replacement base
17 multiplied by a fraction the numerator of which is the

18 total assessed value of all personal property, excluding
19 livestock, in the taxing district on which taxes are not
20 payable during such fiscal year because of the various
21 tax credits granted by this chapter, and the denominator
22 of which is the total assessed value of all personal
23 property in the taxing district, excluding livestock but
24 including other personal property eligible for tax credits
25 granted by this chapter. For the half year beginning

Page 6

1 January 1, 1974 and ending June 30, 1974, the amount of
2 reimbursement shall be half the amount determined pursuant
3 to this subsection. The county auditor shall certify
4 and forward to the state comptroller and the director of
5 revenue, at the times and in the form directed by the
6 director of revenue, any information needed for the
7 purposes of this paragraph. The director of revenue
8 shall make any necessary corrections and certify the
9 appropriate information to the state comptroller.

10 6. For each state fiscal year beginning after the
11 year in which the ninth increase in the additional
12 personal property tax credit under this Act becomes
13 effective, each taxing district shall be reimbursed
14 from the personal property tax replacement fund in an
15 amount equal to its personal property tax replacement
16 base.

17 7. The amount due each taxing district shall be
18 paid in the form of warrants payable to the respective
19 county treasurers by the state comptroller in two equal
20 payments on September fifteenth and March fifteenth of
21 each fiscal year. The first payment shall be made on
22 March 15, 1974. The county treasurer shall pay the
23 proceeds to the various taxing districts in the county

24 8. It is the intent of the general assembly that
25 the amounts appropriated by this Act shall be sufficient

Page 7

1 to pay in full the amounts due to all taxing districts.
2 If, for any fiscal year the amount appropriated to the
3 personal property tax replacement fund is insufficient
4 to pay in full the amounts due to all taxing districts,
5 then the amount of each payment shall be reduced by the
6 same percentage, so that the aggregate payments to all
7 taxing districts shall be equal to the amount appropriated
8 for such payments.

9 *NEW SECTION.* There is hereby appropriated from the
10 general fund of the state of Iowa to the personal prop-
11 erty tax replacement fund the following sums, or so
12 much thereof as may be necessary, to carry out the
13 provisions of this chapter as amended by this Act.
14 For the fiscal year beginning July 1, 1973 and ending
15 June 30, 1974, there is appropriated the sum of thirty-

16 one million nine hundred thousand (31,900,000) dollars.
17 For the fiscal year beginning July 1, 1974 and ending
18 June 30, 1975, and each succeeding fiscal year, there
19 is appropriated the sum of thirty-five million seven
20 hundred thousand (35,700,000) dollars. For each fiscal
21 year for which an increase in the additional personal
22 property tax credit becomes effective as provided in
23 this Act, the appropriation under this section shall be
24 increased by three million eight hundred thousand
25 (3,800,000) dollars, and such increased appropriation

Page 8

1 shall continue for each succeeding fiscal year. For
2 the fiscal year for which the ninth increase in the
3 additional personal property tax credit becomes effective
4 as provided in this Act, and for each succeeding fiscal
5 year, the total appropriation shall be sixty-eight
6 million (68,000,000) dollars per year.

7 Sec. 2. Section four hundred twenty-seven A point
8 three (427A.3), Code 1973, is amended by striking
9 everything after unnumbered paragraph one (1).

10 Sec. 3. Section four hundred twenty-seven A point
11 six (427A.6), Code 1973, is amended to read as follows:

12 427A.6 LISTING BY AUDITOR. On or before January 1
13 of each year, the auditor of each county shall prepare
14 a statement listing for each taxing district in the county
15 all personal property upon which taxes shall not be
16 collected due to the tax credit granted in this chapter.
17 The statement shall show the tax rates of the various
18 taxing districts and the total amount of taxes which
19 shall not be collected in each district because of the
20 tax credit. The auditor shall certify and forward one
21 copy each of the statement to the state comptroller
22 and to the department of revenue on or before January 15
23 of such year. The department of revenue shall have the
24 responsibility of auditing credits allowed in all counties
25 in the state[,] *and the assessed values and assessment*

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1 *practices which affect the amounts of credits* and such
2 audit shall be completed within eighteen months from
3 July 1 of the year the claims were filed. A copy of the
4 audit containing disallowed credits shall be sent to
5 the county auditor, the county treasurer and state
6 comptroller, and such individuals shall be directed to
7 correct their books and records accordingly. The
8 amount of such erroneous credit shall be charged to
9 the county by the state comptroller. The director of
10 revenue shall be authorized and directed to disallow
11 any claim where the audit or investigation revealed
12 that the claimant was not entitled to the credit claimed.
13 Persons and business enterprises may appeal any disallowed

14 personal property credit to the state board of tax
15 review.

16 Sec. 4. Effective January 1, 1974, sections four
17 hundred twenty-seven A point seven (427A.7) and four
18 hundred twenty-seven A point eight (427A.8), Code
19 1973, are repealed.

20 Sec. 5. Section four hundred forty-two point two
21 (442.2), Code 1973, is amended by adding the following
22 new paragraph:

23 *NEW PARAGRAPH.* The amount paid to each school district
24 from the personal property tax replacement fund estab-
25 lished by this Act shall be regarded as property tax.

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1 For budget years beginning after the year in which
2 the ninth increase in the additional personal property
3 tax credit becomes effective as provided in this Act,
4 the portion of the payment which is foundation property
5 tax shall be determined by applying the foundation
6 property tax millage rate to the total assessed value
7 of all personal property assessed for taxation in the
8 district as of January 1, 1973, excluding livestock,
9 but including other personal property eligible for tax
10 credits granted by chapter four hundred twenty-seven
11 A (427A) of the Code as amended by this Act. For
12 budget years to and including the year in which the
13 ninth increase in the additional personal property tax
14 credit becomes effective as provided in this Act, the
15 portion of the payment which is foundation property
16 tax shall be determined by the state comptroller
17 pursuant to uniform methods established by him.

18 Sec. 6. *NEW SECTION.* For the purposes of comput-
19 ing all debt limitations for municipalities, political
20 subdivisions, school districts and taxing districts
21 with respect to any debt incurred or proposed to be
22 incurred after July 1, 1973, the actual value of
23 all personal property as defined in section four
24 hundred twenty-seven A point one (427A.1) of the
25 Code shall not exceed its actual value as of

Page 11

1 January 1, 1973.

2 2. Amend the title by striking all after the word
3 "Act" in line 1 and inserting in lieu thereof the
4 following: "relating to the personal property tax
5 credit, establishing the personal property tax
6 replacement fund and making an appropriation thereto,
7 and relating to debt limitations for municipalities,
8 political subdivisions, school districts and taxing
9 districts."

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Shaff 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. 740) the vote was:

Ayes, 40:

Andersen	Hultman	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinlev	Potter	Shaff
DeKoster	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Willits
Heving	Milligan	Robinson	Winkelman
Hill			

Nays, 9:

Blouin	Glenn	Miller of	Palmer
Doderer	Gluba	Des Moines	Rodgers
		Orr	Shaw

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 740** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 494, a bill for an act making an appropriation to the Iowa beer and liquor control department for capital improvements.

Also: That the House has adopted conference committee report and amendments contained therein, and repassed the following bill in which the concurrence of the House was asked:

Senate File 556, a bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture.

Also: That the House has receded from its amendment to, and repassed

Senate File 578, a bill for an Act to appropriate funds to the office of the citizens' aide.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 599, a bill for an act making an appropriation to the department of public defense for capital improvements.

Also: That the House has adopted conference committee report and amendments contained therein, and repassed the following bill in which the concurrence of the Senate is asked:

House File 739, a bill for an act making an appropriation to the department of social services relating to certain institutions.

Also: That the House has concurred in Senate amendment to, and repassed the following bill in which the concurrence of the House was asked:

House File 789, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS CONSIDERED

Senate File 482

Senator Murray called up for consideration Senate File 482, a bill for an act relating to the establishment of community-based correctional programs and services, amended by the House, and moved that the Senate concur in the following House amendment:

- 1 Amend Senate File 482 as follows:
- 2 1. Page 2, by adding the following before
- 3 line 1:
- 4 Section 1. Chapter two hundred seventeen (217),
- 5 Code 1973, is amended by adding thereto sections
- 6 1 through 5 of this Act.
- 7 2. Page 3, after line 27, add the following new
- 8 section:
- 9 Sec. Rules and guidelines issued pursuant to
- 10 the authority granted in this Act shall be confined
- 11 to programs and services authorized by this Act and
- 12 supported by state funds. Notwithstanding any other
- 13 provisions of the Code, any rules, regulations or
- 14 guidelines issued under provisions of this Act shall
- 15 be subject to approval by the departmental rules
- 16 review committee and the attorney general.
- 17 3. By renumbering all sections in accordance with
- 18 this amendment.

The motion prevailed and the Senate concurred in the House amendment.

Senator Murray moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 482) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall		
Hansen			

Nays, 2:

Hill Winkelman

Absent or not voting, 3:

Kyhl Schaben Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 802**, a bill for an act making an appropriation to the department of social services and divisions thereof, for area services and for administration, 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.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House File 802.

House File 802

On motion of Senator Schwieger, House File 802, a bill for an act making an appropriation to the department of social services

and divisions thereof, for area services and for administration, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger offered amendment S—987 by Senators Schwieger, et al., and moved its adoption:

S—987

- 1 Amend House File 802, as amended and passed by the House, page
- 2 3, by striking lines 25 through 30 and inserting in lieu
- 3 thereof the following:
- 4 "Sec. 3. A trial project shall be developed by the
- 5 Iowa department of social services in cooperation with the
- 6 department of health to use personnel from both departments
- 7 to accomplish in one visit to a health care facility the
- 8 responsibilities of the department of social services in
- 9 patient utilization review mandated by federal law under
- 10 Title nineteen (19) of the United States Social Security Act,
- 11 section one thousand nine hundred two (1902), (Title forty-
- 12 two (42), United States States Code, section one thousand three
- 13 hundred ninety-six a (1396a)), as amended, and the responsibili-
- 14 ties of the department of health in licensing of facilities
- 15 under chapter one hundred thirty-five C (135C) of the Code.
- 16 The department of social services shall, not later than
- 17 December 15, 1973, submit to the legislative council for
- 18 transmission to the appropriate subcommittees of the committees
- 19 on appropriations of the general assembly a report of its
- 20 findings and recommendations."

The amendment was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 802) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 3:

Kyhl	McCartney	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.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein, and repassed the following bill in which the concurrence of the Senate is asked:

House File 757, a bill for an act to make an appropriation to the Iowa development commission.

Also: That the House has adopted conference committee report and amendments contained therein, and repassed the following bill in which the concurrence of the Senate is asked:

House File 770, a bill for an act making an appropriation for the planning and constructing of certain state buildings.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF CONFERENCE COMMITTEE REPORTS

House File 739

Senator Shaw called up the following conference committee report on House File 739 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 739

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 739, a bill for an Act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services, respectfully make the following recommendations:

1. That the House recede from its amendment to the Senate amendment.
2. That the Senate amendment to House File 739 be amended as follows:

1. By striking lines 16 through 38 and inserting in lieu thereof the following:

"Sec. Because the cost of institutional care continues to increase and the need exists for alternative types of arrangements for the care of children who are residents of the Annie Wittenmyer Home or would be considered for placement at the Home, and because additional funds will be required for the

Annie Wittenmyer Home to comply with the standards promulgated pursuant to chapter eighty-eight (88) of the Code, the department of social services shall develop a plan for the closing of the Annie Wittenmyer Home no later than December 31, 1974. Such plan shall include the department's recommendations for the future use or disposition of the Annie Wittenmyer Home. In conjunction with the development of the plan, the department shall cooperate with the department of public instruction in arranging for the establishment of community-based alternatives to the care and education provided children at the Annie Wittenmyer Home, which alternatives shall afford:

1. Needed social services for the children enrolled in the alternative programs.
2. Group home or intensive foster home living situations for the children enrolled in the alternative programs, where indicated by the needs of the children.
3. An educational component specifically designed to meet the special needs of the children enrolled in the alternative programs."

2. Line 45, by striking the words "pilot programs" and inserting in lieu thereof the words "community-based alternatives".

3. Line 51, by inserting after the word "use" the words "or disposition".

On the Part of the Senate:

ELIZABETH O. SHAW, Chairman
LEONARD C. ANDERSEN
WILLIAM E. GLUBA
GEORGE R. KINLEY
WILLIAM P. WINKELMAN

On the Part of the House:

DELWYN D. STROMER, Chairman
REID W. CRAWFORD
THOMAS J. HIGGINS
JOAN LIPSKY
MARY T. O'HALLORAN

Senator Glenn took the chair at 6:20 p.m.

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 739) the vote was:

Ayes, 49:

Andersen
Bergman
Blouin
Briles
Coleman
Curtis
DeKoster
Doderer
Gallagher
Glenn

Gluba
Griffin
Hansen
Heying
Hill
Hultman
Junkins
Kelly
Kennedy
Kinley

Lamborn
McCartney
Miller of
Des Moines
Miller of
Marshall
Milligan
Murray
Nolin
Nystrom

Orr
Palmer
Plymat
Potter
Priebe
Rabedeaux
Ramsey
Riley
Robinson
Rodgers

Schaben	Scott	Taylor	Willits
Schwengels	Shaff	Tieden	Winkelman
Schwieger	Shaw	Van Gilst	

Nays, none.

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 739** be **immediately messaged** to the House, which request was complied with.

Senate File 522

Senator Shaw submitted the following conference committee report on Senate File 522 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 522

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 522, a bill for an Act relating to fees for inspection of amusement rides, devices, concessions, and booths, respectfully submit the following recommendations:

1. That the House recede from its amendment.
2. That Senate File 522, as amended and passed by the Senate, be amended as follows:
 - a. Page 2, line 8, by striking the word "fifty-five" and inserting in lieu thereof the word "thirty-five".
 - b. Page 2, line 10, by striking the word "fifteen" and inserting in lieu thereof the word "ten".
 - c. Page 2, by inserting after line 15 the following:
"Sec. Section eighty-eight A point five (88A.5), Code 1973, as amended by striking the section and inserting in lieu thereof the following:

88A.5 FEES TO GENERAL FUND. All fees collected by the bureau under the provisions of this chapter shall be transmitted to the treasurer of state and credited by him to the general fund of the state.

Sec. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1973 and ending June 30, 1974 to the bureau of labor, the sum of fifty-three thousand two hundred fifty-nine (53,259) dollars, or so much thereof as may be necessary, to carry out the provisions of chapter eighty-eight A (88A) of the Code."

- d. Amend the title on page 1, line 2, by inserting after the word "booths" the following:

“, and making an appropriation.”.

e. By renumbering sections to conform to this amendment.

On the Part of the Senate:

ELIZABETH O. SHAW, Chairman
RALPH F. McCARTNEY
BERL E. PRIEBE
CALVIN O. HULTMAN
CLOYD E. ROBINSON

On the Part of the House:

RICHARD F. DRAKE, Chairman
DENNIS L. FREEMAN
NORMAN G. JESSE
CARL V. NIELSEN
BRICE C. OAKLEY

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 522) the vote was)

Ayes, 47:

Andersen	Hill	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, 1:

Hultman

Absent or not voting, 2:

Gallagher Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 522 be immediately messaged to the House, which request was complied with.

House File 757

Senator Hultman submitted the following conference committee report on House File 757 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 757

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 757, a bill for an Act to make an appropriation to the Iowa development commission, respectfully make the following recommendations:

1. That the Senate recede from its amendment to House File 757.
2. That House File 757 as amended and passed by the House be amended as follows:

1. Page 2, by striking lines 8 through 19 and inserting in lieu thereof the following:

For salaries, support, maintenance,
for agricultural products promotion during
the fiscal year commencing July 1, 1973,

only, and miscellaneous purposes: \$1,159,000 \$1,062,110

Sec. 2. From funds appropriated by section one (1) of this Act the Iowa development commission shall allocate not to exceed thirty thousand (30,000) dollars for the seven regional tourism districts, not to exceed five thousand (5,000) dollars per district, if the district which will receive such funds provides on a dollar-to-dollar matching basis funds equal to the amount allocated by the Iowa development commission.

Sec. 3. From the funds appropriated by section one (1) of this Act the sum of fifty thousand (50,000) dollars shall be used for aid to cities on a dollar-for-dollar matching basis, which suffer a severe economic business loss, for the purpose of developing plans and procedures to enable cities to study and plan for the restoration of economic stability within the community.

Applications for aid under this section shall be made to the Iowa development commission in the manner determined by the Iowa development commission. Funds appropriated by this section shall revert to the general fund of the state in the manner provided by section eight point thirty-three (8.33) of the Code, and not as otherwise provided in this Act.

2. By renumbering the remaining sections.

On the Part of the Senate:

CALVIN O. HULTMAN, Chairman
FORREST V. SCHWENGELS
MINNETTE F. DODERER
HILARIUS L. HEYING
ROGER J. SHAFF

On the Part of the House:

RICHARD W. WELDEN, Chairman
FLOYD H. MILLEN
RUSSELL L. WYCKOFF
ARTHUR A. SMALL, JR.
C. RAYMOND FISHER

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 757) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Briles	Kelly	Kyhl	Nystrom
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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 Lamborn asked and received unanimous consent that **House File 757** be **immediately messaged** to the House, which request was complied with.

House File 770

Senator Shaw submitted the following conference committee report on House File 770 and moved its adoption:

**REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 770**

To the President of the Senate and Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 770, a bill for an Act making an appropriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the general assembly, respectfully make the following recommendations:

1. That the Senate recede from its amendment to House File 770.
2. That House File 770 as passed by the House be amended as follows:

By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. There is appropriated from the general fund of the state the following amounts, or so much thereof as may be necessary, to be used by the agency and in the manner designated for expenses incurred in the planning and construction of a state office building at the seat of government, and the planning of a state agricultural building:

1. For the capitol planning commission for the planning of a state office

building according to this Act, including
 architectural fees\$100,000

2. For the capitol planning commission
 for the planning of a state agricultural
 building to be occupied by the department
 of agriculture and related agencies,
 including architectural fees\$100,000

3. For the department of general
 services for the financing and con-
 struction of a state office building
 in accordance with the plans developed
 under the provisions of this Act\$5,000,000

Sec. 2. Plans for the construction of the state office building shall provide for a minimum of one hundred forty thousand square feet with a minimum of seventy-five percent of the net assignable floor space usable by the building occupants. The director of the department of general services shall cooperate with the capitol planning commission in the preparation of the plans for the state office building. The capitol planning commission shall make periodic reports to the legislative council regarding the development of plans for the construction of the state office building and the state agricultural building. The actual construction of the state office building shall commence as soon as possible after approval of the plans by the capitol planning commission.

Sec. 3. Fees for architectural services shall be paid only for those services relating to the general contract for the actual construction of a building. It is the intent of this section that no fees shall be paid for architectural services relating to interior furniture, decorating, or other things not a part of the building.

Sec. 4. Plans developed by the capitol planning commission shall include recommendations for the relocation of departments now occupying space in the capitol in order to make convenient space available for the general assembly including office space, committee rooms, and other facilities. The legislative council may from time to time give directions and make determinations in order to carry out the intent of this section.

Sec. 5. The capitol planning commission shall make a report with respect to progress of the state office building and the progress of plans for construction of a state agricultural building to the general assembly meeting in the year 1974. It is the intent of the general assembly in approving this Act that funds will be appropriated for the agricultural office building planned herein in 1974 or as soon thereafter as capital funds become available for construction of another building in the capitol complex.

Sec. 6. The governor, the director of the department of general services, the capitol planning commission, or the state comptroller are authorized to obtain and accept federal funds available for use in carrying out the projects authorized by this Act.

Sec. 7. The capitol planning commission and the department of general services may employ technical assistants in order to carry out the provisions of this Act.

Sec. 8. Any unobligated balance of funds as of June 30,

1974 appropriated by subsections one (1) and two (2) of section one (1) of this Act shall revert to the credit of the general fund on August 31, 1974. Unobligated or unexpended funds appropriated by subsection three (3) of section one (1) of this Act shall not revert to the credit of the general fund but shall be held in trust for use in the construction of the agricultural building.

On the Part of the Senate:
 ELIZABETH SHAW, Chairman
 WARREN E. CURTIS
 JAMES E. BRILES
 EARL M. WILLITS
 MICHAEL T. BLOUIN

On the part of the House:
 NORMAN ROORDA, Chairman
 JOSEPH W. CLARK
 C. RAYMOND FISHER
 EMIL J. HUSAK
 WENDELL C. PELLETT

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 770) the vote was:

Ayes, 43:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none:

Absent or not voting, 7:

Briles	Kinley	Nystrom	Shaff
Heying	Kyhl	Robinson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 770** be **immediately messaged** to the House, which request was complied with.

REPORT OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 23**, a joint resolution establishing legislative com-

compensation to be paid because of a vacancy resulting in the house membership, 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.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House Joint Resolution 23.

House Joint Resolution 23

On motion of Senator DeKoster, House Joint Resolution 23, a joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the house membership, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster 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?" (H.J.R. 23) the vote was:

Ayes, 40:

Andersen	Heying	Milligan	Riley
Bergman	Hill	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Coleman	Kelly	Orr	Schaben
Curtis	Kennedy	Palmer	Schwengels
DeKoster	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman
Hansen			

Nays, none.

Absent or not voting, 10:

Briles	Kyhl	Nystrom	Shaff
Doderer	Miller of	Schwieger	Taylor
Hultman	Des Moines	Scott	

The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order House File 383.

House File 383

On motion of Senator Nolin, House File 383, a bill for an act relating to the licensing and regulating of grain dealers and providing penalties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden asked and received unanimous consent to withdraw amendment S—456 filed by the committee on agriculture, on April 25, 1973, and amendment S—917 filed by Senator Tieden on June 15, 1973.

Senator Hill moved that further action on **House File 383** be deferred.

QUORUM CALL

Senator Hill requested a quorum call to determine that a quorum was present.

Present, 42:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Murray	Schaben
Blouin	Kelly	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Rabedeaux	Willits
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall	Robinson	
Hill			

Absent, 8:

Coleman	Gallagher	Plymat	Schwengels
DeKoster	Kyhl	Riley	Shaff

Roll call revealed a quorum present.

Roll call was requested on the motion to defer.

On the question "Shall the motion to defer House File 383 be adopted?" (H. F. 383) the vote was:

Ayes, 12:

Doderer	Junkins	Murray	Palmer
Griffin	Miller of	Nystrom	Rabedeaux
Heying	Marshall	Orr	Schwieger
Hill			

Nays, 31:

Andersen	Briles	Glenn	Hultman
Bergman	Curtis	Gluba	Kennedy
Blouin	Gallagher	Hansen	Kinley

Lamborn	Nolin	Schaben	Taylor
McCartney	Potter	Schwengels	Tieden
Miller of Des Moines	Priebe	Scott	Van Gilst
Milligan	Ramsey	Shaff	Willits
	Robinson	Shaw	Winkelman

Absent or not voting, 7:

Coleman	Kelly	Plymat	Rodgers
DeKoster	Kyhl	Riley	

The motion lost.

Senator Junkins offered amendment S—994:

S—994

- 1 Amend House File 383 as amended and passed by the House as follows:
- 2 1. Page 3, line 29, by inserting after the period the following:
- 3 "In lieu of a bond, the applicant may file an annual financial statement
- 4 certified by a certified public accountant or an independent public
- 5 accountant dated not more than ninety days prior to the date the ap-
6 plication
- 7 is filed, setting forth the assets, liabilities and net worth of the
- 8 applicant. The statement shall show the applicant's current net worth
- 9 to be not less than two times the amount of the bond otherwise required
- 10 by this section. If upon examination of any financial statement the
- 11 commission considers the applicant has furnished insufficient proof
- 12 of financial responsibility, a written order may be issued directing the
13 applicant to provide the bond required by this section. In determining
14 the
- 15 financial responsibility of an applicant, the commissioner shall consider
16 the sufficiency of his net assets located within the state. Failure to
17 comply with an order shall be cause for revocation or suspension of
18 license. It shall be unlawful for any officer or employee of the state of
19 Iowa to divulge or to make known in any manner whatever not pro-
20 vided by law
21 to any person the information contained in any financial statement."

Senator Schaben offered amendment S—995 to the amendment and moved its adoption:

S—995

- 1 Amend the Junkins amendment S—994 to House File 383, line
- 2 8, by striking the word "two" and inserting in lieu thereof
- 3 the word "five".

Amendment S—995 to the amendment was adopted.

Senator Junkins moved the adoption of amendment S—994 as amended.

Division was called for.

Amendment S—994 as amended lost.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 383) the vote was:

Ayes, 35:

Andersen	Hultman	Plymat	Schwieger
Bergman	Lamborn	Potter	Scott
Blouin	McCartney	Priebe	Shaff
Briles	Miller of	Rabedeaux	Shaw
Curtis	Des Moines	Ramsey	Taylor
DeKoster	Miller of	Robinson	Tieden
Gallagher	Marshall	Rodgers	Van Gilst
Glenn	Milligan	Schaben	Willits
Gluba	Nolin	Schwengels	Winkelman
Hansen			

Nays, 11:

Griffin	Junkins	Kinley	Orr
Heying	Kelly	Murray	Palmer
Hill	Kennedy	Nystrom	

Absent or not voting, 4:

Coleman	Doderer	Kyhl	Riley
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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 Lamborn asked and received unanimous consent that **House File 383** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order House File 459.

House File 459

On motion of Senator Schwieger, House File 459, a bill for an act relating to the qualifications of the commissioner of public health, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 459) the vote was:

Ayes, 29:

Andersen	Milligan	Ramsey	Shaff
Curtis	Murray	Riley	Shaw
DeKoster	Nystrom	Robinson	Taylor
Doderer	Plymat	Schaben	Tieden
Gallagher	Potter	Schwengels	Van Gilst
Hansen	Priebe	Schwieger	Willits
Lamborn	Rabedeaux	Scott	Winkelman
McCartney			

Nays, 19:

Bergman	Briles	Gluba	Heying
Blouin	Glenn	Griffin	Hill

Hultman	Kinley	Miller of	Palmer
Junkins	Miller of	Marshall	Rodgers
Kelly	Des Moines	Nolin	
Kennedy		Orr	

Absent or not voting, 2:

Coleman	Kyhl
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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 Lamborn asked and received unanimous consent that House File 459 be immediately messaged to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order House File 670.

House File 670

On motion of Senator Murray, House File 670, a bill for an act relating to printing controversies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—528 by the committee on state government:

S—528

- 1 Amend House File 670 as follows:
- 2 1. Line 8, by adding after the word "twenty" the word
- 3 "-four".
- 4 2. Line 9, by striking the words "thirteen and one-third"
- 5 and inserting in lieu thereof the words "[thirteen and
- 6 one-third] sixteen".

Senator Curtis asked and received unanimous consent that Senate Rule 3 be suspended and that amendment S—528 be taken up for consideration.

On motion of Senator Murray, amendment S—528 was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 670) the vote was:

Ayes, 45:

Andersen	Glenn	Kelly	Murray
Bergman	Gluba	Kennedy	Nystrom
Blouin	Griffin	Kinley	Orr
Briles	Hansen	Lamborn	Palmer
Curtis	Heying	McCartney	Plymat
DeKoster	Hill	Miller of	Potter
Doderer	Hultman	Des Moines	Priebe
Gallagher	Junkins	Milligan	Ramsey

Riley	Schwengels	Shaw	Van Gilst
Robinson	Schwieger	Taylor	Willits
Rogers	Scott	Tieden	Winkelman
Schaben	Shaff		

Nays, none.

Voting present, 1:

Rabedeaux

Absent or not voting, 4:

Coleman	Kyhl	Miller of Marshall	Nolin
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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 Lamborn asked and received unanimous consent that **House File 670** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 569.

Senate File 569

On motion of Senator Schwieger, Senate File 569, a bill for an act relating to child care facilities and providing penalties, was taken up for consideration.

DEFERRED

Senator Kelly moved that further action on **Senate File 569** be **deferred** and placed on the calendar under **unfinished business**. which motion prevailed.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 86.

Senate File 86

On motion of Senator Briles, Senate File 86, a bill for an act relating to licenses for professional boxing and wrestling matches, 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. 86) the vote was:

Rule 24 was invoked.

2. Page 2, by striking line 24 and inserting in lieu thereof the following:

"Independence \$4,266,300 \$4,384,900".

3. Page 2, by striking line 26 and inserting in lieu thereof the following:

"Mt. Pleasant \$3,297,733 \$3,407,693".

4. Page 3, line 25, by inserting after the word "institutions" the words ", and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes".

On the Part of the Senate:

BARTON L. SCHWIEGER, Chairman
MINNETTE F. DODERER
CALVIN O. HULTMAN
KENNETH D. SCOTT
RAY TAYLOR

On the Part of the House:

ELMER H. DEN HERDER, Chairman
GREGORY D. CUSACK
EMIL J. HUSAK
E. JEAN KISER
LILLIAN McELROY

SENATE RESOLUTION 9

By Schaben, Lamborn and Kinley

Whereas, Charles W. Lakin is a native Iowan and has been involved in news reporting in Iowa for many years; and

Whereas, Charles W. Lakin has covered the news at the state house for KRNT for fourteen years; and

Whereas, Charles W. Lakin has been involved in many public service programs and special reports; and

Whereas, Charles W. Lakin is one of the most respected newsmen in the state; and

Whereas, Charles W. Lakin celebrated his sixty-sixth birthday on June 19, 1973 and has retired, *Now Therefore*,

Be It Resolved by the Senate, That Charles W. Lakin and his wife, Kathryn, be extended the fondest regards, congratulations for his years of service and the best wishes of the Senate during his retirement; and

Be It Further Resolved, That a copy of this resolution be forwarded to Charles W. Lakin and his wife, Kathryn.

SENATE CONCURRENT RESOLUTION 54

By Doderer and Schwieger

Whereas, government action was taken in nearly half the states to confront a fuel shortage this winter which threatened to close down schools, office buildings and industrial plants; and

Whereas, executive orders and pleas for voluntary cooperation on the part of the citizenry and industry to conserve fuel have not averted the most dramatic of current situations whereby retail gas utilities, oil firms, and electric companies have been unable to supply all of their contractual customers; and

Whereas, energy rationing plans have been proposed and steps taken in several states to remove restrictions on the development of nuclear power plants and, in at least one state, the State of Connecticut, to create an energy commission which has the power to regulate the distribution of fuel within the state; and

Whereas, the governor of the state of Iowa has requested specific legislation including laws to protect fuel oil consumers from dealers who over-

extend themselves and cannot deliver promised fuels and to require a performance bond of dealers; and

Whereas, failure to deal with the allocation of resources cannot simply be attributed to restrictions sought and gained by environmentalists, but must necessitate mention of problems which can be solved without sacrificing the concerns of environmentalists, including engineering errors, delays in equipment deliveries, and labor troubles; and

Whereas, legislative committees have been established or bills introduced in at least seven states to create energy commissions geared toward easing not simply the "fuel crisis" which became critical in the Midwest this winter, but the long-range "energy crisis", *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the legislative council establish a committee for the purpose of studying energy policy positions in the areas of power-plant siting policies, energy supply and use studies, national energy policy, United States-Canada energy trade, support of research, federal gas pricing policies, and other areas of energy policy which are currently being considered by the executive and legislative branches of government; and

Be It Further Resolved, That the study committee shall consist of legislators representing both the Senate and the House of Representatives and both political parties, as well as nonlegislative members with technical knowledge and environmental concerns which would prove helpful in researching the utilization of renewable natural resources to offset the increasing use of energy; and

Be It Further Resolved, That the study committee make periodic reports to the legislative council and submit a final report, along with necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report accepted by the legislative council shall be submitted to the Second Session of the Sixty-fifth General Assembly meeting in 1974.

By Willits, Lamborn, Gluba, Blouin, Nolin, Milligan, Hansen

SENATE CONCURRENT RESOLUTION 55

Whereas the enrollment in most area vocational schools and community colleges created pursuant to Chapter 280A is declining; and

Whereas, state per pupil support of area schools varies drastically among schools; and

Whereas, it is difficult to adequately maintain fifteen area schools with twenty-seven campuses; and

Whereas, the mission and priorities of the area schools concerning vocational education vis-a-vis liberal arts education needs to be reassessed; and

Whereas, most area schools have been in existence five to six years and the time is appropriate to examine their progress, *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the Legislative Council is urged to create an interim study committee consisting of members of the House and Senate; and

Be It Further Resolved, that the study committee investigate, but not necessarily limit its study to, the funding and distribution of funds to the area schools, the educational program of the schools, and the optimum number of campuses to be operated by the schools; and

Be It Further Resolved, that the study committee make a report to the Legislative Council and the General Assembly meeting in the year 1974.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the reappointment of Senator James W. Griffin, Sr., to the Iowa Public Employees' Retirement System Advisory Investment Board for a regular two-year term, beginning July 1, 1973, and ending June 30, 1975, in accordance with chapter 97B.8, Code 1973.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 54 State government

S.C.R. 55 State government

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the final vote was taken on Senate File 482. Had I been present I would have voted "Aye".

JAMES F. SCHABEN

SUBCOMMITTEE ASSIGNMENTS

House File 799	House Concurrent
Appropriations—	Resolution 62
State Department	Plymat, Chairman
	Hill
	Orr

REPORTS OF COMMITTEE

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 797**, a bill for an act making an appropriation to the budget and financial control committee or its successor committee, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, *Chairman*

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 677**, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Worth county, Iowa, acting for and on behalf of Drainage Districts No. 24, No. 34 and No. 52, Worth County, Iowa, in connection with the assessing of benefits for a common outlet for such Drainage Districts, the levying of special assessments against the lands in such Drainage Districts, and the issuance of Special Assessment Bonds of such Drainage Districts, and declaring the validity of such special

assessments, and proceedings authorizing the issuance of Special Assessment Bonds and declaring that such bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations according to their terms, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources, to which was referred **House File 405**, a bill for an act relating to the authority of the department of environmental quality to enter public or private property for the purposes of conducting investigations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—983

- 1 Amend the House amendment to Senate File 590, page 1,
- 2 by striking the word "appropriation" in line 17 and substituting
- 3 the following:
- 4 "appropriation; except that the salary for the attorney
- 5 general is appropriated in addition and shall not be
- 6 taken from funds appropriated to the attorney general's
- 7 department".

TOM RILEY
JOHN S. MURRAY

S—988

- 1 Amend Senate File 613 as follows:
- 2 1. Page 1, by striking line 7 through line 12 and
- 3 inserting in lieu thereof the following:
- 4 *NEW SECTION*. Cities which acquired ownership of
- 5 television translator facilities and have operated such
- 6 facilities for a period of not less than two years prior
- 7 to July 1, 1973, may contract for the purpose of extending,".

JAMES E. BRILES
CALVIN O. HULTMAN

S—992

- 1 Amend House File 608 as amended and passed by the
- 2 House, line 10, by inserting after the word "implements"
- 3 the following: "*and self-propelled vehicles*".

BARTON L. SCHWIEGER

S—993

- 1 Amend House File 608, as passed by the House, as follows:
- 2 1. By striking line 10 and inserting in lieu thereof the
- 3 following: "*trucks, travel trailers, [and] boats, farm and*

4 *industrial tractors and self-propelled farm implements, and*
5 *self-propelled vehicles”.*

6 2. By striking line 2 and inserting in lieu thereof the
7 following: “portation of certain vehicles, boats and
8 farm implements.”

W. R. RABEDEAUX
BARTON L. SCHWIEGER
BERL E. PRIEBE
RALPH F. McCARTNEY

S—991

1 Amend House File 608 as amended and passed by the House,
2 line 10, by inserting after the word “*farm*” the following:
3 “*and industrial*”.

RALPH F. McCARTNEY

S—990

1 Amend House File 608 as amended and passed by the House,
2 page 1 by adding after line 18 the following section:
3 Sec. Section three hundred twenty-one point four
4 hundred fifty-seven (321.457), Code 1973, is amended by adding
5 the following new subsection:
6 *NEW SUBSECTION.* A motor vehicle or combination of vehicles
7 may be operated upon the highways of this state, irrespective of
8 the length limitations imposed by law, if the motor vehicle or
9 combination of vehicles is operated within the corporate limits
10 of a city adjacent to the borders of this state or in the area
11 over which the city has zoning jurisdiction, provided the length
12 of the motor vehicle or combination of vehicles is in conformity
13 with the laws of the adjacent state.

CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate adjourned until
8:00 a.m., Saturday, June 23, 1973.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, SATURDAY, JUNE 23, 1973

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Berl E. Priebe, member of the Senate from Algona, Iowa.

The Journal of Friday, June 22, 1973, was approved.

ADOPTION OF RESOLUTION

Senator Kinley asked and received unanimous consent to take up **Senate Resolution 9** and moved its adoption:

SENATE RESOLUTION 9

By Schaben, Lamborn and Kinley

Whereas, Charles W. Lakin is a native Iowan and has been involved in news reporting in Iowa for many years; and

Whereas, Charles W. Lakin has covered the news at the state house for KRNT for fourteen years; and

Whereas, Charles W. Lakin has been involved in many public service programs and special reports; and

Whereas, Charles W. Lakin is one of the most respected newsmen in the state; and

Whereas, Charles W. Lakin celebrated his sixty-sixth birthday on June 19, 1973 and has retired, *Now Therefore*,

Be It Resolved by the Senate, That Charles W. Lakin and his wife, Kathryn, be extended the fondest regards, congratulations for his years of service and the best wishes of the Senate during his retirement; and

Be It Further Resolved, That a copy of this resolution be forwarded to Charles W. Lakin and his wife, Kathryn.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 307.

House File 307

On motion of Senator Curtis, House File 307, a bill for an act

relating to duties and functions of the department of general services, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis offered amendment S—634 by the committee on state government and moved its adoption:

S—634

- 1 Amend House File 307 as amended and passed by the House as
- 2 follows:
- 3 1. Page 4A, line 1 by striking the word "*institutions*"
- 4 and inserting in lieu thereof the following: "*area*
- 5 *vocational schools, area community colleges, or school*
- 6 *corporations*".
- 7 2. Page 7A, line 4 by inserting after the word "or"
- 8 the following: "If the condition warrants".

The amendment was adopted.

Senator Palmer offered amendment S—998 and moved its adoption:

S—998

- 1 Amend House File 307, as amended, passed and reprinted by
- 2 the House, page 6, by striking lines 1 and 2 and renumbering
- 3 the remaining sections.

Roll call was requested.

On the question "Shall the amendment S—998 be adopted?" (H.F. 307) the vote was:

Ayes, 20:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits
Gluba	Miller of	Robinson	
Heying	Des Moines		

Nays, 26:

Andersen	Kelly	Nystrom	Schwieger
Bergman	Lamborn	Plymat	Shaff
Briles	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman
Hultman	Murray	Schwengels	

Absent or not voting, 4:

Doderer	Hansen	Kyhl	Schaben
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The amendment lost.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 307) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kinley	Orr	Shaff
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	
Heying			

Nays, 3:

Doderer	Kennedy	Palmer
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Absent or not voting, 5:

Hansen	Rodgers	Schaben	Shaw
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 307** be **immediately messaged** to the House, which request was complied with.

ADOPTION OF CONFERENCE COMMITTEE REPORT**Senate File 603**

Senator Winkelman submitted the following conference committee report on Senate File 603, and moved its adoption:

**REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 603**

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on Senate File 603, a bill for an Act to appropriate from the general fund of the state to the department of public safety and the various divisions thereof and consolidating divisions, respectfully make the following recommendation:

That the House recede from its amendment to Senate File 603 as amended, passed, and reprinted by the Senate.

On the Part of the Senate:

WILLIAM P. WINKELMAN, Chairman
WILLIAM N. PLYMAT
RALPH F. MCCARTNEY
MICHAEL T. BLOUIN
C. JOSEPH COLEMAN

On the Part of the House:

C. RAYMOND FISHER, Chairman
LESTER D. MENKE
B. JOSEPH RINAS
LAVERNE W. SCHROEDER

The motion prevailed and the conference committee report and the recommendation contained therein were adopted.

On the question "Shall the bill pass?" (S.F. 603) the vote was:

Ayes, 45:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Heying	Milligan	Robinson	

Nays, 1:

Kelly

Absent or not voting, 4:

Gluba	Hansen	Kyhl	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.

Senator Lamborn asked and received unanimous consent that **Senate File 603** be **immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 574

Senator Priebe called up for consideration Senate File 574, a bill for an act to appropriate from the general fund of the state to the department of soil conservation for the soil and water conservation cost-sharing program, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 574 as follows:
- 2 Page 2, by striking lines 8, 9 and 10 and inserting
- 3 in lieu thereof the following:
- 4 "For cost sharing, to provide state
- 5 funding of not to exceed fifty percent
- 6 of the approved cost of permanent soil
- 7 conservation practices instituted under
- 8 chapter 467A, Code 1973, with
- 9 priority given to projects on water-
- 10 sheds above state-owned lakes, except
- 11 that not more than five percent of
- 12 the amount herein appropriated may be
- 13 used for cost sharing to abate com-
- 14 plaints filed under sections 467A.47 and

15 467A.48, Code 1973

\$1,500,000

\$1,500,000".

The motion prevailed and the Senate concurred in the House amendment.

Senator Priebe 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. 574) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Heying	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Gluba	Hansen	Kyhl	Tieden
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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 Lamborn asked and received unanimous consent that **Senate File 574** be **immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senate File 294

On motion of Senator DeKoster, Senate File 294, a bill for an act relating to the compensation paid to shorthand reporters of the district court, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster asked and received unanimous consent that **House File 223** be **substituted** for **Senate File 294**.

House File 223

On motion of Senator DeKoster, House File 223, a bill for an act relating to the compensation paid to shorthand reporters

of the district court and participation in group insurance plans, was taken up for consideration.

Senator DeKoster offered the following amendment S—578 filed by him and moved its adoption:

S—578

1 Amend House File 223 as amended, passed and reprinted by the
2 House as follows:

3 1. Page 2A by striking lines 29 through 35, and page 2B by
4 striking lines 36 through 47 and inserting in lieu thereof the
5 following:

6 *The base salary of a full-time certified shorthand*
7 *reporter shall be fourteen thousand dollars.*

8 [5.] All of the *district court* judges in a judicial district
9 may, by joint order, increase the annual salary of a full-time
10 certified shorthand reporter in that district for length of
11 service in excess of five years by an additional amount not
12 to exceed ten percent of a reporter's annual salary in [such a]
13 the district.

14 2. Page 3A by striking lines 28 through 35, and page 3B by
15 striking lines 36 through 40.

The amendment was adopted.

Senator Kelly offered amendment S—939 filed by him and moved its adoption:

S—939

1 Amend House File 223, as amended, passed and reprinted by the
2 House, page 3B, by inserting after line 40 the following new section
3 and renumbering the remaining sections:

4 Sec. Section six hundred five point nine (605.9), Code
5 1973, is amended to read as follows:

6 605.9 POPULATION DETERMINED—PROPORTION OF PAY-
7 MENT—ASSIS-

8 TANTS. Immediately after the results of each decennial federal
9 census are published, the chief judge of each judicial district
10 shall determine therefrom the population of each county of said
11 district, and shall certify to the county auditor of each such county
12 the percentage proportion of the population of each such county to the
13 aggregate population of all the counties in said judicial dis-
14 trict. *The chief judge shall select one county to issue warrants*
15 *to the reporter in the amount of his total compensation. Each*
16 *county auditor of the other counties in the district shall issue*
17 *warrants to [said reporter] the county treasurer of the county pay-*
18 *ing the reporter in the percentage amount of the total compensation*
19 *of said reporter as certified by the district judges, and the*
20 *county treasurer shall pay same out of any funds in the county*
21 *treasurer not otherwise appropriated.*

22 In the event it is determined by any judge of the district
23 court that it is necessary to employ an additional shorthand
24 reporter because of an extraordinary volume of work, or because
25 of the temporary illness or incapacity of a regular shorthand
reporter, such judge may appoint a temporary shorthand reporter

Page 2

1 who shall serve as required by said judge, and shall be paid com-
 2 pensation on a per diem basis at the prevailing rates of compen-
 3 sation for such reporters as may be determined by the judge. [In
 4 such event, the district judge shall certify to each county auditor
 5 in his judicial district the name of the shorthand reporter so
 6 appointed, and the amount of compensation which shall be paid,
 7 and said reporter shall be paid in the same manner and in the
 8 same proportions as is herein provided.] *A temporary shorthand*
 9 *reporter shall be paid in the same manner as a regular reporter.*

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. 223) the vote was:

Ayes, 43:

Andersen	Junkins	Nolin	Rodgers
Bergman	Kelly	Nystrom	Schaben
Blouin	Kennedy	Orr	Schwengels
Briles	Lamborn	Palmer	Schwieger
Coleman	McCartney	Plymat	Scott
Curtis	Miller of	Potter	Shaff
DeKoster	Des Moines	Priebe	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gallagher	Marshall	Ramsey	Van Gilst
Glenn	Milligan	Riley	Willits
Hill	Murray	Robinson	Winkelman
Hultman			

Nays, 2:

Heying	Tieden
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Absent or not voting, 5:

Gluba	Hansen	Kinley	Kyhl
Griffin			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 223** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator DeKoster asked and received unanimous consent that **Senate File 294** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 109.

House File 109

On motion of Senator Nystrom, House File 109, a bill for an act relating to the establishment of a rest area and rest area building, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger offered amendment S—322 filed by him:

S—322

- 1 Amend House File 109 by striking everything after
- 2 the enacting clause and inserting the following:
- 3 Section 1. The Iowa state highway commission shall
- 4 close the scenic overlook at Loveland in Pottawattamie
- 5 county on interstate highway eighty N and sell the
- 6 property.

Senator Nystrom raised the point of order that amendment S—322 was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Priebe asked and received unanimous consent that further action on House File 109 be deferred.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (H.F. 109) the vote was:

Ayes, 14:

Blouin	Kelly	Priebe	Scott
Coleman	Kennedy	Robinson	Tieden
Gallagher	Orr	Schwieger	Willits
Heying	Palmer		

Nays, 30:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Briles	Hultman	Milligan	Schaben
Curtis	Kinley	Nolin	Schwengels
DeKoster	Lamborn	Nystrom	Shaff
Glenn	McCartney	Plymat	Taylor
Gluba	Miller of	Potter	Van Gilst
Griffin	Des Moines	Rabedeaux	Winkelman

Absent or not voting, 6:

Doderer	Kyhl	Rodgers	Shaw
Junkins	Murray		

The motion lost.

Senator Potter took the chair at 10:20 a.m.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 109) the vote was:

Rule 24 was invoked.

Ayes, 29:

Andersen	Hultman	Miller of	Riley
Briles	Junkins	Marshall	Robinson
Curtis	Kinley	Murray	Rodgers
DeKoster	Lamborn	Nystrom	Schwengels
Glenn	McCartney	Palmer	Shaw
Gluba	Miller of	Plymat	Van Gilst
Griffin	Des Moines	Potter	Willits
Hill		Rabedeaux	Winkelman

Nays, 18:

Bergman	Heving	Orr	Scott
Blouin	Kelly	Priebe	Shaff
Coleman	Kennedy	Ramsey	Taylor
Gallagher	Milligan	Schwieger	Tieden
Hansen	Nolin		

Voting present, 1:

Schaben

Absent or not voting, 2:

Doderer Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 109** be **immediately messaged** to the House, which request was complied with.

INTRODUCTION OF BILL

Senate File 618, by committee on appropriations, a bill for for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system and to positions under the jurisdiction of the state board of regents and providing an appropriation.

Read first time and placed on calendar.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 441

Senator Briles called up the conference committee report on Senate File 441, a bill for an act relating to the salaries of county officers, found on pages 1819-1822, inclusive, of the Senate Journal, and moved its adoption.

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were 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. 441) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Riley
Bergman	Hill	Marshall	Robinson
Blouin	Hultman	Murray	Rodgers
Briles	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Glenn	McCartney	Potter	Taylor
Gluba	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Rabedeaux	Willits
Hansen		Ramsey	Winkelman

Nays, 1:

Tieden

Absent or not voting, 4:

Gallagher	Kyhl	Milligan	Schaben
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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 Lamborn asked and received unanimous consent that **Senate File 441** be **immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 405.

House File 405

On motion of Senator Milligan, House File 405, a bill for an act relating to the authority of the department of environmental quality to enter public or private property for the purpose of conducting investigations, relating to the powers and duties of the water quality commission, and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schaben offered amendment S—1006 and moved its adoption:

S—1006

- 1 Amend House File 405 as amended, passed and reprinted by
- 2 the House, page 2E, by striking lines 166 through 173,
- 3 inclusive, and renumbering the remaining subsections.

The amendment was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 405) the vote was:

Ayes, 48:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, 1:

Heying

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that **House File 405** be **immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

UNFINISHED BUSINESS

Senate File 590

The Senate resumed consideration of Senate File 590, a bill for an act setting the salary rate for state officials and designated employees of the state, the House amendment found on pages 1886-1890, inclusive, of the Senate Journal, the DeKoster amendment S—970 to the House amendment and amendment S—975 to amendment S—970, offered and deferred on June 21, 1973.

On motion of Senator DeKoster, amendment S—975 to amendment S—970 to the House amendment was adopted.

Senator Willits offered amendment S—980 to amendment S—970 to the House amendment, moved its adoption, and called for a division:

S—980

- 1 Amend the DeKoster amendment S—970 to the House
- 2 Amendment to Senate File 590, page 4, by striking lines
- 3 5 through 7.

Amendment S—980 to amendment S—970 was adopted.

On motion of Senator DeKoster, amendment S—970 to the House amendment as amended was adopted.

Senator Murray offered amendment S—983 to the House amendment filed by Senators Riley and Murray:

S—983

- 1 Amend the House amendment to Senate File 590, page 1
- 2 by striking the word "appropriation" in line 17 and substituting
- 3 the following:
- 4 "appropriation; except that the salary for the attorney
- 5 general is appropriated in addition and shall not be
- 6 taken from funds appropriated to the attorney general's
- 7 department".

President Neu took the chair at 12:20 p.m.

Senator DeKoster raised the point of order that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

On motion of Senator DeKoster, the Senate concurred in the House amendment as amended.

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. 590) the vote was:

Ayes, 37:

Andersen	Hansen	Milligan	Robinson
Bergman	Kelly	Murray	Rodgers
Blouin	Kennedy	Nolin	Schaben
Briles	Kinley	Nystrom	Schwengels
Coleman	Lamborn	Orr	Schwieger
DeKoster	McCartney	Palmer	Shaw
Doderer	Miller of	Plvmat	Taylor
Gallagher	Des Moines	Potter	Van Gilst
Glenn	Miller of	Rabedaux	Willits
Gluba	Marshall	Riley	

Nays, 8:

Curtis
Hultman

Junkins
Priebe

Ramsey
Scott

Tieden
Winkelman

Absent or not voting, 5:

Griffin
Heying

Hill

Kyhl

Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent that Senate File 590 be immediately messaged to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration Senate File 618.

Senate File 618

On motion of Senator Shaw, Senate File 618, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system and to positions under the jurisdiction of the state board of regents and providing an appropriation, was taken up for consideration.

(Senate File 618 pending on recess.)

On motion of Senator Lamborn, the Senate recessed until 1:20 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Kennedy 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 conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 441, a bill for an act relating to the salaries of county officers.

Also: That the House has adopted second conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 656, a bill for an act creating a veterans' service compensation fund.

Also: That the House has concurred in Senate amendment to and

repassed the following bill in which the concurrence of the House was asked:

House File 802, a bill for an act making an appropriation to department of social services and divisions thereof.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senate File 618

The Senate resumed consideration of Senate File 618.

Senator Shaw withdrew amendment S—1005 by Senators Shaw, et al.

Senator Shaw offered amendment S—1010 by Senators Shaw, et al.:

S—1010

Division S—1010A

- 1 Amend Senate File 618 as follows:
- 2 1. Page 2, by striking line 21, and inserting in lieu thereof
- 3 the following:
- 4 “(2) of this Act. \$6,000,000 \$6,275,000”.

Division S—1010B

- 5 2. Page 2, line 31, by inserting after the word “system”
- 6 the following: “, with the exception of tenured academic
- 7 personnel,”.
- 8 3. Page 2, line 35, by inserting after the word “regents”
- 9 the following: “, with the exception of tenured academic
- 10 personnel,”.

Senator Willits called for a division of the amendment, section 1 to be considered as division S—1010A; sections 2 and 3, as division S—1010B.

Action on division S—1010A of the amendment was temporarily deferred.

President Neu took the chair at 2:25 p.m.

On motion of Senator Shaw, division S—1010B of the amendment was adopted.

On motion of Senator Shaw, division S—1010A of the amendment was adopted.

Senator Schaben withdrew amendment S—1015:

S—1015

- 1 Amend Senate File 618, page 3, by striking lines 14 through 16,
- 2 inclusive.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 618) the vote was:

Ayes, 46:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schaben
Curtis	Kelly	Nolin	Schwengels
DeKoster	Kennedy	Nystrom	Scott
Doderer	Kinley	Orr	Shaff
Gallagher	Lamborn	Palmer	Shaw
Glenn	McCartney	Plymat	Taylor
Gluba	Miller of	Potter	Tieden
Griffin	Des Moines	Priebe	Van Gilst
Hansen		Rabedeaux	Willits
			Winkelman

Nays, none.

Absent or not voting, 4:

Coleman	Kyhl	Robinson	Schwieger
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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 adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 522, a bill for an act relating to fees for inspection of amusement rides, devices, concessions, and booths.

Also: That the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 747, a bill for an act making an appropriation to department of social services for institutions and programs administered by the division of mental health services.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 797.

House File 797

On motion of Senator DeKoster, House File 797, a bill for an act making an appropriation to the budget and financial control committee or its successor committee, 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. 797) the vote was:

Ayes, 46:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Heying			

Nays, none.

Absent or not voting, 4:

Coleman	Kyhl	Milligan	Schwieger
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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

House File 656

Senator Nystrom submitted the following conference committee report on House File 656 and moved its adoption:

REPORT OF THE SECOND CONFERENCE COMMITTEE ON HOUSE FILE 656

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 656, a bill for an Act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty, respectfully make the following recommendations:

1. That the Senate recede from its amendment and that House File 656, as amended, passed, and reprinted by the House, be amended as follows:

1. Page 2A, by striking lines 1 through 5, inclusive, and inserting in lieu thereof the following:

"Section 1. 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1973 and ending June 30, 1974 the sum of eighteen million (18,000,000) dollars and for the fiscal year beginning July 1, 1974, and ending June 30, 1975 the

sum of ten million (10,000,000) dollars, or so much thereof as may be necessary, for deposit in a service compensation fund, hereby created, to be used in a manner provided in this Act.

2. If during the fiscal year beginning July 1, 1973 there are on file with the service compensation board approved applications which result in a total valid claim of in excess of eighteen million dollars, the service compensation board shall certify such fact to the state comptroller who shall transfer funds sufficient to satisfy all valid applications to the service compensation fund. Such funds transferred shall be deducted from the appropriation for the fiscal year beginning July 1, 1974.

3. Unencumbered funds appropriated by this Act which are available on June 30, 1977 shall on that date revert to the general fund of the state."

2. Page 2A, line 9, by striking the words "August 5, 1964" and inserting in lieu thereof the words "July 1, 1958".

3. Page 2A, lines 9 and 10, by striking the words "June 30, 1973" and inserting in lieu thereof the words "August 4, 1964".

4. Page 2A, by striking lines 18 through 35, inclusive.

5. Page 2B, line 36, by striking the words "event it shall be computed as a full month. No person shall", and inserting in lieu thereof the following:

"compensation fund seventeen dollars and fifty cents, if he earned either a Vietnam service medal or an armed forces expeditionary medal-Vietnam, or can otherwise establish service in Vietnam during that period, for each month that such person was in the Vietnam service area, between July 1, 1958 and August 4, 1964, both dates inclusive, not to exceed a total sum of five hundred dollars.

Every person otherwise qualified under this section and who earned either a Vietnam service medal or an armed forces expeditionary medal-Vietnam for service between the period commencing August 5, 1964 and ending June 30, 1973, or can otherwise establish service in the Vietnam service area during that period, shall be entitled to receive from the service compensation fund seventeen dollars and fifty cents for each month that such person was in the Vietnam service area and twelve dollars and fifty cents for each month that such person was not in the Vietnam service area, not to exceed a total sum of five hundred dollars.

Every person otherwise qualified under this section, except that he did not earn either the Vietnam service medal or the armed forces expeditionary medal-Vietnam, and did not serve in the Vietnam service area, shall be entitled to receive from the service compensation fund twelve dollars and fifty cents for each month that such person was in active service during the time between August 5, 1964 and June 30, 1973, both dates inclusive, not to exceed a total sum of three hundred dollars.

Compensation under this Act shall not be paid for a fraction of a month unless it be sixteen days or more in which event it shall be computed as a full month.

No person shall".

6. Page 3, line 2, by striking the words "August 4, 1964" and inserting in lieu thereof the words "July 1, 1958".

7. Page 3, lines 14 and 15, by striking the words "between August 5, 1964 and June 30, 1973, both dates inclusive," and inserting in lieu thereof the words "during the period and in the

area for which he is able to receive compensation under this Act.”.

8. Page 3, by striking lines 18 and 19 and inserting in lieu thereof the words “paid five hundred dollars or three hundred dollars, whichever maximum rate he would have been entitled to receive, regardless of the length of such”.

On the part of the Senate:

JOHN N. NYSTROM, Chairman
RALPH W. POTTER
WILLARD R. HANSEN
CLOYD E. ROBINSON
WILLIAM E. GLUBA

On the part of the House:

DELWYN STROMER, Chairman
WILLIAM J. HARGRAVE
WAYNE BENNETT
WILLIS E. JUNKER
KEITH H. DUNTON

The motion prevailed and the second conference committee report and the recommendations and amendments contained therein were adopted.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 656) the vote was:

Rule 24 was invoked.

Ayes, 45:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		
Heying			

Nays, none.

Voting present, 2:

Murray (under Rule 24)

Ramsey (under Rule 24)

Absent or not voting, 3:

Coleman

Kyhl

Shaw

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDERS

Senator Lamborn asked and received unanimous consent that **Senate File 332** be made a **special order** of business for Tuesday, January 22, 1974, at 10:00 a.m.

Senator Lamborn asked and received unanimous consent that **Senate File 569** be made a **special order** of business for Tuesday, January 29, 1974, at 10:00 a.m.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 801.

House File 801

On motion of Senator Shaw, House File 801, a bill for an act relating to the salaries of supreme court justices and district court judges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—1016 by Senators Gallagher, Glenn and Tieden and moved its adoption:

S—1016

- 1 Amend House File 801 as follows:
- 2 1. Page 2, line 30, by striking the figures "27,000"
- 3 and "29,500" and inserting in lieu thereof the figures "25,000"
- 4 and "27,500" respectively.
- 5 2. Page 2, line 32, by striking the figures "26,500"
- 6 and "29,000" and inserting in lieu thereof the figures "24,500"
- 7 and "27,000" respectively.
- 8 3. Page 2, line 34, by striking the figures "31,000" and
- 9 "34,000" and inserting in lieu thereof the figures "29,500"
- 10 and "32,500" respectively.
- 11 4. Page 2, line 35, by striking the figures "30,000"
- 12 and "33,000" and inserting in lieu thereof the figures "28,500"
- 13 and "31,500" respectively.

Amendment S—1016 lost.

Senator DeKoster offered amendment S—1007 by Senators DeKoster, Shaw and Schwieger and moved its adoption:

S—1007

- 1 Amend House File 801, as passed by the House, as follows:
- 2 1. Page 2, by inserting after line 35 the following section:
- 3 Sec. Section two hundred thirty-one point eight (231.8),
- 4 unnumbered paragraphs one (1), two (2) and four (4), Code 1973,
- 5 are amended to read as follows:
- 6 The judge designated as judge of the juvenile court in any
- 7 county, or where there is more than one judge designated such
- 8 judges acting jointly, may appoint such probation officers as may
- 9 be necessary to carry out the work of the court. In counties
- 10 where more than one officer is appointed one of such officers
- 11 shall be designated as chief probation officer. The salaries of
- 12 such officers shall be fixed by the judge or judges making the
- 13 appointments but in no case shall the salary of a chief probation
- 14 officer exceed [seventy percent of the salary of the district

15 court judge] *sixteen thousand dollars per year* nor shall the
 16 salary of a deputy probation officer exceed [sixty percent of the
 17 salary of such judge] *fourteen thousand dollars per year*.

18 Probation officers may be appointed to serve two or more
 19 counties. The salaries of such officers and their deputies, if
 20 any, shall be fixed by the judges of the judicial district who
 21 are designated juvenile court judges for such counties and such
 22 salaries and the expenses of the probation offices shall be pro-
 23 rated among the counties served in such proportion as may be
 24 determined by said judges who shall in making such determination,
 25 consider the volume of work in the several counties. Such

Page 2

1 officers may be paid not to exceed [sixty percent of the salary of
 2 a district court judge] *fourteen thousand dollars per year*.

3 Such secretarial and clerical help as may be needed in the
 4 administration of any probation office may be appointed by the
 5 judge or judges of the juvenile court who may fix their salaries,
 6 subject to the approval of the board of supervisors, at not more
 7 than [forty percent of the salary of a district court judge] *nine*
 8 *thousand dollars per year*.

9 2. Amend the title, page 1, line 2, by inserting after the
 10 words "judges" the words "and juvenile court officers".

11 3. By renumbering sections as necessary.

Amendment S—1007 was adopted.

Senator Shaw moved that the bill be read the last time now,
 which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 801) the vote was:

Ayes, 37:

Andersen	Junkins	Murray	Robinson
Bergman	Kelly	Nolin	Schaben
Blouin	Kennedy	Nystrom	Schwengels
Briles	Kinley	Orr	Schwieger
DeKoster	McCartney	Palmer	Shaw
Gallagher	Miller of	Plymat	Taylor
Gluba	Des Moines	Potter	Van Gilst
Griffin	Miller of	Priebe	Willits
Hill	Marshall	Rabedeaux	Winkelman
Hultman	Milligan	Riley	

Nays, 3:

Glenn	Scott	Tieden
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Voting present, 1:

Ramsey

Absent or not voting, 9:

Coleman	Hansen	Kyhl	Rodgers
Curtis	Heying	Lamborn	Shaff
Doderer			

The bill having received a constitutional majority was declared
 to have passed the Senate and the title as amended was agreed to.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 747

Senator Schwieger called up the following conference committee report on House File 747 and moved its adoption:

**REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 747**

To the President of the Senate and Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 747, a bill for an Act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services, respectfully submit the following recommendations:

1. That the Senate recede from its amendment.
2. That House File 747, as passed by the House, be amended as follows:

1. Page 2, by striking line 22 and inserting in lieu thereof the following:

"Clarinda \$3,564,000 \$3,679,973".

2. Page 2, by striking line 24 and inserting in lieu thereof the following:

"Independence \$4,266,300 \$4,384,900".

3. Page 2, by striking line 26 and inserting in lieu thereof the following:

"Mt. Pleasant \$3,297,733 \$3,407,693".

4. Page 3, line 25, by inserting after the word "institutions" the words ", and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes".

On the Part of the Senate:

BARTON L. SCHWIEGER, Chairman
MINNETTE F. DODERER
CALVIN O. HULTMAN
KENNETH D. SCOTT
RAY TAYLOR

On the Part of the House:

ELMER H. DEN HERDER, Chairman
GREGORY D. CUSACK
EMIL J. HUSAK
E. JEAN KISER
LILLIAN McELROY

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 747) the vote was:

Ayes, 43:

Andersen	Curtis	Glenn	Hill
Bergman	DeKoster	Griffin	Hultman
Blouin	Doderer	Hansen	Junkins
Briles	Gallagher	Heying	Kelly

Kennedy	Murray	Ramsey	Shaff
Kinley	Nolin	Riley	Shaw
Lamborn	Nystrom	Rodgers	Taylor
McCartney	Orr	Schaben	Tieden
Miller of	Palmer	Schwengels	Van Gilst
Marshall	Plymat	Schwieger	Willits
Milligan	Priebe	Scott	Winkelman

Nays, none.

Absent or not voting, 7:

Coleman	Miller of	Potter	Robinson
Gluba	Des Moines	Rabedeaux	
Kyhl			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Glenn took the chair at 3:10 p.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 rejected the conference committee report on Senate File 603, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof and consolidating divisions, and requests a second conference committee.

Conferees on the part of the House are: the Representative from Jasper, Mr. Roorda, chairman; the Representative from Dubuque, Mr. Clark; the Representative from Webster, Mr. Fitzgerald; the Representative from Van Buren, Mr. Millen, and the Representative from Woodbury, Mr. Peterson.

WILLIAM H. HARBOR
Chief Clerk of the House

APPOINTMENT OF SECOND CONFERENCE COMMITTEE

The Chair announced the appointment of the second conference committee on Senate File 603, on the part of the Senate: Senators Rabedeaux, chairman; Hultman, Nystrom, Kennedy and Nolin.

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 459, a bill for an act relating to the sale or lease of property by a city or county hospital.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 514, a bill for an act to amend the rules of civil procedure proposed by the supreme court.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 550, a bill for an act making corrective amendments to House File 287, as enacted by the Sixty-fifth General Assembly, 1973 Session.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 585, a bill for an act relating to ratification of the sale of certain real estate owned by the Knoxville Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 804, a bill for an act to legalize and validate the procedures whereby Nishna Valley Community School District contracted for sale of several tracts of real estate.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 804, a bill for an act to legalize and validate the procedures whereby the Nishna Valley Community School District in the County of Mills contracted for the sale of several tracts of real estate and the contracts entered into with the respective purchasers.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 529.

House File 529

On motion of Senator Riley, House File 529, a bill for an act relating to business corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 529) the vote was:

Ayes, 37:

Andersen	Glenn	Lamborn	Milligan
Blouin	Heying	McCartney	Murray
Briles	Hill	Miller of	Orr
Curtis	Junkins	Des Moines	Palmer
DeKoster	Kelly	Miller of	Plymat
Gallagher	Kinley	Marshall	Potter

Priebe	Rodgers	Shaff	Van Gilst
Ramsey	Schwengels	Shaw	Willits
Riley	Schwieger	Taylor	Winkelman
Robinson	Scott	Tieden	

Nays, none.

Absent or not voting, 13:

Bergman	Griffin	Kennedy	Nystrom
Coleman	Hansen	Kyhl	Rabedeaux
Doderer	Hultman	Nolin	Schaben
Gluba			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 413** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 677.

House File 677

On motion of Senator Riley, House File 677, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Worth county, Iowa, acting for and on behalf of Drainage Districts No. 24, No. 34 and No. 52, Worth County, Iowa, in connection with the assessing of benefits for a common outlet for such Drainage Districts, the levying of special assessments against the lands in such Drainage Districts, and the issuance of Special Assessment Bonds of such Drainage Districts, and declaring the validity of such special assessments, and proceedings authorizing the issuance of Special Assessment Bonds and declaring that such bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations according to their terms, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 677) the vote was:

Ayes, 43:

Andersen	Kelly	Nolin	Rodgers
Blouin	Kennedy	Nystrom	Schwengels
Briles	Kinley	Orr	Schwieger
Curtis	Lamborn	Palmer	Scott
DeKoster	McCartney	Plymat	Shaff
Gallagher	Miller of	Potter	Shaw
Glenn	Des Moines	Priebe	Taylor
Gluba	Miller of	Rabedeaux	Tieden
Heying	Marshall	Ramsey	Van Gilst
Hill	Milligan	Riley	Willits
Hultman	Murray	Robinson	Winkelman
Junkins			

Nays, none.

Absent or not voting, 7:

Bergman	Doderer	Hansen	Schaben
Coleman	Griffin	Kyhl	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 675**, a bill for an act to legalize and validate the procedures followed by Sioux County Board of Supervisors in contracting with the Fischer Construction Company, Haarsma Plumbing and Heating Company, and Fred's Electrical Company for the construction of a new office building in Orange City, Iowa, for the county engineer's office, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House File 675.

House File 675

On motion of Senator Riley, House File 675, a bill for an act to legalize and validate the procedures followed by Sioux County Board of Supervisors in contracting with the Fischer Construction Company, Haarsma Plumbing and Heating Company, and Fred's Electrical Company for the construction of a new office building in Orange City, Iowa, for the County Engineer's office, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 675) the vote was:

Ayes, 28:

Andersen	Hansen	Nolin	Schwieger
Bergman	Hill	Nystrom	Scott
Blouin	Hultman	Palmer	Shaff
Briles	Miller of	Plymat	Shaw
Curtis	Des Moines	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Van Gilst
Gluba	Marshall	Schwengels	Winkelman
Griffin	Milligan		

Nays, 17:

Coleman	Kelly	Orr	Robinson
Gallagher	Kinley	Priebe	Rodgers
Glenn	Lamborn	Ramsey	Tieden
Heying	Murray	Riley	Willits
Junkins			

Absent or not voting, 5:

Doderer	Kyhl	McCartney	Schaben
Kennedy			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Riley asked and received unanimous consent that Senate Rules 5, 6, 7, 10, 37, 41 and 42 be suspended and that House File 804 be taken up for immediate consideration.

House File 804

On motion of Senator Riley, House File 804, a bill for an act to legalize and validate the procedures whereby the Nishna Valley Community School District in the County of Mills contracted for the sale of several tracts of real estate and the contracts entered into with the respective purchasers, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 804) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Kyhl Robinson Schaben

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILES WITHDRAWN

Senator Lamborn asked and received unanimous consent that **Senate File 527** be **withdrawn** from further consideration of the Senate.

Senator Lamborn asked and received unanimous consent that **Senate File 125** be **withdrawn** from further consideration of the Senate.

Senator Kelly asked and received unanimous consent that **Senate File 85** 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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 376, a bill for an act to provide property tax relief.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 179.

Senate File 179

On motion of Senator Kelly, Senate File 179, a bill for an act relating to inspection of patients' records, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly offered amendment S—824 filed by him and moved its adoption:

S—824

- 1 Amend Senate File 179 by striking all after the enacting
- 2 clause and by inserting in lieu thereof the following:
- 3 Section 1. *NEW SECTION*. Whenever an attorney at law
- 4 presents a current written authorization and consent therefor,
- 5 signed by a person who has been the subject of medical care and
- 6 treatment or, in the case of a minor, by a parent or guardian

7 of such minor, or upon the death of such person, by his per-
 8 sonal representative or by the beneficiary of an insurance
 9 policy on his life, the physician, surgeon or other person having
 10 custody or control of any medical or hospital reports, photo-
 11 graphs, records, papers and writings concerning such care or
 12 treatment, shall forthwith permit the person designated in such
 13 authorization to inspect and copy such records as are requested.
 14 Failure to make such records available, during business hours,
 15 within ten days after the presentation of such written authori-
 16 zation, shall subject the person or entity having custody or
 17 control of the records to liability for all reasonable expenses,
 18 including attorney's fees not to exceed \$50.00, incurred in any
 19 proceeding to enforce the provisions of this section.

The amendment was adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 179) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Kyhl	Palmer	Rabedeaux	Taylor
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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 Lamborn asked and received unanimous consent to take up out of order House File 292.

House File 292

On motion of Senator Winkelman, House File 292, a bill for an act relating to the taking of wild turkey and providing for a special license fee, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hill asked unanimous consent that further action on

House File 292 be deferred and that the bill be placed on the calendar under unfinished business.

Objection was raised.

Senator Hill moved that further action on House File 292 be deferred and that the bill be placed on the calendar under unfinished business.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (H.F. 292) the vote was:

Ayes, 15:

Gluba	Kinley	Palmer	Schwieger
Griffin	Miller of	Plymat	Shaff
Hill	Marshall	Rodgers	Shaw
Kennedy	Orr	Schaben	Van Gilst

Nays, 28:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nystrom	Scott
Briles	Kelly	Potter	Taylor
Curtis	Lamborn	Priebe	Tieden
DeKoster	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Hansen			

Absent or not voting, 7:

Coleman	Gallagher	McCartney	Rabedaux
Doderer	Kyhl	Nolin	

The motion lost.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 292) the vote was:

Ayes, 44:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	Miller of	Rabedaux	Taylor
Gallagher	Des Moines	Ramsey	Tieden
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman
Griffin	Milligan		

Nays, 5:

Hill	McCartney	Plymat	Van Gilst
Kennedy			

Absent or not voting, 1:
Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 184, a bill for an act relating to the Iowa soldiers home.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 600, a bill for an act to appropriate to the department of public safety for radio equipment for division of radio communication.

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 223, a bill for an act relating to the compensation paid to shorthand reporters of the district court.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 307, a bill for an act relating to duties and functions of the department of general services.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 405, a bill for an act relating to the authority of the department of environmental quality to enter public or private property.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 780, a bill for an act making an appropriation to the office for planning and programming and office for economic opportunity.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 801, a bill for an act relating to the salaries of supreme court justices and district court judges.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 619, by committee on judiciary, a bill for an act permitting the Jefferson county board of supervisors to make payments for the purchase and acquisition of a one-fifth interest in the city-county law enforcement center and further to pur-

chase and acquire the Jefferson county holding facility, so long as both purchases and acquisitions may be accomplished without a levy of additional taxes.

Read first time and **placed on calendar.**

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration Senate File 619.

Senate File 619

On motion of Senator Riley, Senate File 619, a bill for an act permitting the Jefferson county board of supervisors to make payments for the purchase and acquisition of a one-fifth interest in the city-county law enforcement center and further to purchase and acquire the Jefferson county holding facility, so long as both purchases and acquisitions may be accomplished without a levy of additional taxes, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 619) the vote was:

Ayes, 43:

Andersen	Hansen	Milligan	Rodgers
Bergman	Hill	Murray	Schwieger
Blouin	Hultman	Nolin	Scott
Briles	Junkins	Nystrom	Shaff
Coleman	Kelly	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays 1:

Heying

Absent or not voting, 6:

Kyhl	Plymat	Schaben	Schwengels
McCartney	Robinson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Riley asked and received unanimous consent that **Senate File 619** be **immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 376

Senator Shaff called up for consideration Senate File 376, a bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 376, as amended, passed, and re-
2 printed by the Senate, as follows:

3 1. Page 2A, lines 4 and 5, by striking the words
4 "lieu of" and inserting in lieu thereof the words
5 "addition to".

6 2. Page 2A, by striking lines 10, 11, and 12 and
7 inserting in lieu thereof the words "reimbursement
8 payable in September, 1974 and in September of any
9 subsequent year."

10 3. Page 2A, by striking line 17 and inserting in
11 lieu thereof the words "the Code, plus all of the
12 following to the extent not already included in Iowa
13 net income: capital gains,".

14 4. Page 2A, line 23, by striking the words "pension,
15 nontaxable" and inserting in lieu thereof the word
16 "pensions,".

17 5. Page 2A, line 25, by striking the word "and".

18 6. Page 2A, line 26, by inserting after the word
19 "of" the words "disability income or".

20 7. Page 2A, lines 26 and 27, by striking the words
21 "net worth as defined herein" and inserting in lieu
22 thereof the words "that part of net worth considered
23 as income under subsection two (2) of this section".

24 8. Page 2A, line 30, by striking the words "the
25 claimant" and inserting in lieu thereof the words "a

Page 2

1 person".

2 9. Page 2A, line 31, by inserting after the word
3 "liabilities" the words "as of December thirty-first
4 of the base year".

5 10. Page 2A, by striking line 32 and inserting in
6 lieu thereof the words "its market value as defined in
7 section four hundred forty-one point twenty-one (441.21)
8 of the Code. For purposes of computing a person's".

9 11. Page 2B, line 36, by inserting after the word
10 "spouse" the words "by blood, marriage, or adoption".

11 12. Page 2B, line 36, by striking the second word
12 "claimant." and inserting in lieu thereof the words
13 "claimant at any time during the base year. 'Living
14 with' refers to domicile and does not include a tem-
15 porary visit."

16 13. Page 2B, by striking lines 37 through 39 and

17 inserting in lieu thereof the following:

18 4. "Household income" means all income of all per-
19 sons of a household during their respective twelve-
20 month income tax accounting periods ending with or dur-
21 ing the base year."

22 14. Page 2B, line 40, by inserting after the word
23 "dwelling" the words "actually used as a home by the
24 claimant during all or part of the base year".

25 15. Page 3, line 4, by inserting after the word

Page 3

1 "except" the word "that".

2 16. Page 3, by inserting after the period in line
3 8 the words "A homestead must be located in this
4 state."

5 17. Page 3, by striking from lines 11 and 12 the
6 words "of age or older or who was totally disabled on
7 or before December thirty-first of the previous calen-
8 dar" and inserting in lieu thereof the words "on or before
9 December thirty-first of the base year, or who is totally
10 disabled and was totally disabled on or before December
11 thirty-first of the base".

12 18. Page 3, line 13, by striking the word "calendar"
13 and inserting in lieu thereof the word "base".

14 19. Page 3, line 14, by striking the words "for
15 which the claim for relief is based" and inserting in
16 lieu thereof the words "and is domiciled in this state
17 at the time the claim is filed".

18 20. Page 3, line 16, by striking the word "of" and
19 inserting in lieu thereof the words "may include".

20 21. Page 3, line 18, by striking the word "accrued"
21 and inserting in lieu thereof the word "paid".

22 22. Page 3, lines 19 and 20, by striking the words
23 "year for which he files a claim for reimbursement" and
24 inserting in lieu thereof the words "base year".

25 23. Page 4, line 1, by striking the words "can be"

Page 4

1 and inserting in lieu thereof the words "is reasonably".

2 24. Page 4, line 4, by striking the word "accrued"
3 and inserting in lieu thereof the word "paid".

4 25. Page 4, line 6, by striking the words "preceding
5 calendar" and inserting in lieu thereof the word "base".

6 26. Page 4, line 8, by striking the words "that
7 calendar" and inserting in lieu thereof the words "the
8 base".

9 27. Page 4, line 16, by inserting after the words
10 "If the" the words "director of revenue determines
11 that the".

12 28. Page 4, line 19, by striking the word "may"
13 and inserting in lieu thereof the word "shall".

14 29. Page 4, line 26, by striking the word "accrued"
15 and inserting in lieu thereof the word "paid".

16 30. Page 4, line 28, by striking the word "levied"
17 and inserting in lieu thereof the word "paid".

18 31. Page 4, line 28, by inserting after the word
19 "state" the words ", but includes only property taxes

20 for which the claimant or a person of his household
 21 was liable and which were actually paid by the claimant
 22 or a person of his household. If the property taxes
 23 have actually been paid, they shall be deemed to have
 24 been paid when due, regardless of the date of actual
 25 payment. "Property taxes paid" shall be computed with

Page 5

1 no deduction for any credit under this Act or for any
 2 homestead credit allowed under section four hundred
 3 twenty-five point one (425.1) of the Code. Claims for
 4 property tax reimbursement filed in 1974 shall be based
 5 upon the property taxes paid in 1973".

6 32. Page 4, line 29, by striking the word and
 7 figure "1974 and".

8 33. Page 4, by striking from lines 30 and 31 the
 9 words "gross amount of property taxes levied in 1973
 10 and collectible" and inserting in lieu thereof the
 11 words "property taxes paid".

12 34. Page 4, line 32, by striking the words
 13 "Commencing with 1976, each claim".

14 35. Page 4, by striking lines 33, 34, and 35.

15 36. Page 5, by striking line 1.

16 37. Page 5, line 2, by striking the word and
 17 figure "three (73)".

18 38. Page 5, line 3, by striking the words "levied
 19 and".

20 39. Page 5, line 3, by striking the word "previous"
 21 and inserting in lieu thereof the word "base".

22 40. Page 5, line 6, by striking the word "accrued"
 23 and inserting in lieu thereof the word "paid".

24 41. Page 5, line 7, by striking the word "levied"
 25 and inserting in lieu thereof the word "paid".

Page 6

1 42. Page 5, line 9, by striking the word "bill"
 2 and inserting in lieu thereof the word "receipt".

3 43. Page 5, by striking lines 13 through 23 and
 4 inserting in lieu thereof the words "changes his home-
 5 stead, this shall not prevent him from filing a claim
 6 based on property taxes for which the claimant or a
 7 person of his household was liable and which were
 8 actually paid by the claimant or a person of his house-
 9 hold, but duplication of claims shall not be allowed."

10 44. Page 5, line 25, by striking the word "accrued"
 11 and inserting in lieu thereof the word "paid".

12 45. Page 5, line 28, by striking the words "accrued
 13 by the claimant" and inserting in lieu thereof the word
 14 "paid".

15 46. Page 5, by inserting after line 34 the follow-
 16 ing new subsection:

17 11. "Base year" means:

18 a. For a claimant filing a claim for rent constituting
 19 property taxes paid, the calendar year last ending
 20 before the claim is filed.

21 b. For a claimant filing a claim for property taxes
 22 paid, the state fiscal year ending in the calendar year

23 in which the claim is filed.

24 47. Page 6, by striking lines 12 through 35 and

25 inserting in lieu thereof the following:

Page 7

1 "Sec. 5. *NEW SECTION. CLAIM AND REIMBURSEMENT.*

2 Subject to the limitations provided in this Act, a
3 claimant may annually claim a reimbursement for property
4 taxes paid or rent constituting property taxes paid in
5 the base year. The amount of the reimbursement for
6 property taxes paid for a homestead, after audit or
7 certification by the director, shall be paid by joint
8 payee check to the claimant and the treasurer of the
9 county in which the homestead of the claimant is located,
10 and the amount of the reimbursement for rent constituting
11 property taxes paid shall be paid to the claimant only,
12 from the state general fund on or before September twenty-
13 fifth of each year commencing in 1974. If the amount
14 of the reimbursement to the claimant and county treasurer
15 exceeds the tax due from the claimant on or about
16 October first, the county treasurer shall credit the
17 remainder of the reimbursement to be applied against
18 property tax due from the claimant on or about April
19 first of the next calendar year with any remaining
20 excess to be paid by the county treasurer to the claimant
21 or his agent.

22 Sec. 6. *NEW SECTION. FILING DATE.* A claim for
23 reimbursement for property taxes paid or rent constituting
24 property taxes paid shall not be paid or allowed, unless
25 the claim is actually filed with and in the possession

Page 8

1 of the department of revenue on or before July thirty-
2 first of the year following the base year, beginning
3 July 31, 1974.

4 48. Page 7, line 6, by adding after the word
5 "months." the words "The director may also extend the
6 time for filing for all claimants or for any reasonable
7 group or class of claimants for a period not to exceed
8 three months if, in his judgment, good cause exists."

9 49. Page 7, lines 12 and 13, by striking the words
10 "year to which the claim relates" and inserting in lieu
11 thereof the words "base year".

12 50. Page 7, by striking lines 19 and 20 and inserting
13 in lieu thereof the following:

14 "this Act shall be determined as provided in this section.

15 1. The tentative reimbursement shall be the higher
16 of the two amounts determined as follows:

17 a. The amount shall be determined according to the
18 following schedule:":

19 51. Page 7, line 22, by striking the word "Accrued"
20 and inserting in lieu thereof the word "Paid".

21 52. Page 7, line 24, by striking the word "Accrued"
22 and inserting in lieu thereof the word "Paid".

23 53. Page 7, by striking lines 33 through 35.

24 54. Page 8, by striking lines 1 through 13 and
25 inserting in lieu thereof the following:

Page 9

1 b. If the claim is for property taxes paid, the
 2 alternative tentative reimbursement shall be one hundred
 3 twenty-five dollars, but not exceeding the amount of
 4 property taxes paid in the base year, if both of the
 5 following are true:

6 (1. The claimant was entitled to and received the
 7 alternative homestead tax credit as provided in section
 8 four hundred twenty-five point one (425.1), subsection
 9 five (5) of the Code against property taxes paid in
 10 the calendar year 1973.

11 (2. The household income is less than four thousand
 12 dollars.

13 2. The actual reimbursement for property taxes paid
 14 shall be determined by subtracting from the tentative
 15 reimbursement the amount of the homestead credit under
 16 section four hundred twenty-five point one (425.1) of
 17 the Code which was allowed as a credit against property
 18 taxes paid in the base year by the claimant or any person
 19 of his household. If the subtraction produces a negative
 20 amount, there shall be no reimbursement but no refund
 21 shall be required. The actual reimbursement for rent
 22 constituting property taxes paid shall be equal to the
 23 tentative reimbursement.

24 55. Page 8, lines 15 through 18, by striking the
 25 word "accrued" wherever it appears and inserting in

Page 10

1 lieu thereof the word "paid".

2 56. Page 8, line 16, by striking the word "one"
 3 and inserting in lieu thereof the word "base".

4 57. Page 8, line 22, by inserting after the word
 5 "claimants." the words "Each assessor and county treasurer
 6 shall make available the forms and instructions."

7 58. Page 8, by striking lines 30 through 32 and
 8 inserting in lieu thereof the following:

9 "1. Age and total disability, if any;

10 2. Property taxes paid or rent constituting property
 11 taxes paid, including the portion of gross rent paid
 12 for".

13 59. Page 8, line 35, by striking the colon and
 14 inserting in lieu thereof the words "and a statement
 15 whether the claimant is related by blood, marriage or
 16 adoption to the owner or manager of the property
 17 rented;".

18 60. Page 9A, by inserting before line 1 the follow-
 19 ing new subsection:

20 Homestead credit allowed against property taxes paid;

21 61. Page 9A, line 7, by striking the word "accrued"
 22 and inserting in lieu thereof the word "paid".

23 62. Page 9A, by adding after line 10 the following
 24 new subsection:

25 Any information needed to determine whether the

Page 11

1 claimant is eligible for the alternative reimbursement
 2 under section nine (9), subsection one (1), paragraph

3 b of this Act.

4 63. Page 9A, by striking lines 11 through 15.

5 64. Page 9A, by striking lines 21 through 25 and
6 inserting in lieu thereof the words "calculated or
7 that the claim is not allowable, he shall recalculate the
8 claim and notify the claimant of the recalculation or
9 denial and his reasons for it. The director shall not
10 adjust any claim after three years from July thirty-
11 first of the year in which the claim was filed."

12 65. Page 9A, by striking lines 30 through 34 and
13 inserting in lieu thereof the words "thirty (422.30) of
14 the Code. The recalculation of the claim shall be final
15 unless appealed as provided in section seventeen (17)
16 of this Act. The provisions of section four hundred
17 twenty-two point seventy (422.70) of the Code shall be
18 applicable with respect to this Act.

19 66. Page 9B, line 39, by striking the word "section"
20 and inserting in lieu thereof the words "sections four
21 hundred twenty-two point twenty (422.20) and".

22 67. Page 10, by inserting after the period in line
23 18 the words "The director of revenue shall send a
24 notice of disallowance of the claim to the claimant."

25 68. Page 10, by striking lines 19 through 31 and

Page 12

1 inserting in lieu thereof the following:

2 Sec. 16. *NEW SECTION. NOTICES.* Section four hundred
3 twenty-two point fifty-seven (422.57), subsection one
4 (1) of the Code shall apply to all notices under this
5 Act.

6 Sec. 17. *NEW SECTION. APPEALS.* Any person aggrieved
7 by any act or decision of the director of revenue or
8 the department of revenue under this Act shall have the
9 same rights of appeal and review as provided in sections
10 four hundred twenty-one point one (421.1) and four
11 hundred twenty-two point fifty-three (422.53) of the
12 Code and the rules of the department of revenue.

13 69. Page 10, line 34, by inserting after the word
14 "claimant" the words "or a person of his household".

15 70. Page 11A, by striking lines 2 through 35 and
16 inserting in lieu thereof the following:

17 Sec. 19. *NEW SECTION. RENT INCREASE—REQUEST AND*
18 *ORDER FOR REDUCTION.* If upon petition by a claimant the
19 department of revenue determines that a landlord has in-
20 creased the claimant's rent primarily because the claimant
21 is eligible for reimbursement under this Act, the depart-
22 ment of revenue shall request the landlord by certified
23 mail to reduce the rent appropriately.

24 In determining whether a landlord has increased a
25 claimant's rent primarily because the claimant is eligible

Page 13

1 for reimbursement under this Act, the department of revenue
2 shall consider the following factors:

3 1. The amount of the increase in rent.

4 2. If the landlord operates other rental property,
5 whether a similar increase was imposed on the other

6 rental property.

7 3. Increased or decreased costs of materials, supplies,
8 services, and taxes in the area.

9 4. The time the rent was increased.

10 5. Other relevant factors in each particular case.

11 If the landlord fails to comply with the request
12 of the department of revenue within fifteen days after
13 the request is mailed by the department, the department
14 of revenue shall order the rent reduced by an appropriate
15 amount.

16 Sec. 20. *NEW SECTION. HEARINGS AND APPEALS.* If the
17 department of revenue orders a landlord to reduce rent
18 to a claimant, then upon the request of the landlord
19 the department of revenue shall hold a prompt hearing
20 of the matter, to be conducted in accordance with the
21 rules of the department. The department of revenue
22 shall give notice of the decision by certified mail to
23 the claimant and to the landlord.

24 The claimant and the landlord shall have the rights
25 of appeal and review as provided in section seventeen

Page 14

1 (17) of this Act.

2 Sec. 21. *NEW SECTION. DEFENSE TO ACTION FOR NON-*
3 *PAYMENT OF RENT.* It is an affirmative defense to any
4 action by a landlord based upon nonpayment or partial
5 payment of rent that the landlord increased the rent
6 primarily because the tenant had received, or was
7 eligible for, reimbursement under this Act.

8 Sec. 22. *NEW SECTION. DISCRIMINATION IN RENTALS*
9 *OR RENT CHARGES.* Discrimination by a landlord in the
10 rental of or in rent charges for a homestead because
11 the tenant has received or is eligible for reimbursement
12 under this Act is a misdemeanor and the punishment
13 shall be the same as provided in section fifteen (15)
14 of this Act.

15 Sec. 23. *NEW SECTION. RULES.* The director of revenue
16 shall adopt rules in accordance with chapter seventeen
17 A (17A) of the Code for the interpretation and proper
18 administration of this Act, including
19 rules to prevent and disallow duplication of benefits
20 and to prevent any unreasonable hardship or advantage
21 to any person.

22 71. Page 11B, by striking lines 36 through 68 and
23 inserting in lieu thereof the following:

24 Sec. 24. *NEW SECTION. 1.* Any person who is entitled
25 to the alternative homestead tax credit as provided in

Page 15

1 section four hundred twenty-five point one (425.1),
2 subsection five (5) of the Code and who properly applies
3 for the credit on or before July 1, 1973, shall be allowed
4 the credit against taxes on the eligible homestead payable
5 in the extended fiscal year beginning January 1, 1974
6 and ending June 30, 1975, in an amount equal to one
7 hundred twenty-five dollars, except that the credit shall

8 not exceed two-thirds of the amount of the property
9 taxes payable on the homestead in the extended fiscal
10 year.

11 2. The credits referred to in subsection one (1) of
12 this section shall be the final credits allowed under
13 section four hundred twenty-five point one (425.1),
14 subsection five (5) of the Code, and thereafter no
15 credit shall be allowed thereunder.

16 3. Credits allowed under section four hundred
17 twenty-five point one (425.1), subsection five (5) of
18 the Code against taxes payable in 1973 or in the extended
19 fiscal year beginning January 1, 1974 and ending June 30,
20 1975, shall be subtracted in determining reimbursement
21 under this Act as provided in section nine (9), sub-
22 section two (2) of this Act.

23 72. Page 12, by striking lines 1 through 20.

24 73. Page 12, line 27, by striking the word and
25 figure "July 2, 1973" and inserting in lieu thereof the

Page 16

1 word and figure "December 31, 1973".

2 74. Renumber sections and correct internal references
3 in accordance with this amendment.

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaff moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 376) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 547.

House File 547

On motion of Senator Griffin, House File 547, a bill for an act relating to the requirements for the chief of police and the chief of the fire department, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—666 filed by Senators Gluba, Kelly and Doderer:

S—666

1 Amend House File 547 as amended and passed by the House
2 as follows:

3 1. Page 2, by inserting before line 1 the following:

4 Section 1. Section three hundred sixty-five point ten
5 (365.10), Code 1973, is amended to read as follows:

6 365.10 PREFERENCES. In fall examinations and appoint-
7 ments under the provisions of this chapter, other than pro-
8 motions and appointments of chief of the police department
9 and chief of the fire department, honorably discharged men
10 and women from the military or naval forces of the United
11 States in any war in which the United States was or is now
12 engaged, including the Philippine Insurrection, China
13 Relief Expedition and the Korean Conflict at anytime be-
14 tween June 27, 1950 and July 27, 1953, both dates inclusive,
15 and the Vietnam Conflict beginning August 5, 1964, who are
16 citizens and residents of this state, shall be given the
17 preference, if otherwise qualified.

18 For the purposes of this section World War II shall be
19 from December 7, 1941, to September 2, 1945, both dates
20 inclusive.

21 2. Page 2, line 10, by inserting before the word
22 "law" the words "experience in a public".

23 3. Page 2, line 10, by striking the word "experience"
24 and inserting in lieu thereof the word "agency".

25 4. Page 2, lines 11, 12, and 13, by striking the sen-

Page 2

1 tence "A chief of a police department or fire depart-
2 ment shall maintain his civil service rights as deter-
3 mined by section three hundred sixty-five point twelve
4 (365.12) of the Code." and inserting in lieu thereof the
5 following sentences:

6 "An individual appointed chief of the fire department
7 shall hold tenure in that position until the age of
8 sixty-five. An individual appointed chief of the police
9 department shall maintain his civil service rights under
10 section three hundred sixty-five point twelve (365.12)
11 of the Code and if from another city, he may transfer these

- 12 rights to the city for which he is appointed chief. If a chief
 13 of a police department is relieved of that position, he shall be
 14 entitled to remain in the police department for which he was
 15 chief at a position commensurate with his civil service status,
 16 even if this means that the city must create a position for him
 17 to fill until a regular position becomes vacant.”
 18 5. Page 3, line 6, by inserting before the period the words
 19 “of police”.
 20 6. By renumbering the sections.

Senator Palmer offered amendment S—933 to amendment S—666 filed by him and moved its adoption:

S—933

- 1 Amend the Gluba, et al., amendment S—666, to House File 547,
 2 as follows:
 3 1. Page 1, by striking line 25, and page 2, by striking
 4 lines 1 through 12 and inserting in lieu thereof the following:
 5 “4. Page 2, by adding the following after the period in
 6 line 23:
 7 ‘If a chief’ ”.
 8 2. Page 2, line 13, by inserting after the word “police”
 9 the words “or fire”.
 10 3. Page 2, line 14, by striking the word “police”.
 11 4. Page 2, by striking lines 18 and 19.
 12 5. By renumbering divisions to conform with this amendment.

Roll call was requested.

On the question “Shall amendment S—933 to amendment S—666 be adopted?” (H.F. 547) the vote was:

Ayes, 24:

Andersen	Glenn	Kinley	Riley
Blouin	Griffin	McCartney	Robinson
Briles	Hill	Orr	Rodgers
Coleman	Hultman	Palmer	Schaben
DeKoster	Junkins	Potter	Scott
Gallagher	Kennedy	Rabedeaux	Taylor

Nays, 17:

Doderer	Miller of	Nystrom	Schwieger
Gluba	Des Moines	Priebe	Shaw
Hansen	Milligan	Ramsey	Van Gilst
Kelly	Murray	Schwengels	Winkelman
Lamborn	Nolin		

Absent or not voting, 9:

Bergman	Kyhl	Plymat	Tieden
Curtis	Miller of	Shaff	Willits
Heying	Marshall		

Amendment S—933 to amendment S—666 was adopted.

Senator Palmer asked and received unanimous consent to withdraw amendment S—949 to amendment S—666 filed by Senators Palmer, et al.

On motion of Senator Gluba, amendment S—666 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. 547) the vote was:

Ayes, 41:

Andersen	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
DeKoster	Kinley	Potter	Shaw
Gallagher	Lamborn	Rabedeaux	Taylor
Glenn	McCartney	Ramsey	Tieden
Gluba	Miller of	Riley	Van Gilst
Griffin	Marshall	Robinson	Willits
Hansen	Milligan	Rodgers	Winkelman
Hill	Murray		

Nays, none.

Absent or not voting, 9:

Bergman	Heying	Miller of	Priebe
Curtis	Kyhl	Des Moines	Shaff
Doderer		Plymat	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 31** 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 to and repassed the following bill in which the concurrence of the House was asked:

Senate File 590, a bill for an act setting the salary rate for state officials and designated employees of the state.

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 an appropriation for repair, restoration and reconstruction of buildings and grounds of Terrace Hill.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 806, a bill for an act appropriating funds to finance increased salaries for state officials and designated employees of the state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 595, a bill for an act relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as "Terrace Hill" and authorizing the sale of the governor's mansion to provide necessary funds.

Read first time and **passed on file**.

House File 806, a bill for an act appropriating funds to finance increased salaries for state officials and designated employees of the state and to finance increased costs for contributions to the judicial retirement system.

Read first time and **passed on file**.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 476

Senator Hansen submitted the following conference committee report on Senate File 476 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 476

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 476, a bill for an Act to establish the office of the legislative fiscal bureau and to abolish the budget and financial control committee, respectfully submit the following recommendations:

1. That the House recede from its amendment.
2. That Senate File 476, as amended and passed by the Senate, be amended as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two point forty-nine (2.49), Code 1973, is amended to read as follows:

2.49 **LEGISLATIVE COUNCIL CREATED.** There is hereby created a continuing legislative council of [sixteen] *twenty* members which shall be entitled the legislative council. The council shall be composed of the president pro tempore of the senate, the speaker of the house of representatives, the majority and minority floor leaders of the senate, *the chairman of the senate committee on appropriations, the minority party ranking member of the senate committee on appropriations*, five members of the senate appointed by the president of the senate, the majority and minority floor leaders of the house of representatives, *the chairman of the house committee on appropriations, the minority party ranking member of the house committee on appropriations*, and five members of the house

of representatives appointed by the speaker of the house of representatives. The lieutenant governor shall be an ex officio nonvoting member of the council. Of the five members appointed by the president of the senate and speaker of the house, three from each house shall be appointed from the majority party and two from each house shall be appointed from the minority party. Members shall be appointed prior to the adjournment of the first regular session of each general assembly and shall serve for two-year terms ending upon the convening of the following general assembly or when their successors are appointed. Vacancies on the council, including vacancies which occur when a member of the council ceases to be a member of the general assembly, shall be filled by the president of the senate and the speaker of the house respectively. Insofar as possible, upon appointment of members of the council during each regular session of the general assembly, at least two members of the council from each house shall be reappointed. The council shall hold regular meetings at a time and place fixed by the council and shall meet at any other time and place as the council may deem necessary.

Sec. 2. Chapter two (2), Code 1973, is amended by adding the following new sections:

NEW SECTION. COMMITTEES OF THE LEGISLATIVE COUNCIL.

The

legislative council shall be divided into committees, which shall include but not be limited to:

1. The legislative service committee which shall be composed of six members of the legislative council, consisting of three members from each house, to be appointed by the legislative council. The legislative service committee shall select a chairman from its membership, and shall determine policies relating to the operation of the legislative service bureau, subject to the approval of the legislative council.

2. The legislative fiscal committee, which shall be composed of the chairmen and the ranking minority party members of the committees on appropriations of the house and senate and two members of the legislative council, one chosen by the president of the senate and one chosen by the speaker of the house of representatives. In addition, four members of the committee who are not members of the legislative council and who are members of a committee on appropriations; one member shall be appointed from each party by the president of the senate and the speaker of the house of representatives, respectively. The legislative fiscal committee shall determine policies for the legislative fiscal bureau and shall direct the administration of performance audits and visitations, subject to the approval of the legislative council.

3. The legislative administration committee which shall be composed of six members of the legislative council, consisting of three members from each house, to be appointed by the legislative council. The legislative administration committee shall perform such duties as are assigned it by the legislative council.

NEW SECTION. DUTIES. The legislative fiscal committee may, subject to the approval of the legislative council:

1. **BUDGET.** Gather information relative to budget matters for the purpose of aiding the legislature to properly appropriate money for the functions of government, and to report their findings to the legislature.

2. **EXAMINATION.** Examine the reports and official acts of the executive council and of each officer, board, commission, and department of the state, in respect to the conduct and expenditures thereof and the receipts and disbursements of public funds thereby.

3. **REORGANIZATION.** Make a continuous study of all offices, departments, agencies, boards, bureaus and commissions of the state government and shall determine and recommend to each session of the legislature what changes therein are necessary to accomplish the following purposes:

a. To reduce expenditures and promote economy to the fullest extent consistent with the efficient operation of state government

b. To increase the efficiency of the operation of the state government to the fullest extent practicable within the available revenues.

c. To group, coordinate, and consolidate judicial districts, agencies and functions of the government, as nearly as may be according to major purposes.

d. To reduce the number of offices, agencies, boards, commissions, and departments by consolidating those having similar functions, and to abolish such offices, agencies, boards, commissions and departments, or functions thereof, as may not be necessary for the efficient and economical conduct of state government.

e. To eliminate overlapping and duplication of effort on the part of such offices, agencies, boards, commissions and departments of the state government.

4. **PERFORMANCE AUDIT.** Determine by means of a performance audit whether state offices, departments, agencies, boards, bureaus, and commissions:

a. Are conducting authorized activities and programs pursuant to objectives intended by the general assembly.

b. Are conducting programs and activities and expending funds appropriated to them in an efficient and effective manner.

c. Are conducting programs and activities and expending funds appropriated to them in compliance with the Acts of the general assembly and the Code.

NEW SECTION. PROCEDURE. The chairman of the committees on appropriations shall serve as cochairmen of the legislative fiscal committee. The legislative fiscal committee shall determine its own method of procedure and shall meet as often as deemed necessary, subject to the approval of the legislative council. It shall keep a record of its proceedings which shall be open to public inspection, and it shall inform the legislative council in advance concerning the dates of meetings of the committee.

NEW SECTION. LEGISLATIVE FISCAL BUREAU ESTABLISHED.
There

is established a legislative fiscal bureau which shall operate under the direction and control of the legislative fiscal committee, subject to the approval of the legislative council. The administrative head of the legislative fiscal bureau shall be the legislative fiscal director. The legislative fiscal bureau shall cooperate with and serve all members of the general assembly, the legislative fiscal committee, and committees of the general assembly.

The legislative fiscal director shall be appointed by the legislative council, upon recommendation of the legislative fiscal committee. His compensation, and the compensation of employees of the legislative fiscal bureau, shall be fixed by the legislative council.

NEW SECTION. FUNCTIONS OF LEGISLATIVE FISCAL BUREAU.
The legislative fiscal bureau shall:

1. By continuous review of state expenditures, revenues and analysis of budget through an audit, performance audit, and preaudit, if necessary, or such other means deemed necessary, ascertain the facts, compare cost, workload and other data, and make recommendations to the general assembly concerning the state's budget and revenue of the departments, boards, commissions, and agencies of the state.

2. Report to the legislative fiscal committee as required by the legislative fiscal committee and the legislative council and to the general assembly after the convening of each legislative session of a general assembly and make such other reports as may be required by either the legislative council or the general assembly.

3. Furnish information and act in an advisory capacity to the committees on appropriations and committees on ways and means of the general assembly and their several subcommittees when so requested.

4. Assist standing committees and members of the general assembly in attaching fiscal notes to legislative bills and resolutions as provided by the rules of the general assembly.

5. Submit to each member of the general assembly quarterly a report of the current status of major state funds, a comparison of income with estimates used by the general assembly and other revenue and expenditure information which the legislative fiscal committee determines will be informative for members of the general assembly. The state comptroller shall cooperate with the legislative fiscal bureau in the development of the report. The legislative fiscal committee shall approve the style and format of the report.

6. Perform such other duties as shall be assigned to the bureau by the legislative fiscal committee or by the general assembly.

NEW SECTION. DUTIES OF LEGISLATIVE FISCAL DIRECTOR.
The

legislative fiscal director shall:

1. Employ and supervise all employees of the legislative fiscal bureau in such positions and at such salaries as shall

be authorized by the legislative council.

2. Supervise all expenditures of the legislative fiscal bureau with the approval of the legislative council.

3. Attend, or designate a representative who shall attend, the budget hearings required by section eight point twenty-six (8.26) of the Code and may offer explanations or suggestions and make inquiries with respect to such budget hearings within the purposes specified in sections two point forty-six (2.46), two point forty-seven (2.47), and two point forty-eight (2.48) of the Code.

NEW SECTION. VISITATIONS. The legislative fiscal committee, with the approval of the legislative council, may direct a subcommittee, which shall be composed of the chairmen and minority party ranking members of the appropriate subcommittees of the committees on appropriations of the senate and the house of representatives and the chairmen of the appropriate standing committees of the general assembly, to visit the offices and facilities of any state office, department, agency, board, bureau, or commission to review programs authorized by the general assembly and the administration of the programs. When the legislative fiscal committee visits the offices and facilities of any state office, department, agency, board, bureau, or commission to review programs authorized by the general assembly and the administration of the programs, there shall be included the chairmen and minority party ranking members of the appropriate subcommittees of the committees on appropriations of the senate and the house of representatives. The subcommittee and the legislative fiscal committee shall be provided with information by the legislative fiscal bureau concerning budgets, programs, and legislation authorizing programs prior to any visitation. Members of a committee shall be compensated pursuant to section two point ten (2.10), subsection six (6), of the Code. The subcommittee shall make reports and recommendations as required by the legislative fiscal committee.

NEW SECTION. ACCESS. The director and his designated agents and employees shall at all times have access to all state offices, departments, agencies, boards, bureaus, and commissions, and to the books, records, and other instrumentalities and properties used in the performance of their statutory duties, and all state offices, departments, agencies, boards, bureaus, and commissions shall cooperate with the director in the performance of the foregoing duty, and shall make available to him such books, records, instrumentalities, and property.

Sec. 3. Section two point fifty (2.50), Code 1973, is amended by adding the following new subsections:

NEW SUBSECTION. To establish policies for the operation of the legislative fiscal bureau.

NEW SUBSECTION. To appoint the director of the legislative fiscal bureau for such term of office as may be set by the council.

Sec. 4. Section two point fifty-two (2.52), Code 1973, is amended to read as follows:

2.52 EXPENSES OF COUNCIL AND SPECIAL INTERIM COMMITTEES.

Members of the legislative council shall be reimbursed for actual and necessary expenses incurred in the performance of their duties, and shall receive a per diem of forty dollars for each day in which engaged in the performance of such duties. However, such per diem compensation and expenses shall not be paid when the general assembly is actually in session at the seat of government. Such expenses and per diem shall be paid in the manner provided for in section 2.66.

Members of special interim study committees which may from time to time be created *and members of the legislative fiscal committee who are not members of the legislative council* shall be entitled to receive the same expenses and compensation provided for the members of the legislative council. Such expenses shall be paid in the manner provided for in section 2.66 within the limit of available funds. Upon motion approved by the legislative council, members of such special interim study committees may be paid for their expenses and per diem pursuant to the provisions of section 2.12.

Sec. 5. Section fifteen point forty-three (15.43), Code 1973, is amended to read as follows:

15.43 APPROVAL REQUIRED FOR PRINTING. No department or commission of state located in the city of Des Moines shall expend any funds for the publication or distribution of books or pamphlets or reports unless the publication thereof be expressly required by law or approved by [the budget and financial control committee and] the director. A violation of this section shall constitute misfeasance in office.

The [budget and financial control committee may direct the] director [to] *may* establish a central library and depository from which shall be distributed all books, pamphlets, documents, reports and publications not required by law to be otherwise distributed. The director shall from time to time establish the cost of printing and mailing each book, pamphlet, report, document and publication. The director shall, thereafter, cause to be delivered, sent, or mailed to anyone requesting a book, pamphlet, report, document, or publication upon receipt of the cost thereof plus mailing charges. Anyone may examine a copy of any book, pamphlet, document, report or publication at the central library and depository. The [committee] *director* may exempt from the provisions of this section any pamphlet or publication which only lists the services available from a state department or agency.

Sec. 6. Section sixteen point twenty-four (16.24), subsection fifteen (15), paragraph d, Code 1973, is amended by striking the paragraph and inserting in lieu thereof the following:

d. Legislative fiscal bureau.

Sec. 7. Section sixteen point twenty-five (16.25), subsection fourteen (14), Code 1973, is amended to read as follows:

14. To the office of the legislative service bureau and

to the office of the legislative fiscal [director]

bureau1 copy

Sec. 8. Section seventeen point twenty-seven (17.27), unnumbered paragraph two (2), Code 1973, as amended by House File 209, enacted by the Sixty-fifth General Assembly, 1973 Session, is further amended to read as follows:

When such publications paid for by public funds furnished by the state, contain reprints of statutes or departmental rules, or both, they shall be sold and distributed at cost by the department ordering same if the cost per publication is one dollar or more, unless a central library or depository is established [by the budget and financial control committee]. Such publications shall be obtained from the superintendent of printing on requisition by the department and the selling price, if any, shall be determined by the superintendent by dividing the total cost of printing, paper and binding by the number printed. Said price shall be set at the nearest multiple of ten to the quotient thus obtained. Distribution of such publications shall be made by the superintendent gratis to public officers, purchasers of licenses from state departments required by statute, and departments. Funds from the sale of such publications shall be deposited monthly in the general fund of the state.

Sec. 9. Section nineteen point seven (19.7), unnumbered paragraph two (2), Code 1973, is amended to read as follows:

The proceeds of such loan shall be applied toward the payment of costs and obligations necessitated by such actual or potential disaster and the reimbursement of local funds from which such expenditures have been made. Any such project for repair, rebuilding or restoration of state property for which no specific appropriation has been made, shall, before work is begun thereon, be subject to approval or rejection by the [budget and financial control committee] *executive council*.

Sec. 10. Section twenty point one (20.1), Code 1973, is amended to read as follows:

20.1 BOARD CREATED. A state war surplus commodities board is hereby created and established hereinafter referred to as the "board", to consist of the commissioner of the department of social services or any division director assigned by him, a member of the state board of regents, a member of the Iowa state highway commission, a member of the executive council of the state, a member of the conservation commission of the state, the commissioner of the Iowa state department of health, a member of the department of public instruction, a member of the Iowa development commission, and [the chairman of the budget and financial control committee selected by the budget and financial control committee of each general assembly] *the director of the department of general services*.

Sec. 11. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section ninety-four (94), subsection six (6), is amended to read as follows:

6. One operations research analyst experienced in cost effectiveness analysis of city services to be selected by,

and serve at the pleasure of, the [budget and financial control committee] *legislative council* of the general assembly.

Sec. 12. Notwithstanding the provisions of section two point fifty-two (2.52) of the Code, for the biennium commencing July 1, 1973 and ending June 30, 1975, the per diem and expenses of members of the legislative fiscal committee and of members of subcommittees appointed by the legislative fiscal committee shall be paid from funds appropriated to the budget and financial control committee or its successor agency.

Sec. 13. Sections two point forty-one (2.41) through two point forty-eight (2.48), inclusive, and section twenty point three (20.3), Code 1973, are repealed.

2. Amend the title, page 1, line 2, by striking the word "and" and inserting in lieu thereof a comma.

3. Amend the title, page 1, line 3, by inserting after the word "committee" the words ", and to establish committees under the legislative council".

On the part of the Senate:

WILLARD R. HANSEN, Chairman
WARREN E. CURTIS
JAMES V. GALLAGHER
EUGENE M. HILL
FORREST V. SCHWENGELS

On the part of the House:

JOAN LIPSKY, Chairman
DALE M. COCHRAN
GREGORY D. CUSACK
BRICE C. OAKLEY

The motion prevailed, and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 476) the vote was:

Ayes, 42:

Andersen	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schaben
Coleman	Kelly	Nystrom	Schwengels
DeKoster	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Hansen	Miller of	Riley	Winkelman
Heying	Marshall	Robinson	
Hill			

Nays, none.

Absent or not voting, 8:

Bergman	Curtis	Nolin	Schwieger
Blouin	Kyhl	Plymat	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

ADOPTION OF SECOND CONFERENCE COMMITTEE REPORT

Senate File 603

Senator Rabedeaux submitted the following second conference committee report on Senate File 603 and moved its adoption:

REPORT OF SECOND CONFERENCE COMMITTEE
ON SENATE FILE 603

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 differences between the Senate and the House of Representatives on Senate File 603, a bill for an Act to appropriate from the general fund of the state to the department of public safety and various divisions thereof and consolidating divisions, respectfully make the following recommendations:

That the House recede from its amendment to Senate File 603 as amended, passed and reprinted by the Senate and that Senate File 603 as amended, passed and reprinted by the Senate be amended as follows:

1. Page 5, by striking lines 9 through 15.
2. Page 6, by striking lines 1 through 28.
3. Page 7, by striking lines 1 through 7.
4. By renumbering the bill sections.
5. By amending the title, page 1, line 3, by striking the words "and consolidating divisions".

On the part of the Senate:

W. R. RABEDAUX, Chairman
CALVIN O. HULTMAN
GENE V. KENNEDY
KARL NOLIN
JOHN N. NYSTROM

On the part of the House:

NORMAN ROORDA, Chairman
JOSEPH W. CLARK
JEROME FITZGERALD
FLOYD H. MILLEN
LOUIS A. PETERSON

The motion prevailed and the second 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?" (S.F. 603) the vote was:

Ayes, 42:

Andersen	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman

Nays, 1:

Kelly

Absent or not voting, 7:

Bergman	Kennedy	Lamborn	Shaff
Doderer	Kyhl	Plymat	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 807, a bill for an act to appropriate to the sewage works construction fund.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 807, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund.

Read first time and passed on file.

SENATE INSISTS

House File 223

Senator DeKoster asked and received unanimous consent to take up House File 223, a bill for an act relating to the compensation paid to shorthand reporters of the district court and participation in group insurance plans, amended by the Senate, and moved that the Senate recede from its amendment.

Roll call was requested.

On the question "Shall the motion to recede be adopted?" (H. F. 223) the vote was:

Ayes, 21:

Blouin	Kennedy	Orr	Rodgers
Coleman	Kinley	Palmer	Schaben
DeKoster	Miller of	Plymat	Scott
Gallagher	Des Moines	Potter	Taylor
Glenn	Milligan	Priebe	Willits
Heying	Nolin		

Nays, 24:

Andersen	Curtis	Hansen	Kelly
Bergman	Doderer	Hill	Lamborn
Briles	Griffin	Hultman	McCartney

Miller of Marshall	Ramsey Riley	Schwengels Schwieger	Shaw Tieden
Murray Rabedeaux	Robinson	Shaff	Winkelman

Absent or not voting, 5:

Gluba	Kyhl	Nystrom	Van Gilst
Junkins			

The motion lost, and the **Senate insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the appointment of the following conference committee on **House File 223**, on the part of the Senate: Senators Kelly, chairman; Riley, Schwieger, Willits and Kinley.

HOUSE AMENDMENTS CONSIDERED

Senate File 184

Senator Miller of Marshall called up for consideration Senate File 184, a bill for an act relating to the Iowa soldiers home, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 184 as amended and passed by
- 2 the Senate as follows:
- 3 1. By striking all after the enacting clause and
- 4 inserting in lieu thereof the following:
- 5 Section 1. There is appropriated to the department
- 6 of social services from the general fund of the state
- 7 the sum of two million two hundred thousand (2,200,000)
- 8 dollars, or so much thereof as may be necessary, to be
- 9 applied to the cost of constructing at the Iowa
- 10 soldiers home a one-hundred-eighty bed nursing care
- 11 facility, and the necessary preparation of the site
- 12 for the nursing care facility. The funds appropriated
- 13 to the department by this Act shall be used only to
- 14 match federal funds which are or may become available
- 15 to pay a portion of the cost of constructing the
- 16 nursing care facility authorized by this Act.
- 17 Sec. 2. Fees for architectural services shall
- 18 be paid only for those services relating to the
- 19 general contract for the actual construction of a
- 20 building. It is the intent of this section that no
- 21 fees shall be paid for architectural services relating
- 22 to interior furniture, decorating, or other things not
- 23 a part of the building.
- 24 Sec. 3. The appropriation made by this Act shall
- 25 not be subject to reversion as provided by section

Page 2

- 1 eight point thirty-three (8.33) of the Code; however,
- 2 any unencumbered balance of the appropriation made by
- 3 this Act remaining as of June 30, 1977 shall revert

4 to the general fund of the state on that date.
 5 2. Page 1, line 1, by striking the words "relating
 6 to" and inserting in lieu thereof the words "making
 7 an appropriation for the construction of a nursing
 8 care facility at".

President Neu took the chair at 7:25 p.m.

The motion prevailed and the Senate concurred in the House amendment.

Senator Miller of Marshall moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 184) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Kyhl Tieden

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senate File 600

Senator Hill called up for consideration Senate File 600, a bill for an act to appropriate from the general fund of the state to the department of public safety for radio equipment for the division of radio communication, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 600 as follows:
 2 1. Page 2, by adding the following after line 24:
 3 Sec. Chapter seven hundred fifty (750), Code
 4 1973, is amended by adding the following new sections:
 5 *NEW SECTION.* The department of public safety shall
 6 maintain law enforcement communications with local
 7 enforcement agencies using frequencies in use on
 8 July 1, 1973. The Iowa highway safety patrol base

9 stations and all Iowa highway safety patrol cars shall
10 maintain law enforcement communications with local
11 enforcement agencies using transmitting and receiving
12 frequencies in use by the Iowa highway safety patrol
13 on July 1, 1973.

14 *NEW SECTION.* There is established a police communica-
15 tions review committee which shall consist of three
16 members of the senate appointed by the president of
17 the senate and three members of the house of
18 representatives appointed by the speaker of the house.
19 The committee shall select a chairman and shall meet
20 at the call of the chairman. The initial members of
21 the committee shall be appointed after the
22 adjournment of the first regular session of the
23 sixty-fifth general assembly and shall serve for terms
24 ending upon the convening of the sixty-sixth general
25 assembly or when their successors are appointed.

Page 2

1 Thereafter members shall be appointed prior to the
2 adjournment of the first regular session of each
3 general assembly and shall serve for terms ending
4 upon the convening of the following general assembly
5 or when their successors are appointed. Vacancies
6 shall be filled in the same manner as original
7 appointments and shall be for the remainder of the
8 unexpired term of the vacancy. The members of the
9 committee shall be reimbursed for actual and necessary
10 expenses incurred in the performance of their duties
11 and shall receive forty dollars for each day in which
12 engaged in the performance of such duties. However,
13 such per diem compensation and expenses shall not be
14 paid when the general assembly is actually in session
15 at the seat of government. Expenses and per diem
16 shall be paid from funds appropriated pursuant to
17 section two point twelve (2.12) of the Code.

18 The police communications review committee shall
19 meet periodically with representatives of the
20 department of public safety and shall review proposed
21 changes of the communications operating procedures of
22 the department which affect operating procedures of
23 local law enforcement agencies.

24 Sec. Section seven hundred fifty point four
25 (750.4), Code 1973, is amended to read as follows:

Page 3

1 750.4 DUTY OF SUPERVISORS TO INSTALL—COSTS. It
2 shall then be the duty of the board of supervisors of
3 each county to [forthwith] install in the office of the
4 sheriff, such a [locked in] radio receiving set [as may
5 be prescribed by the commissioner of public safety,] and
6 [such] a set in at least one motor vehicle used by the
7 sheriff, for use in connection with said state radio
8 broadcasting system. The board of supervisors of any
9 county may install as many additional such radio
10 receiving sets as may be deemed necessary. The cost

11 of such radio receiving sets and the cost of installation
 12 thereof shall be paid from the general fund of the
 13 county.
 14 Sec. Section seven hundred fifty point five
 15 (750.5), Code 1973, is amended to read as follows:
 16 750.5 DUTY OF CITY COUNCIL TO INSTALL—COSTS. The
 17 council of each city [shall, and the council of any
 18 town] may, install in such place as said council may deter-
 19 mine at least one such [locked in] radio receiving set
 20 [as may be prescribed by the commissioner of public
 21 safety] for use in law enforcement and police work.
 22 The cost of any such installation shall be paid from
 23 the public safety fund of said city [or town].
 24 2. By amending the title, page 1, line 3, by adding
 25 the words "and relating to radio communications" before

Page 4

1 the period.

The motion prevailed and the Senate concurred in the House amendment.

Senator Hill 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. 600) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Kyhl	Rodgers	Tieden
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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.

RULES SUSPENDED

House File 595

Senator Lamborn asked unanimous consent that Senate Rules 5, 6, 7, 10, 37, 41 and 42 be suspended for the purpose of taking up for consideration House File 595.

Objection was raised.

Senator Lamborn moved that Senate Rules 5, 6, 7, 10, 37, 41 and 42 be suspended for the purpose of taking up for consideration House File 595.

On the question "Shall the motion to suspend Senate Rules 5, 6, 7, 10, 37, 41 and 42 and take up House File 595 be adopted?" (H.F. 595) the vote was:

Ayes, 34:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Briles	Heying	Milligan	Schaben
Coleman	Hultman	Murray	Schwengels
Curtis	Junkins	Nolin	Shaff
DeKoster	Kelly	Nystrom	Taylor
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	McCartney	Potter	Willits
Gluba		Ramsey	Winkelman

Nays, 10:

Blouin	Kinley	Orr	Scott
Hill	Miller of	Priebe	Tieden
Kennedy	Des Moines	Rodgers	

Absent or not voting, 6:

Doderer	Palmer	Schwieger	Shaw
Kyhl	Rabedaux		

The motion prevailed.

On motion of Senator Schaben, House File 595, a bill for an act relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as "Terrace Hill" and authorizing the sale of the governor's mansion to provide necessary funds, was taken up for consideration.

Senator Rodgers offered amendment S—1020 by Senators Rodgers and Shaw and moved its adoption:

S—1020

- 1 Amend House File 595 as follows:
- 2 1. Page 2, by inserting after the period in line 27 the
- 3 sentence "All money appropriated from the general fund under the
- 4 provisions of this Act shall be replaced by the executive council
- 5 not later than January 1, 1975."
- 6 2. Page 2, by inserting after line 27 the following section:
- 7 Sec. 4. The executive council shall submit a report to the
- 8 general assembly meeting during its regular session in the year
- 9 1974, which report shall include an estimate of the amount of
- 10 money spent or to be expended over and above the amount specified
- 11 in this Act and an estimate of additional amounts which the
- 12 executive council plans to request be appropriated by the general
- 13 assembly.

Roll call was requested.

On the question "Shall amendment S—1020 be adopted?" (H.F. 595) the vote was:

Rule 24 was invoked.

Ayes, 24:

Bergman	Hansen	Nolin	Schwengels
Blouin	Heying	Orr	Scott
Briles	Hill	Palmer	Shaw
Coleman	Kinley	Plymat	Tieden
Curtis	McCartney	Priebe	Willits
Doderer	Miller of	Rodgers	
Gluba	Des Moines		

Nays, 23:

Andersen	Junkins	Murray	Robinson
DeKoster	Kennedy	Nystrom	Schaben
Gallagher	Lamborn	Potter	Schwieger
Glenn	Miller of	Rabedaux	Taylor
Griffin	Marshall	Ramsey	Van Gilst
Hultman	Milligan	Riley	Winkelman

Absent or not voting, 3:

Kelly	Kyhl	Shaff
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The amendment was adopted.

Senator McCartney moved to reconsider the vote by which amendment S—1020 was adopted by the Senate.

DEFERRED

Senator Lamborn moved that further action on **House File 595** be **deferred**, 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 adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 476, a bill for an act to establish the office of the legislative fiscal bureau and to abolish the budget and financial control committee.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 577, a bill for an act to appropriate from general fund to state conservation commission for the open space land acquisition program.

Also: That the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 603, a bill for an act making an appropriation from the general fund to the department of public safety.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 805, a bill for an act making an appropriation to the state conservation commission for support of the Missouri River riverfront project.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 223, a bill for an act relating to the compensation paid to shorthand reporters in the district courts, the Representative from Pottawattamie, Mr. Schroeder, chairman; the Representative from Polk, Mr. Bittle; the Representative from Polk, Mr. Jesse; the Representative from Warren, Mr. Middleswart, and the Representative from Clinton, Mr. Oakley.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 805, a bill for an act making an appropriation to the state conservation commission for support of the Missouri River riverfront project.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House File 806.

House File 806

On motion of Senator DeKoster, House File 806, a bill for an act appropriating funds to finance increased salaries for state officials and designated employees of the state and to finance increased costs for contributions to the judicial retirement system, was taken up for consideration.

Senator DeKoster offered the following amendment S—1021 filed by Senators DeKoster and Willits and moved its adoption:

S—1021

- 1 Amend House File 806, as follows:
- 2 Page 4, line 1 by striking the figures "55,000" and
- 3 "82,000" and inserting in lieu thereof "73,000" and
- 4 "100,000".

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. 806) the vote was:

Ayes, 38:

Andersen	Gluba	Milligan	Riley
Bergman	Griffin	Murray	Robinson
Blouin	Hansen	Nolin	Rodgers
Briles	Hill	Nystrom	Schaben
Coleman	Hultman	Orr	Schwengels
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Marshall	Rabedeaux	

Nays, 7:

Heying	Miller of	Ramsey	Tieden
Junkins	Des Moines	Scott	Winkelman

Absent or not voting, 5:

Kelly	Kyhl	Schwieger	Shaw
Kennedy			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Riley took the chair at 8:40 p.m.

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House File 807.

House File 807

On motion of Senator Milligan, House File 807, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund, was taken up for consideration.

Action on House File 807 was temporarily deferred.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 565.

Senate File 565

On motion of Senator DeKoster, Senate File 565, a bill for an act relating to eminent domain, was taken up for consideration.

Senator DeKoster asked and received unanimous consent that **House File 741 be substituted for Senate File 565.**

House File 741

On motion of Senator DeKoster, House File 741, a bill for an act relating to eminent domain, was taken up for consideration.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 741) the vote was:

Ayes, 42:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Robinson
Blouin	Hultman	Nolin	Rodgers
Briles	Junkins	Nystrom	Schaben
Coleman	Kelly	Orr	Schwieger
Curtis	Lamborn	Palmer	Scott
DeKoster	McCartney	Plymat	Shaw
Gallagher	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Doderer	Kennedy	Kyhl	Shaff
Hill	Kinley	Schwengels	Van Gilst

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 565** be **withdrawn** from further consideration of the Senate.

Senator Heying asked and received unanimous consent that **Senate File 80** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 261.

House File 261

On motion of Senator Nystrom, House File 261, a bill for an act relating to free registration plates for certain disabled veterans, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 261) the vote was:

Ayes, 41:

Andersen	Curtis	Griffin	Kelly
Blouin	Doderer	Hansen	Kennedy
Briles	Glenn	Heying	Kinley
Coleman	Gluba	Junkins	Lamborn

McCartney	Palmer	Robinson	Shaw
Miller of	Plymat	Schaben	Taylor
Marshall	Potter	Schwengels	Tieden
Milligan	Priebe	Schwieger	Van Gilst
Murray	Rabedeaux	Scott	Willits
Nystrom	Ramsey	Shaff	Winkelman
Orr	Riley		

Nays, 1:

Gallagher

Absent or not voting, 8:

Bergman	Hultman	Miller of	Nolin
DeKoster	Kyhl	Des Moines	Rodgers
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Nystrom asked and received unanimous consent that **Senate File 348** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 395.

House File 395

On motion of Senator Willits, House File 395, a bill for an act relating to powers of school districts for the purchase and sale of certain real estate and the construction of technical schools to teach vocational education and aviation mechanics, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 395) the vote was:

Ayes, 45:

Andersen	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan	Rodgers	

Nays, none.

Absent or not voting, 5:

Bergman	Kyhl	McCartney	Rabedeaux
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Willits asked and received unanimous consent that **Senate File 420** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

House File 693

On motion of Senator Murray, House File 693, a bill for an act relating to the issuance of general obligation bonds for sanitary disposal projects, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—1025 and moved its adoption:

S—1025

1 Amend House File 693 by striking all of section 5.

The amendment was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 693) the vote was:

Ayes, 42:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Hultman	Orr	Scott
Briles	Junkins	Palmer	Shaff
Coleman	Kelly	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan	Rodgers	

Nays, none.

Absent or not voting, 8:

Doderer	Kyhl	Nystrom	Schwieger
Gallagher	Miller of	Plymat	
Kennedy	Des Moines		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Snator Murray asked and received unanimous consent that **House File 693** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 613.

Senate File 613

On motion of Senator Briles, Senate File 613, a bill for an act to permit certain cities to modify and rebuild municipally-owned television translator facilities and issue bonds to pay the cost thereof, was taken up for consideration.

Senator Briles asked and received unanimous consent that **House File 803** be **substituted** for Senate File 613.

House File 803

On motion of Senator Briles, House File 803, a bill for an act to permit certain cities to modify and rebuild municipally-owned television translator facilities and issue bonds to pay the cost thereof, was taken up for consideration.

Senator Briles moved that the bill be read the last now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 803) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Doderer	Hill	Kyhl	Shaw
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Briles asked and received unanimous consent that Senate File 613 be withdrawn from further consideration of the Senate.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 705.

House File 705

On motion of Senator Hansen, House File 705, a bill for an act entering into the interstate agreement on qualification of educational personnel, and for related purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—947 filed by him and moved its adoption:

S—947

- 1 Amend House File 705, as passed by the House, on page 4,
- 2 by striking in line 23 the word "life" and inserting in lieu
- 3 thereof the word "like".

The amendment was adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 705) the vote was:

Ayes, 45:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan	Rodgers	

Nays, none.

Absent or not voting, 5:

Doderer	Kyhl	Lamborn	Ramsey
Hultman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hansen asked and received unanimous consent that House File 705 be immediately messaged to the House, which

request was complied with.

House File 807

The Senate resumed consideration of House File 807 temporarily deferred.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 807) the vote was:

Ayes, 48:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman
Heying	Milligan		

Nays, none.

Absent or not voting, 2:

Doderer Kyhl

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 adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 682, a bill for an act to appropriate funds from general fund to higher education facilities commission for scholarship program.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 619, a bill for an act permitting the Jefferson county board of supervisors to make payments for the purchase and acquisition of one-fifth interest in the city-county law enforcement center.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT CONSIDERED

Senate File 577

Senator Milligan called up for consideration Senate File 577,

a bill for an act to appropriate from the general fund of the state to the state conservation commission for the open space land acquisition program, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 577 as amended and passed by the
2 Senate as follows:

3 1. Page 2, by striking lines 4 through 9 and insert-
4 ing in lieu thereof the following:

5 "1975, two million (\$2,000,000) dollars, or so
6 much thereof as may be necessary, to be used for the
7 acquisition of land available from willing sellers,
8 but not including abandoned railroad right-of-way,
9 which would qualify under the following categories:

10 1. Significant river, lake, wetland, prairie,
11 forest or other biologically significant
12 areas within the state.

13 2. Lands necessary to consolidate existing public
14 ownership.

15 3. In-holdings including abandoned railroad right-
16 of-way within existing public lands.

17 4. Lands required for the expansion of existing
18 areas that will result in optimization of
19 management for public recreation opportunities
20 and for the provision of buffer areas to pre-
21 vent encroachment or conflicting land uses
22 with that on adjacent public lands.

23 5. Lands containing significant archaeological,
24 historical or state preserve values."

25 2. By adding after the word "Act." in line 13 the

Page 2

1 following:

2 "Acquisition will follow established conservation
3 commission policies and procedures for negotiated
4 settlements."

The motion prevailed and the Senate concurred in the House amendment.

Senator Milligan moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 577) the vote was:

Ayes, 40:

Andersen	Glenn	McCartney	Palmer
Bergman	Gluba	Miller of	Plymat
Blouin	Griffin	Des Moines	Potter
Briles	Hansen	Milligan	Priebe
Coleman	Kelly	Murray	Ramsey
Curtis	Kennedy	Nolin	Riley
DeKoster	Kinley	Nystrom	Robinson
Gallagher	Lamborn	Orr	Rodgers

Schaben
Schwengels
Schwieger

Scott
Shaff

Taylor
Van Gilst

Willits
Winkelman

Nays, 1:

Hill

Absent or not voting, 9:

Doderer
Heying
Hultman

Junkins
Kyhl

Miller of
Marshall
Rabedeaux

Shaw
Tieden

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 repassed the following bill in which the concurrence of the House was asked:

House File 768, a bill for an act to appropriate from general fund to department of general services for state educational radio and television facility board.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 806, a bill for an act appropriating funds to finance increased salaries for state officials and designated employees of the state.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 682

Senator Potter called up the conference committee report on House File 682, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program, found on pages 1931 and 1932 of the Senate Journal, and moved its adoption.

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 682) the vote was:

Ayes, 46:

Andersen
Bergman
Blouin
Briles
Coleman

Curtis
DeKoster
Gallagher
Glenn
Gluba

Griffin
Hansen
Heying
Hultman
Junkins

Kelly
Kennedy
Kinley
Lamborn
McCartney

Miller of Des Moines	Nystrom Orr	Riley Robinson	Shaff Shaw
Miller of Marshall	Palmer Plymat	Rodgers Schaben	Taylor Tieden
Milligan	Potter	Schwengels	Van Gilst
Murray	Priebe	Schwieger	Willits
Nolin	Ramsey	Scott	Winkelman

Nays, 1:

Hill

Absent or not voting, 3:

Doderer

Kyhl

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 concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 693, a bill for an act relating to the issuance of general obligation bonds for sanitary disposal projects.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 705, a bill for an act entering into the interstate agreement on qualification of educational personnel.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 328.

Senate File 328

On motion of Senator McCartney, Senate File 328, a bill for an act relating to variable contracts of annuities and life insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney asked and received unanimous consent that House File 642 be substituted for Senate File 328.

House File 642

On motion of Senator McCartney, House File 642, a bill for an act relating to variable contracts of annuities and life insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time

now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 642) the vote was:

Ayes, 43:

Andersen	Hill	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Griffin	Marshall	Rodgers	Winkelman
Hansen			

Nays, none.

Voting present, 1:

Heying

Absent or not voting, 6:

Gluba	Kyhl	Rabedeaux	Robinson
Kinley	Palmer		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCartney asked and received unanimous consent that **Senate File 328** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 546.

Senate File 546

On motion of Senator Schwengels, Senate File 546, a bill for an act relating to the size, weight, and load of vehicles operated on Iowa's roads, was taken up for consideration.

Senator Schwengels asked and received unanimous consent that **House File 542** be substituted for **Senate File 546**.

House File 542

On motion of Senator Schwengels, House File 542, a bill for an act relating to the size, weight, and load of vehicles operated on Iowa's roads, was taken up for consideration.

Senator Schwengels withdrew amendment S—971 filed by him on June 21, 1973.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 542) the vote was:

Ayes, 46:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Heying			

Nays, 1:

Schwieger

Voting present, 1:

Milligan

Absent or not voting, 2:

Coleman Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Schwengels asked and received unanimous consent that **Senate File 546** be **withdrawn** from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 223, a bill for an act relating to the compensation paid to shorthand reporters of the district courts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 583, a bill for an act relating to the disclosure of campaign contributions and expenditures by candidates.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 424.

Senate File 424

On motion of Senator Hill, Senate File 424, a bill for an act relating to the creation of a Spanish-speaking peoples study commission and providing an appropriation, with the reports of the committee on appropriations and the committee on state government recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Hill offered amendment S—755 by the committee on appropriations:

S—755

- 1 Amend Senate File 424 as follows:
- 2 1. Page 2, by striking lines 1 through 13, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 Section 1. *NEW SECTION. COMMISSION CREATED.* There is
- 5 created a Spanish-speaking peoples study commission which shall
- 6 consist of thirteen members: two members of the senate, one of
- 7 whom shall be appointed by the senate majority leader and one by
- 8 the senate minority leader; two members of the house of repre-
- 9 sentatives, one of whom shall be appointed by the house majority
- 10 leader and one by the house minority leader; and nine public
- 11 members, two of which shall represent the district defined in
- 12 subsection two (2) of this section, two of which shall represent
- 13 the district defined in subsection three (3) of this section,
- 14 and five of which shall represent the remaining five districts
- 15 respectively. The public members shall be appointed by the
- 16 governor from lists of nominees submitted by the Spanish-speaking
- 17 people of the seven districts defined in this section. The seven
- 18 districts shall have boundaries drawn along county lines and
- 19 shall include the following counties:
- 20 2. Page 3, line 18, by inserting after the word "day" the
- 21 words "and expenses".
- 22 3. Page 3, line 23, by striking the word "commission" and
- 23 inserting in lieu thereof the word "nonlegislative".
- 24 4. Page 3, line 25, by inserting after the word "diem" the
- 25 words "and expenses".

Page 2

- 1 5. Page 3, line 29, by striking the words "director, an
- 2 assistant," and inserting in lieu thereof the word "director".
- 3 6. Page 5, line 6, by striking the words and figure "ninety
- 4 thousand (90,000)" and inserting in lieu thereof the words and
- 5 figure "seventy-six thousand (76,000)".

Senator Hill offered amendment S—854 to amendment S—755 filed by the committee on state government and moved its adoption:

S—854

- 1 Amend the committee on appropriations amendment S—755 to
 2 Senate File 424, as follows:
 3 1. By striking lines 16 and 17 and inserting in lieu
 4 thereof the following: "governor. The seven".
 5 2. Page 2, line 5, by striking the words "seventy-six
 6 thousand (76,000)" and inserting in lieu thereof the following:
 7 "twenty-six thousand (26,000)".

Amendment S—854 to amendment S—755 was adopted.

On motion of Senator Hill, amendment S—755 as amended was adopted.

Senator Hill offered amendment S—853 by the committee on state government:

S—853

- 1 Amend Senate File 424 as follows:
 2 1. Page 3, by striking lines 17 through 27 and inserting
 3 in lieu thereof the following:
 4 "Sec. 4. *NEW SECTION.* REIMBURSEMENT OF EXPENSES.
 The
 5 members of the commission shall receive actual and necessary
 6 expenses for attendance at meetings."
 7 2. Page 5, line 2, by striking the words "February
 8 fifteenth of each odd-numbered year" and inserting in lieu
 9 thereof the following: "February 15, 1974".
 10 3. By striking in lines 4 and 5 the following "for the
 11 biennium beginning July 1, 1973, and ending June 30, 1975,".

Senator Hill offered amendment S—964 to amendment S—853 filed by him and moved its adoption:

S—964

- 1 Amend the committee on state government amendment S—853, to
 2 Senate File 424, as follows:
 3 1. Line 9, by inserting after the figure "1974" the words
 4 ", on which date the Spanish-speaking peoples study commission
 5 created by this Act shall be abolished".

Amendment S—964 to the amendment was adopted.

Senator Gluba offered amendment S—948 to amendment S—853 filed by him and moved its adoption:

S—948

- 1 Amend the committee on state government amendment, S—853,
 2 to Senate File 424 as follows:
 3 1. By striking lines 2 through 6 inclusive and inserting in
 4 lieu thereof the following:
 5 "1. Page 3, by striking all of lines 18 and 19 and inserting
 6 in lieu thereof the words 'shall receive forty dollars a day and
 7 their actual and necessary expenses for attendance at a meeting
 8 of the commission. Legislative members shall receive'".

Amendment S—948 to the amendment was adopted.

On motion of Senator Hill, amendment S—853 as amended was adopted.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 424) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Junkins	Murray	Schaben
Curtis	Kelly	Nolin	Schwieger
DeKoster	Kennedy	Nystrom	Scott
Doderer	Kinley	Orr	Shaw
Gallagher	Lamborn	Palmer	Tieden
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, 2:

Shaff Taylor

Absent or not voting, 6:

Coleman	Kyhl	Rabedeaux	Schwengels
Hultman	Plymat		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 223

Senator Kelly submitted the following conference committee report on House File 223, and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 223

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 223, a bill for an Act relating to the compensation paid to shorthand reporters of the district court and participation in group insurance plans, respectfully make the following recommendations:

1. That the Senate recede from its amendment and that House File 223 as amended, passed, and reprinted by the House be further amended as follows:

1. Page 2A, by striking lines 29 through 35, inclusive,

2. Page 2B, by striking lines 36 through 38, inclusive, and

inserting in lieu thereof the following:

The base starting salary of a full-time certified shorthand reporter

shall be twelve thousand dollars. The base salary may be increased by an amount not to exceed five hundred dollars for each year of experience as a shorthand reporter. The maximum salary shall not exceed sixteen thousand dollars except as provided in this section.

3. Page 2B, by striking lines 39 through 49 and inserting in lieu thereof the following:

[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.]

[In the event a judge shall have died or resigned his office, the court reporter appointed by him shall]

4. Page 3A, by striking lines 1 through 4 and inserting in lieu thereof the following:

[continue to serve in such capacity as may be directed by the remaining judges of said judicial district, and shall be paid his regular compensation, until his successor has been appointed and certified to the county auditor.]

5. Page 3A, line 30, by striking the words "eighty percent of the" and inserting in lieu thereof the words "the same".

6. Page 3A, lines 34 and 35, by striking the words "serving a district court judge principally in a county of two".

7. Page 3B, line 36, by striking the words "hundred thousand population or more".

8. Page 3B, line 40, by striking the word "ten" and inserting in lieu thereof the word "five".

9. Page 3B by inserting after line 40 the following new section:

Sec. Section six hundred five point nine (605.9), Code 1973, is amended to read as follows:

605.9 POPULATION DETERMINED—PROPORTION OF PAYMENT
—ASSISTANTS.

Immediately after the results of each decennial federal census are published, the chief judge of each judicial district shall determine therefrom the population of each county of said district, and shall certify to the county auditor of each such county the percentage proportion of the population of each such county to the aggregate population of all of the counties in said judicial district. *The chief judge shall select one county to issue warrants to the reporter in the amount of his total compensation.* Each county auditor of the other counties in the district shall issue warrants to [said reporter] the county treasurer of the county paying the reporter in the percentage amount of the total compensation of said reporter as certified by the district judges, and the county treasurer shall pay same out of any funds in the county treasury not otherwise appropriated.

In the event it is determined by any judge of the district court that it is necessary to employ an additional shorthand reporter because of an extraordinary volume of work, or because of the temporary illness or incapacity of a regular shorthand reporter, such judge may appoint a temporary shorthand reporter who shall serve as required by said judge, and shall be paid compensation on a per diem basis at the prevailing rates of compensation for such reporters as may be determined by the judge. [In such event, the district judge shall certify to each county auditor in his judicial district the name of the shorthand reporter so appointed, and the amount of

compensation which shall be paid, and said reporter shall be paid in the same manner and in the same proportions as is herein provided.] *A temporary shorthand reporter shall be paid in the same manner as a regular reporter.*

10. Page 4A, by inserting after line 35 the following section:

Sec. Any certified shorthand court reporter employed on June 30, 1973 in this state shall not receive a salary of less than the rate that he receives on June 30, 1973.

11. By renumbering the sections:

On the part of the Senate:	On the part of the House:
E. KEVIN KELLY, Chairman	LAVERNE W. SCHROEDER, Chairman
TOM RILEY	NORMAN G. JESSE
EARL M. WILLITS	BRICE C. OAKLEY
GEORGE R. KINLEY	EDGAR BITTLE
BARTON L. SCHWIEGER	JAMES L. MIDDLESWART

The motion prevailed, and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 223) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Kyhl

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 583

Senator Nystrom called up for consideration Senate File 583, a bill for an act relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties, providing for an income tax check-off for

campaign contributions and providing penalties, amended by the House, and moved that the Senate concur in the following amendment:

- 1 1. Amend Senate File 583, as amended, passed, and
- 2 reprinted by the Senate, by striking everything after
- 3 the enacting clause and inserting in lieu thereof
- 4 the following:
 - 5 Section 1. Chapter fifty-six (56), Code 1973,
 - 6 is amended by striking the chapter and inserting
 - 7 sections two (2) through twenty-seven (27) of this Act
 - 8 in lieu thereof.
 - 9 Sec. 2. *NEW SECTION*. This Act may be cited as
 - 10 the "Campaign Disclosure-Income Tax Check-off Act".
 - 11 Sec. 3. *NEW SECTION*. As used in this Act, unless
 - 12 the context otherwise requires:
 - 13 1. "Candidate" means any individual who has taken
 - 14 affirmative action to seek nomination or election
 - 15 to a public office but shall exclude any judge standing
 - 16 for retention in a judicial election.
 - 17 2. "Public office" means any federal, state,
 - 18 county, city, or school office filled by election.
 - 19 "County office" includes the office of drainage
 - 20 district trustee.
 - 21 3. "Contribution" means:
 - 22 a. A gift, loan, advance, deposit, rebate, refund,
 - 23 or transfer of money or a gift in kind.
 - 24 b. The payment, by any person other than a can-
 - 25 didate or political committee, of compensation for

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- 1 the personal services of another person which are
- 2 rendered to a candidate or political committee for
- 3 any such purpose.
- 4 "Contribution" shall not include services pro-
- 5 vided without compensation by individuals volunteering
- 6 their time on behalf of a candidate or political
- 7 committee except when organized or provided on a
- 8 collective basis by a business, trade association,
- 9 labor union, or any other organized group or asso-
- 10 ciation. "Contribution" shall not include refreshments
- 11 served at a campaign function so long as such
- 12 refreshments do not exceed fifty dollars in value
- 13 or transportation provided to a candidate so long
- 14 as its value computed at a rate of ten cents per mile
- 15 does not exceed fifty dollars in value.
- 16 4. "Person" means, without limitation, any
- 17 individual, corporation, government or governmental
- 18 subdivision or agency, business trust, estate, trust,
- 19 partnership or association, labor union, or any other
- 20 legal entity.
- 21 5. "Political committee" means a person, including
- 22 a candidate, or committee, including a statutory
- 23 political committee, which accepts contributions or
- 24 makes expenditures in the aggregate of more than one
- 25 hundred dollars in any one calendar year for the

Page 3

1 purpose of supporting or opposing a candidate for
2 public office.

3 6. "State statutory political committee" means
4 a committee as defined in section forty-three point
5 one hundred eleven (43.111) of the Code.

6 7. "County statutory political committee" means
7 a committee as defined in section forty-three point
8 one hundred (43.100) of the Code.

9 8. "Campaign function" means any meeting related
10 to a candidate's campaign for election.

11 9. "Commission" means the campaign finance
12 disclosure commission created under section ten (10)
13 of this Act.

14 10. "State income tax liability" means the state
15 individual income tax imposed under section four
16 hundred twenty-two point five (422.5) of the Code
17 reduced by the sum of the deductions from the com-
18 puted tax as provided under section four hundred
19 twenty-two point twelve (422.12) of the Code.

20 1. "Fund-raising event" means any campaign func-
21 tion to which admission is charged or at which goods
22 or services are sold.

23 **Sec. 4. NEW SECTION.**

24 1. Every political committee shall appoint a
25 treasurer. An expenditure shall not be made by the

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1 treasurer or his designee for or on behalf of a
2 political committee without the approval of the
3 chairman of the political committee, or the candidate.

4 2. Every person who receives contributions in
5 excess of one hundred dollars for a political committee
6 shall, not later than fifteen days from the date of
7 receipt of the contributions or on demand of the
8 treasurer, render to the treasurer an account of the
9 total of all contributions; including the name and
10 address of the persons making a contribution in excess
11 of ten dollars, the amount of such contribution, and
12 the date on which the contributions were received.
13 All funds of a political committee shall be segregated
14 from any personal funds of officers, members, or asso-
15 ciates of the political committee.

16 3. The treasurer of a political committee shall
17 keep a detailed and exact account of:

18 a. All contributions made to or for the political
19 committee.

20 b. The name and mailing address of every per-
21 son making contributions in excess of ten dollars,
22 and the date and amount of the contribution.

23 c. All disbursements made from contributions by
24 or on behalf of the political committee.

25 d. The name and mailing address of every per-

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1 son to whom any expenditure is made, the date and
2 amount of the expenditure and the name and address

3 of, and office sought by each candidate, if any, on
4 whose behalf the expenditure was made. Notwithstanding
5 the provisions of this paragraph, the treasurer may
6 keep a miscellaneous account for disbursements of less
7 than five dollars which need only show the amount of
8 the disbursement so long as the aggregate miscellaneous
9 disbursements to any one person during a calendar year
10 do not exceed one hundred dollars.

11 e. Notwithstanding the provisions of subsection
12 three (3), paragraph d, of this section, when an
13 expenditure is made by a political committee in support
14 of the entire state or local political party ticket,
15 only the name of the party shall be given.

16 4. The treasurer shall preserve all records
17 required to be kept by this section for a period of
18 one year from the date of the election.

19 Sec. 5. *NEW SECTION.* All statements and reports
20 required to be filed under this Act for a federal
21 or state office shall be filed with the state
22 commissioner. All statements and reports required
23 to be filed under this Act for a county, city or
24 school office shall be filed with the commissioner.
25 State statutory political committees shall file all

Page 6

1 statements and reports with the state commissioner.
2 All other statutory political committees shall file
3 the statements and reports with the appropriate com-
4 missioner with a copy sent to the state commissioner.

5 Sec. 6. *NEW SECTION.*

6 1. Every political committee shall file with the
7 state commissioner or commissioner a statement of
8 organization within ten days from the date of its
9 organization. Any political committee in existence
10 on July 1, 1973 shall file a statement of organiza-
11 tion with the state commissioner or commissioner not
12 later than September 30, 1973. The filing with the
13 state commissioner or the commissioner by a candi-
14 date of an affidavit, certificate of nomination, or
15 nomination petition in accordance with sections forty-
16 three point eighteen (43.18), forty-four point three
17 (44.3), forty-five point four (45.4), two hundred
18 seventy-seven point four (277.4) and three hundred
19 sixty-three point fourteen (363.14), of the Code shall
20 constitute the filing of the statement of organization
21 by the candidate; after July 1, 1974, filing of a
22 petition under chapter one thousand eighty-eight
23 (1088), section sixty-four (64), Acts of the Sixty-
24 fourth General Assembly, 1972 Session, shall constitute
25 the filing of the statement of organization by the

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1 candidate.
2 2. The statement of organization shall include:
3 a. The name and mailing address of the political
4 committee.
5 b. The name, mailing address, and position of

6 the political committee officers.

7 c. The name, mailing address, and position of
8 the custodian of records and accounts.

9 d. The name, address, office sought, and the party
10 affiliation of all candidates whom the political
11 committee is supporting and if the political committee
12 is supporting the entire ticket of any party, the
13 name of the party.

14 e. The disposition of funds which will be made
15 in the event of dissolution if the committee is not
16 a statutory committee.

17 f. Such other information as may be required by
18 this Act or rules adopted pursuant to this Act.

19 3. Any change in information previously submitted
20 in a statement of organization or notice in case of
21 dissolution of the political committee shall be
22 reported to the state commissioner or commissioner
23 not more than thirty days from the date of the change
24 or dissolution.

25 Sec. 7. *NEW SECTION.*

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1 1. Each treasurer of a political committee shall
2 file with the state commissioner or commissioner
3 reports of contributions received and disbursed on
4 forms prescribed by the state commissioner. The
5 reports shall be filed on the twentieth day of January,
6 May, July, and October of each year. The January
7 and July reports shall be current to the end of the
8 month preceding the filing. The May and October
9 reports shall be current as of five days prior to
10 the filing deadline. The January report shall be
11 the annual report.

12 2. If any political committee, after having
13 filed one or more statements of organization, dissolves
14 or determines that it shall no longer receive con-
15 tributions or make disbursements, the treasurer of
16 the political committee shall notify the state com-
17 missioner or the commissioner within thirty days
18 following such dissolution by filing a dissolution
19 report on forms prescribed by the state commissioner.

20 3. Each report under this section shall disclose:

21 a. The amount of cash on hand at the beginning
22 of the reporting period.

23 b. The name and mailing address of each person
24 who has made one or more contributions to the political
25 committee including the proceeds or contributions

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1 from any fund-raising events, when the aggregate
2 amount in a calendar year exceeds the amount specified
3 in the following schedule:

4 (1) For any candidate for school or township

5 office\$ 25

6 (2) For any candidate for city office..

7 \$ 25

8	(3) For any candidate for county office.....	
9	.....	\$ 25
10	(4) For any candidate for the general assembly	
11	.....	\$ 50
12	(5) For any candidate for the congress of the	
13	United States	\$100
14	(6) For any candidate for statewide office..	
15	.....	\$100
16	(7) For any state statutory political committee	
17	.....	\$100
18	(8) For any county statutory political committee	
19	.....	\$ 50
20	c. The total amount of contributions made to the	
21	political committee during the reporting period and	
22	not reported under paragraph b of this subsection.	
23	d. The name and address of each political com-	
24	mittee from which the reporting committee received	
25	or to which that committee transferred funds, together	

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- 1 with the amounts and date of such receipts or
 2 disbursements.
- 3 e. Each loan to or from any person within the
 4 calendar year in an aggregate amount in excess of
 5 those amounts enumerated in the schedule in
 6 paragraph b of this subsection, together with the
 7 name and mailing address of the lender and endorers
 8 and the date and amount of such loans. A state or
 9 county statutory political committee shall report
 10 the name and mailing address of each person who has
 11 made one or more loans in an aggregate amount in
 12 excess of one hundred dollars.
- 13 f. The total amount of proceeds or contributions
 14 from any fund-raising event.
- 15 g. The name and mailing address of each person
 16 to whom disbursements have been made by the political
 17 committee from contributions during the reporting
 18 period and the amount and date of each disbursement
 19 except that disbursements of less than five dollars may be
 20 shown as miscellaneous disbursements so long as the
 21 aggregate miscellaneous disbursements to any one person
 22 during a calendar year do not exceed five dollars.
- 23 h. The amount and nature of debts and obligations
 24 owed in excess of those amounts stated in the schedule
 25 in paragraph b of this section by or to the political

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- 1 committee, in such form as the state commissioner may
 2 prescribe and a continuous reporting of its debts and
 3 obligations following the election at such times as
 4 the state commissioner may require until such debts
 5 and obligations are paid.
- 6 i. Such other information as may be required by this
 7 Act or rules adopted pursuant to this Act.
- 8 j. The aggregate amount received by a candidate or
 9 an officeholder in any form of an honorarium in excess

10 of those amounts enumerated in the schedule in paragraph
11 b of this section.

12 4. The reports required to be filed by this section
13 shall be cumulative during the calendar year, but where
14 there has been no change in an item reported in a
15 previous report during the year, only the amount
16 shall be carried forward. If no contributions have
17 been accepted nor any disbursements made during a
18 calendar year, the treasurer of the political committee
19 shall also be required to file a statement.

20 Sec. 8. *NEW SECTION.*

21 1. A report or statement required to be filed
22 by a treasurer of a political committee, a candidate,
23 or by any other person, shall be signed by the per-
24 son filing the report.

25 2. A copy of every report or statement shall be

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1 preserved by the person filing it or his successor
2 for at least one year following the filing of the
3 report or statement.

4 Sec. 9. *NEW SECTION.*

5 1. The state commissioner shall:

6 a. Develop forms for the filing of reports and
7 statements required to be filed under this Act.

8 b. Furnish the necessary forms to persons required
9 to file reports and statements and to the commissioners.

10 c. Distribute the necessary forms to each com-
11 missioner to be furnished to persons required to file
12 reports and statements.

13 d. Recommend rules to the commission to carry
14 out the provisions of this Act.

15 2. The commissioners shall furnish the neces-
16 sary forms to persons required to file reports and
17 statements in their office.

18 3. The state commissioner and the commissioner
19 shall:

20 a. Make the reports and statements filed available
21 for public inspection and copying, not later than
22 the end of the day following the day during which
23 a report or statement was received. There may be
24 a charge for the actual cost of copying these reports
25 and statements. Information copied from reports

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1 and statements shall not be sold by any person for
2 the purpose of soliciting contributions or for any
3 commercial purpose.

4 b. Preserve the reports and statements for a
5 period of five years from the date of receipt.

6 c. Prepare and publish such other reports as
7 may be deemed appropriate.

8 Sec. 10. *NEW SECTION.*

9 1. There is created a campaign finance disclo-
10 sure commission which shall consist of five members,
11 not more than three of whom shall be from the same

12 political party. The governor shall appoint the mem-
 13 bers of the commission for a term of six years, sub-
 14 ject to the confirmation of the senate. Of the mem-
 15 bers first appointed one member shall be appointed
 16 for a term of two years, two members shall be appointed
 17 for a term of four years, and two members shall be
 18 appointed for a term of six years, beginning July 1,
 19 1973. Any vacancy shall be filled by appointment
 20 for the unexpired portion of the term in accordance
 21 with the provisions for regular appointment insofar
 22 as is applicable.

23 2. The commission shall elect one member to serve
 24 as chairman and one member to serve as vice chair-
 25 man. The vice chairman shall act as the chairman

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1 in the absence or disability of the chairman or in
 2 the event of a vacancy in that office.

3 3. Members of the commission shall, while serving
 4 on the business of the commission, be entitled to
 5 receive a per diem of forty dollars and actual and
 6 necessary expenses actually incurred in the performance
 7 of their duties.

8 a. The commission shall employ such personnel
 9 as are necessary to carry out the duties of the com-
 10 mission, consistent with the provisions of chapter
 11 nineteen A (19A) of the Code and subject to the
 12 policies of the commission.

13 Sec. 11. *NEW SECTION.* The commission shall:

14 1. Approve the forms developed by the state
 15 commissioner pursuant to section nine (9), subsec-
 16 tion one (1), paragraph a of this Act.

17 2. Review reports and statements filed under the
 18 provisions of this Act and may, upon its own motion,
 19 initiate action and conduct a hearing as provided
 20 in section twelve (12), subsections one (1) and two
 21 (2) of this Act.

22 3. Prepare and publish a manual setting forth
 23 examples of approved uniform systems of accounts for
 24 use by persons required to file statements and reports
 25 by this Act.

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1 4. Assure that the statements and reports which
 2 have been filed in accordance with this Act are avail-
 3 able for public inspection and copying during the
 4 regular office hours of the state and county com-
 5 missioners of election.

6 5. Adopt rules pursuant to chapter seventeen A
 7 (17A) of the Code to carry out the provisions of this
 8 Act.

9 6. Determine, in case of dispute, at what time
 10 a person has become a candidate.

11 Sec. 12. *NEW SECTION.*

12 1. Any opposing candidate, candidate's political
 13 committee or statutory political committee may file
 14 a complaint of an alleged violation with the com-
 15 mission and such complaint shall be verified and shall
 16 be supported by affidavit detailing the circumstances
 17 of the violation alleged. If the commission initiates
 18 action on its own motion, the commission shall
 19 file a complaint of an alleged violation supported
 20 by an affidavit detailing the violation alleged.
 21 The commission shall send a copy of the complaint
 22 and a notice of hearing, which shall be set not more
 23 than four days from the date the complaint is received
 24 by the commission, to the person, candidate, or
 25 political committee against which the complaint is

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1 filed and to each candidate, if any, for the public
 2 office affected. In such instances as shall be
 3 determined by the commission, the county attorney
 4 or the attorney general shall assist the commission
 5 in any investigation and report to the commission
 6 as directed.
 7 2. The commission shall investigate the complaint
 8 and conduct the hearing. The commission shall have
 9 the power to subpoena and review all records of a
 10 candidate or political committee required to be kept
 11 under this Act. Due process, including the right
 12 to be represented by counsel, shall be accorded the
 13 accused. The commission shall provide for the
 14 confidentiality of the records of a candidate or
 15 political committee during the investigation and
 16 hearing process and shall provide for confidential
 17 hearings if requested by either party to the complaint.
 18 After the hearing the commission shall determine
 19 whether or not there is a reasonable belief that a
 20 violation of the provisions of this Act did occur.
 21 The commission shall send a copy of its findings of
 22 fact and decision to the person, candidate or political
 23 committee against which the complaint was filed and
 24 to each candidate for the public office affected.
 25 3. If the commission finds that the person, can-

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1 didate, or political committee has engaged in any
 2 act or practice which constitutes a violation of this
 3 Act, the commission shall report such suspected viola-
 4 tions of law to the United States attorney, the
 5 attorney general, or the county attorney, as the case
 6 may be, with a recommendation of appropriate action
 7 to be taken.
 8 4. Upon receipt of the report and recommendations
 9 of the commission, the county attorney or attorney
 10 general shall review the report and recommendation
 11 and within five days of receiving the report institute
 12 the recommended actions and any other action for
 13 relief, including a permanent or temporary injunction,

14 restraining order or other appropriate remedy in the
15 district court in and for the county in which the
16 accused resides or shall advise the commission that
17 in his judgment the case does not merit prosecution.
18 In the event the county attorney or attorney general
19 does not initiate the recommended action within five
20 days of receipt or if he advises against prosecution
21 of the report, the commission may take the report
22 before any judge of the district court, who shall
23 determine if sufficient cause exists to warrant action.
24 If the judge of the district court finds that the
25 report warrants prosecution, the county attorney or

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1 attorney general shall immediately commence the action
2 or disqualify himself. In the event of disqualifica-
3 tion, the commission may retain an attorney to
4 represent it and commence the action. The county
5 attorney, attorney general, or United States attor-
6 ney, may also institute criminal action.

7 Sec. *NEW SECTION.* A person shall not make
8 a contribution or expenditure in the name of another
9 person and a person shall not knowingly accept a
10 contribution or expenditure made by one person in
11 the name of another.

12 Sec. 14. *NEW SECTION.* Action by any person or
13 political committee on behalf of a candidate, if known
14 and approved by the candidate, shall be deemed action
15 by the candidate. It shall be presumed that a
16 candidate approves such action if he had knowledge
17 thereof and failed to file a statement of disavowal
18 with the appropriate commissioner of elections and
19 take corrective action within seventy-two hours
20 thereof.

21 However, this section shall not be construed
22 to require duplicate reporting of anything re-
23 ported under this Act, by a political committee,
24 or of action by any person which does not
25 constitute a contribution.

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1 Sec. 15. *NEW SECTION.* EXECUTIVE, LEGISLATIVE
2 AND CONGRESSIONAL OFFICES. The state commissioner
3 shall determine the total number of votes cast for
4 candidates for the office of president of the United
5 States by the electors of the state in each state
6 legislative district, in each congressional district,
7 and statewide at the preceding presidential election.

8 The state commissioner shall in each case multi-
9 ply the total number of votes cast for all presi-
10 dential candidates by thirty cents. The resulting
11 amount shall be the campaign expense limitation for
12 candidates seeking offices in the executive and legis-
13 lative branches of state government and candidates
14 seeking congressional offices, respectively.

15 Sec. 16. *NEW SECTION.* CAMPAIGN EXPENSES.
16 Candidates subject to the campaign expense limita-

17 tion provided in section fifteen (15) of this Act shall
 18 not expend an amount greater than their limitation
 19 for all of the following combined purposes in
 20 connection with each primary, special, or general
 21 election campaign:
 22 1. Television advertising
 23 2. Radio advertising
 24 3. Newspaper advertising
 25 4. Billboard advertising

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1 If any of the above means of campaigning are made
 2 available to or for the benefit of a candidate for
 3 free or at a reduced rate, or if the candidate owns
 4 the means of campaigning, he shall report this fact
 5 on his statement. In addition he shall report the
 6 fair market value of the means of campaigning used
 7 and shall apply this sum to his campaign expense
 8 limitations in the same manner as if actually expended.

9 Candidates subject to this section shall not be
 10 required to apply the fair market value of the following
 11 items to their campaign expense limitation:

- 12 1. Coverage on television or radio news broadcasts.
- 13 2. Newspaper editorials and articles relating to
 14 the candidates or campaign issues.
- 15 3. Television or radio debates, provided all the
 16 candidates for the office representing a political party,
 17 are participants in the debate or were invited to
 18 participate.
- 19 4. Television or radio discussion programs, provided
 20 that each candidate for the office, representing a
 21 political party of the state, has been offered equal
 22 time or is also a participant in the program.

23 Sec. 17. *NEW SECTION*. Any person who willfully
 24 violates any provisions of this Act shall upon
 25 conviction, be subject to a fine of not more than

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1 one thousand dollars or imprisonment in the county
 2 jail for not more than thirty days.

3 Sec. 18. *NEW SECTION*. This Act shall apply to
 4 candidates for federal office only in the event such
 5 candidates are not subject to a federal law requiring
 6 the disclosure of campaign financing. Any such federal
 7 law shall supersede the provisions of this Act.

8 Sec. 19. *NEW SECTION*. Any person whose state
 9 income tax liability for any taxable year is one
 10 dollar or more may designate one dollar of such
 11 liability to be paid over to the "Iowa election
 12 campaign fund" for the account of any specified
 13 political party, as defined by section forty-three
 14 point two (43.2) of the Code when submitting his state
 15 income tax return to the department of revenue. In
 16 the case of a joint return of husband and wife having
 17 a state income tax liability of two dollars or more,
 18 each spouse may designate that one dollar be paid

19 to any such account in the fund. The director of
20 revenue shall revise the income tax form to allow
21 the designation of political contributions to a
22 political party on the face of the tax return and
23 immediately above the signature lines.

24 Sec. 20. *NEW SECTION.* The "Iowa election campaign
25 fund" is created within the office of the treasurer

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1 of state. The fund shall consist of funds paid by
2 persons having an Iowa income tax liability as provided
3 in section nineteen (19) of this Act. The director
4 of revenue shall remit funds collected as provided
5 in section nineteen (19) of this Act to the treasurer
6 of state who shall deposit such funds in the
7 appropriate account within the Iowa election campaign
8 fund. Such funds shall be subject to payment to the
9 treasurer of the specified political party by the state
10 comptroller in the manner provided in this Act.

11 Sec. 21. *NEW SECTION.* The state director of
12 revenue, in cooperation with the state comptroller
13 and campaign finance disclosure commission, shall
14 administer the provisions of sections nineteen (19)
15 through twenty-seven (27) of this Act and they shall
16 promulgate all necessary rules and regulations in
17 accordance with chapter seventeen A (17A) of the Code.

18 Sec. 22. *NEW SECTION.* Any candidate for pub-
19 lic office, except president or vice president of
20 the United States, may receive campaign funds through
21 the state statutory political committee under this
22 Act from the Iowa election campaign fund. However, the
23 chairman of the state statutory political committee shall
24 apply to the state comptroller for these funds not later
25 than sixty-five days before a general election.

Page 23

1 The state comptroller shall remit by check drawn
2 upon the Iowa election campaign fund all funds in
3 the party's account to the chairman upon certifi-
4 cation by the state commissioner that the party has
5 qualified to have candidate names placed on the
6 official general election ballot.

7 Sec. 23. *NEW SECTION.* The chairman of the state
8 statutory political committee shall distribute the
9 funds received from the director as he is directed
10 to do so by the party, except that all moneys dele-
11 gated for the campaigning purposes for the offices
12 of representative in congress, state representative,
13 and state senator shall be distributed on a strictly
14 equal basis to all the party's candidates for those
15 offices. Funds distributed pursuant to this Act shall
16 not be used for primary election expenses or for
17 expenses related to the selection of a candidate at
18 a political convention.

19 Sec. 24. *NEW SECTION.* The chairman of the state
20 statutory political committee shall produce evidence

21 to the state comptroller and campaign finance
 22 disclosure commission not later than thirty days after
 23 the election returns have been certified by the state
 24 commissioner, that all funds paid for the campaign
 25 expenses of that election have been utilized

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1 exclusively for such campaign expenses.

2 The campaign finance disclosure commission shall
 3 issue, prior to the payment of any money, guidelines
 4 which explain which expenses and evidence thereof
 5 qualify as acceptable campaign expenses.

6 Should the campaign finance disclosure commis-
 7 sion and the state comptroller determine that any
 8 part of the funds have been used for noncampaign or
 9 improper expenses, they may order the political party
 10 or the candidate to return all or any part of the
 11 total funds paid to that political party for that
 12 election. When such funds are returned, they shall
 13 be deposited in the general fund of the state.

14 **Sec. 25. NEW SECTION.** All funds on account for
 15 the campaign expenses of any designated political
 16 party which are not utilized by that political party
 17 by the thirty-first day after the state commissioner
 18 has certified the election returns of a general
 19 election, shall revert to the general fund of the
 20 state.

21 **Sec. 26. NEW SECTION.** The director of revenue
 22 shall provide space for this campaign finance income
 23 tax check-off on the most frequently used Iowa income
 24 tax form. An explanation shall be included which
 25 clearly states that this check-off does not constitute

Page 25

1 an additional tax liability. The form shall provide
 2 for the taxpayer to designate that the check-off shall
 3 go to the political party of his choice.

4 **Sec. 27.** There is appropriated from the Iowa
 5 election campaign fund within the office of the
 6 treasurer of state such funds as are legally payable
 7 from such fund in accordance with the provisions of
 8 this Act.

9 **Sec. 28.** Section sixty-six point one (66.1), Code
 10 1973, is amended by adding the following new
 11 subsection:

12 **NEW SUBSECTION.** Upon conviction of violating the
 13 provisions of this Act.

14 **Sec. 29.** House File 745, enacted by the Sixty-
 15 fifth General Assembly, 1973 Session, section three
 16 (3), unnumbered paragraph one (1), amending section
 17 thirty-nine point three (39.3), Code 1973, is amended
 18 to read as follows:

19 The definitions established by this section shall
 20 apply wherever the terms so defined appear in this
 21 chapter and in chapters forty-three (43), forty-four
 22 (44), forty-five (45) and forty-seven (47) through
 23 fifty-three (53), inclusive, and chapter fifty-six

24 (56), of the Code unless the context in which any
25 such term is used clearly requires otherwise.

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1 Sec. 30. House File 745, enacted by the Sixty-
2 fifth General Assembly, 1973 Session, section sixty-
3 two (62), unnumbered paragraph three (3), amending
4 section forty-three point one hundred eleven (43.111),
5 Code 1973, is amended to read as follows:

6 The state central committee so selected may organize
7 at pleasure for political work as is usual and
8 customary with such committees, adopt bylaws, provide
9 for the governing of party auxiliary bodies, and shall
10 continue to act until succeeded by another central
11 committee selected as required by this section. The
12 [auditor of state shall annually audit the] receipts
13 and disbursements of each political party's state
14 party central committee *shall be audited annually*
15 *by a certified public accountant selected by the state*
16 *party central committee and the audit report shall*
17 *be filed with the state commissioner.*

18 Sec. 31. Sections seven hundred thirty-eight point
19 five (738.5), seven hundred thirty-eight point six
20 (738.6), and seven hundred forty point fourteen
21 (740.14), Code 1973, are repealed.

22 2. Amend the title, page 1, line 4, by
23 inserting after the word "contributions,"
24 the words "relating to campaign expense limita-
25 tions,".

The motion prevailed and the Senate concurred in the House amendment.

Senator Nystrom 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. 583) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 1:

Kyhl

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 Glenn asked and received unanimous consent that **Senate File 4** be **withdrawn** from further consideration of the Senate.

Senator Doderer asked and received unanimous consent that **Senate File 162** be **withdrawn** from further consideration of the Senate.

Senator Hill asked and received unanimous consent that **Senate File 27** be **withdrawn** from further consideration of the Senate.

Senator Kelly asked and received unanimous consent that **Senate File 61** be **withdrawn** from further consideration of the Senate.

Senator Kelly asked and received unanimous consent that **Senate File 397** be **withdrawn** from further consideration of the Senate.

Senators Shaff and Plymat asked and received unanimous consent that **Senate File 90** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 691.

House File 691

On motion of Senator Miller of Des Moines, House File 691, a bill for an act relating to support of patients in state mental health institutes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Neu took the chair at 12:01 a.m., Sunday, June 24, 1973.

Senator Miller of Des Moines moved that the bill be read the

last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 691) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Schwieger
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Plymat	Taylor
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin		Riley	

Nays, none.

Absent or not voting, 6:

Kyhl	Palmer	Shaff	Tieden
Lamborn	Rabedeaux		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 400.

House File 400

On motion of Senator Nolin, House File 400, a bill for an act relating to the investment of funds of retirement systems for policemen and firemen, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley took the chair at 12:06 a.m.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 400) the vote was:

Ayes, 44:

Andersen	Gallagher	Kinley	Murray
Bergman	Glenn	Lamborn	Nolin
Blouin	Gluba	McCartney	Nystrom
Briles	Griffin	Miller of	Orr
Coleman	Hansen	Des Moines	Plymat
Curtis	Heying	Miller of	Potter
DeKoster	Hill	Marshall	Priebe
Doderer	Kelly	Milligan	Rabedeaux

Ramsey	Schaben	Shaw	Van Gilst
Riley	Schwengels	Taylor	Willits
Robinson	Schwieger	Tieden	Winkelman
Rodgers	Scott		

Nays, none.

Absent or not voting, 6:

Hultman	Kennedy	Palmer	Shaff
Junkins	Kyhl		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE RECEDES

House File 720

Senator Milligan called up House File 720, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects, amended by the Senate, and moved that the Senate recede from its amendment.

The motion prevailed, and the Senate receded from its amendment.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 720) the vote was:

Ayes, 45:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, none.

Voting present, 1:

Heying

Absent or not voting, 4:

Doderer	Kyhl	Rodgers	Shaw
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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 Lamborn asked and received unanimous consent to take up out of order House File 608.

House File 608

On motion of Senator McCartney, House File 608, a bill for an act relating to the length of vehicles used for the transportation of vehicles and boats, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Schwieger withdrew amendments S—804 and S—992.

Senator McCartney withdrew amendments S—713 and S—991.

Senator Priebe withdrew amendment S—801.

Senator Rabedeaux withdrew amendment S—899.

Senator Rabedeaux offered amendment S—993 filed by Senators Rabedeaux, et al., and moved its adoption:

S—993

- 1 Amend House File 608, as passed by the House, as follows:
- 2 1. By striking line 10 and inserting in lieu thereof the
- 3 following: "*trucks, travel trailers, [and] boats, farm and*
- 4 *industrial tractors and self-propelled farm implements, and*
- 5 *self-propelled vehicles*".
- 6 2. By striking line 2 and inserting in lieu thereof the
- 7 following: "portation of certain vehicles, boats and
- 8 farm implements."

Amendment S—993 was adopted.

Senator Lamborn withdrew amendment S—812.

Senator Lamborn offered amendment S—990 filed by him:

S—990

- 1 Amend House File 608 as amended and passed by the House,
- 2 page 1 by adding after line 18 the following section:
- 3 Sec. Section three hundred twenty-one point four
- 4 hundred fifty-seven (321.457), Code 1973, is amended by adding
- 5 the following new subsection:
- 6 *NEW SUBSECTION.* A motor vehicle or combination of vehicles
- 7 may be operated upon the highways of this state, irrespective of
- 8 the length limitations imposed by law, if the motor vehicle or
- 9 combination of vehicles is operated within the corporate limits
- 10 of a city adjacent to the borders of this state or in the area
- 11 over which the city has zoning jurisdiction, provided the length
- 12 of the motor vehicle or combination of vehicles is in conformity
- 13 with the laws of the adjacent state.

Senator Gallagher offered amendment S—1026 to the amendment:

S—1026

- 1 Amend the Lamborn amendment, S—990, to House File 608 as
- 2 follows:
- 3 1. Line 13, by inserting after the word "state" the
- 4 following: "and the city in which the motor vehicle or
- 5 combination of vehicles will be operated does not enact
- 6 an ordinance which prohibits such operation".

Senator Gallagher withdrew amendment S—1026 to amendment S—990.

Senator Lamborn asked and received unanimous consent to withdraw amendment S—990.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 608) the vote was:

Ayes, 36:

Andersen	Kelly	Nolin	Schwieger
Bergman	Kennedy	Nystrom	Scott
Blouin	Kinley	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Coleman	McCartney	Priebe	Taylor
Curtis	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Robinson	Van Gilst
Glenn	Miller of	Schaben	Willits
Griffin	Marshall	Schwengels	Winkelman
Junkins	Murray		

Nays, 9:

DeKoster	Hansen	Orr	Ramsey
Doderer	Hill	Palmer	Riley
Gluba			

Voting present, 2:

Heying	Milligan
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Absent or not voting, 3:

Hultman	Kyhl	Rodgers
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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 Lamborn asked and received unanimous consent to take up for immediate consideration House File 805.

House File 805

On motion of Senator Milligan, House File 805, a bill for an act making an appropriation to the state conservation commis-

sion for support of the Missouri River riverfront project, was taken up for consideration.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 805) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Schaben
Coleman	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Rabedeaux	Willits
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall		

Nays none.

Absent or not voting, 6:

Briles	Kyhl	Schwieger	Shaff
Gallagher	Rodgers		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **House File 659** be made a special order of business for Wednesday, January 23, 1974, at 10:00 a.m.

WITHDRAWN

Senator Griffin asked and received unanimous consent that **Senate File 110** 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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 588, a bill for an act making an appropriation to the state conservation commission to carry out certain designated programs.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT CONSIDERED

Senate File 588

Senator Milligan called up for consideration Senate File 588, a bill for an act making an appropriation to the state conservation commission to carry out certain designated programs, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 588, as amended and passed by
- 2 the Senate, page 2, by striking lines 17 through
- 3 20, and renumbering the remaining subsections.

The motion prevailed and the Senate concurred in the House amendment.

Senator Milligan moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 588) the vote was:

Ayes, 48:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, none.**Absent or not voting, 2:**

Kinley Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Neu took the chair at 1:40 a.m.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk on **House File 796** and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a

Call of the Senate on House File 796 and all amendments and motions thereto.

CALVIN O. HULTMAN
 GEORGE F. MILLIGAN
 WILLARD R. HANSEN
 W. R. RABEDEAUX
 WARREN E. CURTIS

JAMES W. GRIFFIN, SR.
 E. KEVIN KELLY
 IRVIN L. BERGMAN
 RICHARD R. RAMSEY
 JOHN S. MURRAY

Roll call revealed all members present with the exception of Senator Kyhl.

CONSIDERATION OF BILLS

House File 796

On motion of Senator Shaw, House File 796, a bill for an act relating to the salaries and expenses of members of the general assembly, was taken up for consideration.

Senator Heying offered amendment S—938 filed by him, moved its adoption, and requested a roll call:

S—938

- 1 Amend House File 796, as passed by the House, page 2, line 9,
- 2 by inserting after the period the following:
- 3 *“The expenses of office and the weekly travel expense of each*
- 4 *member of the general assembly as provided for in this session*
- 5 *shall not be paid for days of a legislative session occurring*
- 6 *after the fifteenth of May of odd-numbered years nor after the*
- 7 *fifteenth of April of even-numbered years except that this*
- 8 *prohibition shall not apply during a special session of the*
- 9 *general assembly.”*

On the question “Shall amendment S—938 be adopted?” (H.F. 796) the vote was:

Rule 24 was invoked.

Ayes, 15:

Bergman	McCartney	Potter	Shaff
Heying	Miller of	Priebe	Taylor
Hultman	Marshall	Rabedeaux	Tieden
Lamborn	Nolin	Scott	Winkelman

Nays, 34:

Andersen	Gluba	Miller of	Riley
Blouin	Griffin	Des Moines	Robinson
Briles	Hansen	Milligan	Rodgers
Coleman	Hill	Murray	Schaben
Curtis	Junkins	Nystrom	Schwengels
DeKoster	Kelly	Orr	Schwieger
Doderer	Kennedy	Palmer	Shaw
Gallagher	Kinley	Plymat	Van Gilst
Glenn		Ramsey	Willits

Absent or not voting, 1:

Kyhl

Amendment S—938 lost.

Senator Shaff offered amendment S—1003 and moved its adoption:

S—1003

- 1 Amend House File 796 as follows:
- 2 Page 2, lines 12 and 13, by striking the words "*eight thousand*
- 3 [*five hundred*]" and inserting in lieu thereof the following "*six*
- 4 *thousand five hundred*".

Division was called for.

Amendment S—1003 lost.

Senator Riley offered amendment S—946 filed by Senators Riley and Miller of Marshall:

S—946

- 1 Amend House File 796 as follows:
- 2 1. Page 2, lines 12 and 13, by striking the words "[*five*] *eight*
- 3 *thousand* [*five hundred*]" and inserting in lieu thereof the words
- 4 "*five thousand* [*five*] *eight hundred*".
- 5 2. Page 2, line 16, by striking the words "[*six*] *nine thousand*
- 6 *five hundred*" and inserting in lieu thereof the words "*six*
- 7 *thousand* [*five*] *eight hundred fifty*".
- 8 3. Page 3, line 1, by striking the words "*twelve thousand*" and
- 9 inserting in lieu thereof the words "*eleven thousand six hundred*".
- 10 4. Page 3, line 16, by striking the words "*twelve thousand*"
- 11 and inserting in lieu thereof the words "*eleven thousand six*
- 12 *hundred*".

Senator Taylor took the chair at 2:30 a.m.

President Neu took the chair at 2:40 a.m.

Senator Riley moved the adoption of amendment S—946.

Roll call was requested.

On the question "Shall amendment S—946 be adopted?" (H.F. 796) the vote was:

Ayes, 16:

Bergman	Jenkins	Priebe	Taylor
Curtis	Lamborn	Ramsey	Tieden
DeKoster	McCartney	Riley	Winkelman
Heying	Miller of	Shaff	
Hultman	Marshall		

Nays, 33:

Andersen	Doderer	Griffin	Kennedy
Blouin	Gallagher	Hansen	Kinley
Briles	Glenn	Hill	Miller of
Coleman	Gluba	Kelly	

Des Moines	Orr	Robinson	Scott
Milligan	Palmer	Rodgers	Shaw
Murray	Plymat	Schaben	Van Gilst
Nolin	Potter	Schwengels	Willits
Nystrom	Rabedeaux	Schwieger	

Absent or not voting, 1:

Kyhl

Amendment S—946 lost.

Senator DeKoster withdrew amendment S—954 filed by him on June 19, 1973.

Senator Miller of Marshall offered amendment S—1009 and moved its adoption:

S—1009

1 Amend House File 796 as follows:

- 2 1. Page 3, line 21 by striking the words “[the member]
3 *he*” and inserting in lieu thereof the words “the member”.
4 2. Page 3, line 23 by striking the word “his” and in-
5 serting in lieu thereof the words “[his] *the member’s*”.
6 3. Page 3, line 25 by striking the word “his” and
7 inserting in lieu thereof the words [his] *the member’s*”.

Amendment S—1009 lost.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 796) the vote was:

Rule 24 was invoked.

Ayes, 26:

Andersen	Hill	Murray	Rodgers
Blouin	Kelly	Nolin	Schwengels
Doderer	Kennedy	Nystrom	Schwieger
Gallagher	Kinley	Orr	Shaw
Gluba	Miller of	Palmer	Van Gilst
Griffin	Des Moines	Plymat	Willits
Hansen	Milligan	Robinson	

Nays, 23:

Bergman	Hultman	Potter	Scott
Briles	Junkins	Priebe	Shaff
Coleman	Lamborn	Rabedeaux	Taylor
Curtis	McCartney	Ramsey	Tieden
DeKoster	Miller of	Riley	Winkelman
Glenn	Marshall	Schaben	
Heying			

Absent or not voting, 1:

Kyhl

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 618, a bill for an act relating to funding for an adjustment to the merit system.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 608, a bill for an act relating to the length of vehicles used for transportation of vehicles and boats.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS CONSIDERED

Senate File 618

Senator Shaw called up for consideration Senate File 618, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system and to positions under the jurisdiction of the state board of regents and providing an appropriation, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 618 as follows:
- 2 1. Page 2, by striking lines 21 through 37, and,
- 3 on page 3, striking lines 1 through 4 and inserting
- 4 in lieu thereof the following:
- 5 (2) of this Act. \$5,000,000 \$5,000,000
- 6 Sec. 2. The merit system and the executive
- 7 council exempt pay plan, provided for in section
- 8 nineteen A point nine (19A.9), subsection two (2)
- 9 of the Code to be effective July 1, 1973, shall be
- 10 increased on a fulltime annual basis, such increase
- 11 to be in addition to the salary and wages previously
- 12 scheduled to be effective July 1, 1973, as follows:
- 13 As near as practical, the first step of Grade five (5)
- 14 shall be increased \$312 and progress inversely to
- 15 those steps and grades up through step one of Grade
- 16 twenty-six (26), and all like steps.
- 17 All exempt positions provided for in section
- 18 nineteen A point nine (19A.9), subsection two (2),
- 19 of the Code which are included in the state
- 20 Comptroller's central payroll system shall be adjusted
- 21 in a like amount on a basis consistent with the
- 22 appropriations provided by the general assembly.
- 23 Sec. 3. The salaries and wages of positions under
- 24 the jurisdiction of the board of regents, shall be
- 25 increased as far as practical in a manner consistent

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- 1 with the salaries and wages for positions under
- 2 section two (2) of this Act.
- 3 Sec. 4. The allocation of the funds appropriated
- 4 in sections one (1) and seven (7) of this Act shall
- 5 be subject to approval of the state comptroller.
- 6 Sec. 5. This appropriation is for the purpose of
- 7 providing pay increases to offset the unusual
- 8 inflationary increases in the cost of living during
- 9 the interim between the last merit pay study and the
- 10 enactment of the salary schedule of the pay plan.
- 11 2. By renumbering the remaining sections.

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaw moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 618) the vote was:

Ayes, 48:

Andersen	Heying	Murrav	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tjeden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 2:

Kyhl	Miller of
	Des Moines

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 adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 76, relating to adjournment of the 1973 session of the Sixty-fifth General Assembly.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 547, a bill for an act relating to the requirements for the chief of police and the chief of the fire department.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 670, a bill for an act relating to printing controversies.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF CONCURRENT RESOLUTION

Senator Lamborn asked and received unanimous consent to take up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 76

By Holden

Be It Resolved by the House, the Senate Concurring: That when adjournment is had on Sunday, June 24, 1973, it be the final adjournment of the 1973 regular session of the Sixty-fifth General Assembly.

The motion prevailed and the resolution was adopted.

SENATE RESOLUTION 10

By Gluba, Lamborn, Kennedy, Schaben, Coleman, Rodgers, Heying, Gallagher, Taylor, Hill, Blouin, Nystrom, Kinley, Miller of Des Moines, Tieden, Scott, Briles, Nolin, Bergman, Robinson, Curtis, Van Gilst and Priebe

Whereas, the United States Supreme Court, in its recent rulings on abortion, *Roe v. Wade* and *Doe v. Bolton*, repudiated the will of the people of Iowa as expressed by a vote of the Iowa House of Representatives in 1971 and by the Iowa Senate in 1969 to retain Iowa's abortion law and to protect the value of human life; and

Whereas, respect for the potentiality of human life should be a hallmark of civilized society; and

Whereas, the United States Supreme Court has denied the right to life of unborn human beings; and

Whereas, the moment of birth represents merely an identifiable point along the course of human development and not the beginning of human life; and

Whereas, a threat against the right to life of any individual member of a society imperils the right to life of every other member of that society; and

Whereas, abortion is a negative, destructive and cruel act, *Now Therefore*,

Be It Resolved by the Senate, That the Congress of the United States should speedily propose to the states for their ratification an amendment to the United States Constitution substantially in the following form:

"Article

"Section 1. With respect to the right to life, the word 'person', as used in this article and in the fifth and fourteenth articles of amendment to the Constitution of the United States applies to all human beings, including their unborn offspring at every stage of their biological development, irrespective of age, health, function, or condition of dependency.

"Sec. 2. This article shall not apply in an emergency when a reasonable medical certainty exists that continuation of the pregnancy will cause the death of the mother.

"Sec. 3. Congress and the several States shall have power to enforce this article by appropriate legislation within their respective jurisdictions."; and

Be It Further Resolved, That the Secretary of State of this state transmit copies of this resolution to the Speaker of the United States House of Representatives, the President of the United States Senate, the Chairman of the Judiciary Committees of the United States House of Representatives and the United States Senate and to Iowa Representatives and Senators in Congress.

SENATE RESOLUTION 11

By Kennedy, Schaben, Lamborn, Riley, Priebe, Robinson, Tieden, Miller of Des Moines, Gallagher, Blouin, Coleman, Kelly, Van Gilst, Schwieger, Taylor, Briles, Rodgers, Schwengels, Kinley, Nystrom, Scott, Bergman, Winkelman, Heying, Andersen, Nolin, Ramsey and Curtis

Whereas, the United States Supreme Court, in its recent rulings on abortion, *Roe v. Wade* and *Doe v. Bolton*, repudiated the will of the people of Iowa as expressed by a vote of the Iowa House of Representatives in 1971 and by the Iowa Senate in 1969 to retain Iowa's abortion law and to protect the value of human life; and

Whereas, respect for the potentiality of human life should be a hallmark of civilized society; and

Whereas, the United States Supreme Court has denied the right to life of unborn human beings; and

Whereas, the moment of birth represents merely an identifiable point along the course of human development and not the beginning of human life; and

Whereas, a threat against the right to life of any individual member of a society imperils the right to life of every other member of that society; and

Whereas, abortion is a negative, destructive and cruel act; and

Whereas, regulation in the area of abortion has historically belonged to state legislature, *Now Therefore*,

Be It Resolved by the Senate, That the Congress of the United States should speedily propose to the states for their ratification an amendment to the United States Constitution delegating exclusive responsibility to the several states of the United States to legislate the rights of a person from conception until birth of that person; and

Be It Further Resolved, That the Secretary of State of this state transmit copies of this resolution to the Speaker of the United States House of Representatives, the President of the United States Senate, the Chairman of the Judiciary Committee of the United States House of Representatives and the United States Senate and to Iowa Representatives and Senators in Congress.

SENATE CONCURRENT RESOLUTION 56

By Shaff, Curtis and Palmer

Whereas, cities and towns are experiencing difficulty operating within

current tax mill levies; and

Whereas, the need for several of the funds of municipalities has diminished and more realistic mill levy limits are necessary to maintain other funds; and

Whereas, inequities continue to exist in the methods used to fund local governmental functions, *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the legislative council create a study committee to conduct during the 1973 interim a detailed study of the local budget process, sources available to fund local government operations and the types of expenditures which should be allowed, including any limitations which should be placed on the several funds; and

Be It Further Resolved, That the membership of the study committee shall consist of not more than fifteen legislators representing the standing committees on ways and means, cities and towns, education, and schools of the house and senate and may include nonlegislative members having special knowledge in the field of local finances; 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-fifth General Assembly, 1974 Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

SENATE CONCURRENT RESOLUTION 57

By Shaff, Curtis and Palmer

Whereas, state taxes to be paid by insurance companies are computed, determined, and assessed differently than taxes imposed upon corporations organized or doing business under the laws of this state; and

Whereas, it is important that legislators in particular possess a thorough understanding of the manner in which insurance companies are taxed in this state in comparison with corporations, *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the legislative council create a committee consisting of members of the appropriate standing committees of the house and senate to conduct a study during the 1973 interim of the means by which insurance companies should be required to contribute to the revenues of the state of Iowa and the lawful methods by which said fair share should be collected; and

Be It Further Resolved, That a report of the study shall be submitted to the legislative council and to members of the Sixty-fifth Iowa General Assembly and shall be accompanied by the legislative bill drafts necessary to implement the recommendations of the study committee.

SENATE CONCURRENT RESOLUTION 58

By Gluba (Cusack and Higgins)

Whereas, the settlement of Spanish-speaking persons in the state of Iowa has created a minority group, the members of which are dispersed through the state and whose special needs have not been recognized; and

Whereas, the problems confronted by Spanish-speaking citizens of the state of Iowa in the fields of education, employment, health, housing, welfare, and recreation are intensified by the special problems of language; and

Whereas, a survey of the needs of Spanish-speaking persons is necessary in order to foster public awareness of the possibilities available to enable such persons to assume an active role in their individual communities

and to obtain the benefits of society offered to English-speaking Iowans; and

Whereas, the state of Iowa has an obligation to assist these most valued citizens in meeting their special problems, *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the legislative council create a study committee, which shall consist of ten members of the General Assembly and nine nonlegislative members representing the districts drawn in Senate File 424, as introduced during the First Session of the Sixty-fifth Iowa General Assembly, to look into the quality of life of Iowa's Spanish-speaking people in order to evaluate existing programs serving Spanish-speaking people, and to study methods for dealing with the needs of Spanish-speaking people, including but not limited to, the possible establishment of a Chicano information center in the state of Iowa; and

Be It Further Resolved, That a per diem of forty dollars a day and expenses be authorized to be paid to nonlegislative members of the study committee for attendance at study committee meetings and that the study committee be authorized to employ a staff whose duties shall consist of gathering and disseminating information on the Spanish-speaking community and forwarding proposals and evaluations to state agencies and private organizations which possess the means to deal with the problems of Spanish-speaking persons; and

Be It Further Resolved, That a report of the study and efforts of the committee shall be prepared and submitted to the legislative council and the members of the Sixty-fifth General Assembly meeting in the year 1974 and shall be accompanied by legislative bill drafts to carry out the recommendations of the committee.

PROOF OF PUBLICATION

Published copy of Senate File 619 and verified proof of publication in *The Fairfield Ledger*, a daily newspaper published at Fairfield, Iowa, on June 2, 1973, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate on June 23, 1973.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. R. 10 Human resources
- S. R. 11 Human resources
- S.C.R. 56 State government
- S.C.R. 57 State government
- S.C.R. 58 State government

EXPLANATIONS OF VOTES

MR. PRESIDENT: Due to numerous conferences on Senate File 476, on which I was Senate chairman of the conference committee, I was absent from the Senate chamber when the final votes were taken on several bills and one amendment on Saturday, June 23. Had I been present, I would have voted "Aye" on House Files 677, 529, 801, 223, 307 and Senate Files 574 and 603. I would have voted "Nay" on amendment S—998 to House File 307.

WILLARD R. HANSEN

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on Senate File 441. Had I been present I would have voted "Aye".

JAMES F. SCHABEN

REPORT OF COMMITTEE

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 674**, a bill for an act relating to the cost of uniforms for county conservation officers and employees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—997

- 1 Amend the committee on state government amendment,
- 2 S—624 to Senate File 277 as follows:
- 3 1. Page 18, by inserting after line 23 the following
- 4 sections:
- 5 Sec. *NEW SECTION. POLICY.* The purpose of this
- 6 Act is:
- 7 1. To protect the owners of animals from the theft of
- 8 their pets.
- 9 2. To prevent the sale or use of stolen
- 10 pets.
- 11 3. To prevent any misrepresentation of any animal
- 12 sold to the public.
- 13 4. To insure that all vertebrate animals are pro-
- 14 vided humane care and treatment by regulating the trans-
- 15 portation, sale, purchase, housing, care, handling and
- 16 treatment of such animals by persons or organizations
- 17 engaged in transporting, buying, or selling them.
- 18 5. To insure that animals confined in pet shops, kennels
- 19 of any type, animal shelters, pounds, and other facilities
- 20 including those at which public auctions are held, are
- 21 provided humane care and treatment.
- 22 6. To authorize the sale, trade, or adoption of only
- 23 those animals which appear to be free of infectious or
- 24 communicable disease.
- 25 7. To protect the public from zoonotic

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- 1 disease.
- 2 Sec. *NEW SECTION. DEFINITIONS.* As used in
- 3 this Act, except as otherwise expressly provided:
- 4 1. "Pound" or "dog pound" means a facility operated by
- 5 the state, a municipal corporation, or other political
- 6 subdivision of the state for the purpose of impounding or
- 7 harboring seized stray, homeless, abandoned or unwanted
- 8 dogs, cats or other animals; or a facility operated for such
- 9 a purpose under a contract with any municipal corporation
- 10 or incorporated society for the prevention of cruelty to
- 11 animals.
- 12 2. "Person" means person as defined in chapter four
- 13 (4) of the Code.
- 14 3. "Animal shelter" means a facility which is used to

15 house or contain animals and which is owned, operated,
16 or maintained by an incorporated humane society, animal
17 welfare society, society for the prevention of cruelty
18 to animals, or other profit or nonprofit organization
19 devoted to the welfare, protection, and humane treatment
20 of animals.

21 4. "Pet shop" means an establishment where animals are
22 bought, sold, exchanged, or offered for sale or exchange to
23 the general public, but does not include a private kennel
24 or hobby kennel.

25 5. "Boarding kennel" means a place or establishment

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1 other than a pound or animal shelter where animals not
2 owned by the proprietor are sheltered, fed, and watered
3 in return for a consideration.

4 6. "Private kennel" means one pack or collection of
5 not more than four animals kept at any one time under the
6 ownership on single premises.

7 7. "Commercial kennel" means a kennel which performs
8 grooming or training services and may or may not render
9 boarding services in return for a consideration.

10 8. "Hobby kennel" means a noncommercial kennel at, in,
11 or adjoining a private residence where animals are kept for
12 the hobby of the householder, in using them for hunting or
13 practice training or for exhibiting them in shows or field
14 or obedience trials, or for guarding or protecting the
15 householder's property. The keeper of a hobby kennel may
16 keep or maintain up to ten animals of either sex per year
17 without changing the status of the kennel, or may raise or
18 sell the offspring of three animals during any calendar
19 year without changing the status of the kennel.

20 9. "Commercial breeder" means a person engaged in the
21 business of breeding animals for sale, whether or not such
22 animals are raised, trained, groomed, or boarded by such
23 breeder.

24 10. "Animal" means any dog or cat, rabbit, rodent,
25 nonhuman primate, bird or other vertebrate, but shall not

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1 include horses, cattle, sheep, goats, swine and domestic
2 fowl.

3 11. "Public auction" means any place or location where
4 animals are sold at auction to the highest bidder regard-
5 less of whether the animals are offered as individuals, as
6 a group, or by weight.

7 12. "Secretary" means the secretary of agriculture of
8 the state of Iowa.

9 13. "Dealer" means any person who sells, exchanges,
10 or donates, or offers to sell, exchange, or donate animals
11 to another dealer, pet shop, private kennel, hobby kennel,
12 commercial kennel, commercial breeder, or research facility.

13 14. "Research facility" means any school or college of
14 medicine, veterinary medicine, pharmacy, dentistry, or
15 osteopathy, or hospital, diagnostic or research laboratories,
16 or other educational or scientific establishment situated
17 in this state concerned with the investigation of, or
18 instruction concerning the structure or function of living

19 organisms, the cause, prevention, control, or cure of
20 diseases or abnormal conditions of human beings or animals.

21 15. "Primary enclosure" means any structure used to
22 immediately restrict an animal to a limited amount of space,
23 such as a room, pen, cage, compartment or hutch.

24 16. "Housing facility" means any room, building or
25 area used to contain a primary enclosure or enclosures.

Page 5

1 17. "Sanitize" means to make physically clean and to
2 remove and destroy in a manner consistent with modern
3 techniques, agents injurious to health.

4 18. "Euthanasia" means the humane destruction of an
5 animal accomplished by a method that involves instantaneous
6 unconsciousness and immediate death or by a method that
7 involves anesthesia, produced by an agent which causes
8 painless loss of consciousness, and death during the loss of
9 consciousness.

10 19. "Ambient temperature" means the temperature sur-
11 rounding the animal.

12 20. "Adequate feed" means the provision at suitable
13 intervals of not more than twenty-four hours or longer if
14 the dietary requirements of the species so require, of a
15 quantity of wholesome foodstuff suitable for the species and
16 age, sufficient to maintain a reasonable level of nutri-
17 tion in each animal. The foodstuff shall be served in a
18 sanitized receptacle, dish or container.

19 21. "Adequate water" means reasonable access to a supply
20 of clean, fresh, potable water provided in a sanitary manner
21 or provided at suitable intervals for the species and not
22 to exceed twenty-four hours at any interval.

23 22. "Animal warden" means any person employed, contracted,
24 or appointed by the state, municipal corporation, or any
25 political subdivision of the state, for the purpose of aiding

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1 in the enforcement of the provisions of this Act or any other
2 law or ordinance relating to the licensing of animals, control
3 of animals or seizure and impoundment of animals and includes
4 any state or municipal peace officer, animal control officer,
5 sheriff, constable or other employee whose duties in whole
6 or in part include assignments which involve the seizure or
7 taking into custody of any animal.

8 Sec. *NEW SECTION. CERTIFICATE OF REGISTRATION*
FOR

9 POUND. No pound shall be operated for more than six months
10 subsequent to the effective date of this Act unless a certifi-
11 cate of registration for the pound is granted by the secre-
12 tary. Application for the certificate shall be made in the
13 manner approved by the secretary. No fee shall be required
14 for the application or certificate. Certificates of regis-
15 tration shall be valid for a period of one year from date of
16 issuance or until revoked and may be renewed upon application
17 in the manner provided by the secretary. A registered pound
18 may engage in the sale of animals under its control, if it
19 obtains a license for such activity, but no fee shall be
20 charged therefor.

21 Sec. *NEW SECTION.* CERTIFICATE OF REGISTRATION FOR

22 ANIMAL SHELTER. No person shall operate an animal shelter
23 for more than six months subsequent to the effective date of
24 this Act unless a certificate of registration for the animal
25 shelter is granted by the secretary. Application for the

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1 certificate shall be made in the manner provided by the sec-
2 retary. No fee shall be required for the application or
3 certificate. Certificates of registration shall be valid for
4 a period of one year from date of issuance or until revoked
5 and may be renewed upon application in the manner provided
6 by the secretary. A registered animal shelter may engage in
7 the sale of animals under its control, if it obtains a license
8 for such activity, but no fee shall be charged therefor.

9 Sec. *NEW SECTION.* PET SHOP LICENSE. No person
10 shall operate a pet shop for more than six months subsequent
11 to the effective date of this Act, unless he has obtained a
12 license to operate a pet shop issued by the secretary. Appli-
13 cation for the license shall be made in the manner provided
14 by the secretary. The license period shall commence January
15 first of each year and terminate December thirty-first of
16 that year. The license fee shall be twenty-five dollars

17 for each license period or part thereof. The license may be
18 renewed upon application and payment of the prescribed fee
19 in the manner provided by the secretary provided the licensee
20 has conformed to all statutory and regulatory requirements.

21 Sec. *NEW SECTION.* COMMERCIAL KENNEL OR PUBLIC
22 AUCTION LICENSE. No person shall operate a commercial kennel
23 or public auction for more than six months subsequent to the
24 effective date of this Act unless he has obtained a license
25 to operate a commercial kennel or a public auction issued by

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1 the secretary. Application for the license shall be made in
2 the manner provided by the secretary. The license period
3 shall commence January first of each year and terminate
4 December thirty-first of that year. The license fee shall
5 be twenty-five dollars for each license period or part thereof.
6 The license may be renewed upon application and payment of
7 the prescribed fee in the manner provided by the secretary
8 provided the licensee has conformed to all statutory and
9 regulatory requirements.

10 Sec. *NEW SECTION.* DEALER LICENSE. No person shall
11 operate as a dealer after the first day of January 1974,
12 unless he has obtained a license issued by the secretary.
13 Application for the license shall be made in the manner
14 provided by the secretary. The license fee shall be fifty
15 dollars for each license period or part thereof. The license
16 may be renewed upon application and payment of the prescribed
17 fee in the manner provided by the secretary, provided the
18 licensee has conformed to all statutory and regulatory require-
19 ments.

20 Sec. *NEW SECTION.* COMMERCIAL BREEDER'S LI-
21 No person shall operate as a commercial breeder after the first
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22 day of January 1974, unless he has obtained a license issued
 23 by the secretary. Application for the license shall be made
 24 in the manner provided by the secretary. The license period
 25 shall commence January first of each year and terminate

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1 December thirty-first of that year. The license fee shall
 2 be fifty dollars for each license period or part thereof.
 3 The license may be renewed upon allocation and payment of
 4 the prescribed fee in the manner provided by the secretary
 5 provided the licensee has conformed to all statutory and
 6 regulatory requirements.

7 Sec. *NEW SECTION.* BOARDING KENNEL OPERATOR'S
 8 LICENSE. No person shall operate a boarding kennel for more
 9 than six months subsequent to the effective date of this Act
 10 unless he has obtained a license to operate a boarding
 11 kennel issued by the secretary. Application for the license
 12 shall be made in the manner provided by the secretary.
 13 The license period shall commence January first of each year
 14 and terminate December thirty-first of that year. The
 15 license fee shall be fifteen dollars for each license period
 16 or part thereof. The license may be renewed upon application
 17 and payment of the prescribed fee in the manner provided by
 18 the secretary provided the licensee has conformed to all
 19 statutory and regulatory requirements.

20 Sec. *NEW SECTION.* PRIVATE KENNEL OR HOBBY
 21 KENNEL OWNER'S LICENSE. No person shall operate either a
 22 private kennel or a hobby kennel for more than six months
 23 subsequent to the effective date of this Act, unless he ob-
 24 tains a license issued by the secretary. Application for the
 25 license shall be in the manner provided by the secretary.

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1 The license period shall commence January first and terminate
 2 December thirty-first of the year following the granting of
 3 the license. No fee shall be charged for the license. The
 4 license may be renewed upon application in the manner pre-
 5 scribed by the secretary, provided the licensee has conformed
 6 to all statutory and regulatory requirements.

7 Sec. *NEW SECTION.* DENIAL OR REVOCATION OF
 8 LICENSE
 9 OR REGISTRATION. A certificate of registration may be denied
 10 to any pound or animal shelter and a license may be denied
 11 to any public auction, boarding kennel, private kennel,
 12 commercial kennel, hobby kennel, pet shop, commercial breeder,
 13 or dealer or, if granted such certificate or license may be
 14 revoked by the secretary if, after public hearing, it is
 15 determined that the housing facilities or primary enclosures
 16 are inadequate under the provisions of this Act or if the
 17 feeding, watering, sanitizing and housing practices at the
 18 pound, animal shelter, public auction, pet shop, boarding
 19 kennel, private kennel, commercial kennel, hobby kennel, or
 20 those practices by the commercial breeder or dealer, are not
 21 in compliance with the provisions of this Act or with the
 22 rules and regulations which shall be promulgated pursuant
 to the authority of this Act. A license or certificate may

23 also be revoked if the secretary determines that the holder
24 has failed to keep true and proper records for registration
25 and identification purposes, or failed to give such informa-

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1 tion to each buyer of animals, or that the holder has engaged
2 in deceptive or misleading advertising or merchandising prac-
3 tices which tend to deceive or defraud the public. The premises
4 of each licensee or certificate holder shall be open for
5 inspection during normal business hours.

6 Sec. *NEW SECTION. PENALTIES.* Operation of a
7 pet shop, boarding kennel, private kennel, commercial kennel,
8 hobby kennel or public auction, or dealing in animals either
9 as a dealer or a commercial breeder, without a currently
10 valid license shall constitute a misdemeanor and each day
11 of such operation shall constitute a separate offense.

12 Failure of any person licensed or registered to adequately
13 house, feed or water animals in his possession or custody
14 shall constitute a misdemeanor. Such animals shall be sub-
15 ject to seizure and impoundment and may be sold or euthanized
16 at the discretion of the secretary and such failure shall also
17 constitute grounds for revocation of license after public
18 hearing.

19 Sec. *NEW SECTION. CUSTODY BY ANIMAL WARDEN.*

20 An animal warden, upon taking custody of any animal in the
21 course of his official duties, shall immediately make a record
22 of the matter in the manner prescribed by the secretary and
23 the record shall include a complete description of the
24 animal, reason for seizure, location of seizure, the owner's
25 name and address if known and all license or other identification

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1 numbers, if any. Complete information relating to the
2 disposition of the animal shall be added in the manner pro-
3 vided by the secretary immediately after disposition.

4 Sec. *NEW SECTION. VIOLATION BY ANIMAL WARDEN.*

5 Violation of any provision of this Act which relates to the
6 seizing, impoundment, and custody of an animal by an animal
7 warden shall constitute a misdemeanor and each animal handled
8 in violation shall constitute a separate offense.

9 Sec. *NEW SECTION. RULES AND REGULATIONS.* The
10 secretary shall promulgate rules and regulations consistent
11 with the objectives and intent of this Act for the purpose of
12 carrying out such objectives and intent within ninety days
13 after the effective date of this Act.

14 Sec. *NEW SECTION. EXCEPTIONS.* This Act shall
15 not apply to a place or establishment which operates under
16 the immediate supervision of a duly licensed veterinarian as
17 a hospital where animals are harbored, hospitalized, and
18 cared for incidental to the treatment, prevention, or alleviation
19 of disease processes during the routine practice of the pro-
20 fession of veterinary medicine except that, if animals
21 are accepted by such place, establishment, or hospital for
22 the primary purpose of boarding for consideration, the place,
23 establishment, or hospital shall be subject to the provisions
24 hereof applicable to a boarding kennel and the regulations
25 relating thereto which shall hereafter be promulgated by the

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- 1 secretary.
- 2 2. Page 19, by inserting after line 2 the fol-
- 3 lowing:
- 4 "Amend the title, page 1, line 5, by inserting after the
- 5 word 'examiners' the words 'to provide registration of animal
- 6 pounds and animal shelters and licensing of pet shops, com-
- 7 mercial kennels or public auctions, dealers, commercial
- 8 breeders, boarding kennel operators, and private kennel
- 9 or hobby kennel owners, and to provide penalties'".

TOM RILEY

S—1018

- 1 Amend Senate File 332 as follows:
- 2 1. Page 1, line 8, by inserting the following "commercial,"
- 3 after the word "Emergency".
- 4 2. Page 1, by adding the following after the period in line
- 5 13: "Emergency commercial vehicle means a vehicle used
- 6 commercially for the purpose of towing disabled or wrecked
- 7 vehicles and vehicles used commercially for the purpose of
- 8 starting or pushing disabled or stalled vehicles."

WILLIAM E. GLUBA

S—1012

- 1 Amend Senate File 569 as follows:
- 2 1. Page 2, by striking all of lines 22 and 23 and inserting
- 3 in lieu thereof the words "to a child, which care is directed primarily
- 4 toward the care of children and is furnished by other than a
- 5 parent or guardian, but does not include:"
- 6 2. Page 2, by inserting after line 31 the following paragraph:
- 7 d. Care provided in a private residence to less than six
- 8 children at any one time.
- 9 3. Page 3, by striking lines 3 through 8, inclusive.
- 10 4. Page 3, by striking from lines 10 and 11 the words "for
- 11 part of a day".
- 12 5. Page 3, by striking all of lines 32 and 33.
- 13 6. Page 4, by striking lines 1 through 6, inclusive, and
- 14 inserting in lieu thereof the words "child care without obtaining
- 15 a license under this Act."
- 16 7. Page 5, by striking lines 32 through 35, inclusive.
- 17 8. Page 6, by striking lines 1 through 6, inclusive.
- 18 9. Page 6, line 34, by inserting after the word "facts" the
- 19 words "to the child's parents, guardian, or foster parents".
- 20 10. Page 8, line 14, by inserting after the word "temporary"
- 21 the words "or permanent".
- 22 11. By renumbering the sections and correcting internal
- 23 references in accordance with this amendment.

RICHARD R. RAMSEY

S—999

- 1 Amend Senate File 569 as follows:
- 2 1. Page 3, line 4, by striking the word "less" and inserting
- 3 in lieu thereof the word "more".
- 4 2. Page 3 by striking line 35 and page 4 by striking lines
- 5 1 through 6 and inserting in lieu thereof the following:
- 6 "conduct or operate a maternity home without obtaining a
- 7 license under this Act."

RAY TAYLOR

S—1002

- 1 Amend Senate File 569 as follows:
- 2 1. Page 3, by striking lines 32 and 33.
- 3 2. Page 4, line 2, by striking the word "registered"
- 4 and inserting in lieu thereof the word "qualifying".
- 5 3. Page 4, line 4, by striking the words "A list of
- 6 registered" and by striking lines 5 and 6.
- 7 4. Page 4, line 10, by inserting after the word "homes"
- 8 the words "required to be licensed under this Act".
- 9 5. Page 5, line 34, by inserting after the word "homes"
- 10 the words "required to be licensed under this Act".

JOHN S. MURRAY

S—1004

- 1 Amend Senate File 569 as follows:
- 2 1. Page 4, by inserting after line 19 the following:
- 3 Before a proposed rule, as defined in chapter seventeen A
- 4 (17A) of the Code, is submitted to the departmental rules
- 5 review committee, a public hearing shall be held in regard to
- 6 the rule, and members of the departmental rules review committee
- 7 shall be notified of the hearing as required in section seventeen
- 8 A point sixteen (17A.16) of the Code.

E. KEVIN KELLY

S—1000

- 1 Amend Senate File 569, page 8 by striking lines 9 through
- 2 11 and inserting in lieu thereof the following:
- 3 "one hundred dollars".

MINNETTE DODERER

S—1013

- 1 Amend the Doderer amendment, S—1000, to Senate File 569 as
- 2 follows:
- 3 1. Line 1, by striking the figure and word "9 through" and
- 4 inserting in lieu thereof the words and figures "1 through 11,
- 5 inclusive."
- 6 2. By striking all of lines 2 and 3.

RICHARD R. RAMSEY

S—1005

- 1 Amend Senate File 618 as follows:
- 2 1. Page 2, by striking line 21, and inserting in lieu thereof
- 3 the following:
- 4 "(2) of this Act. \$4,900,000 \$5,175,000".
- 5 2. Page 2, line 31, by inserting after the word "system"
- 6 the following: ", with the exception of tenured academic
- 7 personnel,".
- 8 3. Page 3, line 35, by inserting after the word "regents"
- 9 the following: ", with the exception of tenured academic
- 10 personnel,".

ELIZABETH SHAW
CLIFTON C. LAMBORN
LUCAS J. DeKOSTER
MINNETTE DODERER

S—1023

- 1 Amend the Lamborn amendment to House File 628, S—1001, as
- 2 follows:
- 3 Page 1, line 11, after the period insert the following:
- 4 "However a special distributor shall not be established

5 in any city or town until the governing body of the city or
6 town in which the premises to be located permit by ordinance
7 the establishment of such a special distributor. The governing
8 body may at any time repeal the authorization for the
9 special distributor."

NORMAN G. RODGERS

S—1001

1 Amend House File 628 as follows:
2 1. Page 1, by adding after line 23 the following:
3 Sec. Section one hundred twenty-three point
4 three (123.3), Code 1973, is amended by adding the
5 following new subsection:
6 *NEW SUBSECTION.* "Special distributor" means a person
7 especially designated by the department to dispense
8 alcoholic liquors, subject to the provisions of this
9 chapter, in such cities and towns as in the opinion
10 of the department there is not sufficient demand for
11 a state liquor store.
12 Sec. Section one hundred twenty-three point
13 sixteen (123.16), subsection two (2), paragraph d, Code
14 1973, is amended to read as follows:
15 d. The establishment or discontinuance of state
16 liquor stores *and special distributors.*
17 Sec. Section one hundred twenty-three point
18 twenty (123.20), subsection two (2), Code 1973, is
19 amended to read as follows:
20 2. To establish, maintain, or discontinue state
21 liquor stores *and special distributors* and to determine
22 the cities and towns in which such stores *or distributors*
23 shall be located. However, no liquor store *or special*
24 *distributor* shall be established within three hundred
25 feet of any public or private educational institution,

Page 2

1 except that local authorities may by ordinance reduce
2 such minimum distance.
3 Sec. Section one hundred twenty-three point
4 twenty-one (123.21), subsections two (2), three (3),
5 eight (8), Code 1973, are amended to read as follows:
6 2. Regulating the management, equipment, and
7 merchandise of state liquor stores *and special*
8 *distributors* and warehouses in and from which alcoholic
9 liquors are transported, kept, or sold and prescribing
10 the books and records to be kept therein. *This*
11 *subsection shall apply to special distributors insofar*
12 *as in the opinion of the department it is deemed*
13 *necessary for proper regulation and control.*
14 3. Regulating the purchase of alcoholic liquor
15 generally and the furnishing of such liquor to state
16 liquor stores *and special distributors* established under
17 this chapter, determining the classes, varieties, and
18 brands of alcoholic liquors to be kept in state
19 warehouses or for sale at any state liquor store *or*
20 *by any special distributor.*
21 8. Prescribing, subject to this chapter, the days
22 and hours during which state liquor stores *and special*

23 *distributors* shall be kept open for the purpose of the
24 sale of alcoholic liquors.
25 Sec. Section one hundred twenty-three point

Page 3

1 twenty-three (123.23), Code 1973, is amended by adding
2 to the section the following new subsections:
3 **NEW SUBSECTIONS.** 1. The department shall establish
4 and maintain in any city or incorporated town which
5 the director may deem advisable, a state liquor store
6 or stores or special distributors, in accordance with
7 subsections two (2) through six (6), inclusive, of this
8 section, for storage and sale of alcoholic liquor in
9 accordance with the provisions of this chapter. The
10 department may, from time to time, as determined by
11 the director, fix the prices of the different classes,
12 varieties, or brands of alcoholic liquor to be sold.
13 2. In cities and towns where the establishment of
14 a state liquor store, under the provisions of this
15 chapter, does not seem advisable, the department may
16 select a special distributor, who shall have been in
17 business in and a resident of such city or town not
18 less than two years immediately prior to such appoint-
19 ment, to sell alcoholic liquors for consumption off
20 the premises; provided, however, that in no case shall
21 such special distributor be the holder of a class "B"
22 beer permit, nor shall such special distributor be
23 granted such beer permit while being such distributor.
24 3. Special distributors shall purchase alcoholic
25 liquor for resale from the department only, and shall

Page 4

1 sell such liquor at prices which are established by
2 the department for sales by state liquor stores. The
3 department may sell liquor to special distributors at
4 reduced prices to be fixed by the department in a manner
5 which will afford such distributors a predetermined
6 profit margin upon resale. The executive council may
7 review and confirm or amend the prices fixed by the
8 department for sales to such distributors. Special
9 distributors who operate another business in the same
10 premises in which alcoholic liquor is kept and sold
11 shall maintain a physically separate portion of such
12 premises for use in storing and selling alcoholic liquor,
13 and persons not of legal age shall be prohibited from
14 such area.
15 4. At any time, if in the judgment of the department
16 it shall appear advisable, the department may establish
17 a state liquor store in such city or town to replace
18 the special distributor.
19 5. If, after a state liquor store has been in
20 operation in any city or town, such store should show
21 a loss to the state, the department may discontinue
22 such store and select a special distributor in accordance
23 with the provisions of this Act.
24 6. No special distributor shall be selected in any
25 city or town where there is a state liquor store in

Page 5

1 operation.

2 Sec. Section one hundred twenty-three point
3 twenty-five (123.25), Code 1973, is amended to read
4 as follows:

5 123.25 CONSUMPTION ON PREMISES. No vendor, officer,
6 clerk, agent, or employee of the department employed
7 in any state liquor store [or], state-owned warehouse
8 or by any special distributor shall allow any alcoholic
9 liquor to be consumed on such premises, nor shall any
10 person consume any liquor on such premises.

11 Sec. Section one hundred twenty-three point
12 twenty-six (123.26), Code 1973, is amended to read as
13 follows:

14 123.26 RESTRICTION ON SALES—SEALS—LABELING.

15 No alcoholic liquor shall be sold by the department
16 to any purchaser except in a sealed container with such
17 identifying markers as shall be prescribed by the
18 director and affixed on the premises of a state warehouse
19 or store and no such container shall be opened upon
20 the premises of any state warehouse [or], store or special
21 distributor. Possession of alcoholic liquors which
22 do not carry the prescribed identifying markers shall
23 be a violation of this chapter except as provided in
24 section 123.22.

25 Sec. Section one hundred twenty-three point

Page 6

1 twenty-seven (123.27), unnumbered paragraph one (1),
2 Code 1973, is amended to read as follows:

3 It shall be unlawful to transact the sale or delivery
4 of any liquor in, on, or from the premises of any state
5 liquor store, special distributor or warehouse:

6 Sec. Section one hundred twenty-three point
7 twenty-eight (123.28), Code 1973, is amended to read
8 as follows:

9 123.28 TRANSPORTATION PERMITTED. It shall be lawful
10 to transport, carry, or convey alcoholic liquors from
11 the place of purchase by the department to any state
12 warehouse, store, special distributor, or depot
13 established by the department or from one such place
14 to another and, when so permitted by this chapter, it
15 shall be lawful for any common carrier or other person
16 to transport, carry, or convey alcoholic liquor sold
17 by a vendor from a state warehouse, store, depot, special
18 distributor, or point of purchase by the state to any
19 place to which such liquor may be lawfully delivered
20 under this chapter. No common carrier or other person
21 shall break or open or allow to be broken or opened
22 any container or package containing alcoholic liquor
23 or use or drink or allow to be used or drunk any
24 alcoholic liquor while it is being transported or
25 conveyed, but this section shall not prohibit a private

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1 person from transporting individual bottles or containers
2 of alcoholic liquor exempted pursuant to section 123.22

8 and individual bottles or containers bearing the
 4 identifying mark prescribed in section 123.26 which
 5 have been opened previous to the commencement of such
 6 transportation. Nothing in this section shall affect
 7 the right of any special permit or liquor control license
 8 holder to purchase, possess, or transport alcoholic
 9 liquors subject to the provisions of this chapter.

10 Sec. Section one hundred twenty-three point
 11 twenty-nine (123.29), subsections one (1) and two (2),
 12 Code 1973, is amended to read as follows:

13 1. To a physician, pharmacist, dentist, or
 14 veterinarian, entitling the holder to purchase and
 15 import alcohol from distillers and wholesalers or from
 16 the state liquor stores or *special distributors* or
 17 use medicinally and in compounding prescriptions and
 18 to sell the same for use medicinally in the compounded
 19 prescription only upon the prescription of a licensed
 20 physician or surgeon, or to use such alcohol in
 21 manufacturing or compounding lotions, compounds, and
 22 like commodities not susceptible for beverage purposes,
 23 and to sell the same for public use.

24 2. To a soldiers home, sanitarium, hospital, college,
 25 or home for the aged which will entitle the holder to

Page 8

1 purchase and import alcohol from distillers and
 2 wholesalers or from the state liquor stores or *special*
 3 *distributors* for use for medicinal, laboratory, and
 4 scientific purposes only.

5 Sec. Section one hundred twenty-three point
 6 forty-eight (123.48), subsection one (1), Code 1973,
 7 is amended to read as follows:

8 1. Upon attempt to purchase alcoholic liquor in
 9 any state liquor store or from any *special distributor*
 10 by any person who appears to the vendor to be under
 11 legal age, such vendor shall demand and the prospective
 12 purchaser upon such demand shall display satisfactory
 13 evidence that he is of legal age.

14 Sec. Section one hundred twenty-three point
 15 fifty-five (123.55), subsections one (1), two (2), and
 16 three (3), Code 1973, are amended to read as follows:

17 1. Amount of profit or loss from state liquor store
 18 and *special distributor* operations.

19 2. Number of state liquor stores opened or *special*
 20 *distributors appointed*, the number closed, and the
 21 number operating on last day included in report.

22 3. Amount of fees received from such stores or
 23 *distributors*, separately and in gross.

24 Sec. Section one hundred twenty-three point
 25 fifty-seven (123.57), Code 1973, is amended to read

Page 9

1 as follows:
 2 123.57 EXAMINATION OF ACCOUNTS. The financial
 3 condition and transactions of all offices, departments,
 4 stores, warehouses, *special distributors*, and depots

5 of the department shall be examined at least once each
6 year by the state auditor and at shorter periods if
7 requested by the director, governor, or executive
8 council.

9 Sec. Section one hundred twenty-three point
10 fifty-eight (123.58), Code 1973, is amended to read
11 as follows:

12 123.58 AUDITING. All provisions of sections 11.6,
13 11.7, 11.10, 11.11, 11.14, 11.18, 11.21, and 11.23,
14 relating to auditing of financial records of governmental
15 subdivisions which are not inconsistent herewith are
16 hereby made applicable to the department, *the liquor*
17 *transactions of its special distributors*, and its
18 offices, stores, warehouses, and depots.

19 2. Page 1, line 7 of the title by adding after the
20 word "towns" the words "and providing for the
21 establishment of special liquor distributorships, and
22 making corresponding amendments, including penalty provisions".

CLIFTON C. LAMBORN

S—1024

1 Amend the Lamborn amendment to House File 628, S—1001, as
2 follows:

3 1. Page 2, lines 22 and 23, by striking the words "*and*
4 *special distributors*".

5 2. Page 2, line 24, by inserting after the period the follow-
6 ing:

7 "*Special distributors may be open during the same time as state*
8 *liquor stores within the area where such state liquor stores are*
9 *located for the purpose of the sale of alcoholic beverages, how-*
10 *ever no special distributor shall make any sale of alcoholic*
11 *beverages on a Sunday or after the hour of nine p.m. on any day.*"

NORMAN RODGERS

S—1017

1 Amend the Lamborn amendment, S—1001, to House File 628, as
2 follows:

3 1. Page 3, line 23, by inserting after the word "distributor"
4 the words "nor shall there be appointed or be in operation at any
5 one time more than one hundred special distributors".

WILLIAM N. PLYMAT
EUGENE M. HILL
RAY TAYLOR

S—1008

1 Amend the Lamborn amendment, S—1001, to House File 628, as
2 follows:

3 1. Page 8, line 12, by inserting after the word "display"
4 the words "*his motor vehicle operator's license or other*".

5 2. Page 8, line 13, by adding after the word "age.", the
6 words "*If the evidence displayed indicates that the prospective*
7 *purchaser is a resident of a state other than Iowa, the vendor*
8 *shall not sell or dispense alcoholic liquor to the prospective*
9 *purchaser unless the prospective purchaser has attained the age*
10 *required for the purchase of alcoholic liquor in the state of*
11 *his residence.*".

WILLIAM N. PLYMAT

S—1019

- 1 Amend House File 659; page 5, as follows:
- 2 1. By striking lines 10 through 17 inclusive.
- 3 2. By striking the words "or modification" in line 24.
- 4 3. By striking the words "or modification" in line 29.
- 5 4. By striking the words "and modification" in line 32.
- 6 5. By renumbering the sections accordingly.

MINNETTE DODERER

On motion of Senator Lamborn, the Senate recessed at 3:42 a.m. until the fall of the gavel.

The Senate resumed session, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 26, 76, 112, 115, 178, 184, 265, 271, 376, 383, 441, 459, 476, 481, 482, 494, 511, 514, 522, 523, 540, 550, 556, 570, 571, 574, 577, 578, 583, 585, 586, 588, 590, 594, 599, 600, 602, 603, 604, 609, 618 and 619.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES STROTHMAN
Chairman, House Committee

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Joint Resolutions 22 and 23; House Files 109, 127, 156, 166, 220, 223, 261, 292, 307, 383, 395, 400, 405, 439, 459, 498, 529, 542, 547, 574, 585, 608, 609, 642, 656, 657, 670, 675, 677, 682, 691, 693, 694, 703, 705, 716, 720, 726, 739, 740, 741, 745, 747, 752, 757, 758, 759, 760, 761, 762, 764, 766, 768, 769, 770, 774, 775, 776, 778, 779, 780, 782, 783, 784, 785, 786, 789, 790, 791, 792, 793, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806 and 807.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of

the Senate, he had signed in the presence of the Senate the following bills:

Senate Files 26, 76, 112, 115, 178, 184, 265, 271, 376, 383, 441, 459, 476, 481, 482, 494, 511, 514, 522, 523, 540, 550, 556, 570, 571, 574, 577, 578, 583, 585, 586, 588, 590, 594, 599, 600, 602, 603, 604, 609, 618 and 619.

House Joint Resolutions 22 and 23; House Files 109, 127, 156, 166, 220, 223, 261, 292, 307, 383, 395, 400, 405, 439, 459, 498, 529, 542, 547, 574, 585, 608, 609, 642, 656, 657, 670, 675, 677, 682, 691, 693, 694, 703, 705, 716, 720, 726, 739, 740, 741, 745, 747, 752, 757, 758, 759, 760, 761, 762, 764, 766, 768, 769, 770, 774, 775, 776, 778, 779, 780, 782, 783, 784, 785, 786, 789, 790, 791, 792, 793, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806 and 807.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 24th day of June, 1973, sent to the governor for his approval, Senate Files 26, 76, 112, 115, 178, 184, 265, 271, 376, 383, 441, 459, 476, 481, 482, 494, 511, 514, 522, 523, 540, 550, 556, 570, 571, 574, 577, 578, 583, 585, 586, 588, 590, 594, 599, 600, 602, 603, 604, 609, 618 and 619.

DALE L. TIEDEN, Chairman

Passed on file.

ANNOUNCEMENTS BY PRESIDENT OF THE SENATE

LEGISLATIVE COUNCIL

President Neu announced the appointment of Senators James E. Briles, Willard R. Hansen, Roger J. Shaff, Karl Nolin and Earl M. Willits as members of the Legislative Council for regular two-year terms in accordance with Section 2.49, Code 1973, as amended by Senate File 476, duly enacted.

LEGISLATIVE FISCAL COMMITTEE

President Neu announced the appointment of Senators Willard R. Hansen, Ralph F. McCartney and Bass Van Gilst as members of the Legislative Fiscal Committee for regular two-year terms in accordance with Senate File 476, duly enacted.

COMMISSION ON THE AGING

President Neu announced the appointment of the following Senators to the Commission on the Aging in accordance with Section 249B.1, Code 1973, as amended by Senate File 447, duly enacted:

Leonard C. Andersen for a regular four-year term beginning July 1, 1973, and ending June 30, 1977;

Joan Y. Orr for the unexpired portion of the term ending June 30, 1975.

CONFIDENTIAL RECORDS COUNCIL

President Neu announced the appointment of Senators George F. Milligan and Gene V. Kennedy to the Confidential Records Council to serve at the pleasure of the President of the Senate in accordance with Senate File 115, duly enacted.

EDUCATION COMMISSION OF THE STATES

President Neu announced the appointment of the following Senators to the Education Commission of the States in accordance with House File 774, duly enacted:

Elizabeth O. Shaw for a regular four-year term beginning July 1, 1973 and ending June 30, 1977;

Minnette F. Doderer for a regular two-year term beginning July 1, 1973 and ending June 30, 1975.

LAW ENFORCEMENT ACADEMY COUNCIL

President Neu announced the appointment of Senator Richard R. Ramsey to the Law Enforcement Academy Council to replace Harold A. Thordsen for the unexpired term ending August 14, 1975, in accordance with Section 80B.6, Code 1973.

MEDICAL ASSISTANCE COUNCIL

President Neu announced the appointment of Senators Barton L. Schwieger and C. Joseph Coleman to the Medical Assistance Council for regular two-year terms beginning July 1, 1973, and ending June 30, 1975, in accordance with Section 249A.4(8), Code 1973.

POLICE COMMUNICATIONS REVIEW COMMITTEE

President Neu announced the appointment of Senators Ralph F. McCartney, William P. Winkelman and James V. Gallagher to the Police Communications Review Committee for terms ending upon the convening of the Sixty-sixth General Assembly or when their successors are named, in accordance with Senate File 600, duly enacted.

LEGISLATIVE STAFF STRUCTURE AND SALARY COMMITTEE

President Neu announced the appointment of Senators Rabedeaux, Curtis, Doderer and Schwengels to a special interim committee to review the salary schedule and structure for officers and employees of the General Assembly, pursuant to House Concurrent Resolution 13, duly adopted.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Lamborn 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 House Concurrent Resolution 76.

The motion prevailed and the President appointed as such committee Senators Lamborn, Coleman, Shaff, Winkelman and Wil-lits.

COMMITTEE TO NOTIFY THE HOUSE

Senator DeKoster moved that a committee of five be appointed by the President of the Senate to notify the House that the Senate was ready to adjourn in accordance with House Concurrent Resolution 76.

The motion prevailed and the President appointed as such committee Senators DeKoster, Schaben, Briles, Schwieger and Gal-lagher.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to adjourn.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

Senator DeKoster 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 COMMITTEE TO NOTIFY THE GOVERNOR

Senator Lamborn reported that the committee appointed to notify the office of the Governor that the Senate was ready to adjourn had performed its duty, and that the Governor had sent the following message:

OFFICE OF THE GOVERNOR

State Capitol
Des Moines, Iowa 50319

The Honorable Arthur A. Neu
President of the Senate
Sixty-fifth General Assembly
State Capitol
Des Moines, Iowa

Honorable Members of the General Assembly:

The Associated Press, in a wrap-up story on June 25, the day following

adjournment, reported that you, the Iowa Legislature, "tackled one of the most ambitious legislative programs ever laid out by an Iowa Governor and in the final analysis passed a wide range of important legislation."

For this record I am grateful and time will establish the gratitude of people all over our State.

What kind of a session was this one?

It was a session that saw more than 1,400 bills introduced in both Houses. Some 316 of these bills were enacted of which 124 will reach my office following adjournment. Therefore, even as this message is delivered to you, a portion of your work product remains for my review.

This was a session that produced much pace-setting legislation for the common good of Iowans—and just as important—rejected proposed legislation which would not have advanced the common good. Both kinds of contributions are beneficial.

In my Inaugural Message of January 11, I stated that "your purpose is not to see how you can advance yourselves either as individuals or as a legislative body; your charge is to do what you can to advance our people and the quality of life in our State."

As we total up the results of this session, there is much evidence that an honest effort was made to live up to that charge.

At the beginning of this session, I found strong support for the three principal priorities that I outlined for Iowa. You can point to accomplishment in all three of these basic and important areas: specific and tangible assistance for our elderly people; a noticeable attack on property tax, and support for well-balanced education in Iowa.

Solid achievements in all of these categories—had you done nothing else—were of a magnitude great enough to earn for this Assembly a place of honor in Iowa history.

Already the measure providing property tax relief for low income elderly and disabled homeowners and renters has been hailed by many as one of the most important steps toward government responsiveness. This can be truly said, for with this action you have touched the lives of literally thousands of Iowans who have earned our respect and most certainly deserve our support.

Also important, in my judgment, were the ways in which we have continued to move Iowa from a disproportionate reliance on property tax. By shifting the cost of welfare from local property tax rolls to state financing we have again chipped away at the burden of our property taxpayers. And, by accepting proposals for funding and improving Iowa's innovative and progressive school foundation plan, you have made it possible for us to move closer to having more than half of local school financing derived from sources other than property tax.

You have lightened the income tax load for our low income citizens and you have wisely recognized the benefit to our entire economy as you removed the personal property tax from our important livestock industry.

While we have insisted on the elimination of personal property taxes as the state could afford it, you quickened the cadence by your 10-year phase-out legislative program. This action prompts two concerns, however: One, the impossibility of forecasting, with assured accuracy, the economic future and two, the lack of a precise definition of personal property.

The second point can be corrected directly by future legislation.

You did provide wisely for a safeguard in the event the economic growth rate does not reach 5.5 percent a year. And, you did prevent the amount to be replaced from over-inflating.

Education is a many-faceted field of high priority. It always attracts

controversy and disagreement because everyone has witnessed and experienced some part of it and therefore has an opinion.

In this session, I compliment you for your refusal to slight the importance of education. Education of our people will determine our Iowa of the future.

You have recognized the necessity of providing our young people, regardless of what school they might attend, with what we call auxiliary services. That action is laudatory and I compliment you for it, in spite of the fact that it is being tested in court.

You have provided strong and meaningful help for our students who wish to attend college but would have little choice of schools if it were not for the Tuition Grant program; likewise, you have expressed your approval in a concrete way to our young people who seek vocational and career training to be productive and important citizens of our society.

In addition to keeping faith with our young people in educational funding, you also expressed faith in their ability to respond to adult responsibilities. You promptly went the extra distance with what you had begun a year ago and extended full majority rights to all who are old enough to vote. Already these young adults are demonstrating by their actions that this was the right move.

You also kept faith with those who served their country during the long and painful Vietnam experience. Thanks to a welcome surge in state revenues we are able to fund a Vietnam bonus while assuring taxpayers that no new taxes will fall upon them as a result.

The list goes on with numerous other accomplishments of this session which can honestly be tagged as beneficial to the broad interest of our people.

I think of your action in providing safeguards in TRACIS, the state's new computer system; the Health Maintenance Organization legislation which could have far-reaching impact as we seek to improve the delivery of health services to our people; the consumer protection legislation that regulates the amount charged for credit life insurance, door-to-door sales and the sale of out-of-state land; the improvements in the sweeping court reform of a year ago; election reform and a framework for campaign financing disclosure; the adoption of the Green Belt-Open Spaces concepts and an appropriation to back it up; your willingness to maintain the great strides we have made in Soil Conservancy; the broader coverage under Workman's Compensation; and the enactment of the "bingo bill", a sensible response to a voter mandate when the constitutional amendment was adopted.

You moved also to create an atmosphere of more responsive government, demonstrating your understanding that government is not merely a collection of buildings, it's people. In this session, the Iowa Public Employees Retirement System (IPERS) was upgraded, and you addressed the issue of more equitable compensation for our judiciary and county officers, and state employees.

This session proved once again that it often takes time for new approaches to win acceptance. A measure I have long advocated but which had faltered in earlier sessions—the establishment of regional correctional services—won favor in both Houses this time. Even as this action demonstrates your willingness to improve our penal system, so does it illustrate that even very sound ideas often have a long road to travel through the legislative process.

There are several proposals that we considered of prime importance which failed to gain passage, but by and large they remain alive, thus avoiding

lasting discouragement. I have renewed enthusiasm for their acceptance when you meet again.

Let me reiterate the urgent need we have in Iowa for a unified, coordinated approach to the myriad of problems confronting us in the transportation field. These can best be resolved through a Department of Transportation.

Furthermore, we can no longer ignore the necessity of a sound land use policy with full consideration for protection of our natural resources and the rights of our individuals.

Framework for collective bargaining for public employees on an orderly basis has now made its way through the Senate and you have wisely seen fit to special order this measure for consideration when you meet again.

Although you may not hear from them directly, there will be many young Iowans learning through the process of work as a result of your answering a plea for financing the continuation of our Governor's Youth Opportunity Program when federal funds became no longer available.

Unfortunately, there were not enough of you who also saw the wisdom of giving young people the opportunity to work on the railroads which could have opened a new era of encouragement to maintain branch lines to a number of our smaller Iowa communities.

Also, Iowa cannot afford to overlook the expanding markets for products produced and manufactured in our state. I trust the time will come when there is a firm understanding that jobs, incomes and opportunities are related to the quality of life of our citizens. The wise promotion of Iowa's industry and agriculture abroad can reap tremendous benefits if only we withstand the temptation to submerge ourselves in shortsightedness.

I would be remiss in this message to you if I did not mention to you my concern for the condition of the state budget as a result of actions taken to spend over and above the recommendations made to you in my Governor's budget message of January 24 and my supplemental message of April 11. On both occasions, I submitted to you a balanced budget, based on our best—albeit conservative estimates—of the resources we could expect to safely fund that budget. In most areas you closely followed my recommendations, however, the state comptroller has advised me that there were additional appropriations exceeding my total budget. Fortunately, revenue has continued to increase and because of the safety valve you placed on some of your extra spending, I am hopeful at this time that we will be able to live up to the commitments you have made. However, should the picture change appreciably, I will not hesitate to communicate this information to you along with the appropriate recommendations when you convene in January, 1974.

At the heart of this situation is the factor which has been credited with lengthening the session. I refer to the controversy which swirled over the move to divert \$30 million in general tax funds from the budget to the road use fund.

As is to be expected when controversy is resolved by compromise, there are both pros and cons to the final resolution. On the one hand, your decision to divert \$30 million into the road fund this biennium broke my budget, you nonetheless did cover this action in the second year by providing that the diversion could occur again only in event there was a strong growth in state revenues. Most significant in this final action was the establishment of the principle that after these next two years we will no longer "earmark" these general tax receipts for such special purposes.

This was also a session which marked a debut for many. In the opinion of a number of legislative observers, the Sixty-fifth General Assembly con-

sisted of more energetic, enthusiastic and capable people than any other legislature in history.

The many new people—in both parties—brought a welcome freshness and enthusiasm to your chambers and those who were veteran legislators were treated to the rich experience of watching these new people grow in understanding and ability as the session progressed.

The deliberations—both by those of freshman status and those with prior experience—were marked by much sharp and telling debate, which serves to benefit the democratic process.

As Governor, I admit my tendency to become anxious and impatient for the passage of legislation that I feel would benefit the people of our State.

No matter how true this fact is, it is also true and I am appreciative of the leadership of the legislature and the members of that body who have worked with me and cooperated on a mutually respectful basis to give our people the laws and programs to enhance their living.

So on this day of adjournment, I congratulate you and thank you on behalf of the whole state as well as myself for the many accomplishments made during the first session of the Sixty-fifth General Assembly.

I now look forward to working with you in completing the business that lies ahead for the Sixty-fifth General Assembly.

Sincerely,
ROBERT D. RAY
Governor

The report was received and the committee discharged.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 76, duly adopted, the day of June 24, 1973, having arrived, President Neu declared the 1973 Regular Session of the Sixty-fifth General Assembly adjourned.

SUPPLEMENT TO THE SENATE JOURNAL

BILLS AND RESOLUTION APPROVED, VETOED OR ITEM VETOED SUBSEQUENT TO ADJOURNMENT

Bills and resolution approved, vetoed or item vetoed by the Governor and transmitted to the Secretary of State after the close of the 1973 Regular Session:

- S. F. 26—Relating to sentencing in criminal cases; relating to probation and the conditions thereof; providing a procedure for restitution as a condition of probation; providing a procedure for deferring judgment in particular cases; relating to the conditions of parole; and providing procedures necessary thereto. Approved July 12, 1973.
- S. F. 45—Providing for representation of the federal government on the midwest nuclear board. Approved July 12, 1973.
- S. F. 76—Relating to state income tax audits. Approved July 12, 1973.
- S. F. 106—Relating to commissions on hospitalization. Approved July 12, 1973.
- S. F. 112—Relating to the highway grade crossing safety fund. Approved July 12, 1973.
- S. F. 115—Relating to disclosure of criminal history and intelligence data and providing penalties. Approved July 21, 1973.
- S. F. 122—To establish the Iowa drug abuse authority and define its powers and duties. Approved July 17, 1973.
- S. F. 144—Relating to the hours during which alcoholic beverages and beer may be sold and to the fees required for the issuance of certain liquor control licenses and beer permits. Approved June 26, 1973.
- S. F. 178—Relating to the issuance of trapping licenses to nonresidents and making the provisions of the Act retroactive. Disapproved July 21, 1973. See Governor's veto message.
- S. F. 184—Making an appropriation for the construction of a nursing care facility at the Iowa soldiers home. Approved July 20, 1973.
- S. F. 219—Relating to the use and operation of school buses. Approved July 12, 1973.
- S. F. 239—Relating to the obligations of a development corporation for loan purposes. Approved July 12, 1973.
- S. F. 265—Relating to the method of filing reports on homestead tax credits and military service tax credits. Approved July 6, 1973.
- S. F. 271—Relating to the establishment of a regional library system and making an appropriation. Approved June 29, 1973.
- S. F. 376—To provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, pro-

- viding a penalty, and making an appropriation therefor. **Approved July 19, 1973.**
- S. F. 383—Relating to the uniform support of dependents law. Approved July 12, 1973.**
- S. F. 414—Making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science. Approved July 12, 1973.**
- S. F. 441—Relating to the compensation of county officers and authorizing the establishment of group insurance, health, or medical service for county officers. Approved June 30, 1973.**
- S. F. 452—Permitting a city or a town to join with a township in building and maintaining a memorial building. Approved July 12, 1973.**
- S. F. 453—Relating to the compensation of elected city officers. Approved July 12, 1973.**
- S. F. 459—Relating to the sale or lease of property by a city or county hospital. Approved July 6, 1973.**
- S. F. 476—To establish the office of the legislative fiscal bureau, to abolish the budget and financial control committee, and to establish committees under the legislative council. Approved June 29, 1973.**
- S. F. 481—Relating to motor vehicle inspection and safety. Approved July 20, 1973.**
- S. F. 482—Relating to the establishment of community-based correctional programs and services. Approved July 20, 1973.**
- S. F. 494—Making an appropriation from the general fund of the state of Iowa to the Iowa beer and liquor control department for capital improvements. Approved July 6, 1973.**
- S. F. 511—To appropriate funds from the general fund of the state for establishing community-based correctional programs and services. Approved July 20, 1973.**
- S. F. 514—To amend the rules of civil procedure proposed by the supreme court. Approved July 6, 1973.**
- S. F. 516—Providing for the assessment and taxation of the property of municipally-owned electric utilities held under joint ownership. Approved July 18, 1973.**
- S. F. 522—Relating to fees for inspection of amusement rides, devices, concessions, and booths, and making an appropriation. Approved June 29, 1973.**
- S. F. 523—Making an appropriation to the committee on employment of the handicapped. Approved July 6, 1973.**
- S. F. 536—Relating to court actions for the recovery of property. Approved July 12, 1973.**
- S. F. 539—Making an appropriation to the department of social services for use of institutions under the bureau of adult corrections.**

Approved July 21, 1973, with the exception of part of Section 2, first unnumbered paragraph. See Governor's item veto message.

- S. F. 540—Making an appropriation from the general fund of the state to the Iowa commission on alcoholism. Approved July 21, 1973, with the exception of part of Section 1, subsection 2. See Governor's item veto message.
- S. F. 542—Making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs. Approved July 12, 1973.
- S. F. 550—Making corrective amendments to House File two hundred eighty-seven (287) as enacted by the Sixty-fifth General Assembly, 1973 Session. Approved June 29, 1973.
- S. F. 554—Appropriating funds for reimbursing certain school districts for expenditures incurred in providing certain auxiliary services and materials. Approved July 12, 1973.
- S. F. 555—Appropriating from the general fund of the state of Iowa to the department of agriculture and its various divisions. Approved July 12, 1973.
- S. F. 556—Appropriating from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture. Approved July 6, 1973.
- S. F. 557—Providing a method of apportionment of valuation of electric power generating plants of more than twelve million dollars in taxable valuation. Approved July 18, 1973.
- S. F. 567—Making an appropriation from the general fund of the state to the department of public defense. Approved July 12, 1973.
- S. F. 570—Relating to aid to dependent children, blind assistance, and aid to the disabled, and limitations on county poor fund millage levies. Approved June 30, 1973.
- S. F. 571—Exempting from taxation all livestock valued and assessed on January 1, 1973, for which taxes would otherwise be due in 1974 and succeeding years and making an appropriation. Approved July 13, 1973.
- S. F. 574—Appropriating from the general fund of the state to the department of soil conservation for the soil and water conservation cost-sharing program. Approved July 17, 1973.
- S. F. 577—Appropriating from the general fund of the state to the state conservation commission for the open space land acquisition program. Approved July 5, 1973.
- S. F. 578—Appropriating funds to the office of the citizens' aide. Approved July 12, 1973.
- S. F. 582—Appropriating funds from the general fund to the Iowa crime commission for the purpose of matching federal funds to support

- certain activities within local government units. Approved July 12, 1973.
- S. F. 583—Relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties, providing for an income tax check-off for campaign contributions, relating to campaign expense limitations, and providing penalties. Approved July 20, 1973.
- S. F. 585—Relating to ratification of the sale of certain real estate owned by the Knoxville Community School District, in Marion County, Iowa. Approved June 29, 1973.
- S. F. 586—Making an appropriation from the general fund of the state of Iowa to the department of public instruction. Approved July 12, 1973.
- S. F. 588—Making an appropriation to the state conservation commission to carry out certain designated programs. Approved July 6, 1973.
- S. F. 590—Setting the salary rate for state officials and designated employees of the state. Approved June 29, 1973.
- S. F. 594—Appropriating funds from the general fund of the state to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities services. Approved July 12, 1973.
- S. F. 595—Making an appropriation from the general fund of the state to the department of public instruction for the use of the school budget review committee. Approved July 12, 1973.
- S. F. 598—To establish a statewide medical education system for the purpose of training resident physicians in family practice and to provide an appropriation. Approved July 18, 1973.
- S. F. 599—Making an appropriation from the general fund of the state to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes. Approved July 12, 1973.
- S. F. 600—Appropriating from the general fund of the state to the department of public safety for radio equipment for the division of radio communication and relating to radio communications. Approved July 17, 1973.
- S. F. 602—Relating to the administration of the motor vehicle inspection fees. Approved June 29, 1973.
- S. F. 603—Appropriating from the general fund of the state to the department of public safety and various divisions thereof. Approved July 6, 1973.
- S. F. 604—Making an appropriation to the department of social services for certain public assistance programs and contractual services, changing the procedure for handling county claims arising from foster care for veterans' children, and relating to eligibility for

assistance under the aid to dependent children program. Approved July 17, 1973.

- S. F. 609—Appropriating funds from the general fund of the state of Iowa to the state board of regents for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, leases, land purchases, equipment, replacements, or alterations, and providing for joint control of the expenditures thereof by the board of regents, the governor, and the state comptroller. Approved July 12, 1973.
- S. F. 618—Relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system and to positions under the jurisdiction of the state board of regents and providing an appropriation. Approved July 17, 1973.
- S. F. 619—Permitting the Jefferson county board of supervisors to make payments for the purchase and acquisition of a one-fifth interest in the city-county law enforcement center and further to purchase and acquire the Jefferson county holding facility, so long as both purchases and acquisitions may be accomplished without a levy of additional taxes. Approved June 29, 1973.
- H.J.R. 23—Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. Approved June 29, 1973.
- H.F. 109—Relating to the establishment of a rest area and rest area building. Approved July 12, 1973.
- H.F. 127—Relating to Class "A" liquor control licenses of clubs which are branches of chartered veterans organizations. Approved June 29, 1973.
- H.F. 156—Relating to the definition of employees eligible for group insurance. Approved July 18, 1973.
- H.F. 166—Relating to the taking of fish with seines and traps. Approved July 12, 1973.
- H.F. 220—Relating to the operation of metal tracked and metal tired vehicles on streets and roads. Approved July 6, 1973.
- H.F. 223—Relating to the compensation paid to shorthand reporters of the district court and participation in group insurance plans. Approved July 12, 1973.
- H.F. 261—Relating to free registration plates for certain disabled veterans. Approved July 6, 1973.
- H.F. 292—Relating to the taking of wild turkey and providing for a special license fee. Approved July 12, 1973.
- H.F. 307—Relating to duties and functions of the department of general services. Approved July 20, 1973.

- H.F. 383—Relating to the licensing and regulating of grain dealers and providing penalties. Approved July 12, 1973.
- H.F. 395—Relating to powers of school districts for the purchase and sale of certain real estate and the construction of technical schools to teach vocational education and aviation mechanics. Approved June 29, 1973.
- H.F. 400—Relating to the investment of funds of retirement systems for policemen and firemen. Approved July 6, 1973.
- H.F. 405—Relating to the authority of the department of environmental quality to enter public or private property for the purpose of conducting investigations, relating to the powers and duties of the water quality commission, and providing penalties. Approved July 12, 1973.
- H.F. 439—Relating to the establishment of civil service for deputy county sheriffs and providing penalties for violation. Approved July 19, 1973.
- H.F. 459—Relating to the qualifications of the commissioner of public health. Approved June 29, 1973.
- H.F. 498—Providing for standard budget request forms. Approved July 6, 1973.
- H.F. 529—Relating to business corporations. Approved July 6, 1973.
- H.F. 542—Relating to the size, weight, and load of vehicles operated on Iowa's roads. Approved June 29, 1973.
- H.F. 547—Relating to the requirements for the chief of police and the chief of the fire department. Approved June 29, 1973.
- H.F. 574—Appropriating from moneys received by certain commissions, boards and departments. Approved July 6, 1973.
- H.F. 585—To amend the unified trial court Act. Approved June 29, 1973.
- H.F. 608—Relating to the length of vehicles used for the transportation of certain vehicles, boats and farm implements. Approved July 12, 1973.
- H.F. 609—To amend Title Fifteen (XV) of the Code to provide authority for municipally-owned utilities to participate with other utilities and electric cooperatives in the acquiring and financing of jointly-owned facilities for the generation, acquisition or transmission of electric energy. Approved June 29, 1973.
- H.F. 642—Relating to variable contracts of annuities and life insurance. Approved July 12, 1973.
- H.F. 656—Creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the service compensation fund, providing administrative procedures, and providing a penalty. Approved July 3, 1973.
- H.F. 657—Relating to the reporting of boating accidents. Approved June 29, 1973.

- H.F. 670**—Relating to printing controversies. Approved July 12, 1973.
- H.F. 675**—To legalize and validate the procedures followed by Sioux County Board of Supervisors in contracting with the Fischer Construction Company, Haarsma Plumbing and Heating Company, and Fred's Electrical Company for the construction of a new office building in Orange City, Iowa, for the county engineer's office. Approved June 29, 1973.
- H.F. 677**—To legalize and validate the proceedings of the Board of Supervisors of Worth County, Iowa, acting for and on behalf of drainage districts No. 24, No. 34 and No. 52. Approved June 29, 1973.
- H.F. 682**—Appropriating funds from the general fund of the state to the higher education facilities commission for the state-supported scholarship program and for the vocational-technical tuition grant program which is established. Approved July 17, 1973.
- H.F. 691**—Relating to support of patients in state mental health institutes. Approved June 29, 1973.
- H.F. 693**—Relating to the issuance of general obligation bonds for sanitary disposal projects. Approved June 29, 1973.
- H.F. 694**—Relating to the regulation of motor vehicle odometers. Approved July 6, 1973.
- H.F. 703**—Appropriating from the primary road fund to the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for employees under the state merit system. Approved July 15, 1973.
- H.F. 705**—Entering into the interstate agreement on qualification of educational personnel, and for related purposes. Approved July 12, 1973.
- H.F. 716**—Appropriating funds transferred to the marine fuel tax fund to the state conservation commission. Approved July 12, 1973.
- H.F. 720**—Appropriating from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects. Approved July 17, 1973.
- H.F. 726**—Authorizing school districts to erect, or otherwise acquire, and to equip a building for use as a school lunch facility and to pay for same from certain funds on hand in the schoolhouse fund or from a tax or bonds voted for the purpose. Approved June 29, 1973.
- H.F. 739**—Making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services. Approved July 21, 1973, with the exception of parts of Section 1, second unnumbered paragraph, and of Section 2, first unnumbered paragraph. See Governor's item veto message.
- H.F. 740**—Relating to the personal property tax credit, establishing the personal property tax replacement fund and making an appro-

priation thereto, and relating to debt limitations for municipalities, political subdivisions, school districts and taxing districts. Approved July 21, 1973.

- H.F. 741—Relating to eminent domain. Approved July 12, 1973.
- H.F. 745—To require permanent registration of all voters in the state, to revise and clarify laws prescribing procedures for preparing for, giving notice of, conducting and canvassing elections, and establishing the terms of office of certain elected officers. Approved June 29, 1973.
- H.F. 747—Making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services. Approved July 21, 1973, with the exception of parts of Section 1, subsection 1, second unnumbered paragraph, of subsection 2, second unnumbered paragraph, and of Section 2, first unnumbered paragraph. See Governor's item veto message.
- H.F. 752—Making an appropriation from the general fund of the state for the state department of health and its divisions. Approved July 6, 1973.
- H.F. 757—Making an appropriation to the Iowa development commission. Approved July 12, 1973.
- H.F. 758—Making an appropriation from the general fund of the state to various regulatory state departments and their divisions. Approved July 6, 1972.
- H.F. 759—Appropriating from the general fund of the state to the Iowa state fair board for capital improvements. Approved July 12, 1973.
- H.F. 760—Appropriating from the general fund of the state of Iowa to the Iowa state fair board for maintenance of buildings and for agricultural societies. Approved July 6, 1973.
- H.F. 761—Making an appropriation from the general fund of the state to the department of environmental quality. Approved July 6, 1973.
- H.F. 762—Appropriating any moneys in the operators certification fund of the water quality commission to the department of environmental quality. Approved July 12, 1973.
- H.F. 764—Appropriating from moneys received by the department of public safety motor vehicle dealers license fee fund. Approved July 6, 1973.
- H.F. 766—Continuing the appropriation for the Iowa American revolution bicentennial commission and making an appropriation. Approved July 12, 1973.
- H.F. 768—Appropriating from the general fund of the state to the department of general services for the state educational radio and television facility board. Approved July 17, 1973.

- H.F. 769—Appropriating from the general fund of the state for capital improvements for institutions under the control of the department of social services, including repairs, improvements, replacements or alterations. Approved July 21, 1973, with the exception of the last sentence of Section 1. See Governor's item veto message.
- H.F. 770—Making an appropriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the general assembly. Approved July 17, 1973.
- H.F. 774—To enact the compact for education, to establish the education commission of the states for this state, and to make an appropriation. Approved June 29, 1973.
- H.F. 775—Relating to merged area schools, providing for the appropriation and payment of state aid, and providing for the salaries of area superintendents. Approved July 21, 1973.
- H.F. 776—Appropriating funds from the general fund of the state to the state board of regents and institutions under the control of the board, relating to the number of employees of the institutions, and establishing a unified budget and accounting system for the board. Approved July 19, 1973.
- H.F. 778—Making an appropriation from the general fund of the state to the department of general services for capital improvements and repairs for certain buildings and facilities. Approved July 12, 1973.
- H.F. 779—Relating to the inspection and regulation of mines, to abolish the department of mines and minerals, and to transfer certain administrative powers and duties to other state agencies and making an appropriation. Approved July 12, 1973.
- H.F. 780—Making an appropriation from the general fund of the state to the office for planning and programming and office for economic opportunity. Approved July 21, 1973, with the exception of parts of Section 1, subsections 3 and 4, and of Section 4, second unnumbered paragraph. See Governor's item veto message.
- H.F. 782—Relating to financing the supreme court and its divisions and making an appropriation. Approved July 12, 1973.
- H.F. 783—Making an appropriation from the general fund of the state of Iowa to constitutional state officials and departments and the executive council and relating to the expenses of the office of auditor of state. Approved July 12, 1973.
- H.F. 784—Making appropriations to legislative staff agencies and making an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state. Approved July 20, 1973.
- H.F. 785—Making an appropriation from the general fund of the state to the civil rights commission. Approved July 12, 1973.

- H.F. 786—Making an appropriation to the Iowa development commission for the purpose of purchasing certain real property. Approved July 17, 1973.
- H.F. 789—Relating to authority of the department of social services to provide state supplementary cash payments to certain persons and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, providing penalties for certain violations, and making an appropriation. Approved July 20, 1973.
- H.F. 790—Making an appropriation for operation of the Iowa soldiers home. Approved July 19, 1973.
- H.F. 791—Continuing the appropriation for the development of the Toolsboro Mounds and museum area and for development and maintenance of Gardner Log Cabin. Approved July 12, 1973.
- H.F. 792—Making an appropriation to the district courts. Approved July 6, 1973.
- H.F. 793—Providing that costs for the manufacture of motor vehicle registration plates, decalomania emblems, and validation stickers shall be paid from road use tax funds. Approved July 6, 1973.
- H.F. 796—Relating to the salaries and expenses of members of the general assembly. Approved July 12, 1973.
- H.F. 797—Making an appropriation to the budget and financial control committee or its successor committee. Approved July 6, 1973.
- H.F. 798—Relating to foreign life insurance companies becoming domestic companies and providing for a transfer tax therefor. Approved July 12, 1973.
- H.F. 799—Appropriating funds from the general fund of the state to the bureau of labor and to the occupational safety and health review commission. Approved July 6, 1973.
- H.F. 800—Appropriating from the general fund of the state for the office of the state comptroller and its divisions. Approved July 12, 1973.
- H.F. 801—Relating to the salaries of supreme court justices and district court judges and juvenile court officers. Approved June 29, 1973.
- H.F. 802—Making an appropriation to the department of social services and divisions thereof, for area services and for administration. Approved July 21, 1973, with the exception of parts of Section 1, subsection 1, second unnumbered paragraph, and subsection 2, third unnumbered paragraph, and all of Section 2. See Governor's item veto message.
- H.F. 803—Permitting certain cities to modify and rebuild municipally-owned television translator facilities and issue bonds to pay the cost thereof. Approved June 29, 1973.

- H.F. 804**—To legalize and validate the procedures whereby the Nishna Valley Community School District in the county of Mills contracted for the sale of several tracts of real estate and the contracts entered into with the respective purchasers. Approved June 29, 1973.
- H.F. 805**—Making an appropriation to the state conservation commission for support of the Missouri River riverfront project. Approved July 12, 1973.
- H.F. 806**—Appropriating funds to finance increased salaries for state officials and designated employees of the state and to finance increased costs for contributions to the judicial retirement system. Approved July 6, 1973.
- H.F. 807**—Appropriating from the general fund of the state to the sewage works construction fund. Approved July 6, 1973.

GOVERNOR'S VETO MESSAGE

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

Senate File 178, an Act relating to the issuance of trapping licenses to nonresidents and making the provisions of the Act retroactive, 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.

It is understandable why Iowans who are trapping enthusiasts and those Iowans who are interested in the elimination of all trapping might support this bill which would arbitrarily abolish trapping privileges in Iowa for any and all nonresidents.

This bill would create a situation that already exists in many of our surrounding states where there is a total prohibition against nonresident trappers, thereby preventing Iowans from trapping in those states. Those states need to be told that neighborliness is a two-way street. Trade, tourism, and friendly cooperation are all dependent upon a fairness on both sides of a state boundary line. It is no wonder, that in this trapping bill, there is expressed a feeling for retaliatory action by Iowans.

But not all surrounding states have such discriminatory laws regarding trapping. And there is some reason to believe that several of the states with nonresident bans might be desirous of being more equitable in their trapping regulations.

Senate File 178, in my opinion, regresses away from cooperation with our neighboring states. A better approach would be with a law that would allow reciprocity for trapping and this I would recommend instead of treating all nonresidents, many of whom are not from states with discriminatory laws, from being welcome in our state. Reciprocity would allow our state to deal with other states on a fair basis rather than in a retaliatory way.

It should be recognized that this veto is based more on principle than on the impact of this law itself. Only 24 nonresidents have actually sought

and obtained trapping licenses in Iowa during the past five years at a fee of \$100 in comparison to the resident license fee which is \$5. It would appear that the differential between the resident and nonresident fee in itself has had the effect of preventing any great invasion of persons into Iowa to take fur-bearing animals from our rivers and streams.

Sincerely,

ROBERT D. RAY
Governor

GOVERNOR'S ITEM VETO MESSAGES

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 539, an Act making an appropriation to the Department of Social Services for use of Institutions under the Bureau of Adult Corrections.

Senate File 539 is approved July 21, 1973, with the following exception which I hereby disapprove.

I am unable to approve that portion of Item 2 designated in the Act as that portion of Section 2, first unnumbered paragraph which reads as follows:

“. . . budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act, except that the . . .”.

For reference purposes, the first unnumbered paragraph of Section 2 in its entirety reads as follows:

“The budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act, except that the maintenance recovery shall be available to the institutions”.

Section 8.39, Code 1973, gives the Governor and the State Comptroller authority to approve the transfer of appropriations to meet legitimate expenditures.

This limitation represents an infringement on executive prerogative to utilize appropriated funds most effectively in the administration of service programs approved by the legislature for the benefit of the people of Iowa.

This has been a wise provision in the Code and has enabled the Department of Social Services to respond to extreme fiscal emergencies without seeking additional revenues from sources outside the Department. This privilege has not been abused, but rather has proven to be a very positive administrative procedure.

For example, when unforeseen expenses were incurred at the Iowa State Penitentiary, because of disturbances, funds were transferred in from other

Department sources so that staffing could be increased at Fort Madison to meet emergency needs.

As a general provision, the Department needs the capability for fund transfers to respond to priorities. Some would be of an emergency nature, some would be expected to develop with good planning to better meet critical needs that become more clearly defined with the passage of time. The Department is expected to be action-oriented, capable of responding to change in a positive manner. To do so, it must be able to use appropriated funds with good judgment.

For these reasons I disapprove this Item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other Items of Senate File 539 are hereby approved this date.

Sincerely,

ROBERT D. RAY
Governor

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 540, an Act making an appropriation from the general fund of the State to the Iowa Commission on Alcoholism.

Senate File 540 is hereby approved July 21, 1973, with the following exception: I am unable to approve that portion of Item 1 (2) designated in the Act as that portion of Section 1, subsection 2, which reads as follows:

“. . ., the following amount not more than fifteen percent of which may be allocated to any one local alcoholism unit of facility”.

For reference purposes, Section 1, subsection 2 of the Act reads in its entirety as follows:

“2. For purposes of carrying out the provisions of section one hundred twenty-three A point eight (123A.8) and chapter one hundred twenty-three B (123B) of the Code relating to the treatment of alcoholism, subject to the approval of the governor, the following amount not more than fifteen percent of which may be allocated to any one local alcoholism unit or facility:	1973-1974 Fiscal Year	1974-75 Fiscal Year
	\$500,000	\$500,000

Once again I find before me an attempt to specifically limit “the amount of financial support that the Alcoholism Commission can provide for an alcoholism or detoxification facility regardless of its success in treating and rehabilitating alcoholics, its record of performance, or its need for existence.”

These are words I spoke just two years ago when I item vetoed a part of the Alcoholism Commission appropriation bill.

The Alcoholism Commission appropriation bill which I now sign has the same proviso squeezed into the bill by way of amendment. I find it just as unacceptable now as it was when I felt it necessary to delete it during the last biennium.

There is great variance in the cost of treatment of alcoholics among the various treatment and care facilities. This is as can be expected and should be, because the people treated also vary in physical and mental condition, in background, education and occupation, in social standing and family status and in residence.

Some of our facilities in Iowa offer primarily rehabilitation and counseling while others are involved in management and costly treatment through hospitalization.

These facilities vary in size, depending upon the type of treatment available and the area served.

For the 1973 fiscal year, the number of patients treated ranged from 43 to 1,233 at the Harrison Treatment Center.

While most centers treat mostly patients from their immediate region, serving from one to ten counties, Harrison Treatment Center provided services in 1972 for patients from 73 Iowa counties. During its operation, this center has treated patients from all 99 counties.

Federal funds utilized by the various centers also vary considerably and not necessarily in relation to number of patients or geographic area. Some receive no federal funds at all—others receive a substantial amount.

When we established the statewide alcoholism program for the first time in 1969, our purpose was to make sure that a person from any county, whether it had an alcoholism center in it or not, would have an effective place to go to seek care, relief and treatment for an alcoholic problem.

We are providing that service and I am not willing to allow the limitation that is placed in this bill to jeopardize and make unworkable, without a better alternative, this statewide program that is helping our citizens in distress.

For these reasons, I disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 540 are hereby approved this date.

Sincerely,

ROBERT D. RAY
Governor

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit House File 739, an Act making an appropriation to the Department of Social Services relating to certain institutions administered by the Division of Family and Children Services.

House File 739 is approved July 21, 1973, with the following exceptions which I hereby disapprove.

I am unable to approve that portion of Item 1 designated in the Act as that portion of Section 1, second unnumbered paragraph which reads as follows:

"It is the intent of the general assembly in making appropriations pursuant to this area of family and children services that the moneys available for this area be used to pay salaries and other employee expenses for not more than three hundred and seventy-three permanent full-time persons employed during each fiscal year of the sixty-fifth fiscal biennium and that no more than four hundred and six permanent full-time employee positions be created or authorized during any one of such years. A variance of one percent in excess of the above filled positions is considered to be reasonable. However, the figures on the above filled positions do not apply to the appropriations for the operation of the Annie Wittenmyer Home and the establishment of community-based pilot programs authorized under this Act."

I am unable to approve that portion of Item 2 designated in the Act as that portion of Section 2, first unnumbered paragraph which reads as follows:

". . . budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act except that the . . .".

For reference purposes, the first unnumbered paragraph of Section 2 in its entirety reads as follows:

"The budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act except that the maintenance recovery shall be available to the institutions".

These limitations represent an infringement on executive prerogative to utilize appropriated funds most effectively in the administration of service programs approved by the legislature for the benefit of the people of Iowa.

Section 217.6, Code of Iowa, 1973 charges the Commissioner of Social Services to organize the Department in an efficient manner to carry out the intent of Chapter 217, and to revise the organization and program procedure when appropriate for the purpose of improvement. Since Department employees represent the primary avenue for delivery of services, it is essential that administration be permitted to use manpower with good judgment and flexibility, and not be tied to such a rigid structure that it is unable to respond to changes that might benefit our citizens. Congressional action often requires structural change to enable states to use federal funding for necessary services. An example is the requirement for the separate administration of assistance payments from services programs. Local needs also change and with the clarification of the state-county-employee situation the Department will be expected to respond promptly and effectively to verify requests for services.

Our institutional programs must be constantly evaluated in light of more humane and effective community services to the elderly, to children, families, adult offenders, mentally ill and mentally disabled. Although staffing needs will decrease in some programs, they very clearly will increase in others.

As one illustration, needs for homemakers will increase significantly if the Department meets its service responsibilities to recipients of Supplemental Security Income after January 1, 1974. A significant proportion of our homemakers work part-time, yet a permanent full-time merit position is required for each. The Department expects to reduce the number of administrative positions currently carried in the field, and will need to use the funds saved for lower-paying direct service positions, but may need additional position slots to do so. In some cases, the funds for one administrator might be used for four part-time positions.

In a service agency such as the Department, the key to successful administration is manpower utilization. With the conversion of the adult categorical assistance programs to federal administration, the established tolerance limits for error in the Aid to Dependent Children program, comprehensive institutional planning, and additional phases anticipated in Department reorganization, it is essential that maximum flexibility in manpower utilization be provided.

Section 8.39, Code 1973, gives the Governor and the State Comptroller authority to approve the transfer of appropriations to meet legitimate expenditures.

This has been a wise provision in the Code and has enabled the Department of Social Services to respond to extreme fiscal emergencies without seeking additional revenues from sources outside the Department. This privilege has not been abused, but rather has proven to be a very positive administrative procedure.

For example, when unforeseen expenses were incurred at the Iowa State Penitentiary, because of disturbances, funds were transferred in from other Department sources so that staffing could be increased at Fort Madison to meet emergency needs.

As a general provision, the Department needs the capability for fund transfers to respond to priorities. Some would be of an emergency nature, some would be expected to develop with good planning to better meet critical needs that become more clearly defined with the passage of time. The Department is expected to be action-oriented, capable of responding to change in a positive manner. To do so, it must be able to use appropriated funds with good judgment.

For these reasons, I disapprove these two items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other Items of House File 739 are hereby approved this date.

Sincerely,

ROBERT D. RAY
Governor.

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit House File 747, an Act making an appropriation to the Department of Social Services for institutions and program administered by the Divisions of Mental Health Services and Mental Retardation Services.

House File 747 is approved July 21, 1973, with the following exceptions which I hereby disapprove.

I am unable to approve that portion of Item 1 (1) designated in the Act as that portion of Section 1, subsection 1, second unnumbered paragraph which reads as follows:

"It is the intent of the general assembly in making appropriations pursuant to this mental health services area that the monies available shall be used to pay salaries and other employees' expenses for not more than 1,536 permanent full-time persons employed for each fiscal year of the sixty-fifth biennium, and that no more than 1,679 permanent full-time employee positions be created or authorized during any one of such years. A variance of one percent in excess of the number of positions specified is considered to be reasonable."

I am unable to approve that portion of Item 1 (2) designated in the Act as that portion of Section 1, subsection 2, second unnumbered paragraph, which reads as follows:

"It is the intent of the general assembly in making appropriations pursuant to this mental retardation services area that the monies available shall be used to pay salaries and other employee expenses for not more than 1,381 permanent full-time persons employed for each fiscal year of the sixty-fifth biennium, including the Woodward farm operation, and that no more than 1,505 permanent full-time employee positions be created or authorized during any one of such years. A variance of one percent in excess of the number of positions is considered to be reasonable."

I am unable to approve those portions of Item 2 designated in the Act as those portions of Section 2, first unnumbered paragraph which reads as follows:

". . . budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act, except that the . . . "and" . . . and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes . . .".

For reference purposes, the first paragraph of Section 2 in its entirety reads as follows:

"The budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act except that the maintenance recovery shall be available to the institutions, and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes."

These limitations represent an infringement on executive prerogative to utilize appropriated funds most effectively in the administration of service programs approved by the legislature for the benefit of the people of Iowa.

Section 217.6, Code of Iowa, 1973 charges the Commissioner of Social Services to organize the Department in an efficient manner to carry out the intent of Chapter 217, and to revise the organization and program procedure when appropriate for the purpose of improvement. Since Department employees represent the primary avenue for delivery of services, it

is essential that administration be permitted to use manpower with good judgment and flexibility, and not be tied to such a rigid structure that it is unable to respond to changes that might benefit our citizens. Congressional action often requires structural change to enable states to use federal funding for necessary services. An example is the requirement for the separate administration of assistance payments from services programs. Local needs also change and with the clarification of the state-county-employee situation the Department will be expected to respond promptly and effectively to verify requests for services.

Our institutional programs must be constantly evaluated in light of more humane and effective community services to the elderly, to children, families, adult offenders, mentally ill and mentally disabled. Although staffing needs will decrease in some programs, they will clearly increase in others.

As one illustration, needs for homemakers will increase significantly if the Department meets its service responsibilities to recipients of Supplemental Security Income after January 1, 1974. A significant proportion of our homemakers work only part-time, yet a permanent full-time merit position is required for each. The Department expects to reduce the number of administrative positions currently carried in the field, and will need to use the funds saved for lower-paying direct service positions, but may need additional position slots to do so. In some cases, the funds for one administrator might be used for four part-time positions.

In a service agency such as the Department, the key to successful administration is manpower utilization. With the conversion of the adult categorical assistance programs to federal administration, the established tolerance limits for error in the Aid to Dependent Children program, comprehensive institutional planning, and additional phases anticipated in Department reorganization, it is essential that maximum flexibility in manpower utilization be provided.

Section 8.39, Code 1973, gives the Governor and the State Comptroller authority to approve the transfer of appropriations to meet legitimate expenditures.

This has been a wise provision in the Code and has enabled the Department of Social Services to respond to extreme fiscal emergencies without seeking additional revenues from sources outside the Department. This privilege has not been abused, but rather has proven to be a very positive administrative procedure.

For example, when unforeseen expenses were incurred at the Iowa State Penitentiary, because of disturbances, funds were transferred in from other Department sources so that staffing could be increased at Fort Madison to meet emergency needs.

As a general provision, the Department needs the capability for fund transfers to respond to priorities. Some would be of an emergency nature, some would be expected to develop with good planning to better meet critical needs that become more clearly defined with the passage of time. The Department is expected to be action-oriented, capable of responding to change in a positive manner. To do so, it must be able to use appropriated funds with good judgment.

For these reasons, I disapprove these three items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other Items of House File 747 are hereby approved this date.

Sincerely,
ROBERT D. RAY
Governor

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit House File 769, an Act to appropriate from the general fund of the State for capital improvements for institutions under the control of the Department of Social Services, including repairs, improvements, replacements or alterations.

House File 769 is approved July 21, 1973, with the following exception which I hereby disapprove.

I am unable to approve that portion of Item 1 designated in the Act as the final sentence of Section 1 which reads as follows:

“Funds appropriated by this section shall not be used to supplement the construction of new buildings.”

This provision places an unrealistic restriction on the Department of Social Services in using capital funds effectively.

While I understand that this sentence was originally inserted to insure that these funds would not be used for new construction at the Iowa Soldiers Home, for which a separate appropriation was eventually made, the wording applies to all departmental institutions. As a consequence, the Department of Social Services could not move forward as planned on high priority construction items if this restriction remains.

We have enjoyed some pride that Iowa is beginning to realize that big buildings that have the effect of imprisoning our handicapped youngsters are not healthy or encouraging to the patients—people who can often be returned to community living if properly prepared.

The cottage-living plan developed for Glenwood is an answer to this problem. Yet, construction on this cottage-living plan at Glenwood could not be constructed if this part of the Act remains. A maximum of five cottages have been planned for this biennium. These cottages are planned to replace living space that is obsolete and in poor repair. No additional bed capacity is to be realized through this effort.

I do not fault the intent of this provision to prevent the development of traditional outdated institutions. Neither can I look away from the human needs of the young people directly affected adversely by this provision that is so all inclusive that it would completely curtail any new building. If capital expenditures are to be made, the most modern thinking available must be utilized. The cottage program resulted from this kind of planning.

If the cottages are not built, I am advised that it then would be necessary to spend capital funds to maintain old buildings that have outlived their usefulness, and which do not meet many safety inspection requirements. This would be a poor utilization of funds.

For these reasons I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 769 are hereby approved this date.

Sincerely,

ROBERT D. RAY
Governor

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit House File 780, an Act to make an appropriation from the general fund of the State to the Office for Planning and Programming and Office of Economic Opportunity.

House File 780 is approved July 21, 1973, with the following exceptions which I hereby disapprove.

I am unable to approve that portion of Item 1 (3) designated in the Act as that portion of Section 1, subsection 3 which reads as follows:

“. . . for not to exceed seventy-two permanent full-time positions”.

I am unable to approve that portion of Item 1 (4) designated in the Act as that portion of Section 1, subsection 4 which reads as follows:

“. . . ; however, in no event, shall this include more than three additional employees”.

I am unable to approve that portion of Item 4 designated in the Act as that portion of Section 4, second unnumbered paragraph which reads as follows:

“If any federal financial grant to any program funded under this Act is discontinued, all state matching grants or participation by state employees in such program shall also be discontinued. Any remaining state matching funds for such program shall revert to the fund from which it was appropriated.”

The authorized table of organization for staffing of the Office for Planning and Programming is 88. Presently the staff is at a strength of 72.

There has been continuous discouragement of having any staff members not essential to the operation of our departments. A department, however, should not be penalized for maintaining its staff at the lowest level needed.

While general increases for staffing in this particular office are not anticipated, experience has shown that there must be sufficient flexibility within the budget limitations established by the Legislature to effectively plan and react to changing conditions.

Planning by its very nature is future-oriented. Federal planning grants typically follow passage of federal acts that provide stipulations requiring a state plan to be developed in the period of 60 or 90—or perhaps 180 days. A small nucleus of state planners financed by state appropriation is maintained in order to react quickly to these and other planning requirements.

In 1969, all 25 positions added to this office were in the last six months of the calendar year with 22 of the newly authorized positions directly related to federal programs. Seven positions were added in 1970, three of which were related to a federal program.

During 1971, of the 24 authorized positions added, 16 were transfers of existing positions to effect more efficient centralized planning. Six positions related directly to new federal programs. Three of these six were under the Emergency Employment Act which proved to be an excellent example of reacting quickly to a new federal program. Drawing upon existing resources and reacting swiftly, three planning positions were estab-

lished, filled and a State Plan put together and implemented promptly. It was one of the quickest and yet one of the best planning efforts in the nation under the Emergency Employment Act.

Fourteen authorized positions were added during 1972, eight of which were by direct action of the General Assembly and three existing positions were transferred in from another department.

It can, therefore, be seen that flexibility in staffing is required in the Office for Planning and Programming even more than in most Executive offices.

I am also disapproving the limitation on staffing for the state building code although I do not disagree that staffing should not grow beyond this limit during this biennium. Rather I have disapproved this Item on the principle that staffing should be an executive prerogative within the budget limitations established by the Legislature.

The third item which I am disapproving would make the administration of federal fund grants unworkable. As explained, hereinbefore, the nucleus of the state planning unit is made up of a skeleton unit of planners funded by state appropriation. These individuals may, during a biennium, work on a dozen or more federal programs. The State appropriated funds are used to meet the matching requirements for federal funds.

An individual senior planner may be paid with state appropriated funds which are used as the matching requirement under several different federal programs.

This may mean that he works 40 percent of his time on a housing project, 20 percent of his time supervising a community betterment program, 25 percent reviewing safety projects and 15 percent reviewing possible new projects.

The 40 percent of his salary related to the housing project may be used to match federal funds on a 25-75 basis with an associate planner and a secretary. If the senior planner received \$15,000, 40 percent would be \$6,000 which generates \$18,000 of federal funds which might pay for an associate at \$11,000 and a secretary at \$7,000.

If federal funds were to be cut off for some reason, the associate and the secretary would be let go because of no more federal money. But, the \$6,000 should be available to the office to continue to pay the salary of the senior planner who must be retained and for possible future match on other projects.

It would be unworkable and terribly inefficient for that money to revert to the general fund.

In administration of state appropriations and programs in general, one of the goals is maximum efficiency in usage of the funds. One technique which has been most beneficial to the taxpayer is that which has been developed relative to matching state appropriated funds to federal funds available for a specific program. Typically, a grant may use 5 percent of the Director's salary and 15 percent of a senior planner to match 100 percent of an associate planner on a 25 percent state, 75 percent federal project. That leaves the other 95 percent of the Director's salary and the remaining 85 percent of the senior planner to be assigned to other programs. Use of this technique provides maximum overall benefit to Iowans at a minimum cost through state appropriations.

Section 7A.3, Code of Iowa 1973, calls upon the Office for Planning and Programming to seek "means of avoiding duplication of activity and of increasing efficiency in programs financed by federal or private aid." These two items preclude meeting this requirement of the law.

For these reasons, I disapprove these three Items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 780 are hereby approved this date.

Sincerely,

ROBERT D. RAY
Governor

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Synhorst:

I hereby transmit House File 802, an Act making an Appropriation to the Department of Social Services and Divisions thereof, for Area Services and for Administration.

House File 802 is approved July 21, 1973, with the following exceptions which I hereby disapprove.

I am unable to approve that portion of Item 1 (1) designated in the Act as that portion of Section 1, subsection 1, second unnumbered paragraph which reads as follows:

“. . . for a total of not to exceed one thousand six hundred sixty-five authorized full-time positions of which not more than one thousand five hundred sixty are to be filled at any one time . . .”.

I am unable to approve that portion of Item 1 (2) designated in the Act as that portion of Section 1, subsection 2, third unnumbered paragraph, which reads as follows:

“. . . for a total of not to exceed five hundred twenty-four authorized full-time positions of which not more than four hundred eighty-one are to be filled at one time . . .”.

I am unable to approve Item 2 designated in the Act as Section 2 which reads as follows:

“Sec 2. A variance of one percent above the number of filled positions specified in subsections one (1) and two (2) of section one (1) of this Act is considered to be reasonable.”

This limitation represents an infringement on executive prerogative to utilize appropriated funds most effectively in the administration of service programs approved by the legislature for the benefit of the people of Iowa.

Section 217.6, Code of Iowa, 1973 charges the Commissioner of Social Services to organize the Department in an efficient manner to carry out the intent of Chapter 217, and to revise the organization and program procedure when appropriate for the purpose of improvement. Since Department employees represent the primary avenue for delivery of services, it is essential that administration be permitted to use manpower with good judgment and flexibility, and not be tied to such a rigid structure that it is unable to respond to changes that might benefit our citizens. Congressional action often requires structural change to enable states to use federal funding for necessary services. An example is the requirement for the separate administration of assistance payments from services programs. Local needs also change and with the clarification of the state-county-employee situation the

Department will be expected to respond promptly and effectively to verify requests for services.

Our institutional programs must be constantly evaluated in light of more humane and effective community services to the elderly, to children, families, adult offenders, mentally ill and mentally disabled. Although staffing needs will decrease in some programs, they will clearly increase in others.

As one illustration, needs for homemakers will increase significantly if the Department meets its service responsibilities to recipients of supplemental Security Income after January 1, 1974. A significant proportion of our homemakers work only part-time, yet a permanent full-time merit position is required for each. The Department expects to reduce the number of administrative positions currently carried in the field, and will need to use the funds saved for lower-paying direct service positions, but may need additional position slots to do so. In some cases, the funds for one administrator might be used for four part-time positions.

In a service agency such as the Department, the key to successful administration is manpower utilization. With the conversion of the adult categorical assistance programs to federal administration, the established tolerance limits for error in the Aid to Dependent Children program, comprehensive institutional planning, and additional phases anticipated in Department reorganization, it is essential that maximum flexibility in manpower utilization be provided.

For these reasons, I disapprove these three items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 802 are hereby approved this date.

Sincerely,

ROBERT D. RAY
Governor

COMMUNICATIONS FROM THE SECRETARY OF STATE

July 6, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 324 was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, June 27, 1973, and in The Red Oak Express, Red Oak, Iowa, June 25, 1973.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

July 10, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 245 was published in the Ankeny Press-Citizen, Ankeny, Iowa, June 28, 1973, and in the Evening Democrat, Fort Madison, Iowa, June 27, 1973.

I further certify that Senate File 513 was published in the Waterloo Daily Courier, Waterloo, Iowa, June 27, 1973, and in the Iowa City Press-Citizen, Iowa City, Iowa, June 27, 1973.

I further certify that Senate File 575 was published in the Times-Democrat, Davenport, Iowa, June 25, 1973, and in The Denison Bulletin, Denison, Iowa, June 26, 1973.

I further certify that House File 676 was published in The Sanborn Pioneer, Sanborn, Iowa, June 28, 1973, and in The Hartley Sentinel, Hartley, Iowa, June 28, 1973.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

July 20, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 549 was published in The Tipton Conservative & Advertiser, Tipton, Iowa, June 21, 1973, and in The Tri-County News, Farmington, Iowa, June 21, 1973.

I further certify that House File 678 was published in The Sac Sun, Sac City, Iowa, July 4, 1973, and in The Odebolt Chronicle, Odebolt, Iowa, July 5, 1973.

I further certify that Senate File 550 was published in the Cherokee Daily Times, Cherokee, Iowa, July 5, 1973, and in the Storm Lake Pilot-Tribune, Storm Lake, Iowa, July 11, 1973.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

July 24, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 542 was published in the Muscatine Journal, Muscatine, Iowa, July 6, 1973, and in The Correctionville News, Correctionville, Iowa, July 12, 1973.

I further certify tht House File 675 was published in The Sioux County Capital, Orange City, Iowa, July 18, 1973, in the Sioux Center News, Sioux Center, Iowa, July 19, 1973, and in The Independent, Hawarden, Iowa, July 19, 1973.

I further certify that House File 679 was published in The Stuart Herald, Stuart, Iowa, June 28, 1973, and in The Guthrie County Vedette, Panora, Iowa, July 5, 1973.

I further certify that Senate File 602 was published in The Lyon County Reporter, Rock Rapids, Iowa, July 4, 1973, and in The Sac Sun, Sac City, Iowa, July 11, 1973.

Respectfully, submitted,

MELVIN D. SYNHORST
Secretary of State

July 26, 1973

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 395 was published in the West Des Moines Express, West Des Moines, Iowa, July 12, 1973, and in The New Iowa Bystander, Des Moines, Iowa, July 5, 1973.

I further certify that House File 677 was published in The Northwood Anchor, Northwood, Iowa, July 18, 1973, and in the Manly Signal, Manly, Iowa, July 19, 1973.

I further certify that House File 732 was published in the Muscatine Journal, Muscatine, Iowa, June 30, 1973, and in The Lone Tree Reporter, Lone Tree, Iowa, July 5, 1973.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

LEGISLATIVE COUNCIL

(Section 2.49—Code 1973, as Amended by Senate File 476,

Duly Enacted by the 1973 Regular Session
of the Sixty-fifth General Assembly)

Lieutenant Governor Arthur A. Neu, ex officio
Speaker of the House Andrew Varley
Senator Vernon H. Kyhl, President Pro Tempore
Senator Clifton C. Lamborn, Senate Majority Floor Leader*
Representative Edgar H. Holden, House Majority Floor Leader**
Senator James F. Schaben, Senate Minority Floor Leader
Representative Dale M. Cochran, House Minority Floor Leader
Senator Lucas J. DeKoster, Chairman of the Senate Committee on
Appropriations
Representative Charles E. Grassley, Chairman of the House Committee on
Appropriations
Senator Eugene M. Hill, Minority Ranking Member of the Senate Committee
on Appropriations

Representative Arthur A. Small, Jr., Minority Ranking Member of the
 House Committee on Appropriations
 Senator James E. Briles
 Senator Willard R. Hansen
 Senator Roger J. Shaff
 Senator Karl Nolin
 Senator Earl M. Willits
 Representative Joan Lipsky
 Representative Delwyn Stromer
 Representative David M. Stanley
 Representative Donald V. Doyle
 Representative James I. Middleswart
 *Chairman **Vice-Chairman

COMMITTEES OF THE LEGISLATIVE COUNCIL

1. LEGISLATIVE SERVICE COMMITTEE

Senator James E. Briles, Chairman
 Senator Clifton C. Lamborn
 Senator James F. Schaben
 Representative Donald V. Doyle
 Representative David M. Stanley
 Representative Delwyn Stromer

2. LEGISLATIVE FISCAL COMMITTEE

Senator Lucas J. DeKoster, Chairman of the Senate Committee on
 Appropriations*
 Representative Charles E. Grassley, Chairman of the House Committee on
 Appropriations*
 Senator Eugene M. Hill, Minority Ranking Member of the Senate Committee
 on Appropriations
 Representative Arthur A. Small, Jr., Minority Ranking Member of the
 House Committee on Appropriations
 Senator Ralph F. McCartney
 Senator Bass Van Gilst
 Senator Willard R. Hansen
 Representative Joan Lipsky
 Representative Elmer H. Den Herder
 Representative Keith H. Dunton
 *Cochairmen

3. LEGISLATIVE ADMINISTRATION COMMITTEE

Representative Andrew Varley, Chairman
 Senator Roger J. Shaff
 Senator Vernon H. Kyhl
 Senator Karl Nolin
 Representative Dale M. Cochran
 Representative Edgar H. Holden

ADVISORY INVESTMENT BOARD OF THE
IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

(Section 978.8—Code 1973, as Amended by House File 287, Duly Enacted
by the 1973 Regular Session of the Sixty-fifth General Assembly—
2-Year Term)

- Senator James W. Griffin, Sr.(Term ending June 30, 1975)
- Representative Willis E. Junker(Term ending June 30, 1975)

CAPITOL PLANNING COMMISSION

(Section 18A.1—Code 1973—4-Year Term)

- Senator Warren E. Curtis(Term ending April 30, 1977)
- Senator William N. Plymat(Term ending April 30, 1975)
- Representative Glenn F. Brockett(Term ending April 30, 1975)
- Representative Norman Roorda(Term ending April 30, 1977)

COMMISSION ON THE AGING

(Section 249B.1—Code 1973, as Amended by Senate File 447, Duly Enacted
by the 1973 Regular Session of the Sixty-fifth General Assembly—
4-Year Term)

- Senator Leonard C. Andersen(Term ending June 30, 1977)
- Senator Joan Orr(Term ending June 30, 1975)
- Representative George J. Knoke(Term ending June 30, 1977)
- Representative Gregory D. Cusack(Term ending June 30, 1975)

DEPARTMENTAL RULES REVIEW COMMITTEE

(Chapter 17A—Code 1973—4-Year Term)

- Senator Barton L. Schwieger(Term ending April 30, 1977)
- Senator E. Kevin Kelly(Term ending April 30, 1975)
- Senator James F. Schaben(Term ending April 30, 1975)
- Representative Floyd H. Millen(Term ending April 30, 1977)
- Representative W. R. Monroe, Jr.(Term ending April 30, 1977)
- Representative Laverne W. Schroeder(Term ending April 30, 1975)

EDUCATION COMMISSION OF THE STATES

(House File 774—Duly Enacted by the
1973 Regular Session of the Sixty-fifth General Assembly)

- Senator Elizabeth O. Shaw(Term ending June 30, 1977)
- Senator Minnette F. Doderer(Term ending June 30, 1975)
- Representative Sonja Egenes(Term ending April 30, 1977)
- Representative James D. Wells(Term ending June 30, 1975)

HIGHER EDUCATION FACILITIES COMMITTEE

(Section 261.1—Code 1973—4-Year Term)

- Senator John N. Nystrom(Term ending June 30, 1975)
- Representative Richard W. Welden(Term ending June 30, 1975)

INTERSTATE COOPERATION COMMISSION

(Section 28B.1—Code 1973—2-Year Term)

Senator James W. Griffin, Sr.	(Term ending April 30, 1975)
Senator John S. Murray	(Term ending April 30, 1975)
Senator William D. Palmer	(Term ending April 30, 1975)
Senator W. R. Rabedaux	(Term ending April 30, 1975)
Senator James F. Schaben	(Term ending April 30, 1975)
Representative Richard F. Drake	(Term ending April 30, 1975)
Representative Dennis L. Freeman	(Term ending April 30, 1975)
Representative Philip B. Hill	(Term ending April 30, 1975)
Representative Robert M. Kreamer	(Term ending April 30, 1975)
Representative James T. Caffrey	(Term ending April 30, 1975)

IOWA LAW ENFORCEMENT ACADEMY COUNCIL

(Section 80B.6—Code 1973—4-Year Term)

Senator Richard R. Ramsey	(Term ending August 14, 1975)
Representative Rollin C. Edelen	(Term ending August 14, 1977)

MEDICAL ASSISTANCE ADVISORY COUNCIL

(Section 249A.4(8)—Code 1973—2-Year Term)

Senator Barton L. Schwieger	(Term ending June 30, 1975)
Senator C. Joseph Coleman	(Term ending June 30, 1975)
Representative C. Raymond Fisher	(Term ending June 30, 1975)
Representative Harold C. McCormick	(Term ending June 30, 1975)

IOWA AMERICAN REVOLUTION BICENTENNIAL COMMISSION

(Chapter 1286—Acts of the Sixty-third General Assembly,
Second Regular Session)

Senator Forrest V. Schwengels
Senator Norman Rodgers
Representative Quentin V. Anderson
Representative Richard L. Byerly

LEGISLATIVE STAFF STRUCTURE AND SALARY COMMITTEE

(H.C.R. 13—Duly Adopted by the
1973 Regular Session of the Sixty-fifth General Assembly)

Senator W. R. Rabedaux
Senator Warren E. Curtis
Senator Minnette F. Doderer
Senator Forrest V. Schwengels
Representative Floyd H. Millen
Representative Dale M. Cochran
Representative C. Raymond Fisher
Representative Philip B. Hill

CONFIDENTIAL RECORDS COUNCIL

(Senate File 115—Duly Enacted by the
1973 Regular Session of the Sixty-fifth General Assembly)

Senator George F. Milligan
Senator Gene V. Kennedy
Representative Laverne W. Schroeder
Representative **Arthur A. Small, Jr.**

POLICE COMMUNICATIONS REVIEW COMMITTEE

(Senate File 600—Duly Enacted by the
1973 Regular Session of the Sixty-fifth General Assembly)

Senator Ralph F. McCartney
Senator William P. Winkelman
Senator James V. Gallagher
Representative Glen E. Bortell
Representative John H. Clark
Representative Donald V. Doyle

IN MEMORIAM

Senate

GILLETTE, GUY MARK Feb. 3, 1879—March 3, 1973

LONG, IRVING D. April 15, 1895—Oct. 26, 1972

NOLAN, D. C. Aug. 29, 1902—April 15, 1973

TURNER, JAMES B. Sept. 2, 1914—Nov. 12, 1972

GUY MARK GILLETTE

MR. PRESIDENT: Your Senate committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Guy Mark Gillette, begs leave to submit the following memorial:

Guy Mark Gillette's lifetime was one of varied pursuits. Always concerned with helping others, he was in turn a soldier, lawyer, legislator, farmer and statesman.

The son of Mark Dennis Gillette and Mary Hull, Mr. Gillette was born in Cherokee County on February 3, 1879. Mr. Gillette attended the Cherokee public schools and graduated from Cherokee High School in 1896. In 1900 he graduated from the Drake Law School and began a practice in Cherokee the following year.

Mr. Gillette's career as a soldier began when he was 14 years old as a member of Company M, Fourth Regiment, Iowa National Guard. In 1898 he was called into federal service during the Spanish-American War and served out the emergency as a sergeant in Georgia.

The company was reactivated in 1910 under the then Captain Guy Mark Gillette. In 1917 Captain Gillette was again called into service to head an infantry company which went overseas in 1918. When discharged in 1919, Mr. Gillette held the rank of Major.

In June of 1907 he married Rose Freeman who preceded him in death in 1956.

Mr. Gillette's political career began in 1906 when he was elected County Attorney. Defeated for reelection in 1908, he was appointed City Attorney for Cherokee. In 1912 he was elected to the Iowa Senate from a district comprising Cherokee, Plymouth and Ida Counties, becoming the first Democratic senator from the district.

Four years later, having determined that America's entry into the war was imminent, he announced he would not seek reelection. However, nominated on a write-in vote, he was narrowly defeated for a post he did not campaign for.

Following the First World War, Mr. Gillette farmed near Cherokee until 1932 when he was elected to the United States House of Representatives. Mr. Gillette served in that position until 1936 when he was elected to fill a vacancy in the United States Senate caused by the death of the Honorable Louis Murphy.

As a member of the Senate Foreign Relations Committee, he worked to chart this nation's conception of the United Nations and introduced the first Senate resolution calling for the creation of the international body.

In 1944 Mr. Gillette was defeated for reelection to the Senate. In the aftermath of the election, President Harry S. Truman offered Mr. Gillette a federal judgeship but Mr. Gillette refused, reasoning that he was not qualified since he had not practiced law for years.

Appointed chairman of the Surplus Property Board, Mr. Gillette served in that capacity until 1945 when he resigned to become president of the American League for a free Palestine.

In 1948, the same year the United Nations authorized the creation of Israel as a nation, Mr. Gillette was reelected to the United States Senate.

In 1954, at 75, Mr. Gillette was defeated in his bid for another Senate term. He returned to Cherokee where he became active in many local

organizations such as the Chamber of Commerce, the Rotary Club, the Red Cross and the Cherokee Library Board.

On March 3, 1973, at the age of 94, Guy Mark Gillette died in his native Cherokee.

He is survived by one son, Mark, now living in Florida.

By his own estimation, Mr. Gillette's most memorable contributions made during his public life were in helping Iowa farmers get electric power and in promoting soybeans as a new cash crop.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Guy Mark Gillette, Iowa has lost a dedicated statesman, and the Senate by this resolution would express its appreciation of Mr. Gillette's services to his community, state and nation and tender its sympathy and kindest regards to his son.

Be It Further Resolved: That a copy of his resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to his son.

WARREN E. CURTIS, Chairman
LUCAS J. DEKOSTER
C. JOSEPH COLEMAN

Committee

The resolution was unanimously adopted.

IRVING D. LONG

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Irving D. Long, begs leave to submit the following memorial:

Irving D. Long was born in Delaware County, April 15, 1895, and died at the Delaware County Memorial Hospital in Manchester, Iowa, October 26, 1972, after suffering a stroke. Irving D. Long graduated from the Manchester High School, and also graduated in law from the University of South Dakota in 1917. He was admitted to practice law in Iowa in 1919, and had practiced law in Manchester, Iowa from 1921 until shortly before his death. He was Delaware County Attorney from 1923 until 1929.

Irving D. Long was married to Ella Cates in 1916. He was a member of the Christian Church, Masonic Lodge, Knights of Pythias, Lions, and served as secretary-treasurer of the Delaware County Bar Association. He was survived by his wife, Ella, two sisters, Mrs. Ruby Timmons and Gertrude Long, all of Manchester, Iowa.

A Republican, Mr. Long was elected to the Iowa Senate in 1941, and served four terms, 1941 through 1948, and from 1957 through 1964. He was President Pro Tempore of the Senate in 1961 and was a former chairman of the Senate Governmental Affairs Committee. During the Forty-ninth General Assembly in 1941, Senator Long was chairman of the Building and Loan Committee and ranking member of the Highways Committee. In the Fiftieth General Assembly, in 1943, he was chairman of the Board of Control Committee and ranking member on the Judiciary 2 Committee. During the Fifty-first General Assembly in 1945, Senator Long was chairman of the Appropriations Committee, and ranking member of the Private Corporations Committee. In 1947, the Fifty-second General Assembly, Sen-

ator Long was chairman of the Tax Revision Committee and ranking member on the Appropriations Committee. Senator Long returned to the Senate for the Fifty-seventh General Assembly in 1957. He was chairman of the Governmental Affairs Committee, and ranking member on the Judiciary 1 Committee. During the Fifty-eighth General Assembly, Senator Long served as chairman of the Governmental Affairs Committee and ranking member on the Ways and Means Committee. During the Fifty-ninth General Assembly, Senator Long served as chairman of the Rules Committee, and in 1963 during the Sixtieth General Assembly he served as chairman of the Insurance Committee and ranking member on the Judiciary 1 Committee.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of the State of Iowa: That, in the passing of Irving D. Long, 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.

DALE L. TIEDEN, Chairman
W. R. RABEDEAUX
CHARLES P. MILLER

Committee

The resolution was unanimously adopted.

D. C. NOLAN

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late honorable D. C. Nolan, begs leave to submit the following memorial:

D. C. "Cliff" Nolan was born on a farm in Guthrie County, Iowa, August 29, 1902, the son of Martin J. and Anna Hanley Nolan. He attended country school in Guthrie County and was graduated from high school in Perry, Iowa, and from Creighton University. He was married to Margaret Schwertley of Missouri Valley in 1927. They had three sons and five daughters.

Mr. Nolan received his law training at Creighton University and in the office of Judge Tom Guthrie in Des Moines. Upon being admitted to practice he was associated with the firm of Parrish, Cohen, Guthrie, Halloran and Waters from 1926 until 1931, when he moved to Iowa City and continued practicing law until his death.

In 1952, Mr. Nolan was elected to the Iowa Senate from the old Twenty-fifth Senatorial District, Iowa and Johnson Counties, and served during the Fifty-fifth, Fifty-sixth, Fifty-seventh, Fifty-eighth, Fifty-ninth, Sixtieth and Sixtieth Extraordinary General Assemblies. During his twelve years in the Senate, he served as chairman of many important committees, including the Highways and Judiciary 1 committees. He was the majority floor leader during the Fifty-seventh General Assembly.

While a member of the Senate, Mr. Nolan sponsored legislation which created the legislative research bureau, established enforcement of standards in distribution of pharmaceutical products, established maximum and

minimum speed limits on highways, established controlled access facilities, authorized "urban renewal" and the development of recreational areas as well as the transfer of lands for the Coralville and Red Rock Reservoir projects. He authored the uniform gift to minors law and many other important bills.

Mr. Nolan cosponsored a resolution that led to the "asphalt" inquiry into the operations of the Iowa Highway Commission in 1964, was also in the thick of legislative reapportionment battles of the 1960s and headed a Senate committee investigating the old Iowa Liquor Control Commission's "sample room" policies.

Mr. Nolan was the first chairman of the Young Republican League of Iowa. He was a member of the local, state and national bar associations, having served as a member of the board of governors of the Iowa Bar Association, and as a past president of the Johnson County Bar Association. He taught courses in property and equity at the Des Moines College of Law and served as its president.

He was a charter member of the Junior Chamber of Commerce in Des Moines and a past president of the Iowa City Chamber of Commerce.

Mr. Nolan was a former area president and national counselor for the Boy Scouts of America; a fifty-year honorary member of the fourth degree, Knights of Columbus; a member of the Elks Club, the Loyal Order of the Moose, the Izaak Walton League, the Des Moines Club and St. Patrick's Church.

Mr. Nolan suffered a stroke while visiting a daughter in Des Moines and died on April 15, 1973. He is survived by his wife, Margaret; five daughters, Elizabeth Ann, an assistant Attorney General of Iowa; Mrs. Frank Wagner of Iowa City; Mrs. Benjamin Calacci of Wheaton, Illinois; Frances of San Francisco, California, and Mary Margaret of Iowa City; three sons, Daniel of El Paso, Texas, John of Iowa City, and Richard of Washington, D. C.; one sister, Miss Hilda Nolan of Des Moines, and fifteen grandchildren.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of the State of Iowa: That, in the passing of the Honorable D. C. Nolan, the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

TOM RILEY, Chairman
ELIZABETH O. SHAW
MINNETTE DODERER

Committee

The resolution was unanimously adopted.

JAMES B. TURNER

MR. PRESIDENT: Your Senate committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable James B. Turner, begs leave to submit the following memorial:

James B. Turner was born in a coal camp near Eddyville, Iowa on September 2, 1914 and was one of seven children. After the death of his father, Mr. Turner graduated from Woodward High School in Woodward, Iowa and worked in the coal mines for five years to help support his family. He then attended the American Institute of Business in Des Moines for one year and progressed from dockhand to assistant sales manager in his nine years with the Iowa Packing Company of Des Moines. For the next five years he served as the Iowa factory representative for the General Cigar Company. In 1953 he started the Turner Wholesale Company in Centerville and developed it from a two county business to a sixteen county business with a branch office in Oskaloosa, Iowa. He sold this business in 1966 and worked and invested in other area enterprises from time to time.

James B. Turner married Marceline Carter on May 28, 1942 and they had four children: Hal, working on his Ph.D. in microbiology at Iowa State University; David, a pharmacist in Jacksonville, Illinois; Dennis, an employee of the Farmer Wholesale Company in Centerville, and Kathy, a nurse at the Iowa Lutheran Hospital in Des Moines.

Mr. Turner served on the Centerville City Council from 1964 to 1968 and was an active member of the Christian Church, Chamber of Commerce and the Masons, Shriners and Elks organizations.

In 1972, he ran a successful first political race for State Senator from District 47 which encompassed parts of Madison, Union, Clarke, Lucas, Monroe, Appanoose and Ringgold Counties and all of Wayne and Decatur Counties. While recovering from surgery, he suffered a relapse on election day, November 7, 1972 and died on November 12, 1972.

Survivors include his wife, three sons and one daughter, three grandchildren and four brothers and two sisters.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable James B. Turner, the state has lost an honored citizen, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

RICHARD R. RAMSEY, Chairman
LUCAS J. DEKOSTER
EARL M. WILLITS

Committee

The resolution was unanimously adopted.

SENATE-HOUSE COMPANION BILLS

"S" indicates the bills are Similar and/or Same Subject Matter

S.J.R.	H.J.R.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.
1	1 S	82	113	187	449 S	321	399	433	438
2	4 S	84	183	192	200 S	322	372	434	577
3	2	91	240 S	195	195	325	483	436	551
4	8	92	108	197	317	326	196	437	581
9	10	93	141	198	276	328	642	442	586
10	14	97	262	200	206	329	391	443	587
13	15	98	167 S	203	267 S	330	394	461	496 S
15	21	99	110	204	136	331	440 S	466	353
S.F.	H.F.	102	389	211	434 S	332	701 S	470	517
2	61	108	137	215	305	333	299	472	667
3	16, 362 S	111	115 S	216	244	335	415	477	585 S
8	600	115	145	218	348 S	337	417	481	622
9	101	120	147	220	239	342,		484	380
14	14	122	140	223	325	512	413 S	490	668
15	494	123	162	229	260 S	344	334	497	594
20	63	125	13	233	421	348	261	501	139
25	29	128	161	240	371	349	188	505	694
29	67	129	238 S	241	28	350	416	507	588
31	36	130	303	242	428	356	175	508	707
33	47	131	205	243	324	358	482	510	687 S
34	34	132	148	245	322	365	453	512,	
35	33	138	123	246	318	366	489	342	413 S
37	133	139	545	248	279	369	445	515	462
38	30	141	669	256	396	373	465	522	724
41	45	143	24,	259	160 S	374	499	529	291
47	31		121	261	330	375	286	530	779 S
49	57	144	130	263	357	378	443	543	749
51	37	146	179	272	338	379	503	545	439
53	152 S	147	49	274	264	380	584,	546	542 S
55	245	151	297	275	332		717	549	229 S
56	68	153	432 S	277	477 S	381	456	552	756
58	65	155	194	278	437	385	493	566	672
59	60	156	553 S	280	534	392	368,	569	729 S
61	62	164	201	282	314		727 S	570	231
62	178	168	214 S	284	663 S	394	575 S	573	767
64	71	170	165	287	350	395	426	577	224
66	83	171	342 S	294	223	397	345	584	746
67	86	172	7	296	131	399	481	587	789
68	87	173	528	297	410	401	401	589	777 S
69	281	175	406,	298	346	404	450	590	795
70	89		467	304	365	412	422	591	785
71	85	177	235	305	490	413	529	592	798 S
73	82	178	246	307	599	415	524,	600	788
74	88	180	265 S	310	241		728	601	793 S
75	84	181	79	316	256	420	395 S	605	783
77	538	183	217,	317	447	423	402	610	634 S
79	32		689	318	552	424	561	613	803 S
81	103	184	423	319	328 S	428	485	616	800
		186	369	320	398	431	560		

RECORD OF SENATE BILLS IN SENATE

SENATE JOINT RESOLUTION AND SENATE FILES
PASSED AND APPROVED—143

S.J.R. 4

S.F.

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82, 93, 106, 107, 108, 112, 115, 122, 123, 124, 130, 131, 144, 149, 175, 184,
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586, 588, 590, 594, 595, 598, 599, 600, 602, 603, 604, 609, 618, 619.

SENT TO SECRETARY OF STATE

S.J.R. 10

ITEM VETO ON BILLS APPROVED BY THE GOVERNOR

S.F. 539, 540

BILL VETOED BY THE GOVERNOR

S.F. 178

S. J. R.	Page	S.J.R.	Page
1 By Priebe and Doderer. A joint resolution proposing to the President of the United States, Richard M. Nixon, United States Secretary of Agriculture, Earl Butz, and members of the Iowa congressional delegation, that the funds being withheld for the rural environmental assistance program, the rural electrification administration loan programs, and the rural emergency loans program be released.		Schwieger, Priebe, Blouin, Rodgers, Gallagher and Ramsey. A joint resolution to urge requirement with approved soil conservation practices on land in the watershed of proposed United States Army Corps of Engineers multipurpose dams prior to construction of such dams.	
Introduced, passed on file	54	Introduced, passed on file	94
Referred to agriculture	79	Referred to natural resources	101
Withdrawn	207	Committee report	298
		Recommended passage	298
2 By Rodgers, Miller of Marshall, Coleman, Blouin and Kinley. A joint resolution designating the ladybug the state insect of Iowa.		Committee report adopted	335
Introduced, passed on file	74	Passed Senate. Ayes 42, nays 5	354
Referred to state government	85	Message from House, with amendment	629
Subcommittee, Nystrom, Winkelman, and Junkins	339	Senate concurred	639
		Passed Senate. Ayes 43, nays none	640
3 By Murray, DeKoster, Blouin and Gluba (Hill, Clark of Lee, Knoke, Rapp, Higgins, Cusack, Crawford and Newhard). A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the age qualification of members of the General Assembly.		Reported correctly enrolled	786
Introduced, passed on file	77	Signed by President	786
Referred to judiciary	86	Sent to Secretary of State	827
Subcommittee, Kelly, Ramsey, and Kinley	339		
		5 By County Government (County Government). A joint resolution to create a special interim study committee on county statutes and to make an appropriation therefor.	
4 By Winkelman, Tieden, Nystrom, Scott, DeKoster,		Introduced, referred to appropriations	142
		Subcommittee, state departments.	339
		6 By Blouin. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to persons disqualified from being electors.	
		Introduced, passed on file	193
		Referred to judiciary	203
		Subcommittee, Coleman, Shaw, and Riley	339

S. J. R.	Page
7 By Agriculture. A joint resolution urging the President of the United States and the United States Secretary of Agriculture to rescind the order to ship commodity credit grain.	
Introduced, placed on calendar ..	207
Passed Senate. Ayes 45, nays none	330
Explanation of vote	336
Explanation of vote	359
8 By Heying, Gallagher, Rodgers, Nolin, Miller of Marshall and Potter. A joint resolution directing that the Iowa state conservation commission acquire no more land until land previously acquired has been developed and all conservation commission facilities are being satisfactorily maintained.	
Introduced, passed on file	381
Referred to natural resources ..	400
Subcommittee, Milligan, Gallagher, and Tieden	488
9 By Milligan, Hansen and Murray. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the duties of the lieutenant governor.	
Introduced, passed on file	459
Referred to judiciary	475
Subcommittee, Glenn, Kennedy, and Shaw	570
10 By Nystrom (Dunton and Lippold). A joint resolution authorizing a banner for the governor of Iowa.	
Introduced, passed on file	497
Referred to state government ..	509
Subcommittee, Schwengels, Junkins, and Murray	570
Committee report	761
Recommended passage	761
Amendment S. 448 filed	1005
11 By Griffin and Hultman (Knoke, Butler and Schroeder). A joint resolution urging that a silver tea service be returned for display at the Dodge House in Council Bluffs, Iowa.	
Introduced, passed on file	524
Referred to state government ..	548
Subcommittee, Nolin, Schwieger, Schwengels	655
12 By Doderer. A joint resolution to employ a consulting actuary to conduct a study and propose a plan for an optional variable annuity plan for IPERS and making an appropriation.	
Introduced, passed on file	668
Referred to state government ..	679
Subcommittee, Schwengels, Murray, and Hill	730
13 By Shaw (Freeman). A joint resolution proposing an	

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amendment to the Constitution of the State of Iowa relating to the manner in which a vacancy in the membership of the General Assembly is filled.	
Introduced, passed on file	955
Referred to judiciary	956
Subcommittee, Kinley, Glenn, and McCartney	1030
14 By Shaw. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis for apportionment of members, and the time when reapportionment is required.	
Introduced, passed on file	956
Referred to judiciary	956
Subcommittee, Kelly, Ramsey, and Kinley	1030
15 By Coleman and Lamborn (Cochran, Stanley and Fitzgerald). A joint resolution urging the President of the United States to present a posthumous presidential medal of freedom to Dr. Karl L. King.	
Introduced, passed on file	1196
Referred to state government ..	1248
Subcommittee, Shaw, Hansen, and Hill	1831
S. F.	Page
1 By Doderer. A bill for an act relating to county health centers.	
Introduced, passed on file	31
Referred to human resources ..	79
Subcommittee, Plymat, Murray, and Miller of Des Moines	339
Committee report	384
Recommended passage	384
Re-referred to human resources.	666
2 By Hill. A bill for an act repealing antitrust fees for a county attorney or the attorney general.	
Introduced, passed on file	41
Referred to judiciary	79
Subcommittee, DeKoster, Potter, and Coleman	339
Withdrawn	651
3 By Griffin (Knoke, Schroeder and Butler). A bill for an act relating to improvement bonds and special assessments on certain property outside of cities.	
Introduced, passed on file	41
Referred to cities and towns ..	79
Committee report	324
Recommended amendment, passage	324
Committee amendment S. 78 ..	324
Committee report adopted	419
Committee amendment division S. 78A adopted	419
Committee amendment division S. 78B adopted	419

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Committee amendment division	
S. 78C adopted	420
Passed Senate. Ayes 34, nays 10	420
Reported correctly enrolled	916
Signed by President	916
Sent to Governor	916
Signed by Governor	957
4 By Glenn. A bill for an act to require the reporting of election expenses subject to penalties imposed by law.	
Introduced, passed on file	41
Referred to state government	79
Subcommittee, Nystrom, Murray, and Junkins	339
Motion to suspend rules	1010
Motion to suspend rules withdrawn	1010
Withdrawn	2124
5 By Doderer. A bill for an act to repeal the procedure for establishment of a convention to ratify amendments to the Constitution of the United States.	
Introduced, passed on file	41
Referred to judiciary	79
Subcommittee, McCartney, Kelly, and Glenn	339
Amendment S. 242 filed	548
6 By County Government (County Government). A bill for an act relating to commitment of alcohol and drug addicts.	
Introduced, placed on calendar	42
Passed Senate. Ayes 38, nays 9	84
Motion filed to reconsider vote	88
Motion to reconsider vote prevailed	120
Amendment S. 4 filed	121
Amendment S. 5 filed	122
Amendment S. 5 adopted	122
Amendment S. 4 adopted	122
Passed Senate. Ayes 41, nays none	122
Message from House, with amendment	183
Senate concurred	199
Passed Senate. Ayes 44, nays none	199
Reported correctly enrolled	399
Signed by President	400
Sent to Governor	400
Signed by Governor	426
7 By County Government (County Government). A bill for an act relating to the return of marriage document.	
Introduced, placed on calendar	42
Amendment S. 1 filed	88
Amendment S. 1 adopted	94
Passed Senate. Ayes 46, nays none	94
Explanation of vote	95
Reported correctly enrolled	399
Signed by President	400
Sent to Governor	400
Signed by Governor	426
8 By Kelly. A bill for an act to repeal bounties on certain wild animals.	
Introduced, passed on file	54

S. F.	Page
Referred to natural resources	80
Subcommittee, Hultman, Winkelman, and Blouin	339
9 By Kelly. A bill for an act relating to the interest rates on judgments and decrees.	
Introduced, passed on file	54
Referred to judiciary	80
Subcommittee, Potter, McCartney, and Willits	379
Committee report	203
Recommended amendment, passage	203
Committee amendment S. 20	204
Committee report adopted	220
Committee amendment S. 20 adopted	220
Passed Senate. Ayes 37, nays 4	220
Explanation of vote	235
Reported correctly enrolled	399
Signed by President	400
Sent to Governor	400
Signed by Governor	426
10 By Griffin. A bill for an act relating to the tax on motor fuel and special fuel, creating a grade separation fund, and appropriating and allocating funds.	
Introduced, passed on file	55
Referred to ways and means	80
Fiscal note SCS.	
Subcommittee, Potter, Plymat, and Palmer	339
11 By Doderer (Small). A bill for an act relating to dissolution of marriage.	
Introduced, passed on file	55
Referred to judiciary	80
Subcommittee, Ramsey, DeKoster, and Kennedy	339
12 By Potter. A bill for an act relating to the office of the auditor of state.	
Introduced, passed on file	59
Referred to state government	80
Subcommittee, Shaw, Winkelman, and Glenn	339
13 By Judiciary. A bill for an act relating to statutory construction.	
Introduced, placed on calendar	59
Re-referred to judiciary	143
Subcommittee, DeKoster, Potter, and Coleman	339
14 By Griffin (Knoke and Butler). A bill for an act to provide for police reserve units in cities with populations over five thousand.	
Introduced, passed on file	59
Fiscal note SCS.	
Referred to judiciary	80
Subcommittee, Coleman, Shaw, and Riley	339
15 By Doderer and Potter. A bill for an act relating to smoking in conveyances used in the public transportation of passengers and providing penalties.	
Introduced, passed on file	60
Referred to commerce	80

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Subcommittee, Briles, Priebe, and Rabedeaux	339	Introduced, passed on file	78
16 By Kelly. A bill for an act relating to the taxation of studded tires and providing penalties for violations.		Referred to commerce	86
Introduced, passed on file	77	Committee report	308
Referred to state government ..	86	Recommended passage	308
Subcommittee, Winkelman, Murray, and Nolin	339	Committee report adopted	418
17 By Kelly. A bill for an act relating to a state of the judicial department message.		Passed Senate. Ayes 38, nays none	418
Introduced, passed on file	77	Reported correctly enrolled	786
Referred to judiciary	86	Signed by President	786
Subcommittee, DeKoster, Potter, and Coleman	339	Sent to Governor	786
Committee report	204	Signed by Governor	847
Recommended passage	204	23 By Riley. A bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law.	
Committee report adopted	221	Introduced, passed on file	84
Passed Senate. Ayes 37, nays 3 ..	221	Referred to judiciary	96
Explanation of vote	235	Subcommittee, Potter, McCartney, and Willits	339
18 By Glenn. A bill for an act requiring certain disclosures by persons and organizations engaged in lobbying activities and to provide a penalty for violation.		24 By Shaff. A bill for an act providing that delinquent sewer charges shall constitute a lien against the property.	
Introduced, passed on file	77	Introduced, passed on file	84
Referred to judiciary	86	Referred to ways and means	96
Amendment S. 2 filed	88	Amendment S. 41 filed	255
Subcommittee, Potter, McCartney, and Willits	339	Subcommittee, Griffin, Palmer, and Plymat	339
19 By County Government (County Government). A bill for an act relating to penalty on delinquent mobile home taxes.		Committee report	499
Introduced, placed on calendar ..	77	Recommended amendment, passage	499
Passed Senate. Ayes 43, nays none	122	Committee report adopted	640
20 By County Government (County Government). A bill for an act relating to group insurance for elected county officials.		Amendment S. 282 filed	641
Introduced, placed on calendar ..	77	Amendment S. 282 adopted	641
Fiscal note SCS.		Placed on calendar under unfinished business	641
Amendment S. 6 filed	129	Amendment S. 284 filed	657
Amendment S. 6 lost	131	Amendment S. 284 adopted	665
Amendment S. 9 filed	133	Amendment S. 287 filed	665
Amendment S. 9 adopted	143	Amendment S. 287 adopted	665
Passed Senate. Ayes 36, nays 10 ..	143	Amendment S. 293 filed	680
Motion filed to reconsider vote ..	150	Amendment S. 41 withdrawn	772
Amendment S. 11 filed	151	Amendment S. 293 adopted	772
Amendment S. 13 filed	170	Passed Senate. Ayes 40, nays 7 ..	773
Motion to reconsider vote prevailed	174	25 By Rabedeaux, Schwieger, Andersen, Griffin, Palmer and Schaben (Monroe, McCormick, Lipsky, Avenson, Bittle, Bortell, Brinck, Brunow, Byerly, Caffrey, Carr, Clark of Dubuque, Cochran, Crawford, Cusack, Doyle, Drake, Dunton, Edelen, Ewing, Ferguson, Fisher of Greene, Fitzgerald, Freeman, Griffee, Hargrave, Hennessey, Higgins, Hill, Horn, Husak, Hutchins, Jesse, Jordan, Krause, Logue, Mendenhall, Middleswart, Miller of Cerro Gordo, Miller of Buchanan, Miller of Calhoun, Newhard, Norland, Norpel, O'Halloran, Patchett, Peterson, Poncy, Rapp, Readinger, Rinas, Small, Stanley, Tofte, Wells, Woods, Wyckoff, and Connors). A bill for an act to authorize the establishment and continuing regulation of health maintenance organizations and to provide penalties.	
Motion filed to reconsider vote ..	174	Introduced, passed on file	85
Motion to reconsider vote prevailed	174	Referred to commerce	96
Re-referred to county government ..	175	Fiscal note SCS.	
21 By County Government (County Government). A bill for an act relating to county recorder fees.			
Introduced, placed on calendar ..	77		
Re-referred to county government ..	123		
22 By Doderer and Curtis. A bill for an act relating to unclaimed utility deposits and refunds.			

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Amendment S. 22 filed	204
Committee report	213
Recommended amendment, pas- sage	213
Committee amendment S. 26	214
Amendment S. 27 filed	215
Made special order	229
Amendment S. 30 filed	235
Amendment S. 33 filed	245
Amendment S. 34 filed	245
Amendment S. 35 filed	245
Amendment S. 36 filed	245
Amendment S. 37 filed	245
Amendment S. 38 filed	246
Amendment S. 39 filed	255
Amendment S. 44 filed	256
Committee amendment S. 43 filed	256
Amendment S. 40 filed	256
Amendment S. 45 filed	257
Amendment S. 46 filed	257
Special order	260
Committee report adopted	260
Committee amendment division S. 26A adopted	261
Amendment S. 36 withdrawn	262
Amendment S. 46 withdrawn	262
Amendment S. 48 filed	262
Amendment S. 48 adopted	262
Amendment S. 30 adopted	262
Committee amendment division S. 26B withdrawn	262
Committee amendment division S. 43A adopted	265
Committee amendment division S. 43B adopted	265
Committee amendment division S. 43C adopted	265
Committee amendment division S. 43D lost	265
Amendment S. 49 filed	265
Amendment S. 57 filed	265
Amendment S. 57 lost	266
Point of order raised	266
Amendment S. 49 adopted	267
Amendment S. 38 withdrawn	267
Amendment S. 44 withdrawn	267
Amendment S. 47 filed	268
Amendment S. 47 lost	268
Amendment division S. 39A with- drawn	268
Amendment division S. 39B adopted	268
Amendment division S. 39C lost	268
Amendment S. 50 filed	268
Amendment S. 50 withdrawn	269
Amendment division S. 39D with- drawn	269
Amendment division S. 39E with- drawn	269
Amendment S. 59 filed	269
Amendment S. 59 adopted	269
Amendment S. 33 withdrawn	269
Amendment S. 53 filed	269
Amendment S. 53 lost	269
Amendment S. 60 filed	270
Amendment S. 60 lost	270
Amendment S. 34 lost	270
Amendment S. 52 filed	270
Amendment S. 52 withdrawn	270
Amendment S. 35 adopted	270
Amendment S. 40 withdrawn	270
Amendment S. 27 adopted	271
Amendment S. 55 filed	271
Amendment S. 55 withdrawn	271
Amendment S. 62 filed	271
Amendment S. 62 adopted	271
Amendment S. 54 filed	271
Amendment S. 54 adopted	271

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Amendment S. 45 adopted	272
Amendment S. 37 withdrawn	272
Amendment S. 22 withdrawn	272
Motion filed to reconsider vote	272
Motion filed to reconsider vote withdrawn	272
Amendment S. 61 filed	272
Amendment S. 61 withdrawn	272
Amendment S. 63 filed	272
Amendment S. 63 withdrawn	272
Passed Senate. Ayes 47, nays 2	272
Motion filed to reconsider vote	273
Motion to reconsider vote laid on table	273
Motion to reconsider vote laid on table prevailed	273
Message from House, with amend- ment	429
Amendment S. 197 filed	490
Amendment S. 217 filed	526
Amendment S. 251 filed	578
Amendment S. 251 lost	578
Amendment S. 217 adopted	578
Amendment S. 248 filed	578
Amendment S. 248 adopted	579
Ruled out of order	579
Amendment S. 255 filed	579
Point of order raised	579
Ruled out of order	580
Amendment division S. 255B lost	580
Amendment S. 256 filed	580
Point of order raised	580
Amendment S. 257 filed	580
Amendment S. 256 withdrawn	580
Ruled out of order	580
Amendment S. 258 filed	580
Amendment S. 258 lost	581
Senate concurred	581
Passed Senate. Ayes 44, nays 4	582
Message from House	704
Senate insisted	765
Conference committee appointed	765
Explanation of vote	780
Conference committee report	1143
Conference committee report adopted	1180
Passed Senate. Ayes 36, nays 2	1181
Explanation of vote	1271
Reported correctly enrolled	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1424
26 By DeKoster and Riley. A bill for an act relating to sentencing in criminal cases; relating to probation and the conditions thereof; providing a procedure for restitution as a condition of probation; pro- viding a procedure for def- erring judgment in particu- lar cases; relating to the conditions of parole; and providing procedure neces- sary thereto.	
Introduced, passed on file	85
Referred to judiciary	96
Amendment S. 3 filed	96
Amendment S. 7 filed	129
Amendment S. 8 filed	129
Committee report	151
Recommended passage	151
Committee report adopted	182
Amendment S. 7 adopted	182
Amendment S. 8 adopted	182
Amendment S. 16 filed	183
Amendment S. 16 adopted	183

S. F.	Page	S. F.	Page
Amendment S. 3 adopted	191	32 By Potter. A bill for an act relating to the seal used by a notary public.	
Passed Senate. Ayes 45, nays 2 ..	191	Introduced, passed on file	95
Motion filed to reconsider vote ..	203	Referred to judiciary	101
Amendment S. 65 filed	287	Subcommittee, McCartney, Kelly and Glenn	339
Subcommittee, McCartney, Kelly, and Glenn	339	Committee report	204
Amendment S. 95 filed	359	Recommended amendment, passage	204
Amendment S. 110 filed	368	Committee amendment S. 21	204
Motion to reconsider vote failed ..	378	Committee report adopted	221
Amendment S. 113 filed	386	Committee amendment S. 21 adopted	221
Amendment S. 116 filed	387	Passed Senate. Ayes 40, nays none	221
Message from House, with amendment	1297	Explanation of vote	235
Senate refused to concur	1307	Message from House, with amendment	667
Message from House	1328	Amendment S. 291 filed	672
Conference committee appointed ..	1330	Amendment S. 291 adopted	719
Conference committee report	1811	Senate concurred	719
Conference committee report adopted	1940	Passed Senate. Ayes 33, nays none	720
Passed Senate. Ayes 45, nays 1 ..	1941	Explanation of vote	749
Reported correctly enrolled	2153	Explanation of vote	802
Signed by President	2154	Reported correctly enrolled	916
Sent to Governor	2154	Signed by President	916
Signed by Governor	2161	Sent to Governor	916
27 By Hill. A bill for an act to abolish the budget and financial control committee and to establish the office of legislative fiscal director.		Signed by Governor	957
Introduced, passed on file	85	33 By Andersen and Kelly (Junker). A bill for an act authorizing cities, towns, and counties to impose local taxes, appropriating the proceeds, making the taxes subject to applicable provisions of the Code, including penalties, and establishing a penalty for violation of a local vehicle tax ordinance.	
Referred to state government ..	96	Introduced, passed on file	95
Withdrawn	2124	Referred to ways and means	101
28 By Kelly. A bill for an act providing that insurance companies insuring against loss from liability resulting from motor vehicle accidents must offer additional first party benefits to all outstanding policyholders and all new policyholders, and providing for the administrative procedures necessary thereto.		Amendment S. 12 filed	170
Introduced, passed on file	91	Subcommittee, Griffin, Van Gilst, and Potter	339
Referred to judiciary	101	Amendment S. 237 filed	552
Subcommittee, Ramsey, DeKoster, and Kennedy	339	Amendment S. 236 filed	553
29 By Kelly. A bill for an act relating to expert witness fees.		Committee report	1273
Introduced, passed on file	91	Recommended amendment, passage	1273
Referred to judiciary	101	Committee amendment S. 575 ..	1273
Subcommittee, Coleman, Shaw, and Riley	339	34 By Shaff, Milligan and Robinson (Hill, Fisher of Greene, Norpel and Jesse). A bill for an act relating to supreme court fees.	
30 By Riley. A bill for an act to reimburse low-income householders for extraordinary property tax burdens and providing a penalty for fraudulent claim.		Introduced, passed on file	95
Introduced, passed on file	91	Referred to judiciary	101
Referred to ways and means	101	Subcommittee, DeKoster, Potter, and Coleman	339
Subcommittee, Plymat, Lamborn, and Rodgers	339	Committee report	242
31 By Doderer, Gluba and Shaw (Small and Knoke). A bill for an act relating to the qualifications and appointment of police chiefs.		Recommended passage	242
Introduced, passed on file	95	Committee report adopted	333
Referred to judiciary	101	H. F. 34 substituted	333
Subcommittee, Kelly, Ramsey, and Kinley	339	Withdrawn	333
Withdrawn	2076	35 By Shaff, Milligan and Robinson (Hill, Fisher of Greene, Norpel and Jesse). A bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court.	
		Introduced, passed on file	95
		Referred to judiciary	101
		Subcommittee, Potter, McCartney, and Willits	339

SENATE RECORD OF SENATE BILLS

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36 By Rodgers, Tieden, Miller of Marshall and Griffin. A bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations.	
Introduced, passed on file	95
Referred to natural resources ...	101
Fiscal note SCS.	
Subcommittee, Winkelman, Gallagher, and Hultman	340
37 By Doderer, Tieden and Gallagher. A bill for an act creating state park advisory committees, providing for the election of members, and specifying their duties.	
Introduced, passed on file	99
Referred to natural resources ...	124
Subcommittee, Kelly, Winkelman, and Scott	340
38 By Potter (Holden). A bill for an act relating to broker trust accounts.	
Introduced, passed on file	99
Referred to commerce	124
Amendment S. 15 filed	178
Committee report	215
Recommended amendment, passage	215
Committee amendment S. 28	215
Committee report adopted	331
H. F. 30 substituted	331
Withdrawn	332
39 By Ways and Means (Ways and Means). A bill for an act to provide copies of the Iowa Code and Acts of each General Assembly to city assessors without cost.	
Introduced, placed on calendar ..	99
Passed Senate. Ayes 36, nays none	127
Explanation of vote	129
Explanation of vote	130
Fiscal note SCS.	
Reported correctly enrolled	399
Signed by President	400
Sent to Governor	400
Recalled from the Governor ...	406
Message from House, with amendment	425
Senate concurred	485
Passed Senate. Ayes 41, nays none	485
Explanation of vote	488
Reported correctly enrolled	597
Signed by President	597
Sent to Governor	597
Signed by Governor	671
40 By Andersen and Nystrom. A bill for an act relating to the payment of salaries for state employees.	
Introduced, passed on file	99
Referred to state government ...	135
Subcommittee, Winkelman, Schwiieger, and Junkins	340
41 By Kelly. A bill for an act relating to the transfer of jurisdiction or sale of real estate between state	

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agencies and political subdivisions of the state.	
Introduced, passed on file	100
Referred to state government ..	124
Subcommittee, Winkelman, Glenn, and Nystrom	340
42 By Kelly. A bill for an act relating to forfeiture of real estate contracts.	
Introduced, passed on file	100
Referred to judiciary	124
Subcommittee, Ramsey, DeKoster, and Kennedy	340
43 By Heying. A bill for an act relating to school bus transportation for high school pupils.	
Introduced, passed on file	100
Referred to schools	124
Subcommittee, Shaff, Taylor, and Scott	340
Committee report	476
Recommended passage	476
Committee report adopted	728
Passed Senate. Ayes 34, nays 1 ..	728
Explanation of vote	749
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44 By Nystrom. A bill for an act relating to the hiring of employees under the merit system.	
Introduced, passed on file	120
Referred to state government	124
Subcommittee, Winkelman, Glenn, and Schwiieger	340
45 By Doderer. A bill for an act providing for representation of the federal government on the midwest nuclear board.	
Introduced, passed on file	120
Referred to state government ...	124
Subcommittee, Shaw, Nystrom, and Nolin	340
Committee report	945
Recommended passage	945
Committee report adopted	1029
Passed Senate. Ayes 36, nays none	1029
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2161
46 By Hill. A bill for an act relating to annual budgeting and reporting for state departments, agencies, boards, and commissions.	
Introduced, passed on file	124
Referred to state government ..	124
Subcommittee, Nystrom, Shaw, and Nolin	340
47 By Shaw and Gluba. A bill for an act relating to the sale of alcoholic liquor and beer by certain holders of liquor control licenses and beer permits on Sunday, and prescribing additional fees for such sales.	
Introduced, passed on file	126
Referred to commerce	135

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Subcommittee, Hultman, Curtis, and Rodgers	340	53 By Blouin, Coleman, Ken- nedey, Kelly, Heying, Nolin, Miller of Des Moines, and Gallagher. A bill for an act relating to bingo, providing penalties and imposing a tax.	
Withdrawn	1003	Introduced, passed on file	134
48 By Ways and Means (Ways and Means). A bill for an act relating to the filing require- ments for cooperative asso- ciations for income tax pur- poses.		Referred to judiciary	151
Introduced, placed on calendar ..	126	Amendment S. 17 filed	187
Passed Senate. Ayes 46, nays none	144	Subcommittee, Potter, McCartney, and Willits	340
Message from House, with amend- ment	200	Withdrawn	459
Senate concurred	208	54 By Blouin. A bill for an act relating to the contents of a safety deposit box or other security enclosure of a decendent.	
Passed Senate. Ayes 44, nays none	208	Introduced, passed on file	134
Reported correctly enrolled	399	Referred to judiciary	151
Signed by President	400	Subcommittee, Ramsey, DeKoster, and Kennedy	340
Sent to Governor	400	55 By Kinley. A bill for an act to provide for a state lot- tery; to provide for a state lottery commission; to provide for the disposition of funds received through the lottery; to provide for the rules and regulations to govern the lottery; and providing a pen- alty.	
Signed by Governor	426	Introduced, passed on file	142
49 By Milligan, Miller of Marshall, Murray, Orr, Willits and Doderer (Hill, Egenges, West, McElroy, Brockett, Kiser, Knoke and Crawford). A bill for an act relating to abortion and to provide a criminal penalty.		Referred to judiciary	151
Introduced, passed on file	127	Subcommittee, Coleman, Riley, and Shaw	340
Referred to human resources ..	135	56 By Griffin and Riley (Free- man). A bill for an act re- lating to the licensing of real estate apprentice sales- men.	
Amendment S. 10 filed	152	Introduced, passed on file	142
Subcommittee, Murray, Doderer, and Milligan	340	Referred to state government ..	151
Amendment S. 89 filed	342	Subcommittee, Glenn, Murray, and Winkelman	340
50 By Hansen and Doderer. A bill for an act relating to abolish the basic science ex- amination.		Fiscal note SCS.	
Introduced, passed on file	131	57 By County Government. A bill for an act relating to the records in adoption proceed- ings.	
Referred to human resources ..	151	Introduced, placed on calendar ..	142
Subcommittee, Coleman, Plymat, and Milligan	411	Referred to judiciary	151
Committee report	671	Subcommittee, Kelly, Ramsey, and Kinley	340
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Steering recommends calendar ..	873	Recommended passage	781
Amendment S. 398 filed	920	Committee report adopted	1434
Amendment S. 401 filed	921	Referred to human resources ..	1435
Committee report adopted	953	58 By Winkelman, Palmer and Schaben (Cochran, Small and Middleswart). A bill for an act to create a state land use policy commission, and to specify its powers and duties.	
Amendment S. 401 adopted	953	Introduced, passed on file	142
Ruled out of order	954	Referred to natural resources ..	151
Point of order raised	954	Fiscal note SCS.	
Passed Senate. Ayes 36, nays 8 ..	954	Subcommittee, Milligan, Miller of Des Moines, and Tieden	340
Reported correctly enrolled	1830	59 By Robinson (Lipsky). A bill for an act expanding the purposes for which the schoolhouse tax may be used.	
Signed by President	1830	Introduced, passed on file	145
Sent to Governor	1830		
Signed by Governor	1900		
51 By Ways and Means (Ways and Means). A bill for an act relating to the census of chil- dren of deceased soldiers.			
Introduced, placed on calendar ..	131		
H. F. 37 substituted	175		
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52 By Doderer. A bill for an act relating to the establish- ment of a birth defects in- stitute and specifying its powers and duties.			
Introduced, passed on file	134		
Referred to state government ..	151		
Subcommittee, Nolin, Nystrom, and Schwengels	340		

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Subcommittee, Shaw, Andersen, and Kennedy	340
Committee report	476
Recommended passage	476
Steering recommends calendar ..	679
Amendment S. 324 filed	713
Committee report adopted	723
Amendment S. 324 adopted	723
Passed Senate. Ayes 39, nays none	723
Explanation of vote	749
Fiscal note SCS.	
Explanation of vote	802
60 By Blouin. A bill for an act relating to the regulation of rates of public utilities.	
Introduced, passed on file	145
Referred to commerce	169
Subcommittee, Taylor, Priebe, and Hultman	340
61 By Kelly (Hill, Egenes and Higgins). A bill for an act relating to the membership of political party state cen- tral committees.	
Introduced, passed on file	145
Referred to state government ...	169
Subcommittee, Nystrom, Schwie- ger, and Nolin	340
Withdrawn	2124
62 By Kelly. A bill for an act to repeal provisions relating to dog licensing and the do- mestic animal fund.	
Introduced, passed on file	145
Referred to judiciary	169
Subcommittee, Ramsey, DeKoster, and Kennedy	340
63 By Winkelman. A bill for an act creating a sales and use tax exemption for volun- tary nonprofit hospitals.	
Introduced, passed on file	145
Referred to ways and means ...	169
Subcommittee, Schwengels, Orr, and Kinley	340
64 By Ways and Means (Ways and Means). A bill for an act relating to signatures re- quired on corporate income tax returns.	
Introduced, placed on calendar ..	154
Passed Senate. Ayes 47, nays none	181
Reported correctly enrolled	399
Signed by President	400
Sent to Governor	400
Signed by Governor	426
65 By Riley and Van Gilst. A bill for an act relating to re- covery of old age assistance payments from responsible relatives.	
Introduced, passed on file	158
Referred to human resources ...	178
Subcommittee, Schwieger, Murray, and Coleman	411
66 By Glenn, Lamborn, Doderer, Kennedy, Kelly and Schwie- ger (McCormick, Lipsky and Doyle). A bill for an act re-	

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lating to furloughs and work release programs for in- mates.	
Introduced, passed on file	158
Referred to human resources ..	178
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Recommended passage	203
Committee report adopted	222
Passed Senate. Ayes 41, nays none	222
Explanation of vote	235
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Amendment S. 561 filed	1184
Amendment S. 561 adopted	1184
Senate concurred	1184
Passed Senate. Ayes 40, nays 2 ..	1184
Explanation of vote	1271
Reported correctly enrolled	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1412
67 By Kelly, Lamborn, Glenn, Kennedy and Schwieger (Lipsky, Doyle, and McCor- mick). A bill for an act relat- ing to the cost of support and maintenance of a child at a state training school.	
Introduced, passed on file	158
Referred to human resources ...	178
Subcommittee, Andersen, Gluba, and Doderer	340
68 By Kelly, Lamborn, Glenn, Kennedy and Schwieger (Doyle and McCormick). A bill for an act relating to the cost of care, examina- tion, or treatment of a minor.	
Introduced, passed on file	158
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Amendment S. 286 filed	662
Amendment S. 286 lost	663
Passed Senate. Ayes 32, nays 16 ..	663
69 By Palmer. A bill for an act relating to the bonding of governmental employees.	
Introduced, passed on file	158
Referred to state government ...	178
Subcommittee, Junkins, Nystrom, and Schwengels	340
70 By Kennedy, Lamborn, Glenn and Kelly (Doyle and McCormick). A bill for an act relating to contributing to the delinquency of a minor.	
Introduced, passed on file	158
Referred to judiciary	178
Subcommittee, DeKoster, Potter, and Coleman	340
71 By Potter, Lamborn, Doder- er, Glenn, Kennedy, Kelly and Schwieger (Lipsky, Doyle and McCormick). A bill for an act relating to community- based corrections programs and services and providing an appropriation.	

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Referred to human resources ..	178	ment	1851
Amendment S. 106 filed	371	Senate concurred	1957
Subcommittee, Murray, Schwieger,		Passed Senate. Ayes 42, nays	
and Doderer	655	none	1957
Withdrawn	916	Reported correctly enrolled ...	2153
		Signed by President	2154
72 By State Government. A		Sent to Governor	2161
bill for an act relating to		Signed by Governor	2161
the removal of unattended			
vehicles.		77 By Andersen. A bill for an	
Introduced, referred to judiciary.	158	act for use of auditoriums by	
Subcommittee, Coleman, Shaw,		state employee organiza-	
and Riley	340	tions.	
		Introduced, passed on file	159
73 By Doderer, Lamborn,		Referred to human and industrial	
Glenn, Kelly and Gluba (Mc-		relations	178
Cormick, Lipsky, Doyle, and		Subcommittee, Nystrom, Gluba,	
Small). A bill for an act re-		and Bergman	340
lating to the citizens' aide.			
Introduced, passed on file	158	78 By Griffin and Miller of Des	
Referred to human resources ...	178	Moines (Human Resources). A	
Subcommittee, Plymat, Coleman,		bill for an act relating to	
and Miller of Des Moines	340	establishment of a depart-	
Amendment S. 204 filed	500	ment of mental health and	
Committee report	781	mental disabilities.	
Recommended passage	781	Introduced, passed on file	159
Steering recommends calendar ..	919	Referred to state government ...	178
Committee report adopted	963	Subcommittee, Nystrom, Shaw,	
Amendment S. 204 adopted	963	and Junkins	340
Passed Senate. Ayes 38, nays 10..	964		
Explanation of vote	968	79 By Agriculture (Agricul-	
		ture). A bill for an act re-	
74 By Schwieger, Lamborn,		lating to the production and	
Glenn, Kennedy and Kelly		adulteration of dairy food	
(Doyle and McCormick). A		products.	
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the jurisdiction of juvenile		H. F. 32 substituted	200
courts over parents, guardians		Withdrawn	208
and custodians of children			
and providing a penalty.		80 By Heying. A bill for an	
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Referred to judiciary	178	and assessment of agricul-	
Subcommittee, Kelly, Ramsey,		tural buildings.	
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75 By Lamborn, Doderer,		Subcommittee, Van Gilst, Griffin,	
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Schwieger (Lipsky, Doyle,		Withdrawn	2095
and McCormick). A bill for an			
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corrections compact.		(Monroe). A bill for an act	
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sage	194	Amendment S. 317 filed	714
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Amendment S. 25 filed	215	of Lee and Hill). A bill for	
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Explanation of vote	359	Amendment S. 18 filed	195
Reported correctly enrolled	493	Amendment S. 18 lost	229
Signed by President	493	Passed Senate. Ayes 32, nays 13..	229
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Signed by Governor	525	Explanation of vote	235
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76 By Ways and Means (Ways		Explanation of vote	280
and Means). A bill for an act		Reported correctly enrolled	493
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Introduced, placed on calendar..	159	Signed by Governor	525
Amendment S. 14 filed	178		
Amendment S. 14 adopted	181	83 By Blouin. A bill for an act	
Passed Senate. Ayes 48, nays		to make an appropriation	
none	181	from the general fund of the	
		State of Iowa to the gover-	
		nor's youth program.	

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Subcommittee, Murray, Schwieger, and Coleman	411
84 By Kelly. A bill for an act to authorize consolidation of counties.	
Introduced, passed on file	179
Referred to county government ..	194
Subcommittee, Miller of Des Moines, Tieden, and Miller of Marshall	890
85 By Kelly. A bill for an act to repeal the prohibition against the sale, gift, or advertisement of birth control devices or methods, abortion information and the advertisement of venereal disease cures.	
Introduced, passed on file	179
Referred to human resources ..	194
Subcommittee, Schwieger, Murray, and Coleman	411
Withdrawn	2061
86 By Briles, Schaben, Rabedeaux, Griffin, Robinson, Blouin, Tieden, Coleman and Kinley. A bill for an act relating to licenses for professional boxing and wrestling matches.	
Introduced, passed on file	184
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Subcommittee, Junkins, Hansen, and Murray	340
Committee report	489
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Steering recommends calendar ..	1498
Committee report adopted	2028
Passed Senate. Ayes 31, nays 15 ..	2029
87 By Van Gilst, Blouin, Briles, Gluba, Griffin, Heying, Hultman, Kennedy, Lamborn, Palmer, Potter, Rabedeaux, Riley, Scott and Taylor (Higgins). A bill for an act relating to the use of school buses.	
Introduced, passed on file	184
Referred to schools	194
Subcommittee, Griffin, Taylor, and Rodgers	340
Withdrawn	434
88 By Miller of Des Moines. A bill for an act to equate insurance proceeds payable to medical practitioners.	
Introduced, passed on file	184
Referred to commerce	194
Subcommittee, Briles, Curtis, and Palmer	340
Amendment S. 275 filed	634
89 By Griffin and Miller of Des Moines (Human resources). A bill for an act relating to mental health and mental retardation services, authorizing state aid to counties to help pay the costs of such services, and making an appropriation therefor.	
Introduced, passed on file	184

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Referred to human resources	194
Subcommittee, Plymat, Murray, and Gluba	411
90 By Shaff and Plymat. 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	184
Referred to state government ..	194
Subcommittee, Nystrom, Murray, and Junkins	340
Withdrawn	2124
91 By Griffin and Miller of Des Moines (Human Resources). A bill for an act relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions.	
Introduced, passed on file	184
Referred to human resources ..	194
Subcommittee, Milligan, Andersen, and Coleman	411
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92 By County Government (County Government). A bill for an act relating to the destruction of original court records.	
Introduced, referred to judiciary.	185
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H. F. 108 substituted	329
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93 By County Government (County Government). A bill for an act relating to marginal release of corporate liens.	
Introduced, placed on calendar ..	185
Passed Senate. Ayes 40, nays none	219
Explanation of vote	235
Message from House, with amendment	336
Senate concurred	354
Passed Senate. Ayes 47, nays none	354
Reported correctly enrolled	493
Signed by President	493
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94 By Rodgers, Schwieger, Gallagher, Coleman, Van Gilst and Taylor. A bill for an act relating to the use of turn signals.	

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95 By Judiciary. A bill for an act relating to the distribution of free copies of the Code of Iowa and other documents.		Referred to higher education ..	203
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Subcommittee, McCartney, Kelly, and Glenn	340	102 By Willits. A bill for an act relating to minimum age requirements for enrollment in the public schools.	
Amendment S. 128 filed	402	Introduced, passed on file	193
Withdrawn	1491	Referred to schools	203
96 By Riley. A bill for an act relating to the contribution ceiling under the Iowa public employees' retirement system.		Subcommittee, Andersen, Shaff, and Scott	341
Introduced, passed on file	190	103 By Hill. A bill for an act relating to linseed oils, paints, varnishes, solvents, and paint, oils, labeling of their containers, and providing penalties.	
Referred to state government ..	203	Introduced, passed on file	193
Subcommittee, Murray, Shaw, Junkins, Hansen, and Robinson	340	Referred to commerce	203
97 By Riley and Taylor. A bill for an act relating to notice of termination of farm tenancies.		Amendment S. 77 filed	317
Introduced, passed on file	190	Subcommittee, Glenn, Hultman, and Rabedeaux	341
Referred to judiciary	203	Fiscal note SCS	
Subcommittee, Kelly, Ramsey, and Kinley	340	104 By Ramsey. A bill for an act relating to the sale of property acquired by tax deed.	
Committee report	385	Introduced, passed on file	197
Recommended passage	385	Referred to judiciary	203
Steering recommends calendar ..	679	Subcommittee, DeKoster, Potter, and Coleman	341
Committee report adopted	725	105 By Riley, Miller of Des Moines, Briles and Griffin. A bill for an act relating to safety standards and equipment on motor vehicles used by railroad companies, to the authority of the Iowa state commerce commission, and to provide penalties for violations.	
H. F. 262 substituted	725	Introduced, passed on file	197
Withdrawn	817	Referred to human and industrial relations	203
98 By Kinley, Miller of Des Moines, Griffin and Blouin. A bill for an act to permit parimutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.		Subcommittee, Robinson, Milligan, and DeKoster	341
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99 By Schaben (Anderson). A bill for an act relating to the issuance of certificates of convenience and necessity to liquid transport carriers.		Steering recommends calendar ..	1071
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Subcommittee, Hultman, Priebe, and Taylor	411	Passed Senate. Ayes 41, nays none	1241
100 By Heying. A bill for an act relating to educational standards.		Explanation of vote	1272
Introduced, passed on file	193	106 By Riley and Potter. A bill for an act relating to commissions on hospitalization.	
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Ruled out of order	901
Amendment S. 346 adopted	901
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Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
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107 By Judiciary. A bill for an	
act relating to the penalty for	
violation of the provisions	
for advertising and selling	
courses of instruction.	
Introduced, placed on calendar ..	201
Passed Senate. Ayes 46, nays	
none	329
Explanation of vote	359
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108 By Lamborn (Fisher of	
Greene). A bill for an act	
relating to games of skill,	
games of chance, raffles, pro-	
viding a tax and providing	
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and Willits	341
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Amendment S. 90 adopted	457
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sider vote	458
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Sent to Governor	1462	114 By Griffin A bill for an act relating to safety glazing mat- terial in hazardous locations and providing a penalty.	
Signed by Governor	1498	Introduced, passed on file	202
Became law by publication	1678	Referred to human and industrial relations	213
		Subcommittee, Milligan, Doderer, and Bergman	341
109 By Ways and Means. A bill for an act relating to valuing and listing certain property granted exemption from prop- erty tax.		Fiscal note SCS.	
Introduced, placed on calendar ..	201		
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		Referred to judiciary	213
110 By Griffin. A bill for an act relating to the length of vehicles used for the trans- portation of vehicles and boats.		Subcommittee, Coleman, Shaw, and Riley	341
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		Amendment S. 125 filed	388
111 By Priebe and Scott (Wyck- off and Norpell). A bill for an act relating to a veteran's service compensation fund, imposing an additional sales and use tax for a period of six months to provide moneys for the fund, providing for the payment from the fund of service compensation to qual- ified veterans, and providing penalties.		Amendment S. 126 filed	388
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112 By Robinson. A bill for an act relating to the highway grade crossing safety fund.		Amendment S. 210 filed	511
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119 By Potter. A bill for an act relating to restaurant menus. Introduced, passed on file	212
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120 By Blouin, Kennedy and Tieden (Carr, Clark of Du- buque, Hennessey, McCor- mick and Norpel). A bill for an act relating to eligibility of residents of certain coun- ty homes for old age assist- ance. Introduced, passed on file	213
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122 By Murray and Hansen (Crawford). A bill for an act to establish the Iowa drug abuse authority and define its powers and duties.		124 By Ways and Means. A bill for an act relating to sales tax on purchases made by contractors who are retailers.	
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123 By Hansen and Griffin (Freeman and Bittle). A bill for an act relating to the taxation of marine insurance underwriting profits.		Amendment S. 107 filed	375
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127 By Nystrom. A bill for an act relating to the mill levy for certain cemeteries.	
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128 By Andersen, Nolln, Rod- gers and Kelly (Hutchins and Doyle). A bill for an act relating to grants from the sewage works construction fund.	
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Subcommittee, natural resources	341
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129 By Andersen, Gluba, Van Gilst, Palmer, Coleman, Junk- ins, Rabedaux, Riley, Tieden, Friebe, Rodgers, Robinson, Gallagher, Kennedy, and Mil- ler of Des Moines. A bill for an act to exempt a portion of annuities received from the United States civil service retirement trust fund from state income tax.	
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130 By Friebe and Schwieger. A bill for an act relating to the numbering of motor ve- hicle registration plates.	
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131 By Murray and Ramsey (Bittle, Hill and Oakley). A bill for an act relating to the time of payment of inherit- ance tax.	
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132 By Briles (Wyckoff). A bill for an act relating to the soldiers relief fund.	
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Referred to human resources	242
Subcommittee, Milligan, Plymat, and Coleman	411
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133 By Robinson. A bill for an act relating to gross weight that can be carried on the axles of a vehicle involving certain products.	
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134 By Curtis, Kelly, Griffin, Shaw, Kennedy, McCartney and Coleman. A bill for an act relating to the regula- tion of the practice of pub- lic accounting; to enlarge the state board of accountancy; to prescribe its powers and duties; and to provide pen- alties for violations of the provisions of this act.	
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135 By State Government. A bill for an act relating to equipment of motorcycles and motorcycle riders.		Fiscal note SCS.	
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136 By Hansen. A bill for an act relating to the regulation of controlled substances and collateral measures for control of drug misuse and providing penalties.		Fiscal note SCS.	
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Subcommittee, Ramsey, DeKoster, and Kennedy	341	Referred to judiciary	254
137 By Hansen, Taylor and Hultman (Welden). A bill for an act relating to the adjournment of the General Assembly.		Subcommittee, McCartney, Kelly, and Glenn	412
Introduced, passed on file	230	143 By Tieden (Wyckoff). A bill for an act relating to open hunting seasons.	
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138 By Kelly, Robinson, Tieden, Priebe, Schwieger, Heying, Hansen, Blouin, Kennedy, Nystrom, Coleman, Schaben, Rabedeaux, Willits, Palmer, Hultman, Kinley, Potter, Doderer, Curtis, Orr, Gluba, Miller of Des Moines, Gallagher, Junkins and Riley (Trowbridge, Knoke, Jesse, Doyle, Wells, McElroy, Lipsky, Hargrave, Newhard, Clark of Dubuque and Patchett). A bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.		Amendment S. 71 filed	299
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and to the fees required for the issuance of certain liquor control licenses and beer permits.	
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 145 By Griffin and Miller of Des Moines (Human Resources). A bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home and to require the department of social services to submit to the General Assembly a proposal for disposition of the home's physical facilities.	
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 146 By Miller of Des Moines (Monroe). A bill for an act relating to recovery of costs by owners of property taken for construction of levees, ditches, tile or other underground drains.	
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 147 By Doderer (Small). A bill for an act allowing public school buses to be used for certain charitable activities.	

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 148 By Human Resources. A bill for an act relating to the cash depreciation fund for Iowa state industries.	
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 149 By Human Resources. A bill for an act clarifying legal settlement of a minor child residing in an institution.	
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 150 By Doderer, Schwieger, Plymat, Gluba, Riley, Murray and Hansen. A bill for an act relating to the Iowa commission on alcoholism and providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa.	
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 151 By Blouin, Gluba, Miller of Des Moines, Coleman, Robinson, Kennedy, and Kinley (Small). A bill for an act relating to the elimination of state-owned liquor stores; to provide for the wholesale and retail sale of liquor by private licensees; to provide for the taxes thereon and for the sale and distribution of excise tax stamps by the department of revenue; relating to penalties for violations of liquor and beer laws, and to otherwise provide for administrative procedures and practices to carry out the intent of this act.	
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 152 By Andersen and Gluba. A bill for an act providing that members of boards and commissions be uniformly compensated.	
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153 By Palmer. A bill for an act relating to a state fund to provide insurance for damage to public buildings.	253	Referred to judiciary	286
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154 By Doderer. A bill for an act relating to state aid to county and district fairs.	254	Referred to ways and means ...	286
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155 By Van Gilst (Anderson and Dunton). A bill for an act relating to a statewide property tax levy.	254	Subcommittee, Schwengels, Hill, and Winkelman	341
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156 By County Government. (County Government). A bill for an act relating to the employment of county relief recipients on government-owned properties, parks, and recreation centers in payment for and as a condition of granting relief.	258	Subcommittee, Nystrom, Murray, and Junkins	2124
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157 By Human Resources. A bill for an act relating to the age of consent for venereal disease diagnosis and treatment.	259	Referred to judiciary	412
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158 By Andersen. A bill for an act to create a system of intermediate educational service districts for the purpose of performing administrative and supervisory services and with furnishing educational programs to school districts in connection with public elementary, secondary, and special education and to perform governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems.	259	Committee amendment S. 426 ...	986
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		165 By Heying, Scott, Miller of Marshall, Palmer, Gallagher, Rodgers, Schwengels, Taylor, Kinley, Kennedy, Miller of Des Moines and Willits. A bill for an act to exempt the homesteads of persons seventy-five years of age or over from property taxes and providing penalties for violations.	1713

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166 By Palmer. A bill for an act relating to the membership and authority of the Iowa State Fair Board.	
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167 By Riley. A bill for an act relating to motor vehicle liability insurance.	
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168 By Schaben, Gluba, Orr, Kelly, Griffin, Kinley, Rodgers, Coleman, Robinson, Willits, Heying, Curtis, Van Gilst, Schwengels, Briles, and Junkins. A bill for an act relating to operators' and chauffeurs' licenses.	
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169 By Kennedy, Potter and Nystrom. A bill for an act relating to retirement systems for policemen and firemen.	
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Subcommittee, DeKoster, Bergman, and Gluba	341
170 By Murray (Bittle, Oakley, De Jong, Crawford, Readinger, Branstad, West, Lipsky, Hill, Egenes, Rinas and Hargrave). A bill for an act providing a veteran's credit, and imposing a penalty.	
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171 By Willits, Gluba and Tieden. A bill for an act relating to administrative and maintenance facilities for county conservation boards.	
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172 By Willits. A bill for an act to establish an Iowa natural and scenic rivers system.	
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173 By DeKoster, Kennedy and Griffin. A bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act.	
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174 By Hill. A bill for an act relating to the cleaning of livestock carriers and to provide penalties for violations.	
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175 By Nystrom. A bill for an act relating to workmen's compensation for employees engaged in agricultural work.	
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176 By Briles. A bill for an act relating to property exchanges between a school corporation and the state or a state agency.	
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Committee report adopted	1495
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177 By Andersen (Doyle and Junker). A bill for an act relating to the age of retirement under the Iowa public	

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employees' retirement system.		183 By Griffin, Schwieger, Shaw, Nolin, Rodgers, Andersen, Nystrom, and Schwengels (Crabb, Oakley, Holden, Jesse, Knoke, McCormick, and Doyle). A bill for an act relating to private employment agency fees.	
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178 By Tieden (Mendenhall and Tofte). A bill for an act relating to the issuance of trapping licenses to nonresidents and making the provisions of the act retroactive.		184 By Miller of Marshall, Rabedeaux, Briles, Tieden, Kennedy, Schaben, Schwengels, Potter and Hultman. A bill for an act making an appropriation for the construction of a nursing care facility at the Iowa Soldiers Home.	
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Signed by President	2154	Passed Senate. Ayes 42, nays none	1525
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		Passed Senate. Ayes 48, nays none	2088
179 By Kelly. A bill for an act relating to inspection of patients' records.		Reported correctly enrolled ...	2153
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Recommended passage	1199	185 By Hill. A bill for an act relating to deduction of debts for inheritance tax purposes.	
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Amendment S. 824 adopted	2062	Subcommittee, Ramsey, DeKoster, and Kennedy	412
Passed Senate. Ayes 46, nays none	2062	Fiscal note SCS.	
		186 By Rabedeaux, Schwieger, Kelly, Kennedy and Coleman. A bill for an act relating to the overall length or combinations of vehicles.	
180 By Hultman, Priebe, Schwengels, Rabedeaux, Nolin, Taylor and Bergman. A bill for an act reinstating the calendar year as the fiscal year for cities and towns, counties, and other political subdivisions.		Introduced, passed on file	314
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		187 By Riley and DeKoster. A bill for an act relating to the recording of an instrument and a lien affecting real estate.	
181 By Shaw (Lipsky). A bill for an act relating to prevention, abatement or control of noise pollution, and providing penalties for violations.		Introduced, passed on file	315
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		188 By Riley. A bill for an act relating to garnishment for delinquent personal property taxes.	
182 By Willits and Kinley. A bill for an act relating to the office of public defender.		Introduced, passed on file	315
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Committee report adopted	1234
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189 By Riley. A bill for an act restricting the right of bail of defendants convicted of crimes of violence.	
Introduced, passed on file	315
Referred to judiciary	324
Subcommittee, DeKoster, Potter, and Coleman	412
190 By Riley, Gluba and Priebe (Small). A bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, and commercial breeders; and to declare certain acts unlawful and provide penalties for violations.	
Introduced, passed on file	315
Referred to agriculture	324
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191 By Riley. A bill for an act relating to marriage licenses.	
Introduced, passed on file	315
Referred to judiciary	324
Subcommittee, McCartney, Kelly, and Glenn	412
192 By Riley (Lipsky, Bittle, Rinas, Kreamer, Junker, Wells, Connors, Kiser, Readinger, Crawford, Norland and Miller of Cerro Gordo). A bill for an act relating to the taxation of motor fuel used in aircraft and the use of unclaimed tax refunds.	
Introduced, passed on file	315
Referred to commerce	324
Subcommittee, Taylor, Rodgers, and Curtis	412
193 By Riley and Robinson. A bill for an act relating to rules made by boards of directors of school corporations governing use of tobacco by students.	
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Subcommittee, Andersen, Griffin, and Rodgers	412
194 By Riley. A bill for an act to prohibit the sale of certain detergents and provide a penalty for violations.	
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Referred to natural resources ..	324
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195 By Rabedeaux, Willits, Coleman, Briles, Miller of Des	

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Moines, Kinley, and Shaff (Drake, Bittle, Doyle, Anderson, Wells, Dunton, Logue, Pellett, Caffrey and Den Herder). A bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, and providing penalties for a violation.	
Introduced, passed on file	316
Referred to commerce	324
196 By Hultman, Lamborn, Rabedeaux, Shaw, Murray, Curtis, Coleman, Palmer, and Griffin. A bill for an act relating to state libraries and providing for penalties.	
Introduced, passed on file	316
Referred to state government ...	324
Subcommittee, Shaw, Hansen, and Glenn	342
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Amendment S. 195 adopted	483
Passed Senate. Ayes 39, nays 4 ..	483
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Senate concurred	1629
Passed Senate. Ayes 40, nays 5 ..	1629
Reported correctly enrolled	1830
Signed by President	1830
Sent to Governor	1830
Signed by Governor	1933
197 By Miller of Marshall and Gluba (Stanley). A bill for an act to regulate the use of beverage containers and providing penalties.	
Introduced, passed on file	316
Referred to natural resources ...	324
Subcommittee, Tieden, Winkelman, and Miller of Des Moines ..	412
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198 By County Government. A bill for an act relating to county treasurer fees.	
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Amendment S. 136 filed	402
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Amendment S. 102 withdrawn ..	485
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199 By Judiciary. A bill for an act to provide a judicial qualifications act under the authority of the constitutional amendment adopted at the	

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general election in November, 1972.		Committee report	499
Introduced, placed on calendar .	320	Recommended passage	499
Amendment S. 119 filed	389	Amendment S. 261 filed	607
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Passed Senate. Ayes 44, nays none	421	Amendment S. 308 filed	693
Message from House, with amendment	1155	Committee report adopted	770
Senate concurred	1185	Amendment S. 308 adopted	771
Passed Senate. Ayes 41, nays none	1185	Amendment S. 261 withdrawn ..	771
Explanation of vote	1271	Passed Senate. Ayes 47, nays none	771
Reported correctly enrolled ..	1369	206 By Palmer. A bill for an act relating to the bonding of licensed motor fuel distributors.	
Signed by President	1396	Introduced, passed on file	322
Sent to Governor	1370	Referred to ways and means	338
Signed by Governor	1412	Subcommittee, Kinley, Lamborn, and Potter	412
200 By State Government (State Government). A bill for an act relating to the age of retirement for a public employee.		Committee report	680
Introduced, placed on calendar .	320	Recommended passage	680
Amendment S. 103 filed	375	Steering recommends calendar ..	708
H. F. 206 substituted	421	Amendment S. 343 filed	805
Withdrawn	422	Committee report adopted	837
201 By DeKoster. A bill for an act relating to the name of a minor child.		Amendment S. 368 filed	852
Introduced, passed on file	322	Amendment S. 381 filed	885
Subcommittee, Ramsey, DeKoster, and Kennedy	412	Amendment S. 381 adopted	885
202 By Cities and Towns. A bill for an act relating to the road use tax fund.		Amendment S. 348 adopted	885
Introduced, placed on calendar .	322	Amendment S. 368 adopted	886
Passed Senate. Ayes 37, nays 8 .	423	Passed Senate. Ayes 32, nays 9 .	886
Reported correctly enrolled	1369	Explanation of vote	908
Signed by President	1369	207 By Shaff, Andersen, Bergman, Briles, Coleman, Curtis, DeKoster, Griffin, Hansen, Kelly, Kennedy, Lamborn, McCartney, Miller of Marshall, Milligan, Murray, Nolin, Nystrom, Plymat, Potter, Rabedeaux, Ramsey, Riley, Schwengels, Schwieger, Shaw, Taylor, Tieden, Van Gilst, Willits and Winkelman. A bill for an act relating to individual income tax.	
Sent to Governor	1370	Introduced, passed on file	322
Signed by Governor	1412	Referred to ways and means	338
203 By Cities and Towns. A bill for an act relating to the deposit of public funds.		Withdrawn	496
Introduced, placed on calendar .	322	208 By Shaff, Andersen, Bergman, Briles, Coleman, Curtis, DeKoster, Griffin, Hansen, Hultman, Kelly, Lamborn, McCartney, Miller of Marshall, Milligan, Murray, Nolin, Nystrom, Plymat, Potter, Rabedeaux, Ramsey, Riley, Schwengels, Schwieger, Shaw, Taylor, Tieden and Winkelman. A bill for an act to provide property tax relief by providing a reimbursement for property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor.	
Passed Senate. Ayes 29, nays 8 .	424	Introduced, passed on file	322
Reported correctly enrolled ..	704	Referred to ways and means ..	338
Signed by President	704	Subcommittee, Shaff, Griffin, and Van Gilst	412
Sent to Governor	704	209 By Griffin, Riley, Bergman, Briles, Coleman, Curtis, DeKoster, Hansen, Lamborn, McCartney, Nolin, Nystrom, Plymat, Potter, Rabedeaux, Ramsey, Schwengels and Schwieger.	
Signed by Governor	749	Introduced, passed on file	322
204 By Griffin. A bill for an act relating to tuition rates set by the state board of regents.		Referred to ways and means ..	338
Introduced, passed on file	322	Subcommittee, Schwengels, Murray, and Doderer	412
Referred to higher education ..	338	205 By Hansen, Griffin, Kelly, Tieden, Kinley, Robinson, Andersen, Nystrom, Kennedy, Miller of Des Moines and Riley. A bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on all railway bridges and trestles and providing penalties.	
Subcommittee, Schwengels, Murray, and Doderer	412	Introduced, passed on file	322
205 By Hansen, Griffin, Kelly, Tieden, Kinley, Robinson, Andersen, Nystrom, Kennedy, Miller of Des Moines and Riley. A bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on all railway bridges and trestles and providing penalties.		Referred to human and industrial relations	338

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ger. A bill for an act relating to Vietnam veterans' service compensation fund, authorizing the State of Iowa to become indebted in the amount of twenty-eight million dollars and providing for the issue and sale of bonds of the state in evidence thereof, and providing for the imposition, levy, and collection of a direct annual tax sufficient to pay the principal and interest of the bonds, making appropriations, and providing a penalty.	
Introduced, passed on file	337
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Amendment S. 142 filed	403
Subcommittee, Griffin, Rodgers, and Plymat	412
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210 By Human Resources. A bill for an act relating to abortion and to provide a penalty.	
Introduced, referred to state government	337
Subcommittee, Nystrom, Winkelman, and Hill	412
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211 By Tieden, Schwieger and Griffin (Carr and Noppel). A bill for an act relating to the setting of minimum prices for the retail sale of beer.	
Introduced, passed on file	337
Referred to commerce	338
Subcommittee, Taylor, Glenn, and Hultman	488
212 By Potter, Kennedy and Nystrom. A bill for an act relating to the average final compensation of a member of the peace officers' retirement system.	
Introduced, passed on file	337
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213 By Robinson. A bill for an act relating to the regulation of railroads in cities and towns and providing a penalty.	
Introduced, passed on file	357
Referred to cities and towns ...	358
Subcommittee, Hansen, Palmer, and Griffin	488
214 By Nystrom. A bill for an act relating to the licensing of plumbers, supervision and inspection of plumbing, adoption and enforcement of minimum, uniform standards for plumbing and providing penalties.	
Introduced, passed on file	357
Referred to commerce	358
215 By Miller of Des Moines (Monroe and Woods). A bill for an act relating to pen-	

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alties for the commission of or the attempt to commit certain crimes when armed with firearms or knives.	
Introduced, passed on file	357
Referred to judiciary	358
Subcommittee, Coleman, Shaw, and Riley	412
216 By Rodgers (Doyle). A bill for an act relating to the use of flashing lights on emergency vehicles.	
Introduced, passed on file	363
Referred to judiciary	383
217 By Schaben. A bill for an act to repeal the personal property tax on cattle and making an appropriation.	
Introduced, passed on file	363
Referred to ways and means ...	383
Subcommittee, Palmer, Van Gilst, Schwengels, Griffin and Lam-born	488
Withdrawn	1515
218 By Nystrom, Curtis, Rabe-deaux and Priebe. A bill for an act providing an exemption from state income tax for members of the Iowa National Guard performing active state service, active duty for training, or training duty.	
Introduced, passed on file	363
Referred to ways and means ...	383
Subcommittee, Plymat, Curtis, and Hill	488
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219 By Schools. A bill for an act relating to the use and operation of school buses.	
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Amendment S. 152 filed	427
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Amendment S. 153 filed	432
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Amendment S. 154 filed	433
Amendment S. 154 withdrawn ...	433
Passed Senate. Ayes 41, nays 1..	434
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Senate concurred	1697
Passed Senate. Ayes 42, nays 1..	1697
Reported correctly enrolled ...	2004
Signed by President	2004
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Signed by Governor	2161
220 By Taylor (Welden). A bill for an act relating to replacement of borrow pit soil.	

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Introduced, passed on file	366	Introduced, passed on file	382
Referred to commerce	383	Referred to judiciary	400
Subcommittee, Priebe, Taylor, and Hultman	488	227 By Priebe (Krause). A bill for an act relating to the sale, shipment, and delivery of grain. Introduced, passed on file	382
221 By Heying, Willits, Berg- man, Tieden, Junkins, Gal- lager, Orr, Priebe, Rodgers, McCartney, Briles, Schwen- gels and Coleman. A bill for an act to authorize the Iowa development commission to recognize and assist regional tourism councils, and to make an appropriation therefor. Introduced, passed on file	366	Withdrawn	399
Referred to state government ...	383	228 By Miller of Des Moines. A bill for an act relating to the sale of unused right of way property acquired by the state highway commission for the improvement and con- struction of highways. Introduced, passed on file	382
Subcommittee, Glenn, Murray, and Winkelman	489	Referred to state government ...	400
222 By Riley. A bill for an act levying surcharge on motor vehicle licenses and establish- ing a county abandoned ve- hicle fund. Introduced, passed on file	366	Subcommittee, Schwieger, Schwen- gels, and Nolin	489
Referred to natural resources ...	383	229 By Schwieger, Griffin, Miller of Des Moines, Nystrom and Gluba (Fischer of Grundy, Wells, Fullerton, Roorda, Schroeder, Drake, Cusack and Millen). A bill for an act relating to the practice of cosmetology and barbering. Introduced, passed on file	382
Fiscal note SCS. Subcommittee, Kelly, Gallagher, and Heying	489	Referred to judiciary	400
223 By Potter, Hansen, Kinley, Nystrom and Palmer (Edelen, Millen, McCormick, Menden- hall, Fisher of Greene, Cusack and Nielsen). A bill for an act to clarify the authority of podiatrists to continue to pre- scribe and dispense prescrip- tion drugs including con- trolled substances. Introduced, passed on file	366	Subcommittee, McCartney, Kelly, and Glenn	489
Referred to human resources ...	383	230 By Riley and Priebe. A bill for an act relating to the premium tax on policies of health insurance. Introduced, passed on file	382
Subcommittee, Andersen, Coleman, and Milligan	655	Referred to commerce	400
Committee report	672	Subcommittee, Briles, Rodgers, and Taylor	655
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Amendment S. 432 filed	990	Passed Senate. Ayes 36, nays <i>none</i>	417
Amendment S. 463 filed	1017	Reported correctly enrolled	704
224 By Judiciary (Judiciary and Law Enforcement). A bill for an act relating to the jurisdiction of peace officers. Introduced, placed on calendar ..	377	Signed by President	704
Passed Senate. Ayes 38, nays <i>none</i>	727	Sent to Governor	704
Explanation of vote	749	Signed by Governor	749
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Reported correctly enrolled	1233	232 By Appropriations. A bill for an act to appropriate from moneys received by certain commissions, boards, and de- partments. Introduced, placed on calendar ..	382
Signed by President	1233	Passed Senate. Ayes 38, nays <i>none</i>	418
Sent to Governor	1234	Message from House, with amend- ment	939
Signed by Governor	1270	Senate concurred	952
225 By Blouin, Kinley and Gluba. A bill for an act re- lating to a municipal trans- portation assistance fund, and making an appropriation. Introduced, passed on file	377	Passed Senate. Ayes 46, nays <i>none</i>	952
Referred to cities and towns ...	400	Reported correctly enrolled	1083
Subcommittee, Hansen, Palmer, and Griffin	489	Signed by President	1083
226 By Priebe. A bill for an act relating to the establish- ment of a uniform statewide telephone number for police and fire departments.		Sent to Governor	1083
		Signed by Governor	1127
		233 By Scott, Rodgers, Nolin, Priebe, Taylor, Heying,	

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Schwieger and Willits (Miller of Cerro Gordo and Norland). A bill for an act relating to land disrupting by highway construction.	
Introduced, passed on file	382
Referred to commerce	400
Subcommittee, Schwengels, Schwieger, and Nolin	489
234 By Ways and Means (Ways and Means). A bill for an act relating to individual income tax.	
Introduced, placed on calendar ..	383
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Amendment S. 150 filed	424
Amendment S. 157 filed	439
Amendment S. 155 filed	439
Point of order raised	495
Ruled out of order	495
Passed Senate. Ayes 47, nays 2 ..	495
Reported correctly enrolled	1830
Signed by President	1830
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235 By Nystrom. A bill for an act relating to leave of absence by reason of sickness or injury for state employees.	
Introduced, passed on file	391
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Fiscal note SCS.	
Subcommittee, Gallagher, Milligan, and Robinson	730
236 By Nystrom. A bill for an act relating to payment of salaries of state employees.	
Introduced, passed on file	391
Referred to state government ..	410
Subcommittee, Schwengels, Winkelman, and Robinson	489
Fiscal note SCS.	
Committee report	1059
Recommended passage	1059
237 By County Government. A bill for an act relating to age requirements of applicants for marriage licenses, to responsibility for return of certain marriages, and to legitimacy of children born of certain marriages.	
Introduced, placed on calendar ..	391
Amendment S. 315 filed	714
Placed on calendar under unfinished business	727
Amendment S. 360 filed	829
Amendment S. 365 filed	839
Amendment S. 365 adopted	839
Amendment S. 366 filed	839
Amendment S. 366 adopted	839
Amendment S. 360 adopted	840
Amendment S. 315 withdrawn ..	840
Passed Senate. Ayes 36, nays 6 ..	840
Explanation of votes	848
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238 By Priebe, Rodgers and Scott. A bill for an act relating to the value of buildings insured for casualty loss.	
Introduced, passed on file	398
Referred to commerce	410
Amendment S. 243 filed	555
Subcommittee, Hultman, Kinley, and Rabedaux	655

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239 By Commerce. A bill for an act relating to the obligations of a development corporation for loan purposes.	
Introduced, placed on calendar ..	398
Steering recommends calendar ..	679
Passed Senate. Ayes 39, nays none	723
Explanation of vote	749
Explanation of vote	802
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2161
240 By Miller of Des Moines. A bill for an act relating to payment of costs incurred by cities for reconstructing or relocating certain utility facilities due to construction or reconstruction of a state highway.	
Introduced, passed on file	398
Referred to cities and towns ..	410
Subcommittee, Schwengels, Miller of Marshall, and Plymat	489
241 By County Government. A bill for an act relating to a free copy of the laws of Iowa.	
Introduced, referred to judiciary	398
Subcommittee, Potter, McCartney, and Willits	489
Withdrawn	1491
242 By Briles (Fisher of Greene). A bill for an act relating to the taxation of pension and retirement insurance premiums.	
Introduced, passed on file	398
Referred to ways and means ..	410
Subcommittee, Plymat, Curtis, and Hill	489
Committee report	1059
Recommended passage	1059
Fiscal note SCS.	
Committee report adopted	1232
Passed Senate. Ayes 38, nays none	1232
Explanation of vote	1272
Explanation of vote	1303
243 By Kelly, Gluba, Blouin and Doderer (Small, Ferguson, McCormick, Higgins and Clark of Lee). A bill for an act relating to confidentiality of the source and information obtained in the course of gathering or obtaining information for publication or broadcast.	
Introduced, passed on file	398
Referred to judiciary	410
Subcommittee, Coleman, Shaw, and Riley	489
244 By Priebe. A bill for an act relating to standards for diesel fuel.	
Introduced, passed on file	398
Referred to commerce	410
Subcommittee, Curtis, Rodgers, and Rabedaux	655
Amendment S. 309 filed	693

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245 By Willits (Byerly). A bill for an act relating to the conveyance of sanitary districts to a city or town.		Point of order raised	1905
Introduced, passed on file	399	Motion to suspend rules	1906
Referred to cities and towns	410	Motion failed	1906
Subcommittee, Schwengels, Miller of Marshall, and Plymat	489	Referred to ways and means	1906
Committee report	1317	251 By Nystrom. A bill for an act relating to overtime pay for employees of the state highway commission.	
Recommended passage	1317	Introduced, passed on file	405
Amendment S. 670 filed	1425	Referred to human and industrial relations	410
Committee report adopted	1648	Fiscal note SCS.	
Amendment S. 670 adopted	1648	Subcommittee, Milligan, Bergman, and Gallagher	730
Passed Senate. Ayes 42, nays none	1648	252 By Nystrom. A bill for an act relating to holiday days for state employees.	
Reported correctly enrolled	1830	Introduced, passed on file	405
Signed by President	1830	Referred to human and industrial relations	410
Sent to Governor	1830	Fiscal note SCS.	
Signed by Governor	1900	Subcommittee, Robinson, DeKoster, and Milligan	730
Became law by publication	2184	253 By Kinley and Willits. A bill for an act to legalize and validate the proceedings of the board of township trustees of Saylor township of Polk county, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said township.	
246 By Riley (Hill). A bill for an act relating to annual reports of corporations.		Introduced, passed on file	405
Introduced, passed on file	399	Proof of publication certified	411
Referred to judiciary	410	Referred to judiciary	410
Subcommittee, Glenn, Kennedy, and Shaw	489	Subcommittee, Willits, Kennedy, and Ramsey	489
Committee report	1073	Committee report	590
Recommended passage	1073	Recommended passage	590
Committee report adopted	1245	Committee report adopted	646
H. F. 318 substituted	1245	Passed Senate. Ayes 39, nays none	646
Withdrawn	1245	Reported correctly enrolled	1233
247 By County Government. A bill for an act relating to expenditures for capital improvements by a board of supervisors.		Signed by President	1233
Introduced, referred to judiciary	399	Sent to Governor	1234
Subcommittee, Ramsey, DeKoster, and Kennedy	489	Signed by Governor	1270
Fiscal note SCS.		Became law by publication	1678
248 By Doderer. A bill for an act relating to special and reserve deputy sheriffs.		254 By Rabedeaux. A bill for an act relating to public disclosure of aid to dependent children files.	
Introduced, passed on file	399	Introduced, passed on file	406
Referred to judiciary	410	Referred to human resources	410
Subcommittee, Kennedy, Willits, and Kelly	489	Subcommittee, Milligan, Plymat, and Gluba	656
249 By Riley. A bill for an act relating to fixing terms of employment of teachers.		255 By Willits. A bill for an act relating to the office of city assessor, and the conference board.	
Introduced, passed on file	399	Introduced, passed on file	406
Referred to schools	410	Referred to ways and means	410
Subcommittee, Taylor, Shaff, and Scott	489	Subcommittee, Rodgers, Potter, and Orr	489
250 By Rabedeaux and Doderer. A bill for an act relating to standards for local health services and authorizing a tax levy.		Committee report	633
Introduced, passed on file	399	Recommended passage	634
Referred to human resources	410	Committee report adopted	819
Subcommittee, Milligan, Plymat, and Gluba	656	Passed Senate. Ayes 42, nays none	819
Committee report	943		
Recommended passage	944		
Amendment S. 783 filed	1586		
Committee report adopted	1857		
Amendment S. 783 lost	1859		
Placed on calendar under unfinished business	1859		
Amendment S. 955 filed	1903		
Amendment S. 944 filed	1903		
Amendment S. 943 filed	1903		
Amendment S. 943 withdrawn	1905		

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256 By Doderer. A bill for an act relating to married students.	
Introduced, passed on file	410
Referred to schools	436
Subcommittee, Griffin, Taylor, and Orr	489
257 By Kinley. A bill for an act prohibiting sale, possession, or display of obscene, lewd or indecent publications or material in places frequented by minors, and providing a penalty.	
Introduced, passed on file	416
Referred to judiciary	436
Subcommittee, Kelly, Ramsey, and Kinley	489
258 By Doderer. A bill for an act relating to petitions and elections for the establishment of sanitary districts.	
Introduced, passed on file	416
Referred to county government ..	436
Subcommittee, Tieden, Ramsey, and Gallagher	890
259 By Tieden. A bill for an act imposing damage liability for the unlawful destruction, taking, or possession of wildlife owned by the state.	
Introduced, passed on file	425
Referred to natural resources ..	436
Subcommittee, Winkelman, Heying, and Miller of Marshall ..	489
260 By Doderer and Murray. A bill for an act relating to the duties of cosmetologists.	
Introduced, passed on file	425
Referred to state government ..	436
Subcommittee, Nolin, Nystrom, and Schwengels	489
261 By Winkelman, Curtis and Tieden (Bennett and Miller of Calhoun). A bill for an act to provide for the use of alternate safety devices in lieu of safety chains for towing vehicles.	
Introduced, passed on file	425
Referred to human and industrial relations	436
Subcommittee, Gallagher, Milligan, and Doderer	570
262 By Heying. A bill for an act relating to the valuation of property for tax purposes based on the property's net worth to the owner.	
Introduced, passed on file	425
Referred to ways and means ...	436
Subcommittee, Schwengels, Griffin, and Kinley	570
263 By Nystrom, Curtis, Rabe-deaux and Priebe. A bill for an act relating to military service tax exemptions for members of reserve components of the armed forces of the United States.	
Introduced, passed on file	425

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Referred to ways and means	436
Subcommittee, Plymat, Curtis, and Hill	570
264 By County Government. A bill for an act relating to the conduct of an election canvass by the canvassing board.	
Introduced, placed on calendar ..	425
Passed Senate. Ayes 41, nays none	647
265 By County Government. A bill for an act relating to the method of filing reports on homestead tax credits and military service tax credits.	
Introduced, placed on calendar ..	426
Passed Senate. Ayes 40, nays none	722
Explanation of vote	749
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2161
266 By County Government. A bill for an act to repeal the tax credit on bovine female cattle three years old and older.	
Introduced, referred to ways and means	434
Subcommittee, Van Gilst, Griffin, Lamborn, Schwengels, and Palmer	570
Committee report	1147
Recommended passage	1147
Placed on calendar under unfinished business	1433
267 By Gallagher. A bill for an act relating to an operator of a surface mine.	
Introduced, passed on file	434
Referred to natural resources ...	436
Subcommittee, Blouin, Heying, and Hultman	489
Committee report	760
Recommended passage	761
Withdrawn	1961
268 By Schaben, Schwieger, Briles, Andersen, Nystrom, Van Gilst and Bergman. A bill for an act to provide office space and a leave of absence for officers of certain state employee organizations.	
Introduced, passed on file	434
Referred to human and industrial relations	436
Subcommittee, Ramsey, Bergman, and Gluba	570
269 By Priebe and Rodgers. A bill for an act to increase the personal property tax credit.	
Introduced, passed on file	435
Referred to ways and means ...	436
Subcommittee, Palmer, Van Gilst, Griffin, Lamborn, and Schwengels	570
270 By Potter. A bill for an act relating to the service tax on equipment rental.	
Introduced passed on file	435

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Referred to ways and means	434	Introduced passed on file	441
Subcommittee, Lamborn, Curtis, and Rodgers	570	Referred to judiciary	461
Fiscal note SCS.		Subcommittee, McCartney, Kelly, and Glenn	489
271 By Kelly. A bill for an act relating to the establishment of a regional library system and making an appropriation.		275 By Miller of Des Moines (Caffrey). A bill for an act to provide for the pari- mutuel system of wagering to be used at horse and dog rac- ing tracks in Iowa; to pro- vide for an Iowa racing com- mission to issue race track permits and to regulate gener- ally the operations of Iowa race tracks; providing the necessary administrative pro- cedures to carry out the in- tent of this act; making cer- tain acts illegal and providing penalties for their violation.	
Introduced, passed on file	435	Introduced, passed on file	441
Referred to state government	436	Referred to state government	461
Subcommittee, Curtis, Nystrom, and Nolin	489	Subcommittee, Nystrom, Wink- elman, and Robinson	489
Committee report	919	276 By Curtis. A bill for an act relating to the termination of commitment orders.	
Recommended amendment, pas- sage	919	Introduced, passed on file	442
Committee amendment S. 402	919	Referred to judiciary	461
Referred to appropriations	918	Subcommittee, Potter, McCartney, and Willits	489
Subcommittee, education	957	Committee report	590
Amendment S. 459 filed	1006	Recommended passage	590
Committee report	1583	Committee report adopted	898
Recommended amendment, pas- sage	1583	Passed Senate. Ayes 35, nays none	898
Committee amendment S. 777	1584	Reported correctly enrolled	1395
Placed on appropriations calen- dar	1699	Signed by President	1395
Amendment S. 865 filed	1714	Sent to Governor	1396
Committee reports adopted	1792	Signed by Governor	1412
Committee amendment S. 402 adopted	1792	277 By Hansen, Doderer, Miller of Marshall, Robinson and Brlies (Holden, and Hill). A bill for an act relating to the establishment and administra- tion of professional and occupa- tional licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards, and to abolish the board of watchmakers and the board of basic science ex- aminers.	
Committee amendment S. 777 adopted	1792	Introduced, passed on file	442
Amendment S. 921 filed	1793	Referred to state government	461
Amendment S. 921 lost	1793	Subcommittee, Hansen, Schwen- gels, and Robinson	489
Amendment S. 920 filed	1793	Subcommittee, Hansen, Schwen- gels, and Robinson	1228
Amendment S. 920 adopted	1793	Committee report	1332
Amendment S. 459 lost	1794	Recommended amendment, pas- sage	1332
Amendment S. 918 filed	1794	Committee amendment S. 624	1332
Amendment S. 918 adopted	1795	Amendment S. 628 filed	1356
Amendment S. 865 adopted	1795	Amendment S. 633 filed	1360
Passed Senate. Ayes 47, nays none	1795	Amendment S. 683 filed	1447
Explanation of vote	1901	Amendment S. 693 filed	1448
Message from House, with amend- ment	1978	Amendment S. 723 filed	1516
Senate concurred	1986	Amendment S. 767 filed	1537
Passed Senate. Ayes 40, nays none	1987	Amendment S. 857 filed	1714
Reported correctly enrolled	2153	Amendment S. 886 filed	1751
Signed by President	2154	Amendment S. 997 filed	2140
Sent to Governor	2154	278 By Blouin. A bill for an act relating to a presidential preferential primary election.	
Signed by Governor	2161		
272 By Kennedy (Doyle). A bill for an act relating to the use of credit cards for the pay- ment of traffic fines.			
Introduced, passed on file	435		
Referred to judiciary	436		
Subcommittee, DeKoster, Potter, and Coleman	489		
273 By Griffin. A bill for an act providing for collective nego- tiations between public em- ployers and public employees.			
Introduced, passed on file	435		
Referred to human and industrial relations	436		
Fiscal note SCS.			
Subcommittee, Robinson, Ramsey, and Gallagher	570		
274 By Milligan, Plymat and Andersen (Kreamer, Woods, Junker, Lipsky, and Connors). A bill for an act relating to registration of motor ve- hicles.			

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Introduced, passed on file	442
Referred to state government ..	461
Subcommittee, Nystrom, Winkelman, and Nolin	489
279 By Riley, Gluba and Robinson. A bill for an act relating to state income tax deductions.	
Introduced, passed on file	442
Referred to ways and means	461
Subcommittee, Griffin, Schwengels, and Palmer	570
280 By Briles, Murray, Schwieger, Gluba, Van Gilst, Bergman and Robinson. A bill for an act relating to the Iowa public employees' retirement system.	
Introduced, passed on file	459
Referred to state government ...	475
Subcommittee, Nystrom, Hansen, and Junkins	570
281 By Gallagher, Priebe, Palmer, Blouin and Schaben. A bill for an act relating to eminent domain procedures.	
Introduced, passed on file	459
Referred to judiciary	475
Subcommittee, Kennedy, Willits, and Kelly	570
282 By Ways and Means (Ways and Means). A bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax.	
Introduced, placed on calendar ..	459
Amendment S. 193 filed	490
H. F. 314 substituted	660
Withdrawn	660
Explanation of vote	671
283 By Nystrom, Potter and Kennedy. A bill for an act to lower the age of retirement for policemen and firemen.	
Introduced, passed on file	460
Referred to cities and towns ...	475
Subcommittee, Griffin, Hansen, and Willits	570
Fiscal note SCS.	
284 By Rodgers. A bill for an act appropriating state and federal revenue sharing funds for deposit in a service compensation fund, providing the fund shall be used to make payments to certain veterans of the armed forces of the United States, specifying administrative procedures, and providing a penalty.	
Introduced, passed on file	460
Referred to appropriations	475
Subcommittee, transportation ...	489
Withdrawn	1539
285 By Rodgers, Coleman, Junkins, Willits, Scott, Gluba, Kinley, Gallagher, Kelly, Schwengels, Nystrom, Ramsey, Curtis, Rabedaux and Tieden. A bill for an act re-	

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lating to antique gambling devices.	
Introduced, passed on file	460
Referred to judiciary	475
Subcommittee, Willits, Kennedy, and Ramsey	570
286 By Rodgers. A bill for an act relating to the purchase of uniforms for vocal and instrumental school music groups.	
Introduced, passed on file	460
Referred to schools	475
Fiscal note SCS.	
Subcommittee, Griffin, and Andersen	730
287 By Scott (Miller of Cerro Gordo and Norland). A bill for an act relating to projects which may be supported by municipalities.	
Introduced, passed on file	460
Referred to cities and towns ...	475
Subcommittee, Hansen, Plymat, and Palmer	570
288 By Priebe, Coleman, Gallagher, Curtis, Schaben, Scott, Schwieger, Kinley, Tieden, Heying, Briles, Willits, Hultman, Bergman, Winkelman, Rodgers, Palmer and Orr. A bill for an act relating to the development of a grain alcohol motor fuel industry and creating a grain resources research division.	
Introduced, passed on file	460
Referred to state government ...	475
Subcommittee, Hill, Murray, and Winkelman	570
Withdrawn	1526
289 By Bergman, Priebe, Scott, Rabedaux, Junkins, Curtis, Briles, Hultman, Shaff, Schwengels, Taylor, Kinley, Rodgers, Coleman, Heying, Winkelman, Tieden, Blouin, Miller of Marshall and Nolin. A bill for an act relating to amendment of the articles of incorporation of cooperatives.	
Introduced, passed on file	460
Referred to judiciary	475
Subcommittee, Kinley, Glenn, and McCartney	570
Committee report	693
Recommended passage	693
Steering recommends calendar ...	780
Committee report adopted	836
Passed Senate. Ayes 40, nays none	836
Explanation of votes	843
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Reported correctly enrolled ...	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1412
290 By State Government. A bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, in-	

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creasing the covered wages, reducing the number of years required to become a vested member, providing for a prior service credit, permitting retroactive payments, allowing full-time employment after age sixty-five, increasing the membership benefit formula, providing a minimum benefit, and changing the method of computing the rate of interest credit for members.		Committee report	802
Introduced, placed on calendar ..	468	Recommended passage	802
Steering recommends calendar ...	604	Steering recommends calendar ...	968
Returned to state government ...	626	Committee report adopted	1002
291 By Agriculture. A bill for an act to provide for the eradication of swine tuberculosis.		Passed Senate. Ayes 38, nays 3..	1002
Introduced, placed on calendar ..	468	Explanation of vote	1016
Passed Senate. Ayes 40, nays none	721	296 By Robinson and Riley. A bill for an act relating to the salary of county attorneys.	
Explanation of vote	749	Introduced, passed on file	473
Explanation of vote	802	Referred to judiciary	475
Reported correctly enrolled	1083	Subcommittee, McCartney, Kelly, and Glenn	571
Signed by President	1083	297 By Winkelman. A bill for an act to establish a rural physicians associate program and to provide an appropriation therefor.	
Sent to Governor	1083	Introduced, passed on file	473
Signed by Governor	1127	Referred to appropriations	475
292 By Andersen. A bill for an act relating to basic school units and basic school boards.		Subcommittee, human resources..	489
Introduced, passed on file	472	298 By Winkelman, Tieden, Priebe, Scott and Shaff (Bennett). A bill for an act relating to the number of days in a year for determining interest charges.	
Referred to schools	475	Introduced, passed on file	473
Subcommittee, Taylor, Griffin, and Scott	730	Referred to commerce	475
293 By DeKoster and McCartney. A bill for an act relating to the formula for computing the number of district judgeships.		Subcommittee, Hultman, Rodgers, and Rabedeaux	656
Introduced, passed on file	472	299 By Tieden. A bill for an act relating to the taxation of agricultural and horticultural lands within the territorial limits of a city or town.	
Referred to judiciary	475	Introduced, passed on file	473
Subcommittee, Kelly, Ramsey, and Kinley	570	Referred to ways and means ...	475
294 By Schwieger, Riley, Kelly, DeKoster, Plymat and McCartney. A bill for an act relating to the compensation paid to shorthand reporters of the district court.		Subcommittee, Potter, Rodgers, and Curtis	571
Introduced, passed on file	473	300 By Doderer. A bill for an act relating to exemptions on agricultural lands.	
Referred to judiciary	475	Introduced, passed on file	473
Subcommittee, DeKoster, Potter, and Coleman	570	Referred to ways and means ...	475
Fiscal note SCS.		Subcommittee, Lamborn, Orr, and Van Gilst	571
Committee report	909	Fiscal note SCS.	
Recommended amendment, passage	909	301 By Human Resources. A bill for an act relating to the sale, distribution or advertisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics and providing a penalty.	
Committee amendment S. 393 ..	909	Introduced, placed on calendar ..	473
Amendment S. 403 filed	921	Placed on calendar under unfinished business	774
Committee report adopted	2039	Amendment S. 354 filed	805
H. F. 223 substituted	2039	Amendment S. 380 filed	874
Withdrawn	2041	Amendment S. 383 filed	887
295 By Schwieger and Plymat. A bill for an act relating to the department of social services and the merit system.		Amendment S. 383 adopted	887
Introduced, passed on file	473	Amendment S. 380 withdrawn ..	887
Referred to human resources ...	475	Amendment S. 354 withdrawn ...	887
Subcommittee, Murray, Doderer, and Gluba	656	Amendment S. 386 filed	888
		Amendment S. 386 withdrawn ...	888
		Amendment S. 388 filed	888
		Amendment S. 388 adopted	888
		Passed Senate. Ayes 32, nays 6..	888
		Explanation of vote	908

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302 By Scott (Norland). A bill for an act to make an appropriation for payment of certain damages for a non-negligent action of the state highway commission.	
Introduced, passed on file	473
Referred to appropriations	475
Subcommittee, claims	489
303 By Kinley (Patchett). A bill for an act relating to the packaging of meat, poultry, eggs, and milk and providing a penalty.	
Introduced, passed on file	480
Referred to agriculture	488
Subcommittee, Itabedeaux, Bergman, and Schaben	571
304 By DeKoster (Hill, Stanley, Newhard and Doyle). A bill for an act relating to the dissolution of marriage docket, and providing penalties.	
Introduced, passed on file	487
Referred to judiciary	499
Subcommittee, Potter, McCartney, and Willits	571
305 By DeKoster. A bill for an act relating to deceptive trade practices and providing for civil remedies.	
Introduced, passed on file	488
Referred to commerce	499
Subcommittee, Riley, Kinley, and Curtis	656
306 By Robinson and Schwieger. A bill for an act relating to contracts for certificated school personnel.	
Introduced, passed on file	488
Referred to schools	499
Subcommittee, Andersen, Shaw, and Orr	571
307 By Blouin, Coleman, Scott, Kennedy, Kinley, Nolin, Willits, Miller of Des Moines, Rodgers and Gluba. A bill for an act relating to computation of old-age assistance grants.	
Introduced passed on file	488
Referred to human resources	499
308 By Blouin, Coleman, Scott, Nolin, Willits, Doderer, Miller of Des Moines, Rodgers and Gluba. A bill for an act relating to relatives responsible for care and support under old-age assistance.	
Introduced, passed on file	488
Referred to human resources	499
309 By Tieden. A bill for an act relating to noxious weeds.	
Introduced, passed on file	492
Referred to agriculture	510
Subcommittee, Miller of Marshall, Brites, and Van Gilst	571
Committee report	671
Recommended passage	671
Amendment S. 389 filed	891
310 By Rodgers, Doderer, Shaw, Scott, Orr, Van Gilst and Gallagher. A bill for an act	

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relating to the salary of the superintendent of a merged area.	
Introduced passed on file	492
Referred to higher education ..	510
Subcommittee, Junkins, McCartney, and Curtis	656
311 By Rodgers. A bill for an act relating to the athletic team of a school.	
Introduced, passed on file	492
Referred to schools	510
Subcommittee, Taylor, Andersen, and Scott	571
Committee report	988
Recommended passage	988
Steering recommends calendar ..	1271
Amendment S. 618 filed	1318
Committee report adopted	1349
Amendment S. 618 adopted	1349
Passed Senate. Ayes 31, nays 14 ..	1350
312 By Riley and Robinson. A bill for an act relating to the salary of the superintendent of area schools.	
Introduced, passed on file	497
Referred to higher education ..	510
Fiscal note SCS.	
Subcommittee, Robinson, Murray, and Schwengels	655
313 By Judiciary (Judiciary and Law Enforcement). A bill for an act relating to bond elections for joint city-county buildings.	
Introduced, placed on calendar ..	497
Passed Senate. Ayes 41, nays none	647
Reported correctly enrolled	1233
Signed by President	1233
Sent to Governor	1234
Signed by Governor	1270
314 By Judiciary. A bill for an act relating to the administration of the judicial retirement system.	
Introduced, placed on calendar ..	498
Fiscal note SCS.	
315 By Griffin. A bill for an act relating to a superintendent of a merged area school.	
Introduced, passed on file	498
Referred to higher education ..	510
Subcommittee, Junkins, McCartney, and Curtis	656
Committee report	760
Recommended passage	760
Amendment S. 491 filed	1076
316 By Plymat, Doderer and Palmer (Higgins and Cusack). A bill for an act to remove the jail sentence for possession of marijuana, other than possession with intent to deliver.	
Introduced, passed on file	503
Referred to judiciary	510
Subcommittee, Ramsey, DeKoster, and Kennedy	656
317 By Plymat, Van Gilst, Taylor, Palmer, Andersen and Hill. A bill for an act to pro-	

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vide that the costs of advertising alcoholic beverages or beer are not deductible business expenses.		Amendment S. 651 lost	1390
Introduced, passed on file	503	Amendment S. 655 filed	1390
Referred to ways and means	510	Amendment S. 655 lost	1390
Subcommittee, Curtis, Schwengels, and Orr	571	Amendment S. 656 filed	1390
318 By Plymat, Shaff, Andersen, Hill, Rodgers, Van Gilst, Miller of Marshall, Heying, Bergman, Taylor and Nyström. A bill for an act relating to the offense of operating a motor vehicle while under the influence of alcohol and the penalties provided therefor; making certain acts illegal and providing a penalty for their commission; and relating to procedures required in the application of the implied consent law.		Amendment S. 656 adopted	1391
Introduced, passed on file	503	Amendment S. 657 filed	1391
Referred to judiciary	510	Amendment S. 657 lost	1391
Subcommittee, Coleman, Shaw, and Riley	656	Amendment S. 658 filed	1391
Amendment S. 289 filed	672	Amendment S. 658 lost	1392
Amendment S. 541 filed	1147	Passed Senate. Ayes 30, nays 15.	1393
319 By Ways and Means. A bill for an act to increase the tax on little cigars.		Explanation of vote	1396
Introduced, placed on calendar	503	Motion filed to reconsider vote	1393
H. F. 328 substituted	661	Motion filed to reconsider vote.	1393
Withdrawn	661	Motion to reconsider vote laid on table	1393
Explanation of vote	671	Point of order raised	1393
320 By Winkelman, Robinson, Griffin, Tieden, Kelly and Coleman (Millen, Stromer, Clark of Lee and Crabb). A bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.		Motion to reconsider vote laid on table prevailed	1394
Introduced, passed on file	503	Motion to take from table	1394
Referred to ways and means	510	Point of order raised	1394
Subcommittee, Potter, Kinley, and Plymat	571	Ruled out of order	1394
321 By Winkelman, Robinson, Griffin, Tieden, DeKoster, Kelly and Coleman (Millen, Stromer, Clark of Lee and Crabb). A bill for an act to exempt facilities used to control air and water pollution from property taxation.		Motion to suspend rules to reconsider vote	1394
Introduced, passed on file	503	Call of Senate requested	1395
Referred to ways and means	510	Call of Senate	1395
Subcommittee, Potter, Kinley, and Plymat	571	Call of Senate lifted	1400
322 By Nolin (Ferguson). A bill for an act relating to the municipal recreation fund.		Motion failed	1402
Introduced, passed on file	503	322 By Nolin (Ferguson). A bill for an act relating to the municipal recreation fund.	
Referred to cities and towns	510	Introduced, passed on file	503
Subcommittee, Hansen, Plymat, Palmer	571	Referred to cities and towns	510
Withdrawn	1028	Subcommittee, Hansen, Plymat, Palmer	571
323 By Shaw. A bill for an act relating to fish traps.		Withdrawn	1028
Introduced, passed on file	507	323 By Shaw. A bill for an act relating to fish traps.	
Referred to natural resources	526	Introduced, passed on file	507
Subcommittee, Blouin, Miller of Des Moines, and Milligan	656	Referred to natural resources	526
324 By Griffin and Hultman (Knoke, Butler and Schroeder). A bill for an act to legalize and validate the proceedings of the board of township trustees of Lewis Township of Pottawattamie County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said township.		Subcommittee, Blouin, Miller of Des Moines, and Milligan	656
Introduced, passed on file	507	324 By Griffin and Hultman (Knoke, Butler and Schroeder). A bill for an act to legalize and validate the proceedings of the board of township trustees of Lewis Township of Pottawattamie County, Iowa, in connection with a certain election held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said election and that bonds issued pursuant to said proceedings shall be enforceable obligations of said township.	
Proof of publication certified	509	Introduced, passed on file	507
Referred to judiciary	526	Proof of publication certified	509
Subcommittee, Glenn, Kennedy, and Shaw	656	Referred to judiciary	526
Committee report	1271	Subcommittee, Glenn, Kennedy, and Shaw	656
Recommended passage	1147	Committee report	1271
Fiscal note SCS.		Recommended passage	1235
Steering recommends calendar	1372	Committee report adopted	1235
Committee report adopted	1372	Passed Senate. Ayes 38, nays 1	1235
Amendment S. 641 filed	1382	Explanation of vote	1248
Amendment S. 643 filed	1382	Explanation of vote	1272
Amendment S. 641 lost	1387	Reported correctly enrolled	1330
Amendment S. 647 filed	1387	Signed by President	1330
Amendment S. 647 lost	1387	Sent to Governor	1330
Amendment S. 643 lost	1388	Signed by Governor	1900
Amendment S. 651 filed	1389	Became law by publication	2183
Amendment S. 654 filed	1389		
Amendment S. 654 adopted	1389		

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325 By Priebe and Scott. A bill for an act relating to emergency light sources for public buildings.	
Introduced, passed on file	508
Referred to state government	526
Subcommittee, Schwengels, Glenn, and Murray	571
Fiscal note SCS.	
326 By Doderer (Small). A bill for an act relating to contesting elections of county officers.	
Introduced, passed on file	508
Referred to judiciary	526
Subcommittee, Kennedy, Willits, and Kelly	656
327 By Briles and Lamborn. A bill for an act to permit the state superintendent of banking to establish a retirement system for employees of the department of banking.	
Introduced, passed on file	508
Referred to commerce	526
Committee report	1500
Recommended amendment, passage	1500
Committee amendment S. 710	1500
328 By McCartney. A bill for an act relating to variable contracts of annuities and life insurance.	
Introduced, passed on file	508
Referred to commerce	526
Subcommittee, Hultman, Glenn, and Taylor	656
Committee report	1089
Recommended passage	1089
Committee report adopted	2103
H. F. 642 substituted	2103
Withdrawn	2104
329 By McCartney, Kinley, Gluba, Blouin, Bergman, Curtis, Rabedeaux, Briles, Lamborn, Kennedy, Robinson, Rodgers, Gallagher, Priebe, Orr, Taylor, Kelly, Murray, Miller of Des Moines, Miller of Marshall, Potter, Hansen, Tieden, Van Gilst, Winkelman, Coleman, Nolin, Scott, Willits, Palmer, Heying, Andersen, Ramsey, Griffin, Junkins, and Schwieger (Fitzgerald). A bill for an act relating to door-to-door sales and providing penalties.	
Introduced, passed on file	508
Referred to commerce	526
Subcommittee, Rodgers, Rabedeaux and Priebe	656
Committee report	780
Recommended passage	780
Amendment S. 369 filed	853
Steering recommends calendar ..	919
Amendment S. 417 filed	959
Committee report adopted	964
Amendment S. 419 filed	964
Amendment S. 419 adopted	964
Amendment S. 369 adopted	965
Amendment S. 417 withdrawn ..	965
Amendment S. 421 filed	965
Amendment S. 421 lost	965
Passed Senate. Ayes 46, nays	

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none	965
Reported correctly enrolled	1233
Signed by President	1233
Sent to Governor	1234
Signed by Governor	1270
330 By Blouin (Knoke). A bill for an act concerning the establishment and operation of a state lottery, creating the division of the state lottery in the department of revenue, prescribing its functions, powers and duties; and providing a penalty.	
Introduced, passed on file	508
Referred to state government ..	526
Subcommittee, Winkelman, Junkins, and Schwengels	571
331 By Riley, Murray, Schwieger, Palmer, Robinson and Hultman (Den Herder, Bortell, Knoke, Caffrey and Lipsky). A bill for an act establishing the Iowa health services commission, requiring a certificate of need for new health care facilities or services, and providing penalties for certain violations.	
Introduced, passed on file	524
Referred to human resources ..	548
Fiscal note SCS.	
Subcommittee, Schwieger, Murray, and Doderer	656
332 By State Government. A bill for an act prohibiting the use of ice grips or tire studs on certain motor vehicles.	
Introduced, placed on calendar ..	524
Amendment S. 253 filed	592
Amendment S. 433 filed	990
Made special order	2052
Amendment S. 1018 filed	2146
333 By Hansen, Palmer, Griffin, Kennedy, Potter, Scott, Miller of Marshall, Van Gilst, Tieden, Nolin, Lamborn, Blouin, Nystrom, Rodgers, Schwengels, Kinley, Priebe, Bergman and Robinson (Dunton, Den Herder, Avenson, Bortell, Caffrey, Brockett, Carr, Butler, Clark of Dubuque, Crabb, Griffee, Daggett, Hennessey, Danker, Horn, De Jong, Husak, Edelen, Hutchins, Egenes, Jesse, Ewing, Jordan, Fischer of Grundy, Krause, Fisher of Greene, Mennenga, Fullerton, Middleswart, Grassley, Miller of Cerro Gordo, Harvey, Newhard, Lippold, Nielsen, Logue, Norland, McElroy, Norpel, Mendenhall, O'Halloran, Peterson, Rapp, Stephens, Rinas, Stromer, Wells, Strothman, Woods, Tofte, Wyckoff, and Wulff). A bill for an act relating to the definition of the practice of chiropractic.	
Introduced, passed on file	524
Referred to state government ..	584
Subcommittee, Curtis, Nystrom, and Hill	730

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334 By Scott. A bill for an act relating to the definition of casual sales.	
Introduced, passed on file	525
Referred to commerce	548
Fiscal note SCS.	
Subcommittee, Hultman, Palmer, and Rabedeaux	827
335 By Briles (Daggett). A bill for an act relating to the general fund of school districts.	
Introduced, passed on file	544
Referred to schools	569
Subcommittee, Taylor, Scott, and Rodgers	730
Committee report	988
Recommended passage	988
Committee report adopted	1118
Passed Senate. Ayes 41, nays none	1118
Explanation of vote	1128
Explanation of vote	1271
Explanation of vote	1303
336 By Briles and Doderer. A bill for an act relating to compensation for county commissioners of elections.	
Introduced, passed on file	544
Referred to state government ..	569
Fiscal note SCS.	
Subcommittee, Murray, Winkelman, and Nolin	656
337 By Shaff and Lamborn (Holden). A bill for an act relating to reversions and use restrictions on land.	
Introduced, passed on file	544
Referred to judiciary	569
Subcommittee, Willits, Kennedy, and Ramsey	656
338 By Heying. A bill for an act to create a state land use policy division of the department of agriculture and to specify its powers and duties.	
Introduced, passed on file	544
Referred to state government ..	569
Subcommittee, Winkelman, Schwienger, and Hill	656
339 By State Government (State Government). A bill for an act establishing an examination fee for real estate salesman or broker examinations.	
Introduced, placed on calendar ..	544
Amendment S. 285 filed	648
Placed on calendar under unfinished business	648
Amendment S. 285 adopted	666
Passed Senate. Ayes 39, nays 5..	666
340 By Shaff. A bill for an act relating to the taxation of forest and fruit-tree reservations.	
Introduced, passed on file	544
Referred to ways and means ..	570
Subcommittee, Griffin, Kinley, and Van Gilst	656
341 By County Government. (County Government). A bill	

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for an act relating to general fees.	
Introduced, placed on calendar ..	544
Passed Senate. Ayes 43, nays none	648
342 By Plymat, Willits, Miller of Des Moines, Briles and Priebe (West, Fisher of Greene, Husak, Connors, Harvey, Dunton, Egenes, Logue, Doyle, Stanley, De Jong, Grassley and Wells). A bill for an act relating to holidays for state employees.	
Introduced, passed on file	544
Referred to human and industrial relations	570
Subcommittee, Ramsey, Bergman, and Doderer	730
343 By Bergman, Plymat, Doderer, Miller of Des Moines, Hill, Nystrom, Winkelman, McCartney and Potter. A bill for an act relating to the sale and use of beer and liquor which pertains to the ability of local authorities to limit the number of liquor control licensees and beer permittees within their jurisdictions; providing for local licensing of persons employed on premises of liquor control licensees and beer permittees; redefining the term "grocery store" for purposes of the issuance of class "C" beer permits; providing for the retention of funds submitted to local authorities accompanying applications for retail beer permits; and providing a penalty.	
Introduced, passed on file	545
Referred to commerce	570
Subcommittee, Briles, Kinley, and Curtis	827
344 By DeKoster (Hill, Stanley, Doyle, Newhard, Brunow, Griffee and Jesse). A bill for an act relating to the place of filing in order to perfect a security interest.	
Introduced, passed on file	545
Referred to commerce	570
Subcommittee, Kinley, Glenn, and McCartney	656
345 By Appropriations. A bill for an act appropriating funds to the higher education facilities commission to finance tuition grants.	
Introduced, placed on calendar ..	545
Passed Senate. Ayes 47, nays 1..	784
Reported correctly enrolled	1233
Signed by President	1233
Sent to Governor	1234
Signed by Governor	1317
346 By Appropriations. A bill for an act appropriating funds to the bureau of labor for deposit in the amusement inspection fund to finance amusement ride inspections.	

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Introduced, placed on calendar ..	545
Amendment S. 252 filed	592
Amendment S. 252 adopted	785
Passed Senate. Ayes 46, nays 1..	785
Reported correctly enrolled	1083
Signed by President	1083
Sent to Governor	1083
Signed by Governor	1127
Became law by publication	1355
 347 By Griffin. A bill for an act relating to standards for water well construction and providing penalties for violations.	
Introduced, passed on file	545
Referred to state government ..	570
Subcommittee, Nolin, Nystrom, and Schwengels	656
 348 By Lamborn (Holden). A bill for an act relating to free registration plates for certain disabled veterans.	
Introduced, passed on file	545
Referred to state government ..	570
Subcommittee, Nystrom, Schwieger, and Junkins	656
Amendment S. 822 filed	1650
Withdrawn	2096
 349 By Doderer (Small and Byerly). A bill for an act relating to rental deposits, imposing liabilities and relieving certain persons from liability and providing penalties for conversion of a deposit.	
Introduced, passed on file	546
Referred to commerce	570
Subcommittee, Taylor, Rodgers, and Riley	827
 350 By Hansen, Briles, Doderer, Miller of Marshall and Robinson (Holden, and Hill). A bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.	
Introduced, passed on file	546
Referred to human resources ..	570
Subcommittee, Plymat, Miller of Des Moines, and Coleman	656
 351 By Willits and Blouin. A bill for an act relating to the purchase by the state of paper and paper products made from recycled paper.	
Introduced, passed on file	546
Referred to state government ..	570
Subcommittee, Murray, Schwengels, and Hill	656
 352 By Shaw. A bill for an act directing the committee on mental hygiene to conduct a comprehensive study of the mental health delivery systems in the state and making an appropriation therefor.	
Introduced, passed on file	546
Referred to human resources ..	570
Subcommittee, Miller of Des Moines, Coleman, and Plymat ..	656

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353 By Riley and Robinson. A bill for an act to provide for the registration of sanitarians, sanitarians-in-training and sanitarian assistants and to provide for the establishment of a board of registration of sanitarians and to provide a penalty for certain violations.	
Introduced, passed on file	546
Referred to state government ..	570
Subcommittee, Nystrom, Schwengels, and Glenn	656
Fiscal note SCS.	
Committee report	1073
Recommended amendment, passage	1073
Committee amendment S. 489 ..	1073
 354 By Riley. A bill for an act relating to property unlawfully placed on public or private property.	
Introduced, passed on file	546
Referred to judiciary	570
Subcommittee, DeKoster, Potter, and Coleman	656
 355 By Schaben, Briles, Gluba, Andersen, Nystrom, Van Gilst, Bergman, and Robinson. A bill for an act relating to state participation in a group disability insurance program for state employees.	
Introduced, passed on file	557
Referred to human and industrial relations	584
Subcommittee, Gallagher, Doderer, and Milligan	730
 356 By County Government. A bill for an act relating to compensation for boarding and caring for prisoners in certain counties.	
Introduced, placed on calendar ..	566
Fiscal note SCS.	
H. F. 175 substituted	997
Withdrawn	998
 357 By Agriculture. A bill for an act relating to standards for foods containing chemical residues.	
Introduced, placed on calendar ..	566
Passed Senate. Ayes 43, nays none	649
 358 By Murray, Hultman, Blouin, Priebe and Curtis. A bill for an act relating to the operation of bank holding companies and prohibiting the formation of new bank holding companies without certificates of authority from the state banking board.	
Introduced, passed on file	566
Referred to commerce	584
Subcommittee, Glenn, Briles, and Taylor	827
 359 By DeKoster and Shaff. A bill for an act relating to the inheritance tax.	
Introduced, passed on file	566

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Referred to judiciary	584	Subcommittee, Plymat, Scott, and Miller of Marshall	656
Subcommittee, McCartney, Kelly, and Glenn	656	365 By Miller of Des Moines, Kennedy, Potter, Coleman, Griffin, Blouin, DeKoster, Willits, McCartney, Junkins, Heying and Gallagher (Mon- roe, Wyckoff, Middleswart, Schroeder and Caffrey). A bill for an act relating to ad- ministration of small estates.	
360 By Nystrom, Schwieger, Briles, Gluba, Van Gilst, Bergman and Robinson. A bill for an act relating to salary increases for certain state employees and provid- ing for an appropriation.		Introduced, passed on file	567
Introduced, passed on file	566	Referred to judiciary	584
Referred to human and industrial relations	584	Subcommittee, Kelly, Ramsey, and Kinley	656
Subcommittee, DeKoster, Ramsey, and Gluba	730	366 By Gluba. A bill for an act relating to the testing for sickle cell anemia and pro- viding a penalty.	
Fiscal note SCS.		Introduced, passed on file	567
361 By Gluba (Cusack). A bill for an act relating to the merit system classification and pay plans.		Referred to human resources ..	584
Introduced, passed on file	566	Subcommittee, Murray, Andersen, and Miller of Marshall	656
Referred to state government ...	584	367 By Winkelman. A bill for an act to establish a land preserve loan authority and to prescribe its purposes, duties and powers.	
Subcommittee, Winkelman, Ny- strom, and Robinson	656	Introduced, passed on file	567
362 By Schools. A bill for an act revising the state school foundation program by pro- viding that special methods of computing state school foundation aid will be con- tinued for only two years, redefining enrollment and other terms and adding new terms, redefining miscellane- ous income and removing miscellaneous income from the computations, establish- ing the state percent of growth for certain years and the allowable growth for cer- tain districts, revising the state cost per pupil, revising the method for computing dis- trict cost, further defining the responsibilities and authority of the school budget review committee, repealing the re- quirement for a tentative budget, and making related technical and procedural changes.		Referred to human resources ...	585
Introduced, placed on calendar ..	566	Subcommittee, Milligan, Gluba, and Andersen	656
Amendment S. 254 filed	592	368 By Kelly. A bill for an act relating to the issuance of special motor vehicle regis- tration plates to persons whose drivers license has been mandatorily revoked.	
H. F. 359 substituted	739	Introduced, passed on file	567
Withdrawn	759	Referred to judiciary	585
363 By Heying and Taylor. A bill for an act relating to the military service property tax exemption.		Subcommittee, Potter, McCartney, and Willits	656
Introduced, passed on file	567	369 By Kinley (Fitzgerald and Rapp). A bill for an act relat- ing to required motor vehicle bodily injury and property protection security; providing for the payment of certain benefits to victims of auto- mobile accidents without re- gard to fault; restricting the right to bring actions for damages in certain cases of injury or damage caused by motor vehicle accidents; pro- viding the necessary admin- istrative procedures for the implementation of the act; making certain acts illegal and providing penalties for their commission.	
Referred to ways and means ...	584	Introduced, passed on file	573
Subcommittee, Griffin, Kinley, and Van Gilst	656	Referred to commerce	603
Fiscal note SCS.		370 By Curtis. A bill for an act relating to individual income tax deductions.	
364 By Gallagher. A bill for an act relating to provision of separate drainage systems for surface water in connec- tion with newly constructed dwellings, buildings and fa- cilities in certain cities and towns.		Introduced, passed on file	574
Introduced, passed on file	567	Referred to ways and means ...	603
Referred to cities and towns ...	584	Subcommittee, Potter, Plymat, and Palmer	656
		Fiscal note SCS.	
		371 By Schwieger. A bill for an act relating to the im-	

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paneling of grand juries with statewide jurisdiction and making an appropriation.	
Introduced, passed on file	574
Referred to judiciary	604
Subcommittee, Kennedy, Willits, and Kelly	730
372 By Schwieger. A bill for an act relating to joint trials of defendants who are jointly indicted.	
Introduced, passed on file	574
Referred to judiciary	604
Subcommittee, Willits, Kennedy, and Ramsey	730
373 By Murray and Nystrom (Crawford). A bill for an act relating to an Iowa work-study program, and making an appropriation.	
Introduced, passed on file	574
Referred to higher education	604
Subcommittee, McCartney, Blouin, and Robinson	827
374 By Andersen, Riley, Tieden, Willits, Miller of Des Moines, Briles, Plymat, Nystrom, Priebe and Miller of Marshall (Knoke, Jesse, McCormick, Doyle and Wells). A bill for an act relating to the payment of overtime of state employees.	
Introduced, passed on file	574
Referred to state government ..	604
Subcommittee, Nystrom, Junkins, and Schwengels	656
Fiscal note SCS.	
375 By County Government. A bill for an act relating to recalculation of amounts payable to counties from the moneys and credits tax replacement fund.	
Introduced, placed on calendar ..	582
Fiscal Note SCS.	
Passed Senate. Ayes 42, nays none	819
Reported correctly enrolled	1233
Signed by President	1233
Sent to Governor	1234
Signed by Governor	1303
376 By Ways and Means. A bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled, providing a penalty, and making an appropriation therefor.	
Introduced, referred to appropriations	582
Subcommittee, Shaw, Andersen, McCartney, Scott, and Willits ..	656
Amendment S. 392 filed	910
Committee report	958
Recommended amendment passage	958
Committee amendment S. 414	958
Amendment S. 416 filed	959
Fiscal note SCS.	

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Amendment S. 468 filed	1031
Amendment S. 479 filed	1049
Amendment S. 480 filed	1049
Committee report adopted	1054
Amendment S. 416 adopted	1055
Amendment S. 481 filed	1060
Amendment S. 484 filed	1060
Amendment S. 483 filed	1060
Amendment S. 488 filed	1066
Amendment S. 488 adopted	1066
Committee amendment S. 414 adopted	1067
Amendment S. 479 lost	1068
Amendment S. 492 filed	1076
Amendment S. 487 filed	1076
Amendment S. 492 adopted	1078
Amendment S. 480 withdrawn ..	1078
Amendment S. 481 withdrawn ..	1078
Amendment S. 497 filed	1079
Amendment S. 497 adopted	1079
Amendment S. 484 lost	1080
Amendment S. 468 withdrawn ..	1080
Amendment S. 499 filed	1080
Amendment S. 500 filed	1080
Amendment S. 500 adopted	1080
Amendment S. 499 lost	1081
Amendment S. 487 adopted	1081
Point of order raised	1081
Amendment S. 483 lost	1082
Amendment S. 502 filed	1082
Amendment S. 502 lost	1083
Amendment S. 392 adopted	1083
Motion filed to reconsider vote.	1083
Motion to reconsider vote prevailed	1083
Amendment division S. 492A adopted	1084
Amendment division S. 492B lost.	1084
Amendment S. 504 filed	1084
Amendment S. 504 adopted	1086
Amendment S. 501 filed	1086
Amendment S. 501 adopted	1086
Passed Senate. Ayes 49, nays none	1087
Explanation of vote	1087
Message from House	2061
Senate concurred	2073
Passed Senate. Ayes 49, nays none	2073
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2161
377 By Hansen. A bill for an act relating to municipal tort claims.	
Introduced, passed on file	582
Referred to judiciary	604
Subcommittee, Kinley, Glenn, and McCartney	730
378 By Hansen, Palmer, Andersen, Shaff and Priebe (Crabb, Holden, Drake, and Caffrey). A bill for an act to authorize the issuance of industrial aid bonds for hospital, clinic, and health care facilities.	
Introduced, passed on file	582
Referred to human resources	604
Subcommittee, Murray, Plymat, and Coleman	656
379 By Riley, Willits and Priebe (Clark of Lee, Husak, Egenes, Jesse, Drake, McCormick, Stanley, De Jong,	

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Grassley and Wells). A bill for an act relating to vacations for state employees.		Referred to judiciary	604
Introduced, passed on file	582	Subcommittee, DeKoster, Potter, and Coleman	730
Referred to human and industrial relations	604	385 By Schwengels, Willits, Miller of Des Moines, Briles, Plymat, Andersen, Rodgers and Priebe (Harvey, Crawford, Husak, Dunton, Woods, Jesse, Doyle, Drake, McCormick and Wells). A bill for an act relating to a pay adjustment for state employees within the merit employment system.	
Subcommittee, Bergman, Ramsey, and Robinson	730	Introduced, passed on file	583
Committee report	1128	Referred to state government ...	604
Recommended passage	1128	Subcommittee, Nystrom, Junkins, and Schwengels	656
Fiscal note SCS.		386 By Van Gilst. A bill for an act relating to mechanic's liens.	
Committee report adopted	1347	Introduced, passed on file	583
H. F. 503 substituted	1347	Referred to judiciary	604
Withdrawn	1348	Subcommittee, McCartney, Kelly, and Glenn	730
380 By Briles and Priebe (Freeman and Krause). A bill for an act relating to pension benefits for policemen and firemen.		387 By Schwengels and Nystrom. A bill for an act relating to motor vehicle inspection and safety.	
Introduced, passed on file	583	Introduced, passed on file	583
Referred to human and industrial relations	604	Referred to judiciary	604
Subcommittee, Nystrom, Robinson, and Milligan	730	Subcommittee, McCartney, Kelly, and Glenn	730
Committee report	1089	387 By Schwengels and Nystrom. A bill for an act relating to motor vehicle inspection and safety.	
Recommended passage	1089	Introduced, passed on file	583
Committee report adopted	1344	Referred to judiciary	604
H. F. 717 substituted	1344	Subcommittee, Potter, McCartney, and Willits	730
Withdrawn	1345	Withdrawn	1328
381 By Tieden and Shaff (Schroeder and Hansen). A bill for an act relating to a state fuel tax credit.		388 By McCartney. A bill for an act to allow discretion in school bus transportation.	
Introduced, passed on file	583	Introduced, passed on file	596
Referred to ways and means ...	604	Referred to schools	621
Subcommittee, Van Gilst, Orr, and Potter	656	Subcommittee, Shaff, Taylor, and Scott	730
Committee report	1147	389 By McCartney. A bill for an act relating to the appointment of jury commissioners.	
Recommended passage	1147	Introduced, passed on file	596
Fiscal note SCS.		Referred to judiciary	621
Amendment S. 707 filed	1502	Subcommittee, Ramsey, DeKoster, and Kennedy	731
382 By Robinson. A bill for an act relating to the repair of railway crossings.		390 By Miller of Des Moines. A bill for an act relating to construction and maintenance of roads, bridges and other internal improvements.	
Introduced, passed on file	583	Introduced, passed on file	596
Referred to commerce	604	Referred to state government ...	621
383 By Robinson. A bill for an act relating to the uniform support of dependents law.		Subcommittee, Winkelman, Nolin, and Murray	657
Introduced, passed on file	583	391 By Lamborn. A bill for an act relating to when proof of financial responsibility is required after suspension or revocation of license.	
Referred to judiciary	604	Introduced, passed on file	596
Subcommittee, Kelly, Ramsey, and Kinley	730	Referred to judiciary	621
Committee report	987	Subcommittee, Coleman, Riley, and Shaw	731
Recommended passage	987	392 By Rodgers, Coleman, Scott, Orr, Van Gilst and Shaff. A bill for an act authorizing merged areas to acquire and operate student centers and	
Steering recommends calendar ...	1071		
Amendment S. 570 filed	1250		
Committee report adopted	1261		
Amendment S. 570 adopted	1261		
Passed Senate. Ayes 45, nays none	1262		
Motion filed to reconsider vote ...	1265		
Explanation of vote	1272		
Motion to reconsider vote withdrawn	1354		
Reported correctly enrolled ...	2153		
Signed by President	2154		
Sent to Governor	2154		
Signed by Governor	2162		
384 By Willits. A bill for an act relating to mechanic's liens.			
Introduced, passed on file	583		

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parking facilities, and to finance the cost with revenue bonds.	
Introduced, passed on file	596
Referred to higher education	621
Fiscal note. SCS.	
Subcommittee, Murray, Curtis, Doderer	827
393 By Doderer. A bill for an act relating to the military service tax exemption.	
Introduced, passed on file	596
Referred to ways and means ...	621
Subcommittee, Orr, Curtis, and Hill	657
Committee report	1059
Recommended passage	1059
Fiscal note SCS.	
Amendment S. 659 filed	1397
Committee report adopted	1650
Point of order raised	1650
Ruled out of order	1651
Passed Senate. Ayes 44, nays none	1651
394 By Rabedeaux (Holden). A bill for an act relating to the annexation of territory by cities and towns.	
Introduced, passed on file	596
Referred to cities and towns ...	621
Subcommittee, Griffin, Schwengels, and Scott	827
395 By Doderer and Plymat (Higgins, Bittle and Cusack). A bill for an act to grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation.	
Introduced, passed on file	596
Referred to judiciary	621
Subcommittee, Glenn, Kennedy, and Shaw	731
396 By County Government. A bill for an act relating to departmental regulations affecting local governmental bodies.	
Introduced, placed on calendar .	602
Amendment S. 387 filed	891
Amendment S. 387 adopted	899
Passed Senate. Ayes 40, nays none	899
Reported correctly enrolled	1395
Signed by President	1395
Sent to Governor	1396
Signed by Governor	1412
397 By Kelly (Doyle). A bill for an act relating to the method of paying court reporters.	
Introduced, passed on file	602
Referred to judiciary	622
Subcommittee, Kennedy, Willits, and Kelly	731
Withdrawn	2124
398 By Blouin. A bill for an act to prohibit governmental appointees from being required to give an oath of political allegiance or make certain contributions as a condition of employment and to provide a penalty for violations.	
Introduced, passed on file	602

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Referred to judiciary	622
Subcommittee, Willits, Kennedy, and Ramsey	731
399 By Shaw (Holden). A bill for an act relating to rules of the fire marshal.	
Introduced, passed on file	602
Referred to human resources ...	622
Subcommittee, Murray, Doderer, and Coleman	1030
400 By Lamborn. A bill for an act providing for the review and approval of secondary road projects by the state highway commission.	
Introduced, passed on file	602
Referred to commerce	622
Subcommittee, Briles, Hultman, and Priebe	1113
401 By Higher Education. A bill for an act relating to transfer of patients to the university hospital.	
Introduced, placed on calendar ..	602
H.F. 401 substituted	820
Withdrawn	821
402 By Griffin. A bill for an act relating to notice of a proposed special assessment.	
Introduced, passed on file	603
Referred to judiciary	622
Subcommittee, Kinley, Glenn, and McCartney	731
403 By Kelly. A bill for an act relating to attorneys.	
Introduced, passed on file	611
Referred to judiciary	633
Subcommittee, DeKoster, Potter, and Coleman	731
Committee report	944
Recommended amendment, passage	944
Committee amendment S. 413 ..	944
Committee report adopted	1233
Placed on calendar under unfinished business	1233
404 By Kelly (Hill and Stanley). A bill for an act relating to business corporations.	
Introduced, passed on file	612
Referred to judiciary	633
Subcommittee, Potter, McCartney, and Willits	731
405 By McCartney, Robinson and DeKoster. A bill for an act relating to rights of a holder of certain instruments.	
Introduced, passed on file	612
Referred to judiciary	633
Subcommittee, Coleman, Shaw, and Riley	731
406 By Griffin. A bill for an act to exempt the sales of tangible personal property to an urban transit company from the sales and use tax.	
Introduced, passed on file	612
Referred to ways and means ...	633
Subcommittee, Plymat, Kinley, and Van Gilst	827

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407 By Briles. A bill for an act relating to the condemnation of easements for the development of recreational facilities.		Introduced, passed on file	621
Introduced, passed on file	620	Fiscal note SCS.	
Referred to natural resources ..	654	Referred to commerce	655
Subcommittee, Kelly, Blouin, and Hultman	827	Subcommittee, Riley, Taylor, and Palmer	1113
408 By McCartney, Robinson and Bergman. A bill for an act relating to mechanic's liens.		413 By Kelly (Hill and Stanley). A bill for an act relating to business corporations.	
Introduced, passed on file	620	Introduced, passed on file	621
Referred to judiciary	654	Referred to judiciary	655
Subcommittee, Glenn, Kennedy, and Shaw	731	Subcommittee, Kennedy, Willits, and Kelly	731
409 By Blouin. A bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public.		Withdrawn	2058
Introduced, passed on file	620	414 By Taylor, Bergman, Hultman, Miller of Marshall, Plymat, Priebe, Rabedaux, Robinson and Schwengels. A bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science.	
Referred to state government ..	654	Introduced, passed on file	621
Subcommittee, Nolin, Winkelman, and Nystrom	731	Referred to appropriations	655
410 By McCartney and Robinson. A bill for an act relating to subdivided land, making an appropriation and providing penalties.		Subcommittee, education	731
Introduced, passed on file	620	Committee report	1229
Fiscal note SCS.		Recommended passage	1229
Referred to commerce	654	Committee report adopted	1646
Withdrawn	1349	Passed Senate. Ayes 38, nays none	1646
411 By State Government. A bill for an act relating to the Iowa public employees' retirement system by increasing per diem for advisory investment board members, changing the maximum age for contributions, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, prohibiting retirement credit after age sixty-five, permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, changing the method of computing the rate of interest credit for members, and increasing the percent of common stocks held in the retirement fund.		Explanation of votes	1679
Introduced, placed on calendar ..	620	Reported correctly enrolled	2004
Made special order	626	Signed by President	2004
Fiscal note SCS.		Sent to Governor	2004
Special order	688	Signed by Governor	2162
H.F. 287 substituted	688	415 By Tieden (Wyckoff). A bill for an act relating to the reimbursement of expenses incurred by school board directors	
Withdrawn	712	Introduced, passed on file	626
412 By Scott, Nolin, Priebe, Miller of Marshall, Taylor, Tieden and Schaben (Miller of Cerro Gordo and Norland). A bill for an act relating to the registration fees for special trucks.		Referred to schools	655
		Subcommittee, Griffin, Kennedy, and Shaw	731
		416 By Griffin. A bill for an act relating to credit sales.	
		Introduced, passed on file	632
		Referred to commerce	655
		Amendment S. 341 filed	781
		Subcommittee, Hultman, Glenn, and Rabedaux	1113
		Amendment S. 619 filed	1318
		417 By Shaw. A bill for an act relating to posting of signs near intersections where passing motor vehicles is prohibited.	
		Introduced, passed on file	632
		Referred to judiciary	655
		Subcommittee, Willits, Kennedy, and Ramsey	731
		418 By Robinson. A bill for an act relating to mufflers on motor buses.	
		Introduced, passed on file	632
		Referred to natural resources ..	655
		Subcommittee, Gallagher, Miller of Des Moines, and Tieden ...	827
		419 By Coleman, Miller of Des Moines, Blouin, Nolin, Gallagher and Scott. A bill for an act relating to the dis-	

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position of certain deer carcasses.	
Introduced, passed on file	632
Referred to natural resources ..	655
Subcommittee, Tieden, Heying, and Miller of Marshall	827
420 By Milligan, Willits, Palmer, Kinley and Plymat. A bill for an act relating to the acquisition of real estate and the construction of technical schools thereon, to teach vocational education and aviation mechanics.	
Introduced, passed on file	632
Referred to schools	655
Subcommittee, Shaff, Andersen, and Rodgers	731
Withdrawn	2097
421 By Rodgers. A bill for an act to abolish the county school system, to provide educational services through the merged areas, and to provide a method of finance.	
Introduced, passed on file	632
Referred to schools	655
Subcommittee, Shaw, Andersen, and Scott	731
422 By Winkelman and Schwieger. A bill for an act relating to grain warehousing and handling facilities as projects which may be supported by municipalities.	
Introduced, passed on file	632
Referred to cities and towns ..	655
Subcommittee, Scott, Junkins, and Miller of Marshall	827
423 By Agriculture. A bill for an act relating to the placing of permit numbers on containers of agricultural seeds.	
Introduced, placed on calendar ..	632
H. F. 402 substituted	821
Withdrawn	822
424 By Gluba, Rabedaux, Scott, Kinley, Palmer, Willits, Blouin, Robinson, Curtis, Shaw, Murray, Schwengels and Nolin (Cusack, Higgins, Byerly, Mennenga, Connors, Norland, Miller of Cerro Gordo and Small). A bill for an act relating to the creation of a Spanish-speaking peoples study commission and providing an appropriation.	
Introduced, passed on file	653
Referred to appropriations	655
Fiscal note SCS.	
Subcommittee, human resources ..	731
Committee report	1553
Recommended amendment, passage	1553
Committee amendment S. 755 ..	1553
Referred to state government	1574
Committee report	1713
Recommended amendment, passage	1713
Committee amendment S. 853 ..	1713
Committee amendment S. 854 ..	1713
Subcommittee, Nystrom, Hansen, and Nolin	1823

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Amendment S. 948 filed	1903
Amendment S. 964 filed	1933
Committee reports adopted	2106
Committee amendment S. 854 adopted	2107
Committee amendment S. 755 adopted	2107
Amendment S. 964 adopted	2107
Amendment S. 948 adopted	2107
Committee amendment S. 853 adopted	2108
Passed Senate. Ayes 42, nays 2 ..	2108
425 By Murray. A bill for an act creating a state information and liaison office in Washington, D.C., and making an appropriation.	
Introduced, passed on file	653
Referred to appropriations	670
Subcommittee, state departments ..	731
426 By Kennedy. A bill for an act relating to the Iowa law enforcement academy and the merit employment system.	
Introduced, passed on file	653
Referred to state government ..	655
Subcommittee, Shaw, Winkelman, and Junkins	731
Committee report	1005
Recommended passage	1005
Steering recommends calendar ..	1071
Amendment S. 532 filed	1148
Committee report adopted	1239
Amendment S. 532 lost	1239
Passed Senate. Ayes 31, nays 12 ..	1240
Explanation of vote	1272
427 By Kennedy. A bill for an act relating to assaults on peace officers, and providing penalties.	
Introduced, passed on file	653
Referred to judiciary	655
Subcommittee, Kinley, Glenn, and McCartney	731
428 By Winkelman (Stromer). A bill for an act relating to partition fences.	
Introduced, passed on file	653
Referred to agriculture	655
Subcommittee, Taylor, Bergman, and Priebe	731
429 By Blouin. A bill for an act relating to the establishment of county school districts, defining the powers and duties of county school districts, and to abolish presently existing local school districts.	
Introduced, passed on file	668
Referred to schools	679
Fiscal note SCS.	
Subcommittee, Taylor, Griffin, and Scott	731
Amendment S. 622 filed	1319
430 By Kelly. A bill for an act defining simple and aggravated littering and providing a penalty.	
Introduced, passed on file	668
Referred to natural resources ..	679
Subcommittee, Scott, Milligan, and Winkelman	827

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431 By Priebe, Schaben, Scott and Kinley (Woods, Byerly, Miller of Buchanan, Connors, Newhard, De Jong, Bennett and Jordan). A bill for an act relating to mechanic's liens. Introduced, passed on file	668
Referred to judiciary	679
Subcommittee, Kelly, Ramsey, and Kinley	827
432 By Priebe and Blouin. A bill for an act to make an appropriation to reimburse the several counties for costs incurred in changing their record-keeping system as required by the department of public safety. Introduced, passed on file	668
Referred to appropriations	679
Subcommittee, state departments. 731	
Amendment S. 328 filed	749
433 By Kelly. A bill for an act relating to exemptions from execution and providing penalties. Introduced, passed on file	677
Referred to judiciary	679
Subcommittee, Potter, McCartney, and Willits	827
434 By Murray (Hill). A bill for an act to provide financial assistance for the establishment and operation of community day care centers and for training courses for employees of community day care centers, and to make an appropriation. Introduced, passed on file	677
Referred to human resources	679
Committee report	1072
Recommend passage	1072
Referred to appropriations	1071
Subcommittee, human resources	1114
435 By Cities and Towns. A bill for an act relating to the payment of annual dues to the League of Iowa Municipalities. Introduced, placed on calendar	678
Fiscal Note SCS.	
Withdrawn	692
436 By Higher Education (Education). A bill for an act relating to state per pupil aid for laboratory schools. Introduced, placed on calendar	678
Steering recommends calendar	968
H. F. 551 substituted	1001
Withdrawn	1002
437 By Doderer (Monroe). A bill for an act relating to the requirements for elections on bond issues and other propositions, and for petitions for certain purposes. Introduced, passed on file	678
Referred to judiciary	693
Subcommittee, McCartney, Kelly, and Glenn	827
Amendment S. 377 filed	874

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438 By Potter, Andersen and Coleman. A bill for an act relating to the service tax on storage of goods. Introduced, passed on file	678
Referred to ways and means	693
Subcommittee, Curtis, Lamborn, and Hill	827
Fiscal note SCS.	
439 By Potter. A bill for an act relating to retirement age for members of the peace officers' retirement system. Introduced, passed on file	678
Referred to state government	693
Fiscal note SCS.	
Subcommittee, Murray, Hansen, and Robinson	827
440 By Cities and Towns (Cities and Towns). A bill for an act relating to the financing of projects by cities, towns and counties. Introduced, placed on calendar	687
Steering recommends calendar	919
Amendment S. 411 filed	945
Amendment S. 411 adopted	963
Placed on calendar under unfinished business	963
Amendment S. 424 filed	963
Amendment S. 420 filed	963
Amendment S. 428 filed	991
Amendment S. 472 filed	1050
Amendment S. 424 adopted	1187
Amendment S. 472 adopted	1187
Amendment S. 420 adopted	1187
Amendment S. 610 filed	1304
441 By County Government. A bill for an act relating to the compensation of county officers and authorizing the establishment of group insurance, health, or medical service for county officers. Introduced, placed on calendar	687
Fiscal note SCS.	
Fiscal note SCS.	
Committee amendment S. 350 filed	807
Steering recommends calendar	968
Amendment S. 423 filed	968
Amendment S. 436 filed	977
Amendment S. 436 lost	977
Amendment S. 437 filed	977
Amendment S. 437 lost	978
Amendment S. 441 filed	978
Amendment S. 441 lost	978
Amendment S. 440 withdrawn	978
Amendment S. 440 filed	979
Amendment S. 445 filed	979
Amendment S. 445 adopted	979
Amendment S. 439 filed	979
Amendment S. 439 lost	979
Amendment S. 444 filed	979
Amendment S. 444 withdrawn	979
Amendment S. 442 filed	979
Amendment S. 442 adopted	980
Amendment S. 427 filed	980
Amendment S. 427 lost	981
Amendment S. 431 filed	981
Amendment S. 431 lost	983
Amendment S. 423 adopted	984
Ruled out of order	984
Passed Senate. Ayes 42, nays 2.	984
Message from House, with amendment	1471

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Amendment S. 719 filed	1521
Amendment S. 731 filed	1542
Amendment S. 719 adopted	1570
Amendment division S. 731A with- drawn	1570
Amendment division S. 731B adopted	1570
Amendment S. 769 filed	1571
Amendment S. 769 adopted	1571
Amendment S. 772 filed	1571
Amendment S. 772 lost	1572
Amendment S. 774 filed	1572
Amendment S. 774 adopted	1572
Amendment S. 775 filed	1573
Amendment S. 775 withdrawn	1573
Amendment S. 776 filed	1573
Amendment S. 776 adopted	1573
Senate refused to concur	1573
Message from House	1617
Conference committee appointed	1629
Conference committee report	1819
Message from House	2047
Conference committee report adopted	2044
Passed Senate. Ayes 45, nays 1	2044
Explanation of vote	2139
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2162
442 By Riley (Hill). A bill for an act relating to the Iowa Probate Code.	
Introduced, passed on file	687
Referred to judiciary	713
Subcommittee, Ramsey, DeKoster, and Kennedy	827
Committee report	1982
Recommended passage	1982
443 By Riley (Hill). A bill for an act relating to nonpro- bate transfers.	
Introduced, passed on file	687
Referred to judiciary	713
Subcommittee, Coleman, Shaw, and Riley	827
444 By Agriculture. A bill for an act relating to state-ap- proved premises, cattle feed lots and grazing areas.	
Introduced, placed on calendar	687
Committee amendment S. 353 filed	806
Committee amendment S. 353 adopted	822
Passed Senate. Ayes 45, nays none	823
Reported correctly enrolled	1083
Signed by President	1083
Sent to Governor	1083
Signed by Governor	1127
445 By McCartney. A bill for an act relating to financing the freeway-expressway sys- tem and making appropri- ations.	
Introduced, passed on file	687
Referred to judiciary	730
Subcommittee, Glenn, Kennedy, and Shaw	827
446 By Kelly, Nystrom and Doderer (Small). A bill for an act relating to the reg- istration of psychologists and establishing a psychology examining board.	

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Introduced, passed on file	692
Referred to state government	713
Subcommittee, Shaw, Schwengels, and Hill	828
447 By Riley and Van Gilst. A bill for an act relating to the commission on the aging.	
Introduced, passed on file	692
Referred to human resources	713
Subcommittee, Plymat, Doderer, and Murray	828
Committee report	1072
Recommended amendment, pas- sage	1072
Committee amendment S. 493	1072
Committee report adopted	1343
Committee amendment S. 493 adopted	1343
Passed Senate. Ayes 34, nays none	1344
Explanation of vote	1354
Explanation of vote	1381
Reported correctly enrolled	1330
Signed by President	1330
Sent to Governor	1330
Signed by Governor	1900
448 By Cities and Towns. A bill for an act relating to the establishment or acquisi- tion of mass transit systems by public agencies.	
Introduced, placed on calendar	698
Steering recommends calendar	730
Passed Senate. Ayes 42, nays none	838
Explanation of votes	848
Explanation of vote	873
Message from House, with amend- ment	1351
Senate concurred	1365
Passed Senate. Ayes 40, nays none	1365
Reported correctly enrolled	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1396
Became law by publication	1678
449 By DeKoster. A bill for an act relating to workmen's compensation second injury fund benefits.	
Introduced, passed on file	698
Referred to judiciary	730
Amendment S. 325 filed	749
Subcommittee, Kennedy, Willits, and Kelly	828
450 By DeKoster. A bill for an act relating to the uniform commercial code definition of a clearing corporation and the manner of transferring in- vestment securities.	
Introduced, passed on file	699
Referred to judiciary	730
Subcommittee, Willits, Kennedy, and Ramsey	828
451 By Shaw. A bill for an act relating to the imposition of an annual registration fee upon motorboats and sail- boats in lieu of personal prop- erty taxes and providing pen- alties for violations.	
Introduced, passed on file	699

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Referred to ways and means ...	730	Subcommittee, Kinley, Glenn, and McCartyney	828
Subcommittee, Schwengels, Orr, and Van Gilst	828	458 By Scott, Winkelman, Priebe, Gallagher, Rodgers, Nolin and Coleman. A bill for an act relating to county zoning.	
452 By Rodgers. A bill for an act permitting a city or a town to join with a town- ship in building and main- taining a memorial build- ing.		Introduced, passed on file	713
Introduced, passed on file	712	Referred to judiciary	730
Referred to cities and towns ...	730	Amendment S. 340 filed	761
Subcommittee, Scott, Junkins, and Miller of Marshall	828	Subcommittee, Kelly, Ramsey, and Kinley	828
Committee report	908	459 By Human Resources. A bill for an act relating to the sale or lease of property by a city or county hospital.	
Recommended passage	908	Introduced, placed on calendar ..	713
Committee report adopted	961	Amendment S. 379 filed	876
Passed Senate. Ayes 35, nays 1 ..	962	Amendment S. 379 adopted	1831
Reported correctly enrolled	2004	Passed Senate. Ayes 44, nays none	1832
Signed by President	2004	Reported correctly enrolled	2153
Sent to Governor	2004	Signed by President	2154
Signed by Governor	2162	Sent to Governor	2154
453 By Kelly. A bill for an act relating to the compen- sation of elected city officers.		Signed by Governor	2162
Introduced, passed on file	712	460 By Tieden. A bill for an act relating to public use of flowing surface water for navigation purposes.	
Referred to cities and towns ...	730	Introduced, passed on file	718
Subcommittee, Miller of Marshall, Willits, and Plymat	828	Referred to natural resources ..	730
Committee report	908	Subcommittee, Miller of Mar- shall, Gallagher, and Kelly	957
Recommended passage	908	461 By Tieden. A bill for an act relating to the desig- nation of protected water areas.	
Committee report adopted	998	Introduced, passed on file	718
Passed Senate. Ayes 41, nays none	998	Referred to natural resources ..	730
Explanation of vote	1016	Subcommittee, Miller of Mar- shall, Gallagher, and Kelly	957
Reported correctly enrolled	2004	462 By Winkelman. A bill for an act relating to restitu- tion to the victims of crimes.	
Signed by President	2004	Introduced, passed on file	718
Sent to Governor	2004	Referred to judiciary	730
Signed by Governor	2162	Subcommittee, DeKoster, Potter, and Coleman	828
454 By Coleman. A bill for an act relating to the issuance of deer hunting licenses.		463 By Winkelman. A bill for an act relating to hiking and equestrian trails.	
Introduced, passed on file	713	Introduced, passed on file	718
Referred to natural resources ...	730	Referred to natural resources ..	730
Subcommittee, Miller of Des Moines, Gallagher, and Kelly ..	828	Subcommittee, Blouin, Milligan, and Hultman	828
455 By Hultman. A bill for an act relating to a sales tax credit.		464 By Gluba and Orr. A bill for an act relating to state individual income tax deduc- tions.	
Introduced, passed on file	713	Introduced, passed on file	729
Referred to ways and means ...	730	Referred to ways and means ...	748
Fiscal note SCS.		Subcommittee, Potter, Plymat, and Palmer	890
Subcommittee, Rodgers, Potter, and Palmer	828	Fiscal note SCS.	
456 By Cities and Towns. A bill for an act relating to the payment of annual dues to the league of Iowa munic- ipalities and providing audit- ing procedures.		465 By Gluba. A bill for an act relating to the sale of gaso- line by the state highway commission and providing an appropriation.	
Introduced, placed on calendar ..	713	Introduced, passed on file	729
Steering recommends calendar ..	780	Referred to state government ..	748
Amendment S. 359 filed	831		
Amendment S. 359 adopted	883		
Amendment S. 385 filed	884		
Point of order raised	884		
Ruled out of order	884		
Passed Senate. Ayes 33, nays 11 ..	885		
Explanation of vote	908		
457 By Rabedeaux. A bill for an act relating to directors of cooperative associations.			
Introduced, passed on file	713		
Referred to judiciary	730		

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Subcommittee, Murray, Robinson, and Nystrom	828
466 By Rabedeaux and Tieden (Schroeder and Woods). A bill for an act relating to the movement of mobile homes and factory-built structures of excessive size.	
Introduced, passed on file	747
Referred to commerce	748
467 By State Government. A bill for an act relating to a directory of state employees.	
Introduced, placed on calendar .	747
468 By Gluba, Tieden and Blouin. A bill for an act relating to nongame birds and providing penalties.	
Introduced, passed on file	747
Referred to natural resources ..	748
Subcommittee, Miller of Marshall, Miller of Des Moines, and Gallagher	957
469 By Human and Industrial Relations. A bill for an act to transfer members of the division of fire protection of the department of public safety from the Iowa public employees' retirement system to the Iowa department of public safety peace officers' retirement, accident and disability system and to make an appropriation.	
Introduced, placed on appropriations calendar	752
Subcommittee, transportation ...	828
470 By Orr (Husak). A bill for an act imposing a voluntary tax upon specified tax-exempt properties for certain services and providing for the payment of the tax.	
Introduced, passed on file	753
Referred to ways and means ...	826
Subcommittee, Griffin, Van Gilst, and Kinley	890
471 By DeKoster. A bill for an act to abolish the office of county attorney; to establish the office of elected district prosecutor; to authorize boards of supervisors to employ legal counsel to perform county legal functions; and to otherwise provide the administrative procedures necessary to the implementation of this act.	
Introduced, passed on file	759
Referred to judiciary	827
Subcommittee, Kelly, Ramsey, and Kinley	957
472 By Hansen and Gluba (Lipsky and De Jong). A bill for an act relating to the compensation of the victims of crimes.	
Introduced, passed on file	760
Referred to judiciary	827
Subcommittee, DeKoster, Potter, and Coleman	957

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473 By County Government. A bill for an act relating to the delinquency of dog license fees.	
Introduced, placed on calendar ..	760
Passed Senate. Ayes 41, nays none	900
Reported correctly enrolled	1395
Signed by President	1395
Sent to Governor	1395
Signed by Governor	1413
474 By Doderer and Lamborn. A bill for an act relating to abused and neglected children and providing a penalty.	
Introduced, passed on file	760
Referred to human resources ...	827
Subcommittee, Gluba, Milligan, and Schwieger	1030
475 By Kennedy. A bill for an act relating to violations of the controlled substances law and providing penalties.	
Introduced, passed on file	778
Referred to judiciary	827
Subcommittee, McCartney, Kelly, and Glenn	957
476 By State Government. A bill for an act to establish the office of the legislative fiscal bureau, to abolish the budget and financial control committee, and to establish committees under the legislative council.	
Introduced, placed on calendar .	778
Fiscal note SCS.	
Amendment S. 357 filed	832
Steering recommends calendar ..	873
Amendment S. 357 adopted	904
Amendment S. 391 filed	904
Amendment S. 391 adopted	904
Passed Senate. Ayes 46, nays none	905
Message from House, with amendment	1802
Senate refused to concur	1952
Conference committee appointed ..	1961
Conference committee report ..	2077
Conference committee report adopted	2084
Passed Senate. Ayes 42, nays none	2084
Reported correctly enrolled ...	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2162
477 By Judiciary. A bill for an act to amend the unified trial court act by making certain corrections and changes in the procedure to be followed in cases of small claims, nonindictable misdemeanors, and traffic violations; relating to the office and jurisdiction of judicial magistrates and district associate judges; and making necessary corrective amendments in the Code to accord with the structure and intent of the unified trial court act.	
Introduced, placed on calendar	778
Steering recommends calendar ..	873

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Amendment S. 378 filed	876	Signed by President	2154
Amendment S. 384 filed	891	Sent to Governor	2154
Amendment S. 399 filed	922	Signed by Governor	2162
Amendment S. 396 filed	922		
Amendment S. 397 filed	923	483 By Ways and Means. A	
H. F. 535 substituted	1121	bill for an act relating to	
Withdrawn	1170	Vietnam veterans' service	
		compensation fund, author-	
478 By Human Resources. A		izing the State of Iowa to	
bill for an act relating to the		become indebted in the	
parole relief fund and provid-		amount of twenty-eight mil-	
ing an appropriation.		lion dollars and providing	
Introduced, referred to appropri-		for the issue and sale of	
ations	784	bonds of the state in evidence	
Subcommittee, human resources .	828	thereof, and providing for the	
		imposition, levy, and collec-	
479 By Milligan. A bill for an		tion of a direct annual tax	
act to provide for the estab-		sufficient to pay the principal	
lishment of a metropolitan		and interest of the bonds,	
service corporation.		making appropriations, and	
Introduced, passed on file	801	providing a penalty.	
Referred to cities and towns ..	873	Introduced, referred to appropri-	
		ations	826
480 By Ways and Means. A bill		Subcommittee, human resources .	890
for an act relating to refunds		Amendment S. 390 filed	891
of tax on special fuels.		Amendment S. 395 filed	910
Introduced, placed on calendar ..	801	Withdrawn	1539
Passed Senate. Ayes 42, nays			
none	837	484 By Junkins (Clark of Lee	
Motion filed to reconsider vote ..	841	and Brinck). A bill for an	
Motion filed to reconsider vote ..	848	act relating to the duties of	
Explanation of votes	848	deputy auditors in counties	
Explanation of vote	873	with dual county seats.	
Amendment S. 382 filed	891	Introduced, passed on file	826
Motion to reconsider vote pre-		Referred to county government .	873
vailled	902	Committee report	1903
Amendment S. 382 adopted	903	Recommended passage	1903
Passed Senate. Ayes 41, nays 5 ..	903		
Motion to reconsider vote with-		485 By Gluba, Briles, Griffin,	
drawn	903	Kinley, Andersen, Milligan,	
		Plymat, Riley, and Shaw. A	
481 By State Government		bill for an act to increase the	
(Transportation). A bill for		percentage of funds distrib-	
an act relating to motor ve-		uted to local authorities out	
hicle inspection and safety.		of the gross sales of the state	
Introduced, placed on calendar ..	801	liquor stores; and to divide	
Steering recommends calendar ..	1071	the increase between cities,	
Amendment S. 522 filed	1128	towns, and counties.	
Amendment S. 522 adopted	1326	Introduced, passed on file	826
Amendment S. 623 filed	1326	Fiscal note SCS.	
Amendment S. 623 lost	1326	Referred to ways and means ...	873
Amendment S. 625 filed	1327	Subcommittee, Hill, Curtis, and	
Amendment S. 625 lost	1327	Lamborn	957
Passed Senate. Ayes 34, nays 4 ..	1327		
Explanation of vote	1354	486 By Tieden. A bill for an	
Message from House, with amend-		act relating to mergers of	
ment	1669	portions of county school sys-	
Senate concurred	1795	tems.	
Passed Senate. Ayes 39, nays 6 ..	1796	Introduced, passed on file	861
Explanation of vote	1901	Referred to schools	890
Reported correctly enrolled	2153	Subcommittee, Shaw, Andersen,	
Signed by President	2154	and Scott	957
Sent to Governor	2154		
Signed by Governor	2162	487 By Human Resources. A	
		bill for an act to prohibit	
482 By Human Resources. A		sex discrimination in housing	
bill for an act relating to the		and retirement plans.	
establishment of community-		Introduced, placed on calendar ..	889
based correctional programs		Amendment S. 455 filed	1006
and services.		Amendment S. 455 adopted	1026
Introduced, placed on calendar ..	801	Passed Senate. Ayes 38, nays	
Steering recommends calendar ..	873	none	1027
Passed Senate. Ayes 39, nays 6 ..	915		
Explanation of vote	919	488 By Appropriations. A bill	
Message from House	2005	for an act to making ap-	
Senate concurred	2013	propriations to certain state	
Passed Senate. Ayes 49, nays 2 ..	2013	agencies.	
Explanation of vote	2032	Introduced, placed on calendar ..	897
Reported correctly enrolled	2153	Passed Senate. Ayes 41, nays	
		none	932

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Explanation of vote	957
Reported correctly enrolled	1233
Signed by President	1233
Sent to Governor	1234
Signed by Governor	1270
489 By Appropriations. A bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission.	
Introduced, placed on calendar ..	898
Passed Senate. Ayes 43, nays none	933
Explanation of vote	957
Reported correctly enrolled	1233
Signed by President	1233
Sent to Governor	1234
Signed by Governor	1270
490 By Gluba, Kinley, Palmer, Orr, Hill, Blouin, Rodgers, Robinson, Schaben, Kennedy, Miller of Des Moines, Coleman, Nolin, Scott, Willits, Glenn, Junkins, Gallagher, Doderer, Van Gilst and Heying (Small, Rapp, Griffee, Monroe, Patchett, O'Halloran, Wells, Cochran, Jesse, Fitzgerald, Avenson, Norland, McCormick, Doyle, Newhard, Mennenga, Hargrave, Miller of Cerro Gordo, Rinas, Krause, Miller of Calhoun, Horn, Middleswart, Brunow, Cusack, Connors, Harper, Dunton, Woods, Jordan, Hennessey, Husak, Poncy, Caffrey, Nielsen, Howell, Clark of Dubuque, Carr, Higgins and Hutchins). A bill for an act to provide property tax relief by providing a reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age, widows fifty-five years of age or older, or totally disabled, providing a penalty, and making an appropriation therefor.	
Introduced, passed on file	906
Referred to ways and means ...	941
491 By Schwieger, Hansen, Kennedy, Blouin, Coleman, Nystrom, Winkelman, Taylor, Kelly, Palmer, Gluba, Briles, Miller of Marshall, Doderer, Scott and Orr. A bill for an act relating to financing the freeway-expressway system between Dubuque and Sioux City, Iowa, and other portions of the system, and making appropriations.	
Introduced, passed on file	907
Referred to state government ..	941
Fiscal note SCS.	
Amendment S. 477 filed	1050
Subcommittee, Murray, Schwengels, and Junkins	1114
492 By Palmer, Blouin, Willits and Orr. A bill for an act to abolish the Iowa aeronautics commission and	

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transferring certain functions to the department of public safety.	
Introduced, passed on file	907
Referred to state government ..	941
Subcommittee, Nystrom, Schwengels and Junkins	957
Subcommittee, Nystrom, Schwengels and Junkins	1030
493 By Winkelman. A bill for an act relating to warning signs for unsafe county bridges.	
Introduced, passed on file	907
Referred to county government ..	941
494 By Appropriations. A bill for an act making an appropriation from the general fund of the state of Iowa to the Iowa beer and liquor control department for capital improvements.	
Introduced, placed on calendar ..	917
Passed Senate. Ayes 39, nays none	949
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2162
495 By Human and Industrial Relations. A bill for an act relating to workmen's compensation.	
Introduced, placed on calendar ..	917
Amendment S. 415 filed	959
Steering recommends calendar ..	968
Amendment S. 415 adopted	999
Amendment S. 450 filed	999
Amendment S. 450 adopted	999
Amendment S. 449 filed	999
Amendment S. 449 lost	999
Amendment S. 452 filed	1000
Amendment S. 452 adopted	1000
Passed Senate. Ayes 42, nays 2 ..	1000
Explanation of vote	1016
Reported correctly enrolled	1652
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1747
496 By County Government. A bill for an act relating to cooperation between cities and towns in constructing and maintaining roads in certain counties.	
Introduced, referred to ways and means	917
Subcommittee, Lamborn, Schwengels, and Palmer	957
497 By Schools. A bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students.	
Introduced, placed on calendar ..	917
Steering recommends calendar ..	968
H. F. 594 substituted	1040
Withdrawn	1045
498 By Appropriations. A bill for an act relating to a pay and allowance plan for officers and enlisted men in active state service.	

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Introduced, placed on calendar ..	917	Introduced, placed on calendar ..	961
Failed to pass Senate. Ayes 16, nays 28	950	H. F. 694 substituted	1828
Motion filed to reconsider vote .	956	Withdrawn	1828
499 By Appropriations. A bill for an act to appropriate from moneys received by the Iowa aeronautics commis- sion.		506 By County Government. A bill for an act relating to membership fees in the Iowa association of counties.	
Introduced, placed on calendar ..	918	Introduced, placed on calendar ..	966
Passed Senate. Ayes 43, nays 3 ..	950	507 By Kennedy, Priebe and Robinson. A bill for an act relating to the licensing of funeral homes and to pro- vide penalty.	
Reported correctly enrolled	1233	Introduced, passed on file	966
Signed by President	1233	Referred to judiciary	985
Sent to Governor	1234	508 By Appropriations. A bill for an act to appropriate funds to the state highway commission for designated capital improvement pro- grams.	
Signed by Governor	1270	Introduced, placed on calendar ..	985
500 By Human Resources. A bill for an act relating to visitation rights.		Passed Senate. Ayes 34, nays 9..	1024
Introduced, placed on calendar .	948	Reported correctly enrolled	1233
501 By Human Resources. A bill for an act relating to the selection of polling places for elections.		Signed by President	1233
Introduced, placed on calendar ..	948	Sent to Governor	1234
Passed Senate. Ayes 40, nays none	1117	Signed by Governor	1271
Explanation of vote	1128	509 By Human Resources. A bill for an act relating to autopsies and postmortem examinations.	
Explanation of vote	1271	Introduced, placed on calendar ..	985
Explanation of vote	1303	Amendment S. 454 filed	1007
Reported correctly enrolled	1305	510 By State Government. A bill for an act relating to per- sons permitted to inspect cer- tain records and reports of the employment security com- mission.	
Signed by President	1395	Introduced, placed on calendar ..	985
Sent to Governor	1396	H. F. 687 substituted	1496
Signed by Governor	1413	Withdrawn	1496
502 By McCartney. A bill for an act relating to group in- surance for public employes and their spouses and de- pendents.		511 By Appropriations. A bill for an act to appropriate funds from the general fund of the state for establishing community-based correctional programs and services.	
Introduced, passed on file	956	Introduced, placed on calendar ..	1003
Referred to state government ..	956	Passed Senate. Ayes 36, nays 7..	1025
Subcommittee, Junkins, Hansen, and Schwengels	1030	Reported correctly enrolled	2153
503 By Appropriations. A bill for an act making an appropriation from the pri- mary road fund to the in- dustrial commission for pay- ment of workmen's compen- sation claims of employes of the state highway commis- sion.		Signed by President	2154
Introduced, placed on calendar ..	956	Sent to Governor	2154
Passed Senate. Ayes 39, nays none	1023	Signed by Governor	2162
Reported correctly enrolled	1369	512 By Human and Industrial Relations. A bill for an act relating to holidays for state employees.	
Signed by President	1369	Introduced, placed on calendar ..	1003
Sent to Governor	1370	Passed Senate. Ayes 31, nays none	1343
Signed by Governor	1413	Explanation of vote	1354
504 By State Government. A bill for an act relating to the establishment of a state division of alcoholism and providing for a comprehen- sive program of education, treatment, and rehabilitation.		Explanation of vote	1381
Introduced, placed on calendar ..	961	Reported correctly enrolled	1830
Amendment S. 507 filed	1090	Signed by President	1830
Amendment S. 559 filed	1201	Sent to Governor	1830
505 By State Government (Transportation). A bill for an act relating to the regu- lation of motor vehicle odom- eters.		Signed by Governor	1900
		513 By Appropriations. A bill for an act making an appro- priation from the general fund to the state comptroller	

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for the substitution or replacement, in whole or in part, of any federal funds which are not available to the state for previously existing federal programs relating to youth opportunities and day care facilities programs.	
Introduced, placed on calendar	1004
Amendment S. 460 filed	1017
Amendment S. 467 filed	1031
Amendment S. 554 filed	1176
Point of order raised	1176
Amendment S. 554 lost	1177
Amendment S. 460 withdrawn	1177
Amendment S. 467 lost	1178
Amendment S. 556 filed	1178
Amendment S. 556 lost	1178
Amendment S. 555 filed	1178
Point of order raised	1179
Ruled out of order	1179
Passed Senate. Ayes 37, nays 9	1179
Explanation of vote	1198
Fiscal note SCS.	
Explanation of vote	1272
Message from House, with amendment	1549
Senate concurred	1698
Passed Senate. Ayes 43, nays 2	1698
Reported correctly enrolled	1830
Signed by President	1830
Sent to Governor	1830
Signed by Governor	1900
Became law by publication	2184
 514 By Judiciary. A bill for an act to amend the rules of civil procedure proposed by the supreme court.	
Introduced, placed on calendar	1004
Passed Senate. Ayes 32, nays none	1654
Explanation of vote	1679
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2162
 515 By Schools. A bill for an act relating to municipal tort claims.	
Introduced, placed on calendar	1020
 516 By Ways and Means. A bill for an act to provide for the assessment and taxation of the property of municipally-owned electric utilities held under joint ownership.	
Introduced, placed on calendar	1035
Passed Senate. Ayes 46, nays none	1106
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2162
 517 By Agriculture. A bill for an act relating to the sale of certain commodities by weight.	
Introduced, placed on calendar	1047
Amendment S. 505 filed	1091
Amendment S. 652 filed	1397
 518 By Appropriations. A bill for an act relating to the administration fund of the state conservation commission.	

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Introduced, placed on calendar	1056
Passed Senate. Ayes 47, nays none	1107
Reported correctly enrolled	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1413
 519 By Appropriations. A bill for an act appropriating funds to certain intergovernmental agencies.	
Introduced, placed on calendar	1056
Passed Senate. Ayes 44, nays none	1108
Explanation of vote	1128
Reported correctly enrolled	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1413
 520 By Appropriations. A bill for an act to appropriate the fish and game protection fund for use by the state conservation commission.	
Introduced, placed on calendar	1056
Passed Senate. Ayes 44, nays none	1109
Explanation of vote	1128
Reported correctly enrolled	1369
Signed by President	1369
Sent to Governor	1370
Signed by Governor	1413
 521 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission.	
Introduced, placed on calendar	1056
Passed Senate. Ayes 42, nays none	1109
Explanation of vote	1128
Reported correctly enrolled	1395
Signed by President	1395
Sent to Governor	1396
Signed by Governor	1413
 522 By Ways and Means. A bill for an act relating to fees for inspection of amusement rides, devices, concessions, and booths, and making an appropriation.	
Introduced, placed on calendar	1058
Amendment S. 495 filed	1091
Amendment S. 496 filed	1091
Amendment S. 495 adopted	1106
Amendment S. 508 filed	1106
Amendment S. 508 adopted	1106
Amendment S. 496 withdrawn	1106
Passed Senate. Ayes 45, nays none	1107
Message from House, with amendment	1669
Senate refused to concur	1925
Message from House	1956
Conference committee appointed	1956
Conference committee report	2017
Conference committee report adopted	2018
Passed Senate. Ayes 47, nays 1	2018
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2162

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523 By Appropriations. A bill for an act making an appropriation to the committee on employment of the handicapped.		Introduced, placed on calendar	1078
Introduced, placed on calendar	1056	Withdrawn	1101
Passed Senate. Ayes 45, nays none	1110	530 By State Government. A bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and minerals, and to transfer certain administrative powers and duties to other state agencies.	
Explanation of vote	1128	Introduced, placed on calendar	1087
Message from House, with amendment	1850	Amendment S. 509 filed	1114
Senate concurred	1958	Amendment S. 732 filed	1542
Passed Senate. Ayes 46, nays none	1958	Withdrawn	1879
Reported correctly enrolled	2153	531 By Human and Industrial Relations. A bill for an act relating to public employment relations and providing penalties for violations.	
Signed by President	2154	Introduced, referred to state government	1101
Sent to Governor	2154	Made special order	1180
Signed by Governor	2162	Committee report	1200
524 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions.		Without recommendation, but with amendment	1200
Introduced, placed on calendar	1056	Committee amendment S. 560	1200
Passed Senate. Ayes 44, nays 1	1110	Amendment S. 562 filed	1203
Explanation of vote	1128	Subcommittee, Nystrom, Robinson, and Schwengels	1228
Reported correctly enrolled	1369	Amendment S. 568 filed	1250
Signed by President	1369	Amendment S. 571 filed	1251
Sent to Governor	1370	Amendment S. 572 filed	1251
Signed by Governor	1413	Amendment S. 569 filed	1251
525 By Appropriations. A bill for an act making an appropriation from the general fund to the Iowa law enforcement academy.		Amendment S. 587 filed	1275
Introduced, placed on calendar	1057	Amendment S. 577 filed	1275
Passed Senate. Ayes 46, nays none	1111	Amendment S. 581 filed	1275
Explanation of vote	1128	Amendment S. 590 filed	1275
Reported correctly enrolled	1653	Amendment S. 588 filed	1276
Signed by President	1653	Amendment S. 583 filed	1276
Sent to Governor	1653	Amendment S. 579 filed	1276
Signed by Governor	1748	Amendment S. 586 filed	1276
526 By State Government. A bill for an act relating to the proclamation of a state of emergency, limiting speed limits and providing penalties.		Amendment S. 592 filed	1277
Introduced, placed on calendar	1069	Amendment S. 589 filed	1277
527 By Human Resources. A bill for an act authorizing the state board for vocational education to make disability determinations under the federal supplemental security income program for the aged, blind, and disabled.		Amendment S. 591 filed	1280
Introduced, placed on calendar	1070	Special order	1283
Withdrawn	2061	Committee report adopted	1283
528 By County Government. A bill for an act relating to the licensing of dogs.		Point of order raised	1283
Introduced, placed on calendar	1070	Committee amendment S. 560 adopted	1284
Amendment S. 563 filed	1201	Amendment S. 595 filed	1284
Placed on calendar under unfinished business	1348	Amendment S. 595 adopted	1284
Amendment S. 629 filed	1360	Amendment S. 562 lost	1285
529 By Appropriations. A bill for an act making an appropriation to the commission on aging.		Amendment S. 589 lost	1285
		Amendment S. 568 lost	1286
		Amendment S. 596 filed	1286
		Amendment division S. 596A lost	1287
		Amendment division S. 596B lost	1287
		Amendment S. 606 filed	1287
		Amendment S. 606 lost	1288
		Amendment S. 591 adopted	1288
		Amendment division S. 571A adopted	1288
		Amendment division S. 571B adopted	1289
		Amendment S. 587 lost	1289
		Amendment S. 577 lost	1289
		Amendment S. 607 filed	1289
		Amendment S. 607 adopted	1289
		Amendment S. 604 filed	1289
		Amendment S. 604 lost	1290
		Amendment S. 581 lost	1290
		Amendment S. 598 filed	1291
		Amendment division S. 598A lost	1291
		Amendment division S. 589B withdrawn	1291
		Amendment S. 597 filed	1291
		Amendment S. 597 adopted	1292
		Amendment S. 572 lost	1292

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Amendment S. 605 filed	1292
Amendment S. 605 adopted	1292
Amendment S. 569 adopted	1292
Amendment division S. 590A lost	1293
Amendment division S. 590B lost	1293
Amendment division S. 590C lost	1293
Amendment S. 588 lost	1293
Amendment S. 613 filed	1293
Amendment S. 613 lost	1293
Amendment S. 583 withdrawn	1294
Amendment S. 612 filed	1294
Amendment S. 612 lost	1294
Amendment S. 579 adopted	1294
Amendment S. 601 filed	1294
Amendment S. 601 withdrawn	1294
Amendment S. 586 lost	1295
Amendment S. 592 adopted	1295
Passed Senate. Ayes 33, nays 14	1295
Fiscal note SCS.	
Fiscal note SCS.	
532 By Appropriations. A bill for an act to appropriate and authorize expenditures from the vehicle dispatcher revolving fund.	
Introduced, placed on calendar	1113
Passed Senate. Ayes 41, nays none	1190
Explanation of vote	1271
Reported correctly enrolled	1653
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1748
533 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the various divisions of the department of general services.	
Introduced, placed on calendar	1113
Passed Senate. Ayes 39, nays 2	1191
Explanation of vote	1271
Reported correctly enrolled	1653
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1748
534 By Appropriations. A bill for an act to appropriate and authorize expenditures from moneys received by the department of general services centralized printing permanent revolving fund.	
Introduced, placed on calendar	1113
Passed Senate. Ayes 40, nays none	1192
Explanation of vote	1271
Reported correctly enrolled	1653
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1748
535 By Appropriations. A bill for an act to appropriate and authorize expenditures from moneys received by the department of general services revolving fund.	
Introduced, placed on calendar	1113
Passed Senate. Ayes 41, nays none	1192
Explanation of vote	1271
Reported correctly enrolled	1653
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1748

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536 By Judiciary. A bill for an act relating to court actions for the recovery of property.	
Introduced, placed on calendar	1113
Passed Senate. Ayes 42, nays 1	1346
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2162
537 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the Iowa drug abuse authority.	
Introduced, placed on calendar	1141
Passed Senate. Ayes 42, nays none	1193
Explanation of vote	1271
Reported correctly enrolled	1461
Signed by President	1461
Sent to Governor	1462
Signed by Governor	1498
538 By Appropriations. A bill for an act making an appropriation from the general fund of the state of Iowa to the board of parole.	
Introduced, placed on calendar	1141
Passed Senate. Ayes 42, nays none	1193
Explanation of vote	1271
Reported correctly enrolled	1461
Signed by President	1461
Sent to Governor	1462
Signed by Governor	1498
539 By Appropriations. A bill for an act making an appropriation to the department of social services for use of institutions under the bureau of adult corrections.	
Introduced, placed on calendar	1142
Amendment S. 552 filed	1173
Amendment S. 552 lost	1194
Point of order raised	1194
Passed Senate. Ayes 34, nays 5	1195
Motion filed to reconsider vote	1195
Explanation of vote	1271
Amendment S. 740 filed	1542
Motion to reconsider vote prevailed	1787
Amendment S. 740 adopted	1788
Passed Senate. Ayes 43, nays none	1788
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Item veto	2162
Signed by Governor	2162
540 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the Iowa commission on alcoholism.	
Introduced, placed on calendar	1142
Amendment S. 564 filed	1224
Amendment S. 564 lost	1225
Passed Senate. Ayes 41, nays 1	1226
Explanation of vote	1272
Message from House, with amendment	1850
Senate concurred	1959
Passed Senate. Ayes 43, nays 1	1959
Reported correctly enrolled	2153

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Signed by President	2154	the size, weight, and load of vehicles operated on Iowa's roads.	
Sent to Governor	2154	Introduced, placed on calendar ..	1157
Item veto	2163	H. F. 542 substituted	2104
Signed by Governor	2163	Withdrawn	2105
541 By Appropriations. A bill for an act creating and making an appropriation to the executive council general contingent fund.		547 By Ways and Means. A bill for an act providing a method of apportionment of valuation of electric power generating plants of more than one hundred megawatts.	
Introduced, placed on calendar ..	1142	Introduced, placed on calendar ..	1171
Passed Senate. Ayes 43, nays none	1222	Withdrawn	1254
Explanation of vote	1271	548 By Gluba. A bill for an act to require the reporting of election expenses subject to penalties imposed by law.	
Reported correctly enrolled	1653	Introduced, passed on file	1175
Signed by President	1653	Referred to state government ..	1198
Sent to Governor	1653	Subcommittee, Nystrom, Murray, and Junkins	1331
Signed by Governor	1748	549 By State Government. A bill for an act to increase the fees for applications, renewals and reinstatements of registered architects.	
542 By Appropriations. A bill for an act making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs.		Introduced, placed on calendar ..	1175
Introduced, placed on calendar ..	1142	H. F. 229 substituted	1385
Passed Senate. Ayes 42, nays 3 ..	1224	Withdrawn	1386
Explanation of vote	1228	550 By State Government. A bill for an act making corrective amendment to House File two hundred eighty-seven (287) as enacted by the Sixty-fifth General Assembly, 1973 Session.	
Explanation of vote	1272	Introduced, placed on calendar ..	1196
Message from House, with amendment	1445	Amendment S. 621 filed	1320
Senate concurred	1699	Amendment S. 621 adopted	1644
Passed Senate. Ayes 45, nays none	1699	Passed Senate. Ayes 39, nays none	1644
Reported correctly enrolled	2004	Explanation of votes	1679
Signed by President	2004	Reported correctly enrolled	2153
Sent to Governor	2004	Signed by President	2154
Signed by Governor	2163	Sent to Governor	2154
543 By Appropriations. A bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind.		Signed by Governor	2163
Introduced, placed on calendar ..	1142	Became law by publication	2184
Passed Senate. Ayes 42, nays none	1223	551 By Commerce. A bill for an act relating to investments and administration of state chartered savings and loan associations.	
Explanation of vote	1272	Introduced, placed on calendar ..	1196
Reported correctly enrolled	1369	Passed Senate. Ayes 43, nays none	1830
Signed by President	1369	552 By Appropriations. A bill for an act to appropriate from the general fund of the state to the municipal assistance fund.	
Sent to Governor	1370	Introduced, placed on calendar ..	1227
Signed by Governor	1413	Passed Senate. Ayes 42, nays none	1236
544 By Human and Industrial Relations. A bill for an act to appropriate funds from the general fund to the public employment relations board.		Explanation of vote	1272
Introduced, referred to appropriations	1142	Reported correctly enrolled	1395
Subcommittee, state department ..	1228	Signed by President	1395
545 By County Government (County Government). A bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.		Sent to Governor	1396
Introduced, placed on calendar ..	1156	Signed by Governor	1413
Amendment S. 642 filed	1382	553 By Appropriations. A bill for an act making appropriations to and relating to the	
Steering recommends calendar ..	1498		
H. F. 439 substituted	1565		
Withdrawn	1569		
546 By State Government. A bill for an act relating to			

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financing of certain state agencies whose duties relate to the use of natural resources of this state.	
Introduced, placed on calendar ..	1227
Passed Senate. Ayes 40, nays none	1236
Explanation of vote	1272
Reported correctly enrolled	1653
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1748
 554 By Appropriations. A bill for an act appropriating funds for reimbursing certain school districts for expenditures incurred in providing certain auxiliary services and materials.	
Introduced, placed on calendar ..	1227
Amendment S. 566 filed	1237
Amendment S. 566 adopted	1237
Passed Senate. Ayes 36, nays 7 ..	1237
Explanation of vote	1272
Message from House, with amendment	1775
Senate concurred	1895
Passed Senate. Ayes 36, nays 7 ..	1895
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2163
 555 By Appropriations. A bill for an act to appropriate from the general fund of the State of Iowa to the department of agriculture and its various divisions.	
Introduced, placed on calendar ..	1227
Passed Senate. Ayes 42, nays 1 ..	1238
Explanation of vote	1272
Message from House, with amendment	1594
Senate concurred	1700
Passed Senate. Ayes 44, nays none	1700
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2163
 556 By Appropriations. A bill for an act to appropriate from moneys received by certain commissions, boards and departments under the jurisdiction of the department of agriculture and raising certain fees of the department of agriculture.	
Introduced, placed on calendar ..	1241
Passed Senate. Ayes 47, nays none	1254
Explanation of vote	1271
Message from House, with amendment	1594
Senate refused to concur	1701
Message from House	1883
Conference committee appointed ..	1883
Conference committee report	1979
Conference committee report adopted	1984
Passed Senate. Ayes 39, nays none	1985
Reported correctly enrolled	2153
Signed by President	2154

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Sent to Governor	2154
Signed by Governor	2163
 557 By Ways and Means. A bill for an act providing a method of apportionment of valuation of electric power generating plants of more than twelve million dollars in taxable valuations.	
Introduced, placed on calendar ..	1253
Amendment S. 608 filed	1304
Amendment S. 614 filed	1307
Amendment S. 614 adopted	1307
Amendment S. 616 filed	1308
Amendment S. 616 adopted	1308
Amendment S. 608 adopted	1308
Amendment S. 615 filed	1308
Amendment S. 615 adopted	1308
Amendment S. 617 filed	1309
Amendment S. 617 lost	1309
Passed Senate. Ayes 40, nays 2 ..	1310
Motion filed to reconsider vote ..	1310
Explanation of vote	1317
Motion to reconsider vote pre- vailed	1454
Amendment S. 695 filed	1454
Amendment S. 696 filed	1454
Amendment S. 696 adopted	1454
Placed on calendar under un- finished business	1455
Amendment S. 697 filed	1468
Committee amendment S. 746 filed	1555
Amendment S. 695 withdrawn	1666
Amendment S. 834 filed	1667
Amendment division S. 834A lost ..	1668
Amendment division S. 834B lost ..	1668
Amendment division S. 834C adopted	1668
Amendment division S. 834D adopted	1668
Committee amendment S. 746 adopted	1668
Ruled out of order	1668
Ruled out of order	1669
Passed Senate. Ayes 42, nays 3 ..	1669
Motion filed to reconsider vote ..	1712
Motion to reconsider vote with- drawn	1736
Reported correctly enrolled	2004
Signed by President	2004
Sent to Governor	2004
Signed by Governor	2163
 558 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the state historical society.	
Introduced, placed on calendar ..	1253
Passed Senate. Ayes 44, nays none	1313
Reported correctly enrolled	1653
Signed by President	1653
Sent to Governor	1653
Signed by Governor	1748
 559 By Appropriations. A bill for an act appropriating funds from the general fund of the state to the department of revenue for administrative purposes.	
Introduced, placed on calendar ..	1253
Passed Senate. Ayes 40, nays none	1313
Reported correctly enrolled	1653

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Signed by President	1653	567 By Appropriations. A bill	
Sent to Governor	1653	for an act making an appro-	
Signed by Governor	1748	priation from the general	
560 By Appropriations. A bill		fund of the state to the de-	
for an act making an appro-		partment of public defense.	
priation for membership in		Introduced, placed on calendar ..	1266
the midwest nuclear compact.		Passed Senate. Ayes 36, nays 1 ..	1322
Introduced, placed on calendar ..	1253	Explanation of vote	1354
Passed Senate. Ayes 42, nays		Reported correctly enrolled	2004
none	1314	Signed by President	2004
Reported correctly enrolled	1653	Sent to Governor	2004
Signed by President	1653	Signed by Governor	2163
Sent to Governor	1653	568 By Judiciary. A bill for an	
Signed by Governor	1748	act relating to the granting	
561 By Appropriations. A bill		of immunity to witnesses	
for an act to make an appro-		testifying in criminal pro-	
priation from the motor ve-		ceedings and providing a	
hicle fuel tax fund to the		penalty.	
state comptroller.		Introduced, placed on calendar ..	1303
Introduced, placed on calendar ..	1253	569 By Human Resources. A	
Passed Senate. Ayes 39, nays		bill for an act relating to	
none	1315	child care facilities and pro-	
Reported correctly enrolled	1653	viding penalties.	
Signed by President	1653	Introduced, placed on calendar ..	1353
Sent to Governor	1653	Steering recommends calendar ..	1498
Signed by Governor	1748	Placed on calendar under un-	
562 By Appropriations. A bill		finished business	2028
for an act to make an appro-		Made special order	2053
priation from the motor ve-		Amendment S. 1012 filed	2146
hicle fuel tax fund to the de-		Amendment S. 999 filed	2146
partment of revenue.		Amendment S. 1002 filed	2147
Introduced, placed on calendar ..	1253	Amendment S. 1004 filed	2147
Passed Senate. Ayes 42, nays		Amendment S. 1000 filed	2147
none	1315	Amendment S. 1013 filed	2147
Reported correctly enrolled	1653	570 By Ways and Means. A bill	
Signed by President	1653	for an act relating to aid to	
Sent to Governor	1653	dependent children, blind	
Signed by Governor	1748	assistance, and aid to the dis-	
563 By Appropriations. A bill		abled, and limitations on	
for an act to make an appro-		county poor fund millage	
priation from the general		levies.	
fund of the state to the pio-		Introduced, placed on calendar ..	1364
neer lawmakers, the Spanish-		Committee amendment S. 711	
American war veterans, and		filed	1502
the commission on the status		Committee amendment S. 711	
of women.		adopted	1509
Introduced, placed on calendar ..	1253	Amendment S. 714 filed	1509
Passed Senate. Ayes 44, nays		Amendment S. 714 lost	1509
none	1316	Passed Senate. Ayes 45, nays 2 ..	1509
Reported correctly enrolled	1830	Explanation of votes	1541
Signed by President	1830	Message from House, with amend-	
Sent to Governor	1830	ment	1883
Signed by Governor	1900	Senate concurred	1960
564 By Gluba. A bill for an act		Passed Senate. Ayes 43, nays 1 ..	1960
relating to workmen's com-		Reported correctly enrolled	2153
penensation for inmates of re-		Signed by President	2154
formatories and penitenti-		Sent to Governor	2154
aries and other state penal or		Signed by Governor	2163
correctional facilities.		571 By Ways and Means. A bill	
Introduced, passed on file	1265	for an act to exempt from	
Referred to human and industrial		taxation all livestock valued	
relations	1303	and assessed on January 1,	
565 By Judiciary. A bill for an		1973, for which taxes would	
act relating to eminent do-		otherwise be due in 1974 and	
main.		succeeding years and making	
Introduced, placed on calendar ..	1265	an appropriation.	
H. F. 741 substituted	2094	Introduced, referred to appro-	
Withdrawn	2095	priations	1379
566 By State Government. A		Subcommittee, Potter, Shaff, and	
bill for an act relating to		Willits	1424
eminent domain procedures.		Committee report	1499
Introduced, placed on calendar ..	1266	Recommended passage	1499
		Amendment S. 709 filed	1503
		Amendment S. 708 filed	1503

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Committee report adopted	1510
Amendment S. 717 filed	1510
Point of order raised	1510
Ruled out of order	1510
Amendment S. 709 adopted	1511
Point of order raised	1511
Ruled out of order	1511
Amendment S. 718 filed	1511
Ruled out of order	1511
Amendment S. 722 filed	1511
Point of order raised	1513
Ruled out of order	1513
Amendment S. 726 filed	1514
Amendment S. 726 lost	1514
Passed Senate. Ayes 38, nays 6	1515
Explanation of vote	1516
Explanation of votes	1541
Message from House, with amendment	1883
Senate concurred	1961
Passed Senate. Ayes 38, nays 7	1962
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2163
572 By Gluba and Blouin. A bill for an act relating to the issuance of free hunting and fishing licenses.	
Introduced, passed on file	1379
Fiscal note SCS.	
Referred to natural resources	1414
573 By Appropriations. A bill for an act making an appropriation to the office of the governor for use in the governor's youth opportunity program to provide employment for young persons and improve railroad branch lines.	
Introduced, placed on calendar	1380
H. F. 767 substituted	1419
Withdrawn	1439
574 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of soil conservation for the soil and water conservation cost-sharing program.	
Introduced, signed on calendar	1380
Passed Senate. Ayes 42, nays none	1420
Explanation of votes	1424
Message from House, with amendment	2005
Senate concurred	2039
Passed Senate. Ayes 46, nays none	2039
Explanation of vote	2139
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2163
575 By Appropriations. A bill for an act appropriating moneys to the department of general services for renovation of the Valley Bank building.	
Introduced, placed on calendar	1380
Passed Senate. Ayes 41, nays none	1420
Explanation of votes	1424
Reported correctly enrolled	1830

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Signed by President	1830
Sent to Governor	1830
Signed by Governor	1900
Became law by publication	2184
576 By Appropriations. A bill for an act to appropriate from the general fund of the state to the sewage works construction fund and relating to the reversion of the unencumbered balance of an appropriation to the sewage works construction fund.	
Introduced, placed on calendar	1380
Amendment S. 677 filed	1448
Amendment S. 677 withdrawn	1999
Passed Senate. Ayes 43, nays none	1999
577 By Appropriations. A bill for an act to appropriate from the general fund of the state to the state conservation commission for the open space land acquisition program.	
Introduced, placed on calendar	1380
Amendment S. 644 filed	1382
Amendment S. 645 filed	1383
Amendment S. 649 filed	1398
Amendment S. 673 filed	1428
Amendment S. 682 filed	1449
Amendment S. 680 filed	1449
Amendment S. 681 filed	1449
Amendment S. 644 lost	1456
Amendment S. 645 lost	1457
Amendment S. 681 lost	1458
Amendment S. 673 adopted	1458
Amendment S. 649 lost	1459
Amendment S. 699 filed	1459
Amendment S. 699 adopted	1459
Amendment S. 698 filed	1459
Point of order raised	1459
Ruled out of order	1459
Amendment S. 682 withdrawn	1459
Amendment S. 680 lost	1460
Motion to table	1460
Motion withdrawn	1461
Passed Senate. Ayes 47, nays 2	1461
Message from House	2092
Senate concurred	2101
Passed Senate. Ayes 40, nays 1	2101
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2163
578 By Appropriations. A bill for an act to appropriate funds to the office of the citizens' aide.	
Introduced, placed on calendar	1380
Passed Senate. Ayes 41, nays 3	1440
Message from House	1974
Senate refused to concur	1987
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2163
579 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of general services for expansion of the capitol complex.	
Introduced, placed on calendar	1380
H. F. 770 substituted	1441
Withdrawn	1464

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580 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the Iowa state arts council.		Amendment S. 700 filed	1469
Introduced, placed on calendar	1380	Amendment S. 706 filed	1503
Passed Senate. Ayes 42, nays none	1442	Amendment S. 705 filed	1503
Reported correctly enrolled	1830	Amendment S. 735 filed	1543
Signed by President	1830	Made special order	1546
Sent to Governor	1830	Amendment S. 745 filed	1557
Signed by Governor	1900	Amendment S. 747 filed	1557
581 By Appropriations. A bill for an act making an appropriation from the general fund to the Iowa crime commission.		Amendment S. 757 filed	1557
Introduced, placed on calendar	1381	Amendment S. 744 filed	1558
Amendment S. 689 filed	1443	Amendment S. 786 filed	1588
Amendment S. 689 lost	1443	Amendment S. 780 filed	1589
Failed to pass Senate. Ayes 24, nays 18	1444	Amendment S. 784 filed	1589
Motion filed to reconsider vote	1445	Amendment S. 787 filed	1589
Amendment S. 701 filed	1469	Amendment S. 788 filed	1590
Motion to reconsider vote prevailed	1484	Amendment S. 778 filed	1590
Amendment S. 701 adopted	1485	Amendment S. 789 filed	1591
Amendment S. 702 filed	1485	Amendment S. 779 filed	1591
Amendment S. 702 adopted	1485	Special order	1595
Passed Senate. Ayes 49, nays none	1485	Amendment S. 735 adopted	1597
Reported correctly enrolled	1830	Amendment S. 747 adopted	1597
Signed by President	1830	Amendment S. 779 lost	1598
Sent to Governor	1830	Amendment S. 757 lost	1599
Signed by Governor	1900	Amendment S. 700 adopted	1600
582 By Appropriations. A bill for an act to appropriate funds from the general fund to the Iowa crime commission for the purpose of matching federal funds to support certain activities within local government units.		Amendment S. 705 lost	1601
Introduced, placed on calendar	1381	Amendment S. 679 adopted	1601
Amendment S. 692 filed	1449	Amendment S. 791 filed	1603
Amendment S. 690 filed	1450	Amendment S. 791 adopted	1603
Amendment S. 703 filed	1486	Amendment S. 793 filed	1603
Amendment S. 703 adopted	1486	Amendment S. 793 adopted	1604
Amendment S. 690 withdrawn	1486	Amendment S. 792 filed	1604
Amendment S. 692 withdrawn	1486	Amendment S. 792 adopted	1604
Passed Senate. Ayes 45, nays none	1486	Amendment S. 803 filed	1604
Reported correctly enrolled	2004	Amendment division S. 803A adopted	1605
Signed by President	2004	Amendment division S. 803B adopted	1605
Sent to Governor	2004	Amendment S. 808 filed	1605
Signed by Governor	2163	Amendment S. 808 adopted	1605
583 By State Government. A bill for an act relating to the disclosure of campaign contributions and expenditures by candidates, persons, political committees, and political parties providing for an income tax check-off for campaign contributions, relating to campaign expense limitations, and providing penalties.		Amendment S. 786 adopted	1606
Introduced, placed on calendar	1395	Motion to suspend rules	1606
Amendment S. 672 filed	1428	Motion to suspend rules prevailed	1606
Amendment S. 671 filed	1428	Amendment S. 780 withdrawn	1606
Amendment S. 675 filed	1428	Ruled out of order	1606
Amendment S. 674 filed	1428	Amendment division S. 787A withdrawn	1607
Amendment S. 679 filed	1450	Amendment S. 796 filed	1607
Amendment S. 685 filed	1452	Amendment division S. 796B withdrawn	1607
		Amendment division S. 796A adopted	1607
		Amendment division S. 787B adopted	1608
		Amendment S. 672 withdrawn	1608
		Amendment S. 671 adopted	1608
		Amendment S. 788 adopted	1608
		Amendment S. 685 lost	1609
		Amendment S. 795 filed	1609
		Amendment S. 795 adopted	1610
		Amendment S. 745 adopted	1610
		Amendment S. 706 adopted	1610
		Amendment S. 744 withdrawn	1610
		Amendment S. 809 filed	1610
		Amendment S. 809 lost	1611
		Amendment S. 811 filed	1611
		Amendment S. 811 lost	1611
		Amendment S. 813 filed	1611
		Amendment S. 813 lost	1611
		Amendment S. 675 lost	1612
		Amendment S. 674 lost	1613
		Point of order raised	1613
		Ruled out of order	1613
		Motion to suspend rules	1613
		Ruled out of order	1613
		Motion withdrawn	1613
		Motion to suspend rules	1614
		Ruled out of order	1614
		Motion withdrawn	1614

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Amendment S. 814 filed	1614
Amendment S. 815 filed	1614
Amendment S. 815 adopted	1614
Amendment S. 814 adopted	1615
Amendment division S. 789B with- drawn	1616
Amendment S. 810 filed	1616
Amendment division S. 810A with- drawn	1616
Amendment division S. 810B lost.	1616
Amendment division S. 789A lost.	1616
Subcommittee, Van Gilst, Potter, and Hill	1636
Passed Senate. Ayes 46, nays none	1616
Fiscal note SCS.	
Message from House	2105
Senate concurred	2123
Passed Senate. Ayes 49, nays none	2123
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
 584 By Orr (Jordan and Miller of Buchanan). A bill for an act relating to valuation of property and property tax limitations.	
Introduced, passed on file	1445
Referred to ways and means	1498
Subcommittee, Van Gilst, Potter, and Hill	1636
 585 By Judiciary. A bill for an act relating to ratification of the sale of certain real estate owned by the Knoxville Com- munity School District, in Marion County, Iowa.	
Introduced, placed on calendar ..	1466
Proof of publication certified ..	1498
Amendment S. 704 filed	1504
Amendment S. 704 adopted	1641
Passed Senate. Ayes 31, nays none	1641
Explanation of votes	1679
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
 586 By Appropriations. A bill for an act making an appro- priation from the general fund of the State of Iowa to the department of public in- struction.	
Introduced, placed on calendar ..	1498
Amendment S. 730 filed	1543
Amendment S. 737 filed	1543
Amendment S. 730 adopted	1548
Amendment S. 737 adopted	1548
Passed Senate. Ayes 42, nays none	1548
Message from House, with amend- ment	1803
Senate concurred	1955
Passed Senate. Ayes 42, nays none	1956
Explanation of votes	1981
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
 587 By Human Resources (Ap- propriations. A bill for an	

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act relating to authority of the department of social serv- ices to provide state suppl- mentary cash payments to certain persons and revising the laws of this state rela- tive to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, and provid- ing penalties for certain vio- lations.	
Introduced, referred to appro- priations	1515
Committee report	1584
Recommended amendment, pas- sage	1584
Committee amendment S. 781 ..	1584
Subcommittee, human resources.	1636
Amendment S. 828 filed	1680
Placed on appropriations cal- endar	1699
Amendment S. 842 filed	1718
Committee report adopted	1918
H. F. 789 substituted	1918
Withdrawn	1921
 588 By Appropriations. A bill for an act making an appro- priation to the state conser- vation commission to carry out certain designated pro- grams.	
Introduced, placed on calendar ..	1551
Amendment S. 798 filed	1622
Amendment S. 798 adopted	1655
Passed Senate. Ayes 41, nays none	1655
Message from House	2129
Senate concurred	2130
Passed Senate. Ayes 48, nays none	2130
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
 589 By Appropriations. A bill for an act making an appro- priation to certain state libraries.	
Introduced, placed on calendar ..	1551
H. F. 777 substituted	1656
Withdrawn	1657
 590 By Appropriations. A bill for an act setting the salary rate for state officials and designated employees of the state.	
Introduced, placed on calendar ..	1551
Amendment S. 758 filed	1558
Amendment S. 770 filed	1592
Amendment S. 768 filed	1592
Amendment S. 771 filed	1592
Amendment S. 805 filed	1623
Amendment S. 799 filed	1623
Amendment S. 821 filed	1638
Amendment S. 819 filed	1638
Amendment S. 818 filed	1638
Amendment S. 830 filed	1681
Amendment division S. 805A with- drawn	1705
Amendment division S. 805B adopted	1705
Amendment S. 820 adopted	1705
Amendment S. 818 adopted	1706
Amendment S. 771 lost	1706

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Amendment S. 768 adopted	1706	595 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the department of public instruction for the use of the school budget review committee.
Amendment S. 859 filed	1707	Introduced, placed on calendar
Amendment S. 859 lost	1707	Passed Senate. Ayes 40, nays none
Amendment S. 871 filed	1707	Reported correctly enrolled
Amendment S. 871 lost	1707	Signed by President
Amendment S. 758 adopted	1708	Sent to Governor
Ruled out of order	1708	Signed by Governor
Amendment S. 873 filed	1708	
Amendment S. 873 lost	1709	596 By Appropriations. A bill for an act appropriating funds to the state advisory council for vocational education.
Passed Senate. Ayes 26, nays 21	1709	Introduced, placed on calendar
Motion filed to reconsider vote	1709	Passed Senate. Ayes 41, nays none
Motion to reconsider vote withdrawn	1760	
Message from House, with amendment	1883	597 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the department of general services for the educational radio and television facility board for the purchase of equipment.
Amendment S. 970 filed	1934	Introduced, placed on calendar
Amendment S. 975 filed	1962	Passed Senate. Ayes 46, nays none
Amendment S. 980 filed	1982	
Amendment S. 983 filed	2033	598 By Appropriations (Appropriations). A bill for an act to establish a statewide medical education system for the purpose of training resident physicians in family practice and to provide an appropriation.
Amendment S. 975 adopted	2045	Introduced, placed on calendar
Amendment S. 980 adopted	2046	Passed Senate. Ayes 43, nays none
Amendment S. 970 adopted	2046	Reported correctly enrolled
Point of order raised	2046	Signed by President
Ruled not germane S. 983	2046	Sent to Governor
Ruled out of order	2046	Signed by Governor
Senate concurred	2046	
Passed Senate. Ayes 37, nays 8	2046	599 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes.
Reported correctly enrolled	2153	Introduced, placed on calendar
Signed by President	2154	Passed Senate. Ayes 44, nays none
Sent to Governor	2154	Reported correctly enrolled
Signed by Governor	2164	Signed by President
		Sent to Governor
591 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the civil rights commission.		Signed by Governor
Introduced, placed on calendar	1551	
Amendment S. 807 filed	1623	600 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of public safety for radio equipment for the division of radio communication and relating to radio communications.
H. F. 785 substituted	1895	Introduced, placed on calendar
Withdrawn	1898	Passed Senate. Ayes 45, nays none
		Message from House
592 By Ways and Means. A bill for an act relating to foreign life insurance companies becoming domestic companies and providing for a transfer tax therefor.		Senate concurred
Introduced, placed on calendar	1551	
Amendment S. 895 filed	1751	
Amendment S. 909 filed	1779	
Amendment S. 904 filed	1780	
H. F. 798 substituted	1796	
Withdrawn	1797	
593 By Judiciary. A bill for an act relating to the Iowa state civil rights commission and providing a penalty.		
Introduced, placed on calendar	1551	
Amendment S. 800 filed	1623	
594 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities services.		
Introduced, placed on calendar	1574	
Passed Senate. Ayes 36, nays 3	1657	
Reported correctly enrolled	2153	
Signed by President	2154	
Sent to Governor	2154	
Signed by Governor	2164	

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Passed Senate. Ayes 47, nays none	2090
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
601 By Appropriations. A bill for an act providing that costs for the manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers shall be paid from road use tax funds.	
Introduced, placed on calendar	1634
H. F. 793 substituted	1837
Withdrawn	1838
602 By Appropriations. A bill for an act relating to the administration of the motor vehicle inspection fees.	
Introduced, placed on calendar	1634
Amendment S. 832 filed	1681
Amendment S. 832 adopted	1840
Passed Senate. Ayes 43, nays 1	1840
Message from House	1952
Senate concurred	1970
Passed Senate. Ayes 42, nays 1	1970
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
Became law by publication	2185
603 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof.	
Introduced, placed on calendar	1634
Amendment S. 887 filed	1752
Amendment S. 898 filed	1752
Amendment S. 893 filed	1753
Amendment S. 908 filed	1780
Amendment S. 924 filed	1823
Amendment S. 887 withdrawn	1841
Amendment division S. 908A adopted	1841
Amendment division S. 908B adopted	1841
Amendment S. 898 adopted	1842
Amendment S. 932 filed	1842
Amendment S. 932 adopted	1842
Amendment S. 924 lost	1843
Amendment S. 893 withdrawn	1843
Passed Senate. Ayes 49, nays none	1843
Message from House	1927
Senate refused to concur	1969
Message from House	1991
Conference committee appointed	1992
Conference committee report	2037
Conference committee report adopted	2038
Passed Senate. Ayes 45, nays 1	2038
Message from House	2056
Second conference committee appointed	2056
Second conference committee report	2085
Second conference committee report adopted	2085
Passed Senate. Ayes 42, nays 1	2085
Explanation of vote	2139
Reported correctly enrolled	2153
Signed by President	2154

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Sent to Governor	2154
Signed by Governor	2164
604 By Appropriations. A bill for an act making an appropriation to the department of social services for certain public assistance programs and contractual services, changing the procedure for handling county claims arising from foster care for veterans' children, and relating to eligibility for assistance under the aid to dependent children program.	
Introduced, placed on calendar	1635
Amendment S. 823 filed	1681
Amendment S. 841 filed	1718
Amendment S. 840 filed	1718
Amendment S. 841 lost	1844
Amendment S. 823 lost	1845
Amendment S. 840 lost	1846
Passed Senate. Ayes 44, nays 4	1846
Message from House	1952
Amendment S. 974 filed	1972
Amendment division S. 974A adopted	1972
Amendment division S. 974B adopted	1973
Amendment S. 982 filed	1973
Amendment S. 982 lost	1973
Senate concurred	1973
Passed Senate. Ayes 42, nays 4	1973
Reported correctly enrolled	2153
Signed by President	2154
Sent to Governor	2154
Signed by Governor	2164
605 By Appropriations. A bill for an act making an appropriation from the general fund of the State of Iowa to constitutional state officials and departments and the executive council and relating to the expenses of the office of auditor of state.	
Introduced, placed on calendar	1677
Amendment S. 846 filed	1718
Amendment S. 870 filed	1719
H. F. 783 substituted	1915
Withdrawn	1917
606 By Human and Industrial Relations. A bill for an act relating to workmen's compensation benefits.	
Introduced, placed on calendar	1711
607 By Appropriations. A bill for an act making appropriations to legislative staff agencies and making an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state.	
Introduced, placed on calendar	1747
H. F. 784 substituted	1847
Withdrawn	1848
608 By Commerce (Commerce). A bill for an act adding to the Iowa Banking Act a new division relating to the days and hours of operation of banks and bank offices	

S. F.	Page	S. F.	Page
and of savings and loan associations. Introduced, placed on calendar .1747		municipally-owned television translator facilities and issue bonds to pay the cost thereof.	
609 By Appropriations. A bill for an act to appropriate funds from the general fund of the State of Iowa to the state board of regents for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, leases, land purchases, equipment, replacements, or alterations, and providing for joint control of the expenditures thereof by the board of regents, the governor, and the state comptroller. Introduced, placed on calendar .1776 Passed Senate. Ayes 45, nays 1 .1877 Motion filed to reconsider vote .1899 Amendment S. 962 filed .....1935 Motion to suspend rules to reconsider vote .....1941 Motion to suspend rules to reconsider vote failed .....1942 Motion filed to reconsider vote .1942 Motion to reconsider vote prevailed .....1942 Amendment division S. 962A adopted .....1943 Amendment S. 972 filed .....1943 Amendment S. 972 adopted .....1944 Amendment S. 973 filed .....1944 Amendment S. 973 lost .....1945 Amendment division S. 962C adopted .....1945 Amendment division S. 962B adopted .....1945 Passed Senate. Ayes 41, nays 7 .1945 Reported correctly enrolled ....2153 Signed by President .....2154 Sent to Governor .....2154 Signed by Governor .....2165		Introduced, placed on calendar .1894 Amendment S. 988 filed .....2033 H. F. 803 substituted .....2098 Withdrawn .....2099	
610 By Commerce (Commerce). A bill for an act relating to the establishment of fees for certain applications filed with the department of banking. Introduced, placed on calendar .1777		614 By Appropriations. A bill for an act to make an appropriation to the department of public instruction for reimbursements to school districts and county boards of education for expanded special education programs. Introduced, placed on calendar ..1899 Returned to appropriations ...1922	
611 By Appropriations. A bill for an act making an appropriation to the educational radio and television facility board for the purpose of making capital improvements for services in the northwest and southwest areas of the state. Introduced, placed on calendar .1810 Passed Senate. Ayes 46, nays none .....1922		615 By Ways and Means. A bill for an act to provide limitations on the property tax levy for budgets of counties, cities, and towns for the period beginning January 1, 1974. Introduced, placed on calendar .1930 Amendment S. 977 filed .....1932 Amendment S. 978 filed .....1933	
612 By Judiciary. A bill for an act relating to the fifth judicial district and judicial nominating commission. Introduced, placed on calendar .1852		616 By Appropriations. A bill for an act to appropriate from the general fund of the state for the office of the state comptroller and its divisions. Introduced, placed on calendar .1974 H. F. 800 substituted .....2000 Withdrawn .....2001	
613 By Cities and Towns. A bill for an act to permit certain cities to modify and rebuild		617 By Cities and Towns. A bill for an act to appropriate from the general fund of the state to the sewage works construction fund. Introduced, placed on calendar .1998 Made special order .....1998	
		618 By Appropriations. A bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system and to positions under the jurisdiction of the state board of regents and providing an appropriation. Introduced, placed on calendar .2043 Amendment S. 1005 filed .....2147 Amendment S. 1005 withdrawn .2048 Amendment S. 1010 filed .....2048 Amendment division S. 1010B adopted .....2048 Amendment division S. 1010A adopted .....2048 Amendment S. 1015 filed ....2048 Amendment S. 1015 withdrawn .2048 Passed Senate. Ayes 46, nays none .....2049 Message from House .....2134 Senate concurred .....2135 Passed Senate. Ayes 48, nays none .....2135 Reported correctly enrolled ....2152	

S. F.	Page	S. F.	Page
Signed by President	2154	erson county holding facility, so long as both purchases and acquisitions may be accomplished without a levy of additional taxes.	
Sent to Governor	2154	Introduced, placed on calendar ..	.2064
Signed by Governor	2165	Proof of publication certified ..	.2139
619 By Judiciary. A bill for an act permitting the Jefferson county board of supervisors to make payments for the purchase and acquisition of a one-fifth interest in the city-county law enforcement center and further to purchase and acquire the Jef-		Passed Senate. Ayes 43, nays 1 ..	.2065
		Reported correctly enrolled ...	.2153
		Signed by President .....	.2154
		Sent to Governor .....	.2154
		Signed by Governor .....	.2165

RECORD OF HOUSE BILLS IN SENATE

HOUSE JOINT RESOLUTIONS AND HOUSE FILES PASSED AND APPROVED—172

H.J.R. 1, 19, 22, 23

H.F.

18, 19, 22, 27, 28, 30, 32, 34, 37, 41, 48, 61, 108, 109, 116, 122, 127, 135, 148, 156, 166, 174, 175, 186, 189, 191, 193, 197, 198, 203, 206, 208, 209, 210, 219, 220, 222, 223, 229, 240, 242, 253, 261, 262, 270, 287, 291, 292, 307, 309, 314, 315, 318, 328, 359, 364, 372, 373, 375, 383, 395, 400, 401, 402, 403, 405, 439, 459, 498, 503, 529, 542, 547, 549, 551, 572, 574, 585, 594, 608, 609, 612, 625, 629, 642, 647, 655, 656, 657, 670, 675, 676, 677, 678, 679, 682, 683, 687, 691, 693, 694, 696, 703, 704, 705, 716, 717, 720, 721, 726, 732, 735, 736, 737, 739, 740, 741, 742, 743, 745, 747, 748, 750, 751, 752, 755, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 768, 769, 770, 774, 775, 776, 777, 778, 779, 780, 782, 783, 784, 785, 786, 789, 790, 791, 792, 793, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807.

SENT TO SECRETARY OF STATE

H.J.R. 1, 19, 22, 23

ITEM VETO ON BILLS APPROVED BY THE GOVERNOR

H.F. 739, 747, 769, 780, 802

H.J.R.	Page	H.J.R.	Page
<p>1 By Pellett and Strothman. A joint resolution proposing to the President of the United States, Richard M. Nixon, United States Secretary of Agriculture, Earl Butz, and members of the Iowa congressional delegation, that the funds being withheld for the rural environmental assistance program (ASCS), the rural electrification administration loan programs (REA), and the rural emergency loans program (FHA) be released.</p> <p>Received, passed on file 74 Referred to agriculture 80 Committee report 151 Recommended passage 151 Committee report adopted 176 Passed Senate. Ayes 41, nays none 176 Signed by President 259</p> <p>3 By Hill, Lipsky, Cochran, Kreamer, Bittle, Knoke, Roorda, Newhard, Crawford, Small, Monroe, Carr, Schroeder, Middleswart, Stromer, Edelen, Readinger, Den Herder, Jesse, Dunton, Clark of Lee and Stanley. A joint resolution proposing an amendment to the Constitution of the State of Iowa to provide means for the General Assembly to convene itself into special session between regular sessions.</p> <p>Received, passed on file 224 Referred to judiciary 225 Subcommittee, McCartney, Kelly, and Glenn 342</p>		<p>17 By Appropriations. A joint resolution relating to the effective date of laws. Received, passed on file 996 Referred to judiciary 1016</p> <p>19 By Appropriations (Appropriations). A joint resolution to approve contracting for cost analyses of no-fault motor vehicle insurance legislation.</p> <p>Received, passed on file 1113 Referred to appropriations 1145 Subcommittee, transportation 1228 Committee report 1248 Recommended amendment, passage 1249 Committee amendment S. 574 1249 Committee report adopted 1255 Committee amendment S. 574 adopted 1255 Passed Senate. Ayes 46, nays none 1255 Explanation of vote 1271 Explanation of vote 1272 Signed by President 1395</p> <p>22 By Appropriations. A joint resolution directing the department of social services to delineate the intent and objectives of programs for young persons at certain institutions under its control.</p> <p>Received, passed on file 1635 Referred to appropriations 1635 Committee report 1778 Recommended passage 1778 Subcommittee, human resources 1823 Committee report adopted 1877 Passed Senate. Ayes 45, nays none 1877 Signed by President 2154</p>	

SENATE RECORD OF HOUSE BILLS

2261

H.J.R.	Page
23 By Appropriations. A joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the House membership.	
Received, referred to appropriations	1991
Committee report	2022
Recommended passage	2023
Committee report adopted	2023
Passed Senate. Ayes 40, nays none	2023
Signed by President	2154

H.F.	Page
3 By Holden. A bill for an act relating to members of county zoning commissions and boards of adjustment.	
Received, passed on file	173
Referred to judiciary	187
Subcommittee, Potter, McCartney, and Willits	342
4 By Small. A bill for an act relating to qualifications of civil service employees.	
Received, passed on file	173
Referred to judiciary	187
Subcommittee, McCartney, Kelly, and Glenn	342
17 By Transportation. A bill for an act relating to the memorandum of alleged traffic violations.	
Received, passed on file	100
Referred to judiciary	124
Subcommittee, Coleman, Shaw, and Riley	342
18 By Transportation. A bill for an act relating to duties of operators of vehicles turning left.	
Received, passed on file	100
Referred to judiciary	124
Subcommittee, Kelly, Ramsey, and Kinley	342
Committee report	386
Recommended passage	386
Committee report adopted	650
Passed Senate. Ayes 43, nays none	650
Signed by President	760
19 By Transportation. A bill for an act providing exceptions to driving on the right side of a roadway.	
Received, passed on file	134
Referred to state government	151
Subcommittee, Glenn, Winkelman, and Murray	342
Committee report	194
Recommended passage	194
Committee report adopted	219
Passed Senate. Ayes 40, nays none	219
Explanation of vote	235
Signed by President	381
20 By Transportation. A bill for an act relating to operating a vehicle under control.	
Received, passed on file	100

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Referred to judiciary	124
Subcommittee, DeKoster, Potter and Coleman	342
21 By Transportation. A bill for an act relating to racing on highways.	
Received, passed on file	202
Referred to judiciary	213
Subcommittee, Kelly, Ramsey, and Kinley	342
22 By Transportation. A bill for an act relating to road workers exemptions while actually working on the surface of the highways and providing penalties.	
Received, passed on file	100
Referred to human and industrial relations	124
Committee report	169
Recommended passage	169
Committee report adopted	192
Passed Senate. Ayes 46, nays 2	192
Signed by President	259
23 By Transportation. A bill for an act to reduce the penalties for certain violations of the motor vehicle financial responsibility law.	
Received, passed on file	100
Return to House	123
27 By Wells, Harper, Hansen, Edelen, Norpel, Wyckoff, Fischer of Grundy, and De Jong. A bill for an act changing the observance date of Veterans' Day.	
Received, passed on file	185
Referred to state government	194
Subcommittee, Murray, Nystrom, and Nolin	342
Committee report	622
Recommended passage	622
Steering recommends calendar	679
Committee report adopted	724
Passed Senate. Ayes 35, nays 5	724
Explanation of vote	749
Explanation of vote	802
Signed by President	905
28 By Monroe. A bill for an act relating to a free copy of the laws of Iowa.	
Received, passed on file	729
Referred to judiciary	748
Subcommittee, McCartney, Kelly, and Glenn	828
Committee amendment S. 515 filed	1128
Committee report	1199
Recommended amendment passage	1200
Steering recommends calendar	1271
Committee report adopted	1490
Committee amendment S. 515 adopted	1491
Passed Senate. Ayes 43, nays none	1491
Signed by President	1654
30 By Holden (Potter). A bill for an act relating to real estate broker trust accounts.	
Received, passed on file	297
Amendment S. 73 filed	309

H.F.	Page	H.F.	Page
Substituted for S. F. 38	331	Subcommittee, Murray, Nystrom, and Nolin	342
Amendment S. 73 adopted	331	Committee report	571
Passed Senate. Ayes 45, nays none	331	Recommended amendment, pas- sage	571
Explanation of vote	359	Committee amendment S. 247	571
Message from House	416	Committee report adopted	1433
Senate recessed	484	Committee amendment S. 247 adopted	1434
Passed Senate. Ayes 44, nays none	484	Amendment S. 678 filed	1434
Signed by President	597	Amendment S. 678 adopted	1434
32 By Agriculture (Agricul- ture). A bill for an act relat- ing to the production and adulteration of dairy food products.		Failed to pass Senate. Ayes 24, nays 21	1434
Received, passed on file	173	41 By Transportation. A bill for an act relating to tem- porary restrictions on weight and load of certain motor ve- hicles, and to provide pen- alties for violation of tem- porary restrictions.	
Substituted for S. F. 79	200	Received, passed on file	173
Placed on calendar under un- finished business	200	Referred to state government ..	187
Passed Senate. Ayes 42, nays none	207	Subcommittee, Nolin, Nystrom, and Murray	342
Signed by President	259	Committee report	413
33 By Hill, Fisher of Greene, Norpel and Jesse (Shaff, Milligan and Robinson). A bill for an act relating to temporary service by re- tired supreme court judges, quorum, and divisions of the supreme court.		Recommended passage	413
Received, passed on file	279	Steering recommends calendar ..	604
Referred to judiciary	286	Committee report adopted	664
Subcommittee, McCartney, Kelly, and Glenn	412	Passed Senate. Ayes 42, nays 3 ..	664
34 By Hill, Fisher of Greene, Norpel and Jesse (Shaff, Milli- gan and Robinson). A bill for an act relating to supreme court fees.		Motion filed to reconsider vote ..	670
Received, passed on file	279	Motion to reconsider vote pre- vailed	824
Substituted for S. F. 34	333	Amendment S. 358 filed	824
Passed Senate. Ayes 37, nays 8 ..	333	Amendment S. 358 adopted	824
Explanation of vote	336	Passed Senate. Ayes 41, nays 1 ..	825
Explanation of vote	359	Signed by President	1001
Signed by President	520	45 By Transportation. A bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state.	
37 By Ways and Means (Ways and Means). A bill for an act relating to the census of chil- dren of deceased soldiers.		Received, passed on file	289
Received, passed on file	134	Referred to state government ..	298
Substituted for S. F. 51	175	Subcommittee, Winkelman, Glenn, and Nystrom	342
Passed Senate. Ayes 41, nays 1 ..	176	Committee report	359
Signed by President	259	Recommended amendment, pas- sage	359
38 By Knoke, Schroeder, Clark of Lee, Millen, Danker and Butler. A bill for an act re- lating to salaries for deputy sheriffs in counties where dis- trict court is held in two places.		Committee amendment S. 97	359
Received, passed on file	603	Steering recommends calendar ..	604
Referred to county government ..	622	Committee report adopted	664
Subcommittee, Kennedy, Kelly, and Taylor	890	Placed on calendar under un- finished business	664
Committee report	1058	Committee amendment S. 97 adopted	775
Recommended passage	1059	Amendment S. 342 filed	775
40 By State Government. A bill for an act to change the name of the bureau of labor to the department of labor and industrial relations.		Amendment S. 342 adopted	776
Received, passed on file	173	Amendment S. 344 filed	781
Referred to state government ..	187	Amendment S. 344 lost	789
		Amendment S. 347 filed	789
		Amendment S. 347 withdrawn ..	789
		Amendment S. 356 filed	815
		Amendment S. 356 adopted	816
		Failed to pass Senate. Ayes 22, nays 24	816
		Motion filed to reconsider vote ..	826
		Motion to reconsider vote pre- vailed	1011
		Amendment S. 461 filed	1017
		Amendment S. 469 filed	1031
		Amendment S. 478 filed	1051
		46 By Grassley. A bill for an act relating to snow tires used on designated snow routes.	

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Received, passed on file	224
Referred to judiciary	225
Subcommittee, DeKoster, Potter, and Coleman	342
Committee report	987
Recommended amendment, pas- sage	987
Committee amendment S. 425 ..	987
 48 By Transportation. A bill for an act defining the term tandem axle.	
Received, passed on file	185
Referred to commerce	194
Amendment S. 42 filed	257
Committee report	308
Recommended amendment, pas- sage	309
Committee amendment S. 74	309
Amendment S. 72 filed	309
Amendment S. 83 filed	347
Amendment S. 186 filed	465
Committee report adopted	496
Committee amendment S. 74 adopted	497
Amendment S. 42 withdrawn	497
Point of order raised	497
Motion filed to reconsider vote ..	498
Amendment S. 205 filed	501
Ruled out of order	599
Amendment S. 205 withdrawn	599
Motion to reconsider vote with- drawn	599
Point of order raised	600
Ruled not germane S. 186	600
Ruled out of order	600
Passed Senate. Ayes 45, nays none	601
Motion filed to reconsider vote ..	603
Amendment S. 276 filed	634
Motion to reconsider vote pre- vailed	638
Motion filed to reconsider vote ..	638
Motion to reconsider vote pre- vailed	638
Amendment S. 276 adopted	638
Committee amendment S. 74 adopted	638
Amendment S. 281 filed	638
Amendment S. 281 adopted	638
Passed Senate. Ayes 43, nays none	639
Signed by President	760
 59 By Transportation. A bill for an act relating to changes in roads, streams, or dry runs.	
Received, passed on file	406
Referred to state government ..	410
Subcommittee, Schwieger, Murray, and Junkins	489
Committee report	657
Recommended passage	657
 61 By Judiciary and Law En- forcement. A bill for an act repealing antitrust fees for a county attorney or the at- torney general.	
Received, passed on file	173
Referred to judiciary	187
Subcommittee, Kelly, Ramsey, and Kinley	342
Committee report	386
Recommended passage	386
Committee report adopted	650
Passed Senate. Ayes 41, nays none	650
Signed by President	760

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78 By Doyle. A bill for an act relating to deduction of debts for inheritance tax purposes.	
Received, passed on file	357
Referred to ways and means ...	358
Subcommittee, Plymat, Curtis, and Rodgers	412
Committee report	1382
Recommended passage	1382
 95 By Doyle. A bill for an act relating to the penalty for contributing to the delin- quency or dependency of a minor child.	
Received, passed on file	603
Referred to judiciary	622
Subcommittee, Kelly, Ramsey, and Kinley	731
 98 By Freeman. A bill for an act to allow school boards, county school boards, and the state board of public instruction to provide group contracts, and the board for the educational radio and television facility to provide group or individual contracts for tax-sheltered annuities to employees.	
Received, passed on file	668
Referred to commerce	748
Subcommittee, Rodgers, Rabe- deaux, and Briles	828
 100 By Doyle. A bill for an act relating to traffic violations used as evidence in civil judicial proceedings.	
Received, passed on file	357
Referred to judiciary	358
Subcommittee, Kelly, Ramsey, and Kinley	413
 108 By County Government (County Government). A bill for an act relating to the de- struction of original court records.	
Received, passed on file	231
Committee amendment S. 31 filed.	236
Substituted for S. F. 92	329
Committee amendment S. 31 with- drawn	355
Amendment S. 93 filed	355
Amendment S. 93 adopted	355
Passed Senate. Ayes 45, nays none	356
Signed by President	520
 109 By Transportation. A bill for an act relating to the establishment of a rest area and rest area building.	
Received, passed on file	279
Referred to state government ...	286
Subcommittee, Nystrom, Nolin, and Schwengels	342
Committee report	477
Recommended passage	477
Amendment S. 322 filed	714
Committee report adopted	2042
Point of order raised	2042
Ruled not germane S. 322	2042
Ruled out of order	2042
Passed Senate. Ayes 29, nays 18..	2043
Signed by President	2154

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116 By Nielsen. A bill for an act relating to the appeal of a condemnation award.		127 By Fisher of Greene. A bill for an act relating to class "A" liquor control licenses of clubs which are branches of chartered veterans organizations.	
Received, passed on file	747	Received, passed on file	669
Referred to judiciary	748	Referred to judiciary	679
Subcommittee, Potter, McCartney, and Willits	828	Subcommittee, DeKoster, Potter, and Coleman	828
Committee report	944	Committee report	987
Recommended passage	944	Recommended passage	987
Committee report adopted	1117	Committee report adopted	1829
Passed Senate. Ayes 37, nays none	1117	Passed Senate. Ayes 43, nays none	1829
Explanation of vote	1128	Signed by President	2154
Explanation of vote	1272		
Explanation of vote	1303	135 By Transportation. A bill for an act relating to federal tax lien registration.	
Signed by President	1242	Received, passed on file	297
		Referred to judiciary	308
117 By Ways and Means. A bill for an act relating to the judicial review of the state board of tax review.		Subcommittee, Coleman, Shaw, and Riley	413
Received, passed on file	254	Committee report	590
Referred to ways and means	280	Recommended passage	590
Subcommittee, Palmer, Lamborn, and Plymat	342	Committee report adopted	652
		Passed Senate. Ayes 43, nays none	653
122 By Ways and Means. A bill for an act to repeal the use tax exemption for tangible personal property used in interstate transportation or commerce.		Signed by President	760
Received, passed on file	254		
Referred to ways and means	280	146 By Mendenhall, Tofte, Norpel, Schroeder, Edelen, Knoke, Wyckoff, Peterson, Griffee, Horn, Husak and Egenes. A bill for an act relating to an increase in certain county fees.	
Subcommittee, Curtis, Lamborn, and Hill	342	Received, passed on file	1317
Committee report	499	Referred to county government	1331
Recommended passage	499	Amendment S. 626 filed	1360
Amendment S. 221 filed	530	Committee report	1468
Committee report adopted	597	Recommended amendment, passage	1468
Point of order raised	598		
Fiscal note SCS		148 By Wyckoff (Briles). A bill for an act relating to the soldiers relief fund.	
Amendment S. 221 adopted	627	Received, passed on file	861
Amendment S. 278 filed	627	Referred to human resources	890
Amendment S. 278 adopted	628	Subcommittee, Coleman, Murray, and Miller of Des Moines	1030
Passed Senate. Ayes 33, nays 14	628	Committee report	1072
Message from House	692	Recommended passage	1072
Senate receded	1013	Committee report adopted	1345
Failed to pass Senate. Ayes 20, nays 22	1014	Passed Senate. Ayes 40, nays none	1345
Motion filed to reconsider vote	1015	Explanation of vote	1354
Motion to reconsider vote prevailed	1104	Signed by President	1654
Motion filed to reconsider vote	1104		
Motion to reconsider vote prevailed	1104	155 By Transportation. A bill for an act relating to the sale of unused right of way by the state highway commission by land contract, providing for the payment of interest thereon, and the taxation of land sold on contract.	
Senate insisted	1105	Received, passed on file	997
Conference committee appointed	1105	Referred to state government	1016
Conference committee report	1198	Subcommittee, Murray, Schwengels, and Hill	1114
Message from House	1246		
Conference committee report adopted	1257	156 By Freeman, Ewing, Oakley, Schroeder and Menke. A bill for an act relating to the definition of employees eligible for group insurance.	
Passed Senate. Ayes 30, nays 17	1258	Received, passed on file	633
Signed by President	1395	Referred to commerce	655
125 By Judiciary and Law Enforcement (Judiciary). A bill for an act relating to providing standard uniforms for county sheriffs and their deputies.			
Received, passed on file	263		
Referred to judiciary	286		
Amendment S. 69 filed	299		
Amendment S. 80 filed	326		
Amendment S. 82 filed	347		
Subcommittee, Kelly, Ramsey, and Kinley	413		

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Subcommittee, Curtis, Palmer, and Riley	328
Committee report	943
Recommended passage	943
Amendment S. 806 filed	1624
Committee report adopted	1938
Amendment S. 806 adopted	1939
Passed Senate. Ayes 41, nays none	1939
Signed by President	2154
157 By Natural Resources. A bill for an act repealing provision of the Code relating to the shipping, transferring, and sale of skins and hides. Received, passed on file	297
Referred to natural resources ..	308
Subcommittee, Kelly, Tieden, and Scott	413
158 By Natural Resources. A bill for an act relating to obsolete fish and game provisions of the Code. Received, passed on file	308
Referred to natural resources ..	316
Subcommittee, Blouin, Heying, and Kelly	413
159 By Agriculture. A bill for an act providing that foods containing chemical residues beyond a certain tolerance be deemed to be adulterated. Received, passed on file	297
Return to House	308
160 By Natural Resources. A bill for an act relating to liability for the unlawful destruction, taking, or possession of wildlife owned by the state, and imposing civil damages. Received, passed on file	480
Referred to natural resources ..	488
Subcommittee, Winkelman, Heying, and Miller of Marshall ...	571
166 By Natural Resources. A bill for an act relating to the taking of fish with seines and traps. Received, passed on file	337
Referred to natural resources ..	338
Subcommittee, Winkelman, Scott, and Miller of Marshall	413
Amendment S. 179 filed	465
Committee report	511
Recommended passage	511
Committee report adopted	1646
Amendment S. 179 adopted	1647
Passed Senate. Ayes 39, nays none	1647
Explanation of votes	1679
Signed by President	2154
170 By Human Resources. A bill for an act relating to escaped convicts. Received, passed on file	338
Referred to judiciary	338
Subcommittee, Potter, McCartney, and Willits	413
Committee report	590
Recommended passage	590
173 By Peterson, Fullerton and Wyckoff. A bill for an act	

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relating to the fees and mileage of jurors. Received, passed on file	729
Referred to judiciary	748
Subcommittee, Coleman Shaw, and Riley	828
174 By Natural Resources. A bill for an act relating to confined game birds and animals. Received, passed on file	338
Referred to natural resources ..	338
Subcommittee, Tieden, Kelly, and Scott	413
Committee report	958
Recommended passage	958
Committee report adopted	1649
Passed Senate. Ayes 41, nays none	1649
Signed by President	1859
175 By County Government. A bill for an act relating to compensation for boarding and caring for prisoners in certain counties. Received, passed on file	939
Committee amendment S. 447 filed ..	992
Substituted for S. F. 356	997
Committee amendment S. 447 adopted	997
Passed Senate. Ayes 42, nays none	998
Explanation of vote	1016
Message from House, with amendment	1140
Senate concurred	1186
Passed Senate. Ayes 42, nays none	1186
Explanation of vote	1272
Signed by President	1395
186 By Commerce. A bill for an act relating to the regulation of premium rates for credit life and credit accident and health insurance, providing for a maximum level credit life insurance, and providing a penalty. Received, passed on file	366
Referred to commerce	383
Subcommittee, Rabedaux, Hultman, and Priebe	657
Committee report	780
Recommended passage	780
Steering recommends calendar ..	919
Amendment S. 404 filed	925
Committee report adopted	933
Amendment S. 407 filed	934
Amendment S. 407 adopted	934
Amendment division S. 404A adopted	935
Amendment division S. 404B lost	935
Amendment S. 405 filed	935
Amendment S. 405 lost	936
Amendment S. 406 filed	936
Amendment S. 406 adopted	937
Amendment S. 408 filed	937
Amendment S. 408 adopted	937
Amendment S. 410 filed	937
Amendment S. 410 adopted	937
Passed Senate. Ayes 40, nays 2 ..	938
Motion filed to reconsider vote ..	941
Explanation of vote	957
Amendment S. 434 filed	992
Motion to reconsider vote failed ..	1013

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Message from House, with amendment	1100	and permits issued by county treasurers are subject to penalties provided by law.	
Senate concurred	1182	Received, passed on file	358
Passed Senate. Ayes 40, nays 2 ..	1182	Referred to judiciary	358
Explanation of vote	1272	Subcommittee, DeKoster, Potter, and Coleman	413
Signed by President	1395	Committee report	436
189 By Transportation. A bill for an act relating to the movement of truck trailers manufactured in this state.		Recommended passage	436
Received, passed on file	338	Committee report adopted	651
Referred to commerce	338	Passed Senate. Ayes 39, nays none	651
Subcommittee, Palmer, Curtis, and Briles	489	Signed by President	760
Committee report	1072	198 By Human Resources. A bill for an act to correct an obsolete reference in section seven hundred forty point thirteen (740.13) of the Code.	
Reported without recommendation	1072	Received, passed on file	358
Steering recommends calendar ..	1271	Referred to human resources ..	358
Committee report adopted	1350	Committee report	385
Passed Senate. Ayes 32, nays 8 ..	1351	Recommended passage	385
Signed by President	1654	Committee report adopted	652
190 By Transportation. A bill for an act relating to unlawful truck speed limits.		Passed Senate. Ayes 43, nays none	652
Received, passed on file	442	Signed by President	760
Referred to commerce	461	203 By Agriculture. A bill for an act relating to the testing of motor fuels.	
Subcommittee, Taylor, Kinley, and Riley	657	Received, passed on file	358
Committee report	1017	Referred to agriculture	358
Recommended passage	1017	Subcommittee, Nolin, Taylor, and Priebe	413
191 By Transportation. A bill for an act relating to the movement of registered special mobile equipment on vehicles registered for the weight of the unladen vehicle.		Committee report	1004
Received, passed on file	358	Recommended passage	1004
Referred to commerce	358	Committee report adopted	1231
Subcommittee, Rabedaux, Riley, and Rodgers	489	Passed Senate. Ayes 35, nays none	1231
Committee report	780	Explanation of vote	1272
Recommended passage	781	Explanation of vote	1303
Steering recommends calendar ..	1071	Signed by President	1371
Committee report adopted	1244	204 By Agriculture. A bill for an act relating to minimum percentages of plant nutrients in fertilizers.	
Passed Senate. Ayes 44, nays none	1244	Received, passed on file	442
Explanation of vote	1272	Referred to agriculture	461
Signed by President	1395	Subcommittee, Taylor, Priebe, and Van Gilst	489
193 By Transportation. A bill for an act relating to the movement of vehicles and loads of excessive size and weight under permit during daylight hours and holidays.		206 By State Government (State Government). A bill for an act relating to the age of retirement for a public employe.	
Received, passed on file	442	Received, passed on file	416
Referred to commerce	461	Substituted for S. F. 200	421
Subcommittee, Kinley, Curtis, and Riley	657	Passed Senate. Ayes 29, nays 15 ..	422
Committee report	1017	Explanation of vote	427
Recommended passage	1017	Signed by President	520
Steering recommends calendar ..	1071	208 By Ways and Means. A bill for an act relating to the property tax exemption for property owned by cemetery associations.	
Amendment S. 498 filed	1092	Received, passed on file	358
Committee report adopted	1506	Referred to ways and means	358
Amendment S. 498 withdrawn ..	1506	Subcommittee, Griffin, Van Gilst, and Kinley	413
Passed Senate. Ayes 41, nays 2 ..	1506	Committee report	499
Motion filed to reconsider vote ..	1506	Recommended passage	499
Motion to reconsider vote withdrawn	1526	Amendment S. 244 filed	556
Signed by President	1654	Fiscal note SCS.	
197 By Transportation. A bill for an act providing that the fraudulent alteration of registration plates, certificates,		Committee report adopted	598
		Amendment S. 244 adopted	599

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Passed Senate. Ayes 43, nays none	599
Signed by President	760
209 By Judiciary and Law Enforcement. A bill for an act correcting erroneous, inconsistent and obsolete sections of the Code of Iowa.	
Received, passed on file	472
Referred to judiciary	475
Subcommittee, Coleman, Shaw, and Riley	571
Amendment S. 249 filed	592
Amendment S. 264 filed	608
Amendment S. 273 filed	623
Amendment S. 323 filed	714
Committee report	987
Recommended passage	988
Committee report adopted	1119
Amendment S. 273 adopted	1119
Amendment S. 264 adopted	1119
Amendment S. 323 adopted	1120
Amendment S. 249 adopted	1120
Passed Senate. Ayes 42, nays none	1120
Explanation of vote	1272
Signed by President	1371
210 By Agriculture. A bill for an act prohibiting the sale, offer for sale, and distribution of teasel or teasel seeds and providing a penalty.	
Received, passed on file	480
Referred to agriculture	488
Subcommittee, Priebe, Nolin, and Miller of Marshall	571
Committee report	622
Recommended passage	622
Committee report adopted	823
Amendment S. 364 filed	825
Amendment S. 364 adopted	825
Passed Senate. Ayes 41, nays 1	825
Signed by President	1001
215 By Doyle, Middleswart, Fullerton, Bortell, Egenes, Stephens, Newhard, Edelen, Tofte and Miller of Calhoun. A bill for an act relating to the quality of the pipe used for water well construction and providing a penalty for violations.	
Received, passed on file	1695
Referred to natural resources	1712
219 By Ways and Means. A bill for an act relating to special assessment deficiencies.	
Received, passed on file	416
Referred to ways and means	436
Subcommittee, Griffin, Palmer, and Potter	571
Committee report	989
Recommended amendment, passage	989
Committee amendment S. 429	989
Committee report adopted	1036
Committee amendment S. 429 adopted	1037
Failed to pass Senate. Ayes 24, nays 13	1037
Motion filed to reconsider vote	1037
Amendment S. 473 filed	1051
Motion to reconsider vote prevailed	1262
Amendment S. 473 adopted	1263

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Passed Senate. Ayes 27, nays 18	1263
Signed by President	1654
220 By Transportation. A bill for an act relating to the operation of metal tracked and metal tired vehicles on streets and roads.	
Received, passed on file	472
Referred to commerce	475
Subcommittee, Glenn, Taylor, and Briles	657
Committee report	943
Recommended passage	943
Amendment S. 694 filed	1452
Committee report adopted	1827
Amendment S. 694 adopted	1827
Passed Senate. Ayes 41, nays none	1827
Signed by President	2154
222 By Commerce. A bill for an act relating to the powers of the commissioner of insurance.	
Received, passed on file	546
Referred to commerce	570
Subcommittee, Palmer, Briles, and Taylor	657
Committee report	1198
Recommended passage	1198
Committee report adopted	1651
Passed Senate. Ayes 43, nays none	1651
Signed by President	1859
223 By Bittle, Doyle, Stanley, Jesse and Fischer of Grundy. A bill for an act relating to the compensation paid to shorthand reporters of the district court and participation in group insurance plans.	
Received, passed on file	1101
Amendment S. 578 filed	1280
Amendment S. 939 filed	1853
Substituted for S. F. 294	2039
Amendment S. 578 adopted	2040
Amendment S. 939 adopted	2041
Passed Senate. Ayes 43, nays 2	2041
Message from House	2064
Senate insisted	2086
Conference committee appointed	2087
Message from House	2105
Conference committee report	2108
Conference committee report adopted	2110
Passed Senate. Ayes 49, nays none	2110
Explanation of vote	2139
Signed by President	2154
229 By Egenes, Stanley, Lippold, Ewing, Roorda and Drake. A bill for an act to increase the fees for renewals and reinstatements of registered architects.	
Received, passed on file	1196
Substituted for S. F. 549	1385
Amendment S. 646 filed	1385
Amendment S. 646 adopted	1385
Passed Senate. Ayes 44, nays none	1385
Signed by President	1654
234 By Holden. A bill for an act relating to the use of	

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eminent domain by county boards of supervisors for any secondary road.		Committee report	1200
Received, passed on file	1047	Recommended passage	1200
Referred to judiciary	1058	Committee report adopted	2095
240 By Human Resources. A bill for an act relating to the placement of patients admitted or committed to the state hospital-schools for the mentally retarded or to a special mental retardation unit in facilities outside those institutions.		Passed Senate. Ayes 41, nays 1	2095
Received, passed on file	574	Signed by President	2154
Referred to human resources	604	262 By Stromer. A bill for an act relating to the notification of the termination of farm tenancies.	
Subcommittee, Doderer, Murray, and Milligan	657	Received, passed on file	725
Committee report	672	Substituted for S. F. 97	725
Recommended passage	672	Placed on calendar under unfinished business	725
Amendment S. 338 filed	761	Amendment S. 343 filed	781
Amendment S. 465 filed	1018	Amendment S. 343 withdrawn	816
Steering recommends calendar	1271	Passed Senate. Ayes 45, nays none	817
Committee report adopted	1489	Signed by President	1001
Amendment S. 465 adopted	1489	269 By Transportation. A bill for an act to change the filing system on motor vehicle registration required in the department of public safety and the county treasurer's offices.	
Amendment S. 338 adopted	1489	Received, passed on file	633
Passed Senate. Ayes 43, nays none	1490	Referred to state government	655
Signed by President	1859	Subcommittee, Junkins, Murray, and Schwengels	731
242 By Appropriations. A bill for an act making an appropriation to the board of architectural examiners and providing for the administration of funds designated for use of such board.		Committee report	1200
Received, passed on file	442	Recommended passage	1200
Referred to appropriations	461	270 By Agriculture (Agriculture). A bill for an act to provide an excise tax on the sale of eggs, providing for the establishment of an Iowa egg council and providing a penalty for violations.	
Subcommittee, state department	489	Received, passed on file	729
Committee report	548	Referred to agriculture	748
Recommended passage	548	Amendment S. 334 filed	750
Committee report adopted	786	Subcommittee, Taylor, Van Gilst, Bergman, and Nolin	828
Passed Senate. Ayes 48, nays none	786	Amendment S. 400 filed	925
Signed by President	905	Committee report	942
251 By Norpel, Wyckoff and Hansen. A bill for an act relating to motor vehicle accident records.		Recommended amendment, passage	942
Received, passed on file	1047	Committee amendment S. 409	942
Referred to judiciary	1058	Committee amendment S. 438 filed	992
253 By Natural Resources. A bill for an act relating to the importing and releasing of game.		Amendment S. 451 filed	1007
Received, passed on file	603	Amendment S. 458 filed	1007
Referred to natural resources	622	Amendment S. 457 filed	1007
Subcommittee, Scott, Miller of Des Moines, and Gallagher	657	Steering recommends calendar	1271
Committee report	761	Amendment S. 630 filed	1360
Recommended passage	761	Amendment S. 631 filed	1361
Committee report adopted	1647	Committee report adopted	1366
Passed Senate. Ayes 40, nays none	1647	Committee amendment S. 409 withdrawn	1366
Explanation of vote	1679	Committee amendment S. 438 adopted	1366
Signed by President	1859	Amendment S. 630 adopted	1366
261 By Holden. A bill for an act relating to free registration plates for certain disabled veterans.		Amendment S. 451 withdrawn	1366
Received, passed on file	729	Amendment S. 334 adopted	1366
Referred to state government	748	Amendment S. 400 adopted	1367
Subcommittee, Nystrom, Schwienger, and Junkins	828	Amendment S. 458 withdrawn	1367
		Amendment S. 457 lost	1367
		Amendment S. 636 filed	1367
		Point of order raised	1368
		Amendment S. 636 adopted	1368
		Amendment S. 631 adopted	1368
		Amendment S. 637 filed	1368
		Amendment S. 637 adopted	1368
		Passed Senate. Ayes 30, nays 10	1369
		Signed by President	1654

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271 By County Government (County Government). A bill for an act relating to errors and omissions insurance for certain county officers and employees.	
Received, passed on file	633
Referred to county government..	655
Subcommittee, Tieden, Orr, and Ramsey	890
272 By Natural Resources. A bill for an act relating to the use of trotlines.	
Received, passed on file	603
Referred to natural resources ...	622
Subcommittee, Blouin, Scott, and Milligan	657
Committee report	958
Recommended passage	958
282 By Natural Resources. A bill for an act relating to water navigation regulations.	
Received, passed on file	633
Referred to natural resources ..	655
Subcommittee, Winkelman, Blouin, and Scott	828
Committee report	958
Recommended passage	958
287 By State Government. A bill for an act relating to the Iowa public employees' retirement system by increasing the membership and the per diem of the advisory investment board, increasing the covered wages, reducing the number of years required to become a vested member, providing for prior service credit, providing for service after age sixty-five, permitting retroactive payments, allowing full-time employment with benefits after age sixty-five, increasing the membership benefit formula, providing a minimum monthly benefit, changing the method of computing the rate of interest credit for members, and increasing the percent of the total cost price of common stocks held by the retirement fund.	
Received, passed on file	508
Amendment S. 250 filed	592
Amendment S. 279 filed	634
Amendment S. 290 filed	673
Fiscal note SCS.	
Amendment S. 297 filed	680
Amendment S. 292 filed	681
Amendment S. 301 filed	681
Amendment S. 298 filed	682
Amendment S. 299 filed	682
Amendment S. 295 filed	683
Amendment S. 300 filed	683
Amendment S. 296 filed	684
Substituted for S. F. 411	688
Amendment S. 297 withdrawn ..	689
Amendment S. 250 withdrawn ..	689
Amendment S. 303 filed	690
Amendment S. 303 lost	690
Motion filed to reconsider vote ..	691
Motion to reconsider vote failed..	691
Amendment S. 307 filed	691

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Amendment S. 307 lost	692
Amendment S. 306 filed	694
Amendment S. 304 filed	694
Amendment S. 313 filed	694
Amendment S. 302 filed	694
Amendment S. 305 filed	694
Amendment division S. 279B adopted	699
Amendment S. 306 adopted	700
Amendment division S. 279C adopted	700
Amendment division S. 279A lost..	700
Amendment S. 304 adopted	701
Amendment S. 292 lost	701
Amendment S. 302 lost	703
Amendment S. 305 withdrawn ..	703
Amendment S. 301 lost	704
Amendment S. 313 adopted	705
Amendment S. 296 adopted	706
Amendment S. 318 filed	706
Amendment S. 318 adopted	706
Amendment S. 298 withdrawn ..	706
Amendment division S. 299A withdrawn	707
Point of order raised	707
Amendment division S. 299B lost..	708
Amendment division S. 299C lost..	708
Amendment division S. 299D withdrawn	708
Amendment S. 295 withdrawn ..	708
Point of order raised	709
Amendment S. 300 withdrawn ..	709
Amendment S. 314 filed	709
Amendment S. 314 withdrawn ..	709
Amendment S. 320 filed	709
Amendment S. 320 lost	710
Amendment S. 319 filed	710
Amendment S. 319 lost	711
Amendment S. 290 lost	712
Passed Senate. Ayes 48, nays none	712
Message from House, with amendment	995
Senate concurred	1053
Passed Senate. Ayes 44, nays none	1054
Signed by President	1242
289 By Commerce. A bill for an act relating to the publications of insurance statistical information.	
Received, passed on file	633
Referred to commerce	655
290 By Transportation. A bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered.	
Received, passed on file	633
Referred to commerce	655
Subcommittee, Kinley, Hultman, and Taylor	828
Committee report	1501
Recommended passage	1501
291 By Appropriations. A bill for an act making an appropriation to the commission on aging.	
Received, passed on file	603
Referred to appropriations	622
Subcommittee, human resources ..	657

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Committee report	919	Committee report	1199
Recommended passage	919	Recommended passage	1199
Committee report adopted	948		
Passed Senate. Ayes 37, nays none	949	309 By Bittle. A bill for an act to legalize and validate the proceedings of the board of directors of the Des Moines area community college (merged area XI) in the counties of Adair, Audubon, Boone, Carroll, Clarke, Crawford, Dallas, Greene, Guthrie, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Polk, Pow- eshiek, Shelby, Story and Warren, State of Iowa, in connection with an election authorizing the levy of a tax and declaring the validity of said election and the validity of taxes levied pursuant thereto.	
Signed by President	1124	Received, passed on file	747
292 By Natural Resources. A bill for an act relating to the taking of wild turkey and providing for a special license fee.		Referred to judiciary	748
Received, passed on file	669	Subcommittee, Glenn, Kennedy, and Shaw	828
Referred to natural resources ..	679	Committee report	988
Subcommittee, Winkelman, Blouin, and Scott	828	Recommended passage	988
Committee report	959	Committee report adopted	1121
Recommended passage	959	Passed Senate. Ayes 42, nays none	1121
Committee report adopted	2062	Explanation of vote	1272
Passed Senate. Ayes 44, nays 5	2063	Signed by President	1242
Signed by President	2154		
299 By Dunton, Den Herder, Avenson, Bortell, Caffrey, Brockett, Carr, Butler, Clark of Dubuque, Crabb, Griffie, Daggett, Hennessey, Danker, Horn, De Jong, Husak, Hutch- ins, Egenes, Jesse, Ewing, Jordan, Fischer of Grundy, Krause, Fisher of Greene, Mennenga, Fullerton, Mid- dleswart, Grassley, Miller of Cerro Gordo, Harvey, New- hard, Lippold, Nielsen, Logue, Norland, McElroy, Norpel, Mendenhall, O'Halloran, Pe- terson, Rapp, Rinas, Strom- er, Wells, Strothman, Woods, Tofte, Wyckoff and Wulff (Hansen, Palmer, Griffin, Ken- nedy, Potter, Scott, Miller of Marshall, Van Gilst, Tieden, Nolin, Lamborn, Blouin, Ny- strom, Rodgers, Schwengels, Kinley, Priebe, Bergman and Robinson). A bill for an act relating to the definition of the practice of chiropractic.		310 By Natural Resources. A bill for an act relating to trout stamps.	
Received, passed on file	1594	Received, passed on file	669
Referred to state government ..	1635	Referred to natural resources ..	679
307 By Bittle, Stanley, Lippold, Egenes, and Drake. A bill for an act relating to duties and functions of the department of general services.		Subcommittee, Winkelman, Blouin, and Scott	828
Received, passed on file	1317		
Referred to state government ..	1331	311 By Doyle. A bill for an act relating to the reopening of estates.	
Committee report	1381	Received, passed on file	747
Recommended amendment, pas- sage	1382	Referred to judiciary	748
Committee amendment S. 634 ..	1382	Subcommittee, Kennedy, Willits, and Kelly	828
Committee report adopted	2036		
Committee amendment S. 634 adopted	2036	314 By Ways and Means. (Ways and Means). A bill for an act relating to exemptions from the sales and use tax on sales subject to a special tax.	
Amendment S. 998 filed	2036	Received, passed on file	603
Amendment S. 998 lost	2036	Substituted for S. F. 282	660
Passed Senate. Ayes 42, nays 3	2037	Passed Senate. Ayes 35, nays 4	660
Explanation of vote	2139	Signed by President	760
Signed by President	2154		
308 By Transportation. A bill for an act relating to defi- nition of vehicle.		315 By Ways and Means. A bill for an act to prohibit the allocation of sales tax re- ceipts to the road use tax fund, providing an effective date, and providing for the existence of a condition pre- cedent prior to the transfer of funds during the last quar- ter of the fiscal year begin- ning July 1, 1974.	
Received, passed on file	669	Received, passed on file	1004
Referred to commerce	679	Referred to appropriations	1071
Subcommittee, Kinley, Briles, and Taylor	828	Subcommittee, Potter, Shaff, and Willits	1114

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Committee report	1355
Recommended amendment, pas- sage	1355
Committee amendment S. 632	1355
Amendment S. 660 filed	1398
Committee report adopted	1403
Amendment S. 660 lost	1404
Amendment S. 663 filed	1404
Amendment S. 663 lost	1405
Amendment S. 662 filed	1405
Amendment S. 662 lost	1406
Amendment S. 661 filed	1407
Amendment S. 664 filed	1408
Amendment S. 664 lost	1408
Amendment S. 665 filed	1408
Amendment S. 665 lost	1409
Amendment S. 667 filed	1409
Amendment S. 667 lost	1410
Amendment S. 661 adopted	1410
Committee amendment S. 632 withdrawn	1410
Passed Senate. Ayes 28, nays 20 ..	1410
Motion filed to reconsider vote ..	1411
Motion filed to reconsider vote ..	1411
Motion filed to reconsider vote ..	1412
Motion to reconsider vote laid on table	1412
Point of order raised	1412
Motion to table out of order	1412
Call of Senate requested	1412
Call of the Senate	1412
Call of the Senate lifted	1412
Explanation of votes	1414
Motion to reconsider vote with- drawn	1423
Motion to reconsider vote with- drawn	1423
Explanation of vote	1424
Message from House, with amend- ment	1497
Senate concurred	1507
Passed Senate. Ayes 30, nays 16	1508
Explanation of votes	1541
Signed by President	1654
 318 By Hill (Riley). A bill for an act relating to annual reports of corporations.	
Received, passed on file	747
Referred to judiciary	748
Subcommittee, Willits, Kennedy, and Ramsey	828
Committee report	1242
Recommended passage	1242
Substituted for S. F. 246	1245
Committee report adopted	1245
Passed Senate. Ayes 44, nays none	1245
Explanation of vote	1272
Signed by President	1371
 325 By Edelen, Millen, McCor- mick, Mendenhall, Fisher of Greene, Cusack, and Nielsen. A bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled sub- stances.	
Received, passed on file	1695
Amendment S. 922 filed	1824
Amendment S. 979 filed	1983
 327 By Natural Resources. A bill for an act relating to water safety regulations.	
Received, passed on file	729
Referred to natural resources ..	748

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Subcommittee, Tieden, Blouin, and Scott	957
 328 By Ways and Means. A bill for an act to increase the tax on little cigars.	
Received, passed on file	603
Amendment S. 277 filed	635
Substituted for S. F. 319	661
Amendment S. 277 adopted	661
Passed Senate. Ayes 35, nays 4 ..	661
Message from House, with amend- ment	776
Senate concurred	787
Passed Senate. Ayes 48, nays none	787
Signed by President	1001
 335 By Hill (Riley). A bill for an act relating to annual reports of cooperative asso- ciations.	
Received, passed on file	747
Referred to commerce	749
Subcommittee, Kinley, Taylor, and Hultman	1114
 337 By Grassley. A bill for an act relating to the faculty of board of regents institu- tions.	
Received, passed on file	1695
Referred to higher education ..	1712
 343 By Doyle. A bill for an act relating to the implied consent test for alcohol; mak- ing certain acts illegal and providing a penalty for their commission.	
Received, passed on file	1306
Referred to judiciary	1331
 346 By Bennett (Winkelman, Tieden, Priebe, Scott and Shaff). A bill for an act re- lating to the number of days in a year for determining interest charges.	
Received, passed on file	748
Referred to commerce	749
Subcommittee, Hultman, Rodgers, and Rabedeaux	828
 356 By Oakley. A bill for an act relating to the disse- mination of autopsy records.	
Received, passed on file	889
Referred to judiciary	918
Subcommittee, Potter, McCartney, and Willits	957
 359 By Education. A bill for an act amending the state school foundation program by providing that special methods of computing state school foundation aid will be continued for only two years, providing two alter- nate dates for determining enrollment, including in en- rollment certain pupils for which the school district pays tuition to attend an Iowa area school, excluding pupils attending a university lab- oratory school from any dis- trict's enrollment, defining miscellaneous income and	

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other terms, adding new definitions, excluding miscellaneous income from certain computations, limiting proposed and actual expenditures, establishing state percent of growth at five percent for the school year beginning July 1, 1973, limiting state percent of growth to a maximum of five percent for the school year beginning July 1, 1974, providing greater equalization by increasing the allowable growth for districts whose district cost per pupil is below state cost per pupil, establishing the state cost per pupil for certain years, requiring the use of budget amounts rather than actual expenditures for certain computations, revising the determination of district cost, district cost per pupil, and the additional school district property tax levy, revising and clarifying the duties and powers of the school budget review committee, requiring the school budget review committee to permit or increase allowable growth in certain hardship situations related to the exclusion of miscellaneous income from certain computations, permitting the school budget review committee to establish a modified allowable growth, to authorize certain expenditures by a school district, or to authorize a limited tax levy for one year under certain conditions, or to grant supplemental aid from funds appropriated for this purpose, revising the procedures for establishing, increasing, or continuing a school district income surtax, repealing the requirement for a tentative budget repealing chapter two hundred eighty-four (284), Code 1973, and making related technical and procedural changes.	
Received, passed on file	669
Amendment S. 294 filed	685
Amendment S. 312 filed	695
Amendment S. 311 filed	695
Amendment S. 310 filed	695
Committee amendment S. 316 filed	714
Amendment S. 321 filed	715
Substituted for S. F. 362	739
Amendment division S. 316A lost	742
Amendment division S. 316B adopted	742
Amendment division S. 316C adopted	742
Amendment division S. 316E lost	742
Amendment S. 326 filed	743
Amendment S. 326 lost	743
Amendment division S. 316D adopted	743
Amendment S. 332 filed	743
Amendment S. 332 adopted	744

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Amendment division S. 316F adopted	744
Amendment S. 327 filed	744
Amendment S. 327 withdrawn	744
Amendment S. 294 adopted	745
Amendment S. 331 filed	745
Amendment S. 333 filed	750
Amendment S. 330 filed	750
Amendment S. 321 withdrawn	753
Amendment S. 310 lost	754
Amendment S. 311 lost	755
Amendment S. 312 withdrawn	755
Amendment S. 335 filed	755
Amendment S. 335 withdrawn	755
Amendment S. 333 adopted	756
Amendment S. 330 lost	756
Amendment S. 336 filed	756
Amendment S. 336 adopted	756
Amendment S. 331 withdrawn	756
Amendment S. 339 filed	756
Amendment S. 339 lost	757
Amendment S. 337 filed	757
Amendment S. 337 adopted	757
Motion filed to reconsider vote	757
Motion to reconsider vote prevailed	758
Amendment S. 294 lost	759
Passed Senate. Ayes 48, nays none	759
Message from House, with amendment	1014
Senate concurred	1039
Passed Senate. Ayes 45, nays 1	1039
Explanation of vote	1057
Signed by President	1242
 360 By Natural Resources. A bill for an act relating to civil penalties for violations of orders and rules of the air quality commission of the department of environmental quality.	
Received, passed on file	778
Referred to natural resources	827
Subcommittee, Hultman, Heying, and Miller of Des Moines	957
 364 By Anderson. A bill for an act to legalize and validate the special election of the Lamoni Community School District, in the County of Decatur, State of Iowa, held on December 28, 1972, on the proposition of issuing school bonds in the sum of not to exceed \$50,000.00 for the purpose of purchasing from Graceland College one existing building, known as Herald Hall, remodeling the same for use as a school house, purchasing from Marvin Johnston one existing building, and for such allied development or improvement as shall be required for proper utilization of such property.	
Received, passed on file	748
Referred to judiciary	749
Subcommittee, Kinley, Glenn, and McCartney	824
Committee report	944
Recommended passage	944
Committee report adopted	1036
Passed Senate. Ayes 34, nays none	1036

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Explanation of vote	1057
Signed by President	1242
372 By Ferguson (Nolin). A bill for an act relating to the municipal recreation fund.	
Received, passed on file	861
Referred to cities and towns	890
Committee report	909
Recommended passage	909
Committee report adopted	1027
Passed Senate. Ayes 37, nays none	1027
Signed by President	1124
373 By Holden. A bill for an act relating to a duty of a township clerk.	
Received, passed on file	889
Referred to state government	918
Committee report	1005
Recommended passage	1005
Subcommittee, Murray, Schwieger, and Nolin	1030
Committee report adopted	1231
Passed Senate. Ayes 34, nays 1	1232
Explanation of vote	1272
Explanation of vote	1303
Signed by President	1395
375 By Agriculture. A bill for an act relating to the development of a grain alcohol motor fuel industry in this state by the Iowa development commission.	
Received, passed on file	889
Referred to state government	918
Committee report	989
Recommended passage	989
Subcommittee, Hill, Murray, and Winkelman	1030
Amendment S. 565 filed	1229
Steering recommends calendar	1498
Committee report adopted	1525
Amendment S. 565 withdrawn	1525
Passed Senate. Ayes 42, nays 2	1526
Signed by President	1654
383 By Agriculture. A bill for an act relating to the licensing and regulating of grain dealers and providing penalties.	
Received, passed on file	907
Referred to agriculture	941
Committee report	1004
Recommended amendment, passage	1004
Committee amendment S. 456	1004
Steering recommends calendar	1498
Amendment S. 917 filed	1824
Committee report adopted	2024
Committee amendment S. 456 withdrawn	2024
Amendment S. 917 withdrawn	2024
Amendment S. 994 filed	2025
Amendment S. 995 filed	2025
Amendment S. 995 adopted	2025
Amendment S. 994 lost	2025
Passed Senate. Ayes 35, nays 11	2026
Signed by President	2154
384 By Natural Resources. A bill for an act creating an advisory committee to the chemical technology commission of the department of environmental quality.	

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Received, passed on file	778
Referred to natural resources ..	827
Subcommittee, Hultman, Heying, and Miller of Des Moines	957
388 By Human Resources. A bill for an act relating to public employee leave of absence with pay.	
Received, passed on file	861
Referred to human resources	890
392 By Commerce. A bill for an act relating to the annual statement of insurance companies.	
Received, passed on file	861
Referred to commerce	890
Subcommittee, Hultman, Rodgers, and Briles	1114
395 By Kreamer. A bill for an act relating to powers of school districts for the purchase and sale of certain real estate and the construction of technical schools to teach vocational education and aviation mechanics.	
Received, passed on file	890
Referred to schools	918
Committee report	1304
Recommended passage	1304
Committee report adopted	2096
Passed Senate. Ayes 45, nays none	2096
Signed by President	2154
400 By Drake, Stanley and McCormick. A bill for an act relating to the investment of funds of retirement systems for policemen and firemen.	
Received, passed on file	748
Referred to state government	749
Subcommittee, Nolin, Winkelman, and Nystrom	828
Committee report	1714
Recommended passage	1714
Committee report adopted	2125
Passed Senate. Ayes 44, nays none	2125
Signed by President	2154
401 By Education. A bill for an act relating to transfer of patients to the University hospital.	
Received, passed on file	779
Substituted for S. F. 401	820
Passed Senate. Ayes 42, nays none	820
Signed by President	905
402 By Agriculture. A bill for an act relating to the placing of permit numbers on containers of agricultural seeds.	
Received, passed on file	779
Substituted for S. F. 423	821
Passed Senate. Ayes 44, nays none	821
Signed by President	905
403 By Appropriations. A bill for an act to appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the adminis-	

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tration of the Iowa public employees' retirement system.		Amendment S. 759 adopted	1568
Received, passed on file	670	Amendment S. 766 filed	1568
Referred to appropriations	679	Amendment S. 766 adopted	1568
Subcommittee, state departments.	731	Amendment S. 765 filed	1568
Committee report	919	Amendment S. 765 adopted	1568
Recommended passage	919	Passed Senate. Ayes 37, nays 7	1569
Committee report adopted	951	Message from House, with amendment	1630
Passed Senate. Ayes 45, nays none	951	Senate concurred	1690
Signed by President	1124	Passed Senate. Ayes 40, nays 6	1690
		Signed by President	2154
405 By Natural Resources. A bill for an act relating to the authority of the department of environmental quality to enter public or private property for the purpose of conducting investigations relating to the powers and duties of the water quality commission, and providing penalties.		459 By Human Resources. A bill for an act relating to the qualifications of the commissioner of public health.	
Received, passed on file	1930	Received, passed on file	1101
Referred to natural resources	1981	Referred to human resources	1145
Committee report	2033	Committee report	1332
Recommended passage	2033	Recommended passage	1332
Committee report adopted	2044	Steering recommends calendar	1498
Amendment S. 1006 filed	2045	Committee report adopted	2026
Amendment S. 1006 adopted	2045	Passed Senate. Ayes 29, nays 19	2026
Passed Senate. Ayes 48, nays 1	2045	Signed by President	2154
Signed by President	2154		
414 By Hutchins. A bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle.		462 By Education. A bill for an act relating to municipal tort claims.	
Received, passed on file	1695	Received, passed on file	1353
Referred to state government	1712		
416 By Holden and Hill (Hansen, Briles, Doderer, Miller of Marshall, and Robinson). A bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.		489 By Hargrave. A bill for an act relating to the testing for sickle cell anemia and providing a penalty.	
Received, passed on file	1047	Received, passed on file	1247
Referred to human resources	1058	Referred to human resources	1271
Subcommittee, Plymat, Miller of Des Moines, and Coleman	1114		
425 By Caffrey. A bill for an act relating to pensions.		498 By Schroeder and Jesse. A bill for an act to provide for standard budget request forms.	
Received, passed on file	1695	Received, passed on file	1197
Referred to state government	1712	Referred to appropriations	1248
439 By County Government. A bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.		Subcommittee, state department.	1331
Received, passed on file	1353	Committee report	1446
Amendment S. 648 filed	1399	Recommended passage	1446
Substituted for S. P. 545	1565	Placed on appropriations calendar	1699
Amendment S. 648 lost	1565	Committee report adopted	1871
Amendment S. 759 filed	1565	Passed Senate. Ayes 46, nays none	1871
Amendment S. 759 lost	1566	Signed by President	2154
Amendment S. 761 filed	1566		
Amendment S. 761 adopted	1566	503 By Clark of Lee, Husak, Eggenes, Jesse, Drake, McCormick, Stanley, De Jong, Grassley and Wells (Riley, Willits and Priebe). A bill for an act relating to vacations for state employees.	
Amendment S. 762 filed	1567	Received, passed on file	1347
Amendment S. 762 adopted	1567	Substituted for S. P. 379	1347
Amendment S. 763 filed	1567	Passed Senate. Ayes 30, nays 4	1347
Amendment S. 763 lost	1567	Signed by President	1654
Motion filed to reconsider vote	1567		
Motion to reconsider vote prevailed	1568	508 By Human Resources. A bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home and to require the department of social services to submit to the General Assembly a proposal for disposition of the home's physical facilities.	
		Received, passed on file	1142
		Referred to human resources	1173
		526 By Commerce. A bill for an act relating to the examination of insurance companies.	

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Received, passed on file	861
Referred to commerce	890
Subcommittee, Rodgers, Rabe- deaux, and Curtis	1114
Committee report	1501
Recommended passage	1501
529 By Hill and Stanley (Kelly). A bill for an act re- lating to business corpora- tions.	
Received, passed on file	1695
Referred to judiciary	1712
Committee report	1903
Recommended passage	1903
Committee report adopted	2057
Passed Senate. Ayes 37, nays none	2057
Explanation of vote	2139
Signed by President	2154
531 By Grassley. A bill for an act abolishing the revolution- ary war memorial commis- sion.	
Received, passed on file	1353
Referred to state government	1381
Subcommittee, Nystrom, Hansen, and Robinson	1516
542 By Transportation. A bill for an act relating to the size, weight, and load of ve- hicles operated on Iowa's roads.	
Received, passed on file	1157
Amendment S. 971 filed	1983
Substituted for S. F. 546	2104
Amendment S. 971 withdrawn	2105
Passed Senate. Ayes 46, nays 1	2105
Signed by President	2154
543 By Natural Resources. A bill for an act relating to the accounting of license sale date for county recorders.	
Received, passed on file	861
Referred to natural resources	890
Subcommittee, Hultman, Heying, and Miller of Des Moines	957
547 By Cities and Towns. A bill for an act relating to the requirements for the chief of police and the chief of the fire department.	
Received, passed on file	1047
Referred to cities and towns	1058
Committee report	1071
Recommended passage	1071
Amendment S. 666 filed	1416
Amendment S. 933 filed	1854
Amendment S. 949 filed	1904
Committee report adopted	2074
Amendment S. 933 adopted	2075
Amendment S. 949 withdrawn	2075
Amendment S. 666 adopted	2076
Passed Senate. Ayes 41, nays none	2076
Signed by President	2154
549 By Rules. A bill for an act providing an exception to laws relating to prohibited employment and making the exception retroactive.	
Received, passed on file	939
Referred to rules	956

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Committee report	988
Recommended passage	988
Amendment S. 453 filed	1008
Steering recommends calendar	1271
Committee report adopted	1370
Amendment S. 638 filed	1371
Amendment S. 638 adopted	1371
Amendment S. 453 lost	1371
Passed Senate. Ayes 28, nays 12	1372
Signed by President	1654
551 By Education (Higher Ed- ucation). A bill for an act relating to state per pupil aid for laboratory schools.	
Received, passed on file	997
Substituted for S. F. 436	1001
Passed Senate. Ayes 40, nays none	1002
Explanation of vote	1016
Signed by President	1124
569 By Grassley. A bill for an act relating to the statute of limitations governing school fund mortgages.	
Received, passed on file	1696
Referred to schools	1712
571 By Natural Resources. A bill for an act relating to the leasing of property un- der the jurisdiction of the state conservation commis- sion.	
Received, passed on file	1303
Referred to natural resources	1331
572 By Appropriations. A bill for an act to make appropria- tions to members of the ad- visory investment board of the Iowa public employees' retirement system.	
Received, passed on file	890
Referred to appropriations	918
Subcommittee, state departments	957
Committee report	1058
Recommended passage	1058
Amendment S. 510 filed	1114
Committee report adopted	1188
Amendment S. 510 adopted	1189
Passed Senate. Ayes 37, nays 1	1190
Explanation of vote	1272
Signed by President	1395
574 By Appropriations. A bill for an act to appropriate from moneys received by certain commissions, boards and departments.	
Received, passed on file	890
Referred to appropriations	918
Subcommittee, human resources	957
Committee report	1778
Recommended passage	1778
Committee report adopted	1879
Passed Senate. Ayes 45, nays none	1879
Signed by President	2154
585 By Judiciary and Law En- forcement. A bill for an act to amend the unified trial court act by making certain corrections and changes in the procedure to be followed in cases involving small claims, nonindictable mis-	

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demeanors, and traffic violations relating to the jurisdiction and office of judicial magistrate and district associate judge and making necessary corrective amendments to various provisions of law to accord with the structure and intent of the unified trial court act.		Committee amendment division S. 506I adopted	1160
Received, passed on file	1047	Amendment S. 514 withdrawn	1160
Amendment S. 482 filed	1061	Committee amendment division S. 506J lost	1160
Amendment S. 485 filed	1061	Committee amendment division S. 506K adopted	1160
Committee amendment S. 506 filed	1092	Committee amendment division S. 506L adopted	1160
Substituted for S. F. 477	1121	Committee amendment division S. 506M adopted	1160
Amendment S. 482 withdrawn	1122	Amendment S. 543 filed	1160
Amendment S. 518 filed	1123	Amendment S. 543 adopted	1160
Amendment division S. 518B adopted	1124	Amendment S. 538 lost	1161
Committee amendment division S. 506B adopted	1126	Ruled out of order	1161
Amendment S. 512 filed	1126	Amendment division S. 517A lost	1162
Amendment S. 512 withdrawn	1126	Amendment division S. 517B adopted	1162
Amendment S. 520 filed	1126	Amendment S. 545 filed	1163
Amendment S. 517 filed	1129	Amendment S. 546 filed	1163
Amendment S. 519 filed	1129	Amendment S. 546 lost	1163
Amendment S. 525 filed	1129	Amendment S. 547 filed	1163
Amendment S. 527 filed	1131	Amendment S. 547 adopted	1163
Amendment S. 526 filed	1131	Amendment S. 545 adopted	1163
Amendment S. 524 filed	1132	Amendment S. 549 filed	1164
Amendment S. 513 filed	1132	Amendment S. 549 adopted	1164
Amendment S. 516 filed	1132	Amendment S. 519 adopted	1164
Amendment S. 521 filed	1132	Amendment division S. 525A withdrawn	1165
Amendment S. 514 filed	1132	Amendment S. 551 filed	1165
Amendment S. 520 lost	1137	Amendment S. 551 adopted	1165
Motion filed to reconsider vote	1137	Amendment division S. 525B lost	1166
Amendment S. 527 withdrawn	1138	Amendment S. 539 lost	1166
Amendment S. 526 adopted	1138	Amendment S. 530 filed	1166
Amendment S. 524 adopted	1139	Amendment S. 530 lost	1167
Amendment division S. 518A adopted	1139	Amendment S. 548 filed	1167
Amendment S. 516 withdrawn	1139	Amendment S. 550 adopted	1168
Amendment S. 529 filed	1139	Amendment S. 550 adopted	1168
Amendment S. 529 lost	1139	Amendment S. 548 adopted	1169
Amendment S. 534 filed	1139	Amendment S. 553 filed	1169
Amendment S. 534 adopted	1139	Amendment S. 553 adopted	1169
Amendment S. 538 filed	1148	Amendment S. 533 withdrawn	1169
Amendment S. 539 filed	1149	Passed Senate. Ayes 40, nays 4	1170
Amendment S. 533 filed	1149	Explanation of vote	1272
Amendment S. 537 filed	1150	Senate insisted	1310
Amendment S. 535 filed	1150	Conference committee appointed	1311
Amendment S. 535 adopted	1158	Conference committee report	1575
Ruled out of order	1158	Conference committee report adopted	1627
Motion to reconsider vote withdrawn	1158	Passed Senate. Ayes 42, nays 1	1628
Amendment division S. 521A adopted	1159	Explanation of vote	1636
Amendment division S. 521B adopted	1159	Signed by President	2154
Committee amendment division S. 506A adopted	1159	594 By Education. A bill for an act to provide reimbursement to local school districts, for auxiliary services and materials to nonpublic school students.	
Amendment S. 513 adopted	1159	Received, passed on file	1015
Committee amendment division S. 506C adopted	1159	Amendment S. 462 filed	1018
Amendment division S. 518C withdrawn	1159	Amendment S. 464 filed	1018
Amendment division S. 518D adopted	1159	Amendment S. 466 filed	1032
Committee amendment division S. 506D adopted	1159	Substituted for S. F. 497	1040
Committee amendment division S. 506E adopted	1160	Amendment S. 470 filed	1041
Committee amendment division S. 506F adopted	1160	Amendment S. 470 lost	1041
Committee amendment division S. 506G adopted	1160	Amendment S. 471 filed	1041
Committee amendment division S. 506H adopted	1160	Amendment S. 471 adopted	1042
		Amendment S. 466 adopted	1043
		Amendment S. 474 filed	1043
		Amendment S. 474 adopted	1043
		Amendment S. 476 filed	1043
		Amendment S. 476 adopted	1044
		Amendment S. 462 adopted	1044
		Amendment S. 464 lost	1045
		Passed Senate. Ayes 39, nays 9	1045
		Explanation of vote	1057
		Signed by President	1242

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595 By Dunton. A bill for an act relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as Terrace Hill and authorizing the sale of the Governor's mansion to provide necessary funds.	
Received, passed on file	2077
Rule suspended	2090
Amendment S. 1020 filed	2091
Amendment S. 1020 adopted	2092
Motion filed to reconsider vote	2092
608 By Transportation. A bill for an act relating to the length of vehicles used for the transportation of certain vehicles, boats and farm implements.	
Received, passed on file	1269
Referred to commerce	1303
Committee report	1501
Reported without recommendation	1501
Amendment S. 713 filed	1522
Amendment S. 801 filed	1625
Amendment S. 804 filed	1625
Amendment S. 812 filed	1625
Amendment S. 899 filed	1753
Amendment S. 992 filed	2033
Amendment S. 993 filed	2033
Amendment S. 991 filed	2034
Amendment S. 990 filed	2034
Committee report adopted	2127
Amendment S. 804 withdrawn	2127
Amendment S. 992 withdrawn	2127
Amendment S. 713 withdrawn	2127
Amendment S. 991 withdrawn	2127
Amendment S. 801 withdrawn	2127
Amendment S. 899 withdrawn	2127
Amendment S. 993 adopted	2127
Amendment S. 812 withdrawn	2127
Amendment S. 1026 filed	2128
Amendment S. 1026 withdrawn	2128
Amendment S. 990 withdrawn	2128
Passed Senate. Ayes 36, nays 9	2128
Signed by President	2154
609 By Ways and Means. A bill for an act to amend title fifteen (XV) of the Code to provide authority for municipally-owned utilities to participate with other utilities and electric cooperatives in the acquiring and financing of jointly-owned facilities for the generation, acquisition or transmission of electric energy.	
Received, passed on file	907
Referred to ways and means	941
Subcommittee, Schwengels, Potter, and Rodgers	1114
Committee report	1779
Recommended passage	1779
Committee report adopted	1863
Passed Senate. Ayes 37, nays none	1863
Signed by President	2154
612 By Appropriations. A bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.	
Received, passed on file	890
Referred to appropriations	918
Subcommittee, state departments.	957

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Committee report	1058
Recommended passage	1058
Amendment S. 494 filed	1076
Committee report adopted	1112
Amendment S. 494 adopted	1112
Passed Senate. Ayes 47, nays none	1112
Explanation of vote	1128
Signed by President	1242
625 By Appropriations. A bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board.	
Received, passed on file	939
Referred to appropriations	956
Committee report	986
Recommended passage	986
Committee report adopted	1025
Subcommittee, education	1030
Passed Senate. Ayes 40, nays none	1025
Signed by President	1124
628 By State Government. A bill for an act allowing the director of the Iowa beer and liquor control department to establish, with the approval of the Iowa beer and liquor control council, state liquor stores at any location in the state deemed logical and feasible and eliminating the restriction that state liquor stores may be established only in incorporated cities or towns.	
Received, passed on file	1048
Referred to state government	1058
Subcommittee, Nystrom, Schwengels, and Robinson	1114
Committee report	1146
Recommended passage	1146
Amendment S. 1023 filed	2147
Amendment S. 1001 filed	2148
Amendment S. 1024 filed	2152
Amendment S. 1017 filed	2152
Amendment S. 1008 filed	2152
629 By State Government. A bill for an act relating to the distribution of funds obtained from retail beer permit fees.	
Received, passed on file	1048
Referred to state government	1058
Subcommittee, Nystrom, Schwengels, and Robinson	1114
Committee report	1146
Recommended passage	1146
Committee report adopted	1649
Passed Senate. Ayes 43, nays none	1650
Signed by President	1859
637 By Commerce. A bill for an act amending the Iowa banking act relating to permissible investments by banks, livestock loans by banks, and investments of fiduciary accounts by banks.	
Received, passed on file	1048
Referred to commerce	1058
Committee report	1199
Recommended passage	1199
Amendment S. 716 filed	1522

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639 By Commerce. A bill for an act relating to the annual certificate of authority of insurance companies.		ice compensation fund, providing administrative procedures, and providing a penalty.	
Received, passed on file	1048	Received, passed on file	1030
Referred to commerce	1058	Referred to appropriations	1058
Committee report	1501	Subcommittee, human resources	1114
Recommended passage	1501	Amendment S. 523 filed	1133
642 By Commerce. A bill for an act relating to variable contracts of annuities and life insurance.		Amendment S. 540 filed	1150
Received, passed on file	1227	Amendment S. 531 filed	1151
Referred to commerce	1248	Amendment S. 558 filed	1219
Committee report	1425	Fiscal note SCS.	
Recommended passage	1425	Amendment S. 582 filed	1280
Substituted for S. F. 328	2103	Amendment S. 627 filed	1361
Committee report adopted	2103	Amendment S. 639 filed	1383
Passed Senate. Ayes 43, nays none	2104	Fiscal note SCS.	
Signed by President	2154	Committee report	1499
647 By Commerce. A bill for an act relating to subdivided land and providing penalties.		Recommended passage	1499
Received, passed on file	1101	Amendment S. 724 filed	1522
Referred to commerce	1145	Committee report adopted	1527
Committee report	1199	Amendment S. 729 filed	1527
Recommended passage	1199	Amendment S. 729 adopted	1527
Steering recommends calendar	1271	Amendment S. 724 adopted	1528
Committee report adopted	1348	Amendment S. 639 adopted	1529
Passed Senate. Ayes 44, nays none	1349	Amendment division S. 627A adopted	1529
Signed by President	1654	Motion filed to reconsider vote	1529
648 By Ways and Means. A bill for an act relating to a local fuel tax, providing for state administration, and providing penalties.		Motion filed to reconsider vote prevailed	1530
Received, passed on file	1070	Amendment S. 639 lost	1531
Referred to ways and means	1071	Motion filed to reconsider vote	1531
Subcommittee, Potter, Griffin, and Van Gilst	1114	Motion to reconsider vote prevailed	1531
650 By Commerce. A bill for an act relating to the chairman of the commerce commission.		Amendment S. 724 lost	1532
Received, passed on file	1101	Amendment S. 736 filed	1532
Referred to commerce	1145	Amendment S. 736 lost	1533
Committee report	1750	Amendment division S. 627B adopted	1533
Reported without recommendation	1751	Amendment S. 540 withdrawn	1533
Subcommittee, Rabedeaux, Rodgers, and Hultman	1823	Amendment S. 523 withdrawn	1533
655 By Transportation. A bill for an act to correct internal references in the law regulating billboards.		Amendment division S. 531A withdrawn	1534
Received, passed on file	1143	Amendment division S. 531B adopted	1534
Referred to state government	1173	Amendment S. 558 adopted	1534
Committee report	1201	Amendment S. 741 filed	1535
Recommended passage	1201	Amendment S. 741 lost	1536
Subcommittee, Schwengels, Junkins, and Winkelman	1228	Amendment S. 582 lost	1536
Committee report adopted	1652	Motion filed to reconsider vote	1536
Passed Senate. Ayes 42, nays none	1652	Motion to reconsider vote prevailed	1536
Signed by President	1859	Amendment division S. 531B lost	1536
656 By Appropriations. A bill for an act creating a veterans' service compensation fund, appropriating moneys from the general fund of the state for deposit in the serv-		Amendment division S. 531C lost	1537
		Amendment S. 739 filed	1537
		Amendment S. 739 lost	1537
		Amendment S. 742 filed	1537
		Amendment S. 742 lost	1537
		Amendment S. 743 filed	1538
		Amendment S. 743 lost	1538
		Passed Senate. Ayes 42, nays 1	1538
		Explanation of vote	1552
		Message from House	1711
		Senate insisted	1773
		Conference committee appointed	1773
		Motion to suspend rules	1773
		Motion failed	1774
		Conference committee report	1979
		Message from House	1990
		Conference committee report rejected	1993
		Second conference committee appointed	1996
		Message from House	2047
		Second conference committee report	2050
		Second conference committee report adopted	2052
		Passed Senate. Ayes 45, nays none	2052
		Signed by President	2154

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657 By Natural Resources. A bill for an act relating to the reporting of boating accidents.	
Received, passed on file	1143
Referred to natural resources	1173
Motion to suspend rules	1925
Motion to suspend rules prevailed	1926
Passed Senate. Ayes 46, nays none	1926
Signed by President	2154
658 By Cities and Towns. A bill for an act relating to the membership of municipal planning and zoning commissions and boards of adjustment.	
Received, passed on file	1048
Referred to cities and towns	1058
Committee report	1680
Recommended passage	1680
659 By County Government. A bill for an act redesignating county homes as county care facilities, and revising the laws governing operation of those facilities.	
Received, passed on file	1353
Referred to human resources	1414
Committee report	1542
Recommended passage	1542
Made special order	2129
Amendment S. 1019 filed	2153
670 By State Government. A bill for an act relating to printing controversies.	
Received, passed on file	1048
Referred to state government	1058
Subcommittee, Murray, Hansen, and Nolin	1114
Committee report	1146
Recommended amendment, passage	1146
Committee amendment S. 528	1146
Steering recommends calendar	1498
Committee report adopted	2027
Rule suspended	2027
Committee amendment S. 528 adopted	2027
Passed Senate. Ayes 45, nays none	2027
Signed by President	2154
671 By Transportation. A bill for an act relating to the overall length of combinations of vehicles.	
Received, passed on file	1678
Referred to state government	1678
672 By Transportation. A bill for an act relating to eminent domain procedures.	
Received, passed on file	1564
674 By Natural Resources. A bill for an act relating to the cost of uniforms for county conservation officers and employees.	
Received, passed on file	1696
Referred to natural resources	1712
Committee report	2140
Recommended passage	2140

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675 By Judiciary and Law Enforcement. A bill for an act to legalize and validate the procedures followed by Sioux County board of supervisors in contracting with the Fischer Construction Company, Haarsma Plumbing and Heating Company and Fred's Electrical Company for the construction of a new office building in Orange City, Iowa, for the county engineer's office.	
Received, passed on file	1048
Referred to judiciary	1058
Committee report	2059
Recommended passage	2059
Committee report adopted	2059
Passed Senate. Ayes 28, nays 17	2060
Signed by President	2154
676 By Judiciary and Law Enforcement. A bill for an act to legalize and validate the proceedings of the town council of the town of Sanborn, in the county of O'Brien, State of Iowa, in connection with the placing of the management and control of the waterworks system of said town in the town council.	
Received, passed on file	1063
Referred to judiciary	1071
Committee report	1200
Recommended passage	1200
Committee report adopted	1640
Passed Senate. Ayes 30, nays none	1640
Explanation of votes	1679
Signed by President	1859
677 By Judiciary and Law Enforcement. A bill for an act to legalize and validate the proceedings of the board of supervisors of Worth County, Iowa, acting for and on behalf of drainage districts No. 24, No. 34 and No. 52, Worth county, Iowa, in connection with the assessing of benefits for a common outlet for such drainage districts, the levying of special assessments against the lands in such drainage districts, and the issuance of special assessment bonds of such drainage districts, and declaring the validity of such special assessments, and proceedings authorizing the issuance of special assessment bonds and declaring that such bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations according to their terms.	
Received, passed on file	1063
Referred to judiciary	1071
Committee report	2032
Recommended passage	2033
Committee report adopted	2058
Passed Senate. Ayes 43, nays none	2059

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Explanation of vote	2139	Conference committee appointed	1774
Signed by President	2154	Conference committee report	1931
678 By Judiciary and Law Enforcement. A bill for an act to legalize and validate the proceedings of the city council of the city of Sac City, Sac county, State of Iowa, in connection with the award of a contract and the levying of special assessments for the construction of sanitary sewer program No. 1, 1972.		Message from House	2100
Received, passed on file	1063	Conference committee report adopted	2102
Referred to judiciary	1071	Passed Senate. Ayes 46, nays 1	2102
Committee report	1468	Signed by President	2154
Recommended passage	1468	683 By Appropriations. A bill for an act to appropriate from the general fund of the state to the higher education facilities commission administrative funds and funds for the medical student tuition loan program.	
Committee report adopted	1641	Received, passed on file	1070
Passed Senate. Ayes 34, nays none	1641	Referred to appropriations	1071
Explanation of votes	1679	Subcommittee, education	1114
Signed by President	1859	Committee report	1272
679 By Judiciary and Law Enforcement. A bill for an act to legalize and validate the proceedings of the board of trustees of the Stuart municipal utilities of the town of Stuart, Iowa, in the counties of Adair and Guthrie, State of Iowa, in amending certain resolutions for the authorization and issuance of water revenue bonds, dated March 15, 1963, and March 1, 1967, to increase the maximum rates which may be charged to consumers of water.		Recommended amendment, passage	1272
Received, passed on file	1063	Committee amendment S. 593	1272
Referred to judiciary	1071	Committee report adopted	1322
Committee report	1501	Committee amendment S. 593 adopted	1322
Recommended passage	1501	Passed Senate. Ayes 40, nays 1	1322
Committee report adopted	1643	Explanation of vote	1354
Passed Senate. Ayes 37, nays none	1643	Signed by President	1654
Explanation of votes	1679	684 By Transportation. A bill for an act relating to the movement of grain storage structures on the highways.	
Signed by President	1859	Received, passed on file	1143
682 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state supported scholarship program and for the vocational-technical tuition grant program which is established.		Referred to agriculture	1173
Received, passed on file	1030	Committee report	1355
Referred to appropriations	1058	Recommended passage	1355
Subcommittee, education	1114	685 By Commerce. A bill for an act relating to liability insurance for state-owned automobiles.	
Committee report	1272	Received, passed on file	1227
Recommended amendment, passage	1272	Referred to commerce	1248
Committee amendment S. 594	1272	686 By Human and Industrial Relations. A bill for an act relating to the maximum hours a railway company employee may work.	
Committee report adopted	1324	Received, passed on file	1143
Committee amendment S. 594 adopted	1324	Referred to human and industrial relations	1173
Passed Senate. Ayes 41, nays none	1325	687 By State Government (State Government). A bill for an act relating to persons permitted to inspect certain records and reports of the employment security commission.	
Explanation of vote	1354	Received, passed on file	1269
Message from House, with amendment	1630	Substituted for S. F. 510	1496
Senate refused to concur	1696	Passed Senate. Ayes 44, nays none	1496
Message from House	1774	Signed by President	1654
		691 By Human Resources. A bill for an act relating to support of patients in state mental health institutes.	
		Received, passed on file	1269
		Referred to human resources	1308
		Committee report	1332
		Recommended passage	1332
		Committee report adopted	2124
		Passed Senate. Ayes 44, nays none	2125
		Signed by President	2154

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693 By Natural Resources. A bill for an act relating to the issuance of general obligation bonds for sanitary disposal projects.	
Received, passed on file	1269
Referred to natural resources	1303
Committee report	1712
Recommended passage	1713
Committee report adopted	2097
Amendment S. 1025 filed	2097
Amendment S. 1025 adopted	2097
Passed Senate. Ayes 42, nays none	2097
Signed by President	2154
694 By Transportation (State Government). A bill for an act relating to the regulation of motor vehicle odometers.	
Received, passed on file	1270
Substituted for S. F. 505	1828
Passed Senate. Ayes 44, nays none	1828
Signed by President	2154
696 By State Government. A bill for an act relating to the reissuance of outdated warrants.	
Received, passed on file	1157
Referred to state government	1173
Committee report	1201
Recommended passage	1201
Subcommittee, Schwengels, Jun-kins, and Winkelman	1228
Committee report adopted	1645
Passed Senate. Ayes 40, nays none	1645
Explanation of votes	1679
Signed by President	1859
700 By State Government. A bill for an act to add methaqualone to the list of schedule II controlled substances established by the uniform controlled substances act.	
Received, passed on file	1157
Referred to judiciary	1173
703 By Appropriations. A bill for an act to appropriate from the primary road fund to the state highway commission, and relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for employees under the state merit system.	
Received, passed on file	1048
Referred to appropriations	1058
Subcommittee, transportation	1114
Committee report	1249
Recommended amendment, pas-sage	1249
Committee amendment S. 573	1249
Committee report adopted	1256
Committee amendment S. 573 adopted	1256
Passed Senate. Ayes 49, nays none	1256
Motion filed to reconsider vote	1265
Amendment S. 585 filed	1281
Motion to reconsider vote pre-vailed	1311

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Amendment S. 585 withdrawn	1311
Amendment S. 620 filed	1312
Amendment S. 620 adopted	1312
Passed Senate. Ayes 38, nays 2	1312
Message from House, with amend-ment	1833
Senate refused to concur	1948
Signed by President	2154
704 By Appropriations. A bill for an act raising the com-pensation paid to members of certain boards and commis-sions.	
Received, passed on file	1070
Referred to appropriations	1071
Subcommittee, state department	1114
Amendment S. 511 filed	1133
Committee report	1446
Recommended amendment, pas-sage	1446
Committee report adopted	1478
Committee amendment S. 511 adopted	1478
Passed Senate. Ayes 44, nays none	1478
Signed by President	1859
705 By Education. A bill for an act entering into the inter-state agreement on qualifica-tion of educational person-nel, and for related pur-poses.	
Received, passed on file	1270
Referred to schools	1303
Committee report	1447
Recommended passage	1447
Amendment S. 947 filed	1904
Committee report adopted	2099
Amendment S. 947 adopted	2099
Passed Senate. Ayes 45, nays none	2099
Signed by President	2154
716 By Appropriations. A bill for an act appropriating funds transferred to the ma-rine fuel tax fund to the state conservation commission.	
Received, passed on file	1101
Referred to appropriations	1145
Subcommittee, natural resources	1229
Committee report	1553
Recommended passage	1553
Amendment S. 760 filed	1592
Amendment S. 925 filed	1824
Committee report adopted	1832
Amendment S. 760 lost	1833
Amendment S. 925 withdrawn	1848
Amendment S. 934 filed	1848
Amendment S. 934 adopted	1849
Passed Senate. Ayes 35, nays 9	1849
Motion filed to reconsider vote	1849
Motion filed to reconsider vote	1849
Motion to reconsider vote pre-vailed	2001
Motion filed to reconsider vote	2002
Motion to reconsider vote pre-vailed	2002
Amendment S. 934 lost	2003
Passed Senate. Ayes 43, nays none	2003
Signed by President	2154
717 By Cities and Towns. A bill for an act relating to pension benefits for policemen and firemen.	

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Received, passed on file	1157
Substituted for S. F. 380	1344
Passed Senate. Ayes 36, nays none	1344
Explanation of vote	1381
Signed by President	1654
720 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the state con- servation commission for carrying out specific projects.	
Received, passed on file	1143
Referred to appropriations	1173
Subcommittee, natural resources.	1229
Amendment S. 609 filed	1304
Committee report	1554
Recommended amendment, pas- sage	1554
Committee amendment S. 754	1554
Amendment S. 833 filed	1681
Committee report adopted	1834
Amendment S. 833 lost	1835
Committee amendment S. 754 adopted	1835
Amendment division S. 609A withdrawn	1835
Amendment division S. 609B lost	1836
Amendment S. 931 filed	1836
Amendment S. 931 withdrawn	1836
Passed Senate. Ayes 45, nays none	1836
Message from House	1834
Senate receded	2126
Passed Senate. Ayes 45, nays none	2126
Signed by President	2154
721 By Appropriations. A bill for an act making an appro- priation from the general fund of the state to the Iowa reciprocity board.	
Received, passed on file	1143
Referred to appropriations	1173
Subcommittee, transportation	1229
Committee report	1381
Recommended amendment, pas- sage	1381
Committee amendment S. 640	1381
Committee report adopted	1477
Committee amendment S. 640 adopted	1477
Passed Senate. Ayes 41, nays none	1477
Signed by President	1654
726 By Education. A bill for an act to authorize school districts to erect, or other- wise acquire, and to equip a building for use as a school lunch facility and to pay for same from certain funds on hand in the schoolhouse fund or from a tax or bonds voted for the purpose.	
Received, passed on file	1690
Referred to schools	1712
Committee report	1713
Recommended passage	1713
Committee report adopted	1826
Passed Senate. Ayes 34, nays 1.	1826
Signed by President	2154
732 By Judiciary and Law En- forcement. A bill for an act to legalize and validate the	

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proceedings of the city coun- cil of the city of Muscatine, Iowa, preliminary to and in connection with an election on the proposition of annex- ing certain territory to the city of Muscatine, and declar- ing the validity of said pro- ceedings and said election.	
Received, passed on file	1247
Referred to Judiciary	1271
Committee report	1468
Recommended passage	1468
Committee report adopted	1642
Passed Senate. Ayes 37, nays none	1642
Explanation of votes	1679
Signed by President	1859
735 By Appropriations. A bill for an act to make appropri- ations to certain persons in settlement of claims made against the State of Iowa.	
Received, passed on file	1157
Referred to appropriations	1173
Subcommittee, claims	1229
Committee report	1249
Recommended passage	1249
Committee report adopted	1258
Passed Senate. Ayes 46, nays none	1259
Signed by President	1395
736 By Appropriations. A bill for an act making an appro- priation to the Iowa merit employment department and relating to the method of funding the Iowa merit em- ployment department.	
Received, passed on file	1157
Referred to appropriations	1173
Subcommittee, state department	1229
Committee report	1250
Recommended passage	1250
Committee report adopted	1260
Passed Senate. Ayes 42, nays none	1260
Explanation of vote	1303
Signed by President	1395
737 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of soil conservation.	
Received, passed on file	1157
Referred to appropriations	1173
Subcommittee, natural resources	1229
Committee report	1272
Recommended passage	1272
Committee report adopted	1323
Passed Senate. Ayes 38, nays none	1323
Explanation of vote	1354
Signed by President	1654
739 By Appropriations. A bill for an act making an appro- priation to the department of social services relating to cer- tain institutions administered by the division of family and children services.	
Received, passed on file	1197
Referred to appropriations	1248
Subcommittee, human resources	1331
Committee report	1778

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Recommended amendment, pas- sage	1778
Committee report adopted	1880
Amendment S. 950 filed	1881
Amendment S. 950 lost	1882
Committee amendment S. 907 adopted	1882
Passed Senate. Ayes 43, nays 4	1882
Message from House, with amend- ment	1927
Senate refused to concur	1951
Conference committee appointed	1970
Conference committee report	1980
Message from House	2012
Conference committee report adopted	2015
Passed Senate. Ayes 49, nays none	2016
Signed by President	2154
 740 By Ways and Means. A bill for an act relating to the personal property tax credit, establishing the per- sonal property tax replace- ment fund and making an ap- propriation thereto, and re- lating to debt limitations for municipalities, political subdivisions, school districts and taxing districts.	
Received, passed on file	1197
Amendment S. 557 filed	1219
Fiscal note SCS.	
Referred to ways and means	1248
Subcommittee, Palmer, Van Gilst, Lamborn, Griffin, and Schwen- gels	1331
Committee report	1554
Recommended amendment, pas- sage	1554
Committee amendment S. 756	1554
Referred to appropriations	1575
Subcommittee, Potter, Shaff, and Willits	1636
Committee report	1636
Recommended passage	1636
Amendment S. 913 filed	1780
Committee reports adopted	1797
Amendment S. 913 lost	1801
Committee amendment S. 756 adopted	1801
Ruled out of order	1801
Passed Senate. Ayes 36, nays 8	1801
Motion filed to reconsider vote	1802
Motion to reconsider vote laid on table	1802
Motion to reconsider vote laid on table prevailed	1802
Explanation of vote	1901
Message from House	1991
Senate concurred	2011
Passed Senate. Ayes 41, nays 8	2011
Signed by President	2154
 741 By Judiciary and Law En- forcement. A bill for an act relating to eminent domain.	
Received, passed on file	1270
Substituted for S. F. 565	2094
Passed Senate. Ayes 42, nays none	2095
Signed by President	2154
 742 By Appropriations. A bill for an act to make an ap- propriation to the depart- ment of history and archives.	

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Received, passed on file	1143
Referred to appropriations	1173
Subcommittee, state department	1229
Committee report	1250
Recommended passage	1250
Committee report adopted	1261
Passed Senate. Ayes 38, nays none	1261
Explanation of vote	1303
Signed by President	1395
 743 By Appropriations. A bill for an act increasing an ap- propriation from the com- mercial feed fund.	
Received, passed on file	1143
Referred to appropriations	1173
Subcommittee, natural resources	1229
Committee report	1273
Recommended passage	1273
Committee report adopted	1324
Passed Senate. Ayes 39, nays none	1324
Explanation of vote	1354
Signed by President	1371
 745 By State Government (State Government). A bill for an act to require permanent reg- istration of all voters in the state, to revise and clarify laws prescribing procedures for preparing for, giving no- tice of, conducting and can- vassing elections, and estab- lishing the terms of office of certain elected officers, to more effectively implement previous legislation placing with the county commissioner of elections responsibility for conducting city, school and other elections, and provid- ing penalties.	
Received, passed on file	1482
Referred to state government	1498
Amendment S. 748 filed	1562
Made special order	1617
Committee report	1620
Recommended amendment, pas- sage	1620
Committee amendment S. 797	1620
Amendment S. 835 filed	1682
Amendment S. 875 filed	1719
Amendment S. 852 filed	1720
Amendment S. 867 filed	1720
Amendment S. 863 filed	1720
Amendment S. 839 filed	1720
Amendment S. 872 filed	1720
Amendment S. 848 filed	1721
Amendment S. 874 filed	1721
Amendment S. 849 filed	1721
Amendment S. 861 filed	1721
Amendment S. 844 filed	1721
Amendment S. 860 filed	1721
Amendment S. 847 filed	1722
Amendment S. 876 filed	1722
Amendment S. 864 filed	1724
Amendment S. 850 filed	1725
Amendment S. 838 filed	1725
Amendment S. 858 filed	1725
Amendment S. 862 filed	1725
Amendment S. 869 filed	1726
Amendment S. 868 filed	1726
Special order	1728
Committee report adopted	1728
Amendment S. 875 adopted	1732
Amendment S. 877 filed	1732
Amendment S. 877 adopted	1733

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Amendment S. 852 adopted	1733	Amendment S. 911 filed	1768
Amendment S. 879 filed	1733	Amendment S. 911 adopted	1768
Amendment S. 879 adopted	1733	Amendment S. 862 adopted	1768
Amendment S. 839 adopted	1734	Amendment S. 869 adopted	1769
Motion filed to reconsider vote	1734	Amendment S. 906 filed	1769
Motion to reconsider vote pre- vailed	1734	Amendment S. 910 filed	1769
Amendment S. 877 lost	1734	Amendment S. 910 adopted	1769
Amendment S. 763 adopted	1735	Amendment S. 906 lost	1770
Ruled out of order	1735	Amendment S. 868 adopted	1770
Motion filed to reconsider vote	1735	Amendment S. 912 filed	1771
Motion to reconsider vote failed	1736	Amendment S. 912 lost	1771
Committee amendment division S.		Amendment S. 891 adopted	1772
797A adopted	1736	Amendment S. 896 adopted	1772
Committee amendment division S.		Passed Senate. Ayes 28, nays 21	1772
797B lost	1736	Motion filed to reconsider vote	1772
Committee amendment division S.		Motion to reconsider vote laid on table	1772
797C adopted	1737	Motion to reconsider vote laid on table prevailed	1773
Amendment S. 888 filed	1737	Signed by President	2154
Amendment S. 888 lost	1738		
Amendment S. 835 lost	1738		
Amendment S. 872 withdrawn	1738		
Amendment S. 889 filed	1738		
Point of order raised	1739		
Ruled germane S. 889	1739		
Amendment S. 889 lost	1739		
Amendment S. 878 filed	1739		
Amendment S. 878 lost	1739		
Amendment S. 748 withdrawn	1739		
Motion filed to reconsider vote	1739		
Motion to reconsider vote failed	1740		
Amendment S. 848 lost	1740		
Amendment S. 884 filed	1740		
Amendment S. 884 withdrawn	1741		
Amendment S. 881 filed	1741		
Amendment S. 881 adopted	1741		
Amendment S. 892 filed	1741		
Amendment S. 892 lost	1741		
Amendment S. 874 withdrawn	1742		
Amendment S. 849 lost	1742		
Amendment S. 861 adopted	1742		
Amendment S. 844 withdrawn	1742		
Amendment S. 860 adopted	1743		
Amendment S. 890 filed	1743		
Amendment division S. 890C lost	1743		
Amendment S. 900 filed	1743		
Amendment S. 900 adopted	1743		
Amendment division S. 890B adopted	1743		
Amendment division S. 890A adopted	1743		
Amendment S. 885 filed	1743		
Amendment S. 885 lost	1744		
Amendment S. 847 adopted	1744		
Amendment S. 883 filed	1744		
Amendment S. 883 lost	1745		
Call of the Senate requested	1745		
Call of the Senate	1746		
Amendment S. 876 adopted	1746		
Amendment S. 896 filed	1753		
Amendment S. 880 filed	1753		
Amendment S. 901 filed	1756		
Amendment S. 882 filed	1756		
Amendment S. 891 filed	1756		
Motion filed to reconsider vote	1760		
Motion to reconsider vote pre- vailed	1761		
Amendment S. 876 lost	1761		
Amendment S. 901 adopted	1762		
Amendment S. 880 lost	1762		
Amendment S. 902 filed	1762		
Amendment S. 902 lost	1764		
Amendment S. 903 filed	1764		
Amendment S. 903 adopted	1764		
Amendment S. 864 adopted	1765		
Amendment S. 838 lost	1766		
Amendment S. 850 lost	1766		
Amendment S. 858 adopted	1767		
Amendment S. 882 lost	1768		
		747 By Appropriations. A bill for an act making an ap- propriation to the depart- ment of social services for institutions and programs administered by the divisions of mental health services and mental retardation services. Received, passed on file	1247
		Referred to appropriations	1271
		Subcommittee, human resources	1331
		Committee report	1679
		Recommended amendment, pas- sage	1679
		Committee amendment S. 831	1679
		Amendment S. 825 filed	1687
		Committee report adopted	1866
		Committee amendment S. 831 adopted	1866
		Amendment S. 825 adopted	1867
		Passed Senate. Ayes 45, nays 1	1867
		Message from House	1927
		Senate insisted	1947
		Conference committee appointed	1947
		Message from House	1958
		Conference committee report	2029
		Message from House	2049
		Conference committee report adopted	2055
		Passed Senate. Ayes 43, nays none	2055
		Signed by President	2154
		748 By Appropriations. A bill for an act appropriating funds to the vehicle dispatch- er's depreciation fund. Received, passed on file	1247
		Referred to appropriations	1271
		Subcommittee, state department	1331
		Committee report	1446
		Recommended passage	1446
		Committee report adopted	1479
		Passed Senate. Ayes 43, nays none	1479
		Signed by President	1654
		750 By Appropriations. A bill for an act making an ap- propriation to the moneys and credits replacement fund. Received, passed on file	1228
		Referred to appropriations	1248
		Subcommittee, state department	1331
		Committee report	1446
		Recommended passage	1446
		Committee report adopted	1480

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Passed Senate. Ayes 45, nays none	1480
Signed by President	1654
751 By Appropriations. A bill for an act relating to payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments.	
Received, passed on file	1228
Referred to appropriations	1248
Subcommittee, state department	1331
Committee report	1446
Recommended passage	1446
Committee report adopted	1480
Passed Senate. Ayes 47, nays none	1480
Signed by President	1654
752 By Appropriations. A bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions.	
Received, passed on file	1247
Referred to appropriations	1271
Subcommittee, human resources	1331
Committee report	1499
Recommended amendment, passage	1500
Committee amendment S. 712	1500
Amendment S. 715 filed	1522
Amendment S. 715 adopted	1546
Amendment S. 749 filed	1546
Amendment S. 749 lost	1547
Committee amendment S. 712 adopted	1547
Amendment S. 753 filed	1562
Amendment S. 753 adopted	1701
Passed Senate. Ayes 46, nays none	1701
Message from House, with amendment	1884
Senate concurred	1949
Passed Senate. Ayes 46, nays none	1949
Signed by President	2154
755 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the Iowa employment security commission for the administration of the old-age and survivors' insurance system, federal social security system, and the pension and annuity retirement system for public school teachers.	
Received, passed on file	1259
Referred to appropriations	1271
Subcommittee, state department	1331
Committee report	1447
Recommended passage	1447
Committee report adopted	1481
Passed Senate. Ayes 48, nays none	1481
Signed by President	1654
757 By Appropriations. A bill for an act to make an appropriation to the Iowa development commission.	
Received, passed on file	1353

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Referred to appropriations	1381
Subcommittee, natural resources	1424
Amendment S. 725 filed	1523
Amendment S. 733 filed	1544
Committee report	1584
Recommended amendment, passage	1584
Committee amendment S. 785	1584
Amendment S. 816 filed	1625
Amendment S. 817 filed	1638
Amendment S. 826 filed	1687
Amendment S. 926 filed	1854
Amendment S. 940 filed	1854
Amendment S. 941 filed	1855
Committee report adopted	1860
Amendment S. 926 adopted	1861
Amendment division S. 816A adopted	1861
Amendment S. 826 adopted	1862
Amendment division S. 816B adopted	1862
Committee amendment S. 785 withdrawn	1862
Amendment S. 725 withdrawn	1862
Amendment S. 817 adopted	1862
Amendment S. 733 adopted	1862
Amendment S. 941 adopted	1863
Amendment S. 940 adopted	1863
Passed Senate. Ayes 45, nays 1	1863
Message from House	1952
Senate insisted	1953
Conference committee appointed	1953
Message from House	2015
Conference committee report adopted	2019
Passed Senate. Ayes 46, nays none	2020
Signed by President	2154
758 By Appropriations. A bill for an act making an appropriation from the general fund of the state to various regulatory state departments and their divisions.	
Received, passed on file	1283
Referred to appropriations	1303
Subcommittee, state department	1331
Committee report	1679
Recommended passage	1680
Committee report adopted	1870
Passed Senate. Ayes 45, nays none	1871
Signed by President	2154
759 By Appropriations. A bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements.	
Received, passed on file	1329
Referred to appropriations	1354
Subcommittee, natural resources	1424
Committee report	1749
Recommended passage	1749
Amendment S. 894 filed	1756
Committee report adopted	1872
Amendment S. 894 adopted	1872
Passed Senate. Ayes 45, nays none	1872
Signed by President	2154
760 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board for maintenance of buildings and for agricultural societies.	

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Received, passed on file	1329	Passed Senate. Ayes 41, nays	
Referred to appropriations	1354	none	1864
Subcommittee, natural resources	1424	Explanation of votes	1901
Committee report	1750	Signed by President	2154
Recommended passage	1750		
Committee report adopted	1873	765 By Appropriations. A bill	
Passed Senate. Ayes 45, nays		for an act to appropriate	
none	1873	from moneys received by the	
Signed by President	2154	department of public safety	
		motor vehicle inspection	
761 By Appropriations. A bill		fund.	
for an act making an appro-		Received, passed on file	1330
priation from the general		Referred to appropriations	1354
fund of the state to the		Subcommittee, transportation	1424
department of environmental		Committee report	1447
quality.		Recommended passage	1447
Received, passed on file	1329	Committee report adopted	1433
Referred to appropriations	1354	Passed Senate. Ayes 47, nays 1	1483
Subcommittee, natural resources	1424	Signed by President	1654
Committee report	1636		
Recommended passage	1636	766 By Appropriations. A bill	
Committee report adopted	1865	for an act continuing the ap-	
Amendment S. 945 filed	1869	propriation for the Iowa	
Amendment S. 945 adopted	1869	American Revolution Bicen-	
Passed Senate. Ayes 40, nays 7	1869	tennial Commission and mak-	
Message from House	1952	ing an appropriation.	
Senate concurred	1954	Received, passed on file	1466
Passed Senate Ayes 41, nays		Referred to appropriations	1466
none	1954	Subcommittee, state department	1516
Signed by President	2154	Committee report	1750
		Recommended passage	1750
762 By Appropriations. A bill		Amendment S. 919 filed	1824
for an act to appropriate any		Committee report adopted	1874
moneys in the operators cer-		Amendment S. 919 adopted	1875
tification fund of the water		Passed Senate. Ayes 31, nays 11	1875
quality commission to the		Signed by President	2154
department of environmental			
quality.		767 By Appropriations. A bill	
Received, passed on file	1354	for an act making an appro-	
Referred to appropriations	1381	priation to the office of the	
Subcommittee, natural resources	1424	governor for use in the gov-	
Committee report	1636	ernor's youth opportunity	
Recommended passage	1636	program to provide employment	
Committee report adopted	1870	for young persons and im-	
Passed Senate. Ayes 44, nays		prove railroad branch lines	
2	1870	and state parks.	
Signed by President	2154	Received, passed on file	1389
		Amendment S. 650 filed	1399
763 By Appropriations. A bill		Substituted for S. F. 573	1419
for an act to make an appro-		Amendment S. 668 filed	1429
priation from the general		Amendment S. 669 filed	1429
fund of the state to the		Amendment S. 669 withdrawn	1436
capitol planning commission.		Amendment S. 684 filed	1436
Received, passed on file	1330	Amendment S. 687 filed	1437
Referred to appropriations	1354	Amendment S. 687 adopted	1437
Subcommittee, state department	1424	Amendment S. 684 lost	1437
Committee report	1447	Amendment S. 668 adopted	1438
Recommended amendment, pas-		Amendment S. 650 adopted	1438
sage	1447	Amendment S. 686 filed	1438
Committee amendment S. 676	1447	Amendment S. 686 adopted	1438
Committee report adopted	1482	Amendment S. 688 filed	1439
Committee amendment S. 676		Amendment S. 688 lost	1439
adopted	1482	Passed Senate. Ayes 29, nays 18	1439
Passed Senate. Ayes 47, nays		Motion filed to reconsider vote	1439
none	1482	Explanation of vote	1445
Signed by President	1654	Motion to reconsider vote pre-	
		vailed	1662
764 By Appropriations. A bill		Amendment S. 827 filed	1662
for an act to appropriate		Amendment division S. 827A	
from moneys received by		adopted	1663
the department of public		Amendment division S. 827B	
safety motor vehicle dealers		adopted	1664
license fee fund.		Motion filed to reconsider vote	1664
Received, passed on file	1330	Motion to reconsider vote failed	1665
Referred to appropriations	1354	Amendment S. 836 filed	1665
Subcommittee, transportation	1424	Amendment S. 836 adopted	1665
Committee report	1585	Failed to pass Senate. Ayes 21,	
Recommended passage	1585	nays 24	1665
Committee report adopted	1864	Motion filed to reconsider vote	1665

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Motion to reconsider vote pre- valled	1990
Failed to pass Senate. Ayes 25, nays 23	1992
768 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of general services for the state educational radio and tele- vision facility board.	
Received, passed on file	1389
Referred to appropriations	1414
Subcommittee, education	1424
Committee report	1541
Recommended amendment, pas- sage	1541
Committee amendment S. 734	1541
Committee report adopted	1703
Committee amendment S. 734 adopted	1704
Passed Senate. Ayes 46, nays 1	1704
Signed by President	2154
769 By Appropriations. A bill for an act to appropriate from the general fund of the state for capital improve- ments for institutions under the control of the depart- ment of social services, in- cluding repairs, improve- ments, replacements or al- terations.	
Received, passed on file	1411
Referred to appropriations	1424
Committee report	1500
Recommended passage	1500
Subcommittee, human resources	1516
Amendment S. 751 filed	1562
Amendment S. 752 filed	1562
Committee report adopted	1702
Amendment S. 751 adopted	1702
Amendment S. 752 lost	1702
Passed Senate. Ayes 47, nays 1	1703
Motion filed to reconsider vote	1709
Motion to reconsider vote pre- valled	1710
Motion filed to reconsider vote	1710
Motion to reconsider vote pre- valled	1710
Amendment S. 751 withdrawn	1710
Amendment S. 866 filed	1710
Amendment 866 adopted	1710
Passed Senate. Ayes 42, nays 1	1711
Message from House	1851
Senate receded	1946
Passed Senate. Ayes 37, nays 1	1946
Signed by President	2154
770 By Appropriations. A bill for an act making an ap- propriation for the planning and constructing of certain state buildings and providing for preliminary planning for space for the General As- sembly.	
Received, passed on file	1402
Referred to appropriations	1424
Committee report	1440
Recommended amendment, pas- sage	1440
Committee amendment S. 691	1441
Substituted for S. F. 579	1441
Committee report adopted	1442
Committee amendment S. 691 adopted	1463

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Subcommittee, state department	1516
Passed Senate. Ayes 37, nays 7	1463
Message from House	1549
Senate insisted	1951
Conference committee appointed	1951
Conference committee report	2020
Conference committee report adopted	2022
Passed Senate. Ayes 43, nays none	2022
Signed by President	2154
771 By Ways and Means. A bill for an act specifying the ending date of the Vietnam conflict for the purpose of the military service tax ex- emption, requiring a mini- mum period of active duty in order to qualify for the mili- tary service tax exemption, and providing that active duty for training only shall not be regarded as active duty for the purpose of the military service tax exemp- tion.	
Received, passed on file	1540
Referred to ways and means	1541
Subcommittee, Hill, Schwengels, and Griffin	1636
772 By Ways and Means. A bill for an act relating to the effective dates of Chapters one thousand twenty (1020) and one thousand eighty-eight (1088), Acts of the Sixty- fourth General Assembly, 1972 Session.	
Received, passed on file	1551
Referred to ways and means	1575
Subcommittee, Griffin, Curtis, and Potter	1636
Motion to suspend rules	1977
Motion failed	1978
773 By Ways and Means. A bill for an act relating to expenditures for capital im- provements by a board of supervisors.	
Received, passed on file	1552
Referred to ways and means	1575
Subcommittee, Orr, Curtis, and Rodgers	1636
774 By Appropriations. A bill for an act to enact the com- pact for education, to es- tablish the education com- mission of the states for this state, and to make an appro- priation.	
Received, passed on file	1564
Referred to appropriations	1575
Committee report	1585
Recommended passage	1585
Subcommittee, education	1636
Committee report adopted	1865
Passed Senate. Ayes 43, nays none	1865
Explanation of votes	1901
Signed by President	2154
775 By Appropriations. A bill for an act relating to merged area schools, providing for the appropriation and pay-	

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ment of state aid, and providing for the salaries of area superintendents.	
Received, passed on file	1540
Referred to appropriations	1541
Amendment S. 738 filed	1544
Committee report	1585
Recommended amendment, passage	1585
Committee amendment S. 782	1585
Amendment S. 802 filed	1626
Subcommittee, education	1636
Amendment S. 837 filed	1687
Amendment S. 845 filed	1726
Amendment S. 929 filed	1855
Amendment S. 930 filed	1855
Committee report adopted	1906
Amendment S. 837 adopted	1908
Committee amendment division S. 782B withdrawn	1908
Committee amendment division S. 782A adopted	1908
Amendment S. 802 adopted	1908
Amendment S. 957 filed	1909
Amendment S. 957 lost	1909
Amendment S. 961 filed	1910
Amendment S. 961 lost	1910
Amendment S. 958 filed	1910
Amendment S. 958 lost	1910
Amendment S. 738 withdrawn	1910
Amendment S. 963 filed	1911
Amendment S. 963 adopted	1911
Ruled out of order	1911
Amendment S. 960 filed	1911
Amendment S. 960 lost	1912
Motion filed to reconsider vote	1912
Motion to reconsider vote prevailed	1912
Amendment S. 802 lost	1912
Passed Senate. Ayes 47, nays none	1912
Message from House	1991
Senate concurred	1996
Passed Senate. Ayes 48, nays none	1996
Signed by President	2154
776 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, relating to the number of employees of the institutions, and establishing a unified budget and accounting system for the board.	
Received, passed on file	1540
Referred to appropriations	1541
Subcommittee, education	1636
Committee report	1637
Recommended amendment, passage	1637
Committee amendment S. 820	1637
Amendment S. 843 filed	1726
Committee report adopted	1789
Amendment S. 843 adopted	1790
Amendment S. 916 filed	1790
Amendment S. 916 lost	1791
Committee amendment S. 820 adopted	1791
Passed Senate. Ayes 40, nays 8	1791
Message from House	1963
Senate concurred	1965
Passed Senate. Ayes 49, nays none	1965
Signed by President	2154

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777 By Appropriations. A bill for an act making an appropriation to certain state libraries.	
Received, passed on file	1564
Substituted for S. F. 589	1656
Passed Senate. Ayes 41, nays none	1656
Signed by President	1859
778 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements and repairs for certain buildings and facilities.	
Received, passed on file	1564
Referred to appropriations	1575
Subcommittee, state government	1636
Committee report	1750
Recommended passage	1750
Amendment S. 923 filed	1824
Committee report adopted	1873
Amendment S. 923 adopted	1874
Passed Senate. Ayes 45, nays none	1874
Signed by President	2154
779 By Appropriations. A bill for an act relating to the inspection and regulation of mines, to abolish the department of mines and minerals, and to transfer certain administrative powers and duties to other state agencies and making an appropriation.	
Received, passed on file	1564
Referred to appropriations	1575
Subcommittee, natural resources	1636
Committee report	1750
Recommended passage	1750
Committee report adopted	1878
Amendment S. 951 filed	1878
Amendment S. 951 adopted	1878
Passed Senate. Ayes 42, nays 3	1879
Signed by President	2154
780 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the office for planning and programming and office for economic opportunity.	
Received, passed on file	1635
Referred to appropriations	1635
Amendment S. 829 filed	1687
Subcommittee, state department	1823
Committee report	1982
Recommended passage	1982
Committee report adopted	1988
Amendment S. 986 filed	1998
Amendment S. 986 adopted	1998
Amendment S. 829 adopted	1998
Passed Senate. Ayes 46, nays 1	1998
Signed by President	2154
782 By Appropriations. A bill for an act relating to financing the supreme court and its divisions and making an appropriation.	
Received, passed on file	1635
Referred to appropriations	1635
Subcommittee, state department	1823

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Committee report	1901
Recommended amendment, pas- sage	1902
Committee amendment S. 953	1902
Committee report adopted	1924
Committee amendment S. 953 adopted	1924
Passed Senate. Ayes 46, nays none	1924
Signed by President	2154

783 By Appropriations. A bill for an act making an appropriation from the general fund of the State of Iowa to constitutional state officials and departments and the executive council and relating to the expenses of the office of auditor of state.

Received, passed on file	1635
Referred to appropriations	1635
Amendment S. 905 filed	1781
Subcommittee, state department	1823
Amendment S. 936 filed	1855
Amendment S. 927 filed	1856
Committee report	1914
Recommended passage	1914
Substituted for S. F. 605	1915
Committee report adopted	1915
Amendment S. 905 lost	1915
Amendment S. 936 lost	1916
Amendment S. 927 lost	1917
Passed Senate. Ayes 46, nays none	1917
Signed by President	2154

784 By Appropriations. A bill for an act making appropriations to legislative staff agencies and making an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state.

Received, passed on file	1747
Committee amendment S. 897 filed	1756
Substituted for S. F. 607	1847
Committee amendment S. 897 adopted	1847
Passed Senate. Ayes 45, nays none	1847
Signed by President	2154

785 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the civil rights commission.

Received, passed on file	1712
Amendment S. 855 filed	1727
Amendment S. 928 filed	1856
Substituted for S. F. 591	1895
Point of order raised	1896
Amendment S. 928 adopted	1897
Amendment S. 855 lost	1898
Passed Senate. Ayes 42, nays none	1898
Motion filed to reconsider vote	1898
Motion to reconsider vote laid on table	1898
Motion to reconsider vote laid on prevailed	1899
Signed by President	2154

786 By Appropriations. A bill for an act making an appropriation to the Iowa develop-

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ment commission for the purpose of purchasing cer- tain real property.	
Received, passed on file	1696
Referred to appropriations	1712
Subcommittee, education	1823
Committee report	1997
Recommended passage	1997
Committee report adopted	1997
Passed Senate. Ayes 44, nays 1	1997
Signed by President	2154

787 By Ways and Means. A bill for an act making a correction to House File one hundred eighty-six (186) of the 1973 Session of the Sixty-fifth General Assembly.

Received, passed on file	1678
Referred to ways and means	1678

789 By Appropriations (Human Resources). A bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons and revising the laws of this state relative to federally-assisted categorical welfare assistance programs the operation of which are to be terminated by federal law, providing penalties for certain violations, and making an appropriation.

Received, passed on file	1894
Substituted for S. F. 587	1918
Amendment S. 968 filed	1918
Amendment S. 968 adopted	1919
Amendment S. 965 filed	1919
Amendment S. 965 adopted	1919
Amendment S. 966 filed	1919
Amendment S. 966 adopted	1919
Amendment S. 969 filed	1920
Amendment S. 969 withdrawn	1920
Amendment S. 967 filed	1920
Amendment S. 967 lost	1920
Passed Senate. Ayes 46, nays 1	1921
Signed by President	2154

790 By Appropriations. A bill for an act making an appropriation for operation of the Iowa soldiers home.

Received, passed on file	1696
Referred to appropriations	1712
Committee report	1779
Recommended passage	1779
Subcommittee, human resources	1823
Committee report adopted	1921
Passed Senate. Ayes 48, nays none	1921
Signed by President	2154

791 By Appropriations. A bill for an act continuing the appropriation for the development of the Toolsboro Mounds and museum area and for development and maintenance of Gardner Log Cabin.

Received, passed on file	1696
Referred to appropriations	1712
Committee report	1750
Recommended passage	1750
Subcommittee, state department	1823

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build municipally-owned television translator facilities and issue bonds to pay the cost thereof.	
Received, passed on file	1991
Substituted for S. F. 613	2098
Passed Senate. Ayes 46, nays none	2098
Signed by President	2154
 804 By Ways and Means. A bill for an act to legalize and validate the procedures whereby the Nishna Valley Community School District in the county of Mills contracted for the sale of several tracts of real estate and the contracts entered into with the respective purchasers.	
Received, passed on file	2057
Rule suspended	2060
Passed Senate. Ayes 47, nays none	2060
Signed by President	2154
 805 By Appropriations. A bill for an act making an appropriation to the state conservation commission for sup-	

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port of the Missouri River riverfront project.	
Received, passed on file	2093
Passed Senate. Ayes 44, nays none	2129
Signed by President	2154
 806 By Appropriations. A bill for an act appropriating funds to finance increased salaries for state officials and designated employees of the state and to finance increased costs for contributions to the judicial retirement system.	
Received, passed on file	2077
Amendment S. 1021 filed	2093
Amendment S. 1021 adopted	2093
Passed Senate. Ayes 38, nays 7	2094
Signed by President	2154
 807 By Appropriations. A bill for an act to appropriate from the general fund of the state to the sewage works construction fund.	
Received, passed on file	2086
Passed Senate. Ayes 48, nays none	2100
Signed by President	2154

SENATE CONCURRENT RESOLUTIONS

RELATING TO—

- 1—Joint committee to arrange for inauguration. 10 adopted.
- 2—Current Codes and Session Laws furnished legislators, staff and press. 9 adopted.
- 3—Journals, bills and binders to be furnished free to county auditors. 10 adopted.
- 4—Adjournment Friday, March 9, 1973—reconvene Monday, March 19, 1973, at 10:00 a.m. 42, 52 adopted.
- 5—Senate and House Journals and bills be mailed to Iowa's United States Senators and Congressmen. 42, 52 adopted.
- 6—Compensation of joint legislative employees. 52 adopted.
- 7—Compensation of chaplains, officers and employees of General Assembly. 55-58 adopted.
- 8—Committee to study employment positions in General Assembly. 63, 79, 342.
- 9—Senators Heying, Taylor and Van Gilst refrain from legalizing any act that would in any way deny the right of life as described in this resolution. 100, 124, 412.
- 10—Snow removal, parking areas. 128 adopted—134, 135, adopted.
- 11—Shuttle-bus service during inclement weather. 128 adopted.
- 12—Construction of an addition to the General Hospital at the State University of Iowa. 148, 151, 342, 413, 505-507 adopted, 510, 526-1653 signed by President—1653 sent to Governor—1748 signed by Governor.
- 13—Joint session Thursday, April 5, 1973, at 2:00 p.m., Pioneer Lawmakers present program. 149, 180 adopted.
- 14—Commend General Joseph G. May, Colonel Eric P. Berner, the 186th Military Police Company, and Iowa National Guard for the excellent arranging of the inaugural ceremonies. 149, 180 adopted.
- 15—Minimizing adverse environmental consequences to Ledges State Park re Saylorville Lake Project. 177, 187, 342, 510, 720-721 adopted.
- 16—Committee to study Uniform Probate Code in comparison with Iowa probate laws, etc. 185, 194, 342.
- 17—Compensation of the Secretary of the Senate, Carroll A. Lane, vacation pay, etc. 186, 190 adopted.
- 18—Urge Congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as H.C.R. 12.) 202, 203, 342, 368, 725-726 adopted.
- 19—Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. 279, 286, 342.
- 20—That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974, its recommendations for legal assistance. (Same as H.C.R. 17.) 323, 324, 342, 1786 withdrawn.
- 21—That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974, its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as H.C.R. 18.) 323, 324, 342, 1786 withdrawn.
- 22—Urge Congress change federal laws and regulations, etc., re locker plants. 335, 338, 412.
- 23—Recall from Governor Senate File 39, title correction. 406 adopted.

- 24—Committee to study uniform means of adopting and publicizing administrative rules and regulations. 411, 436.
- 25—Committee to study motor vehicle laws and uniform vehicle code. 426, 436.
- 26—Committee to continue study penal and correctional systems. 474, 475, 571.
- 27—Request Congress amend the Federal Hatch Act. 509, 526, 731, 909, 1102-1103 adopted.
- 28—Urge Department of Health, Education and Welfare to rescind or modify its proposed rules. 525, 533 adopted. Communication received. 1088.
- 29—Committee to study specification or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. 547, 569, 657, 945.
- 30—Committee to continue study of regulation of consumer credit during 1973 interim. 654, 731, 920.
- 31—Committee to study the criminal justice system. 678, 693, 828.
- 32—Committee to study desirability and feasibility of establishing, legalizing, and regulating a state lottery, pari-mutuel betting, etc. 692, 713, 828.
- 33—Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. 779, 826, 890, 920.
- 34—Iowa General Assembly opposes the passage of H.R. 6168, roll back of live-stock prices, by Congress, forward this resolution. 840, 841, adopted, 848.
- 35—Retain Federal Highway Trust Fund distribution formula, etc. (Same as H.C.R. 40.) 907, 941, 1114.
- 36—Committee to study marriage laws. 918, 989.
- 37—Necessary funds, etc., provided to take advantage of resources offered through Ford Foundation and United States Department of Transportation re no-fault insurance. 940, 956, 1030, 1059, 1075, 1257 withdrawn.
- 38—Committee to study IPERS, other pension funds, annuities, etc. 941, 956, 1030.
- 39—Committee to study quality of life of elderly and physically handicapped. 966-968, 985, 1114.
- 40—Committee to study promotion of agriculture. (Same as H.C.R. 41.) 1016, 1030, 1114.
- 41—Details of closing of 1973, First Regular Session of the 65th General Assembly, interim staff and work, reconvening 1974, Second Regular Session, etc. 1171, 1250, 1782-1783 adopted.
- 42—Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. 1172, 1784 adopted.
- 43—Secretary of Senate and Chief Clerk of the House authorized to attend National Legislative Conference. 1172, 1784 adopted.
- 44—Congratulate Maynard, Iowa, on its 100th Anniversary, etc. 1197, 1248, 1331.
- 45—Committee to study livestock brands and brand inspection (H.F. 606). 1197-1198, 1248, 1331.
- 46—State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. 1247, 1248, 1250, 1263-1265 adopted, 1331.
- 47—Committee to study alcohol-related highway fatalities, and reduction of. 1330-1331, 1424, 1714.
- 48—General Assembly approve Iowa's participation as an associate member of the Multistate Tax Commission, etc. 1552, 1575.

- 49—Committee to study methods of financing special education programs. (Same as H.C.R. 54.) 1810, 1822.
- 50—Committee to study all aspects of compensation system for county officers, etc. (Same as H.C.R. 68.) 1811, 1822.
- 51—Committee to study the advisability of implementing a net worth tax, etc. 1852, 1900.
- 52—Urge United States Congress and United States Army Corps of Engineers compensate farmers and property owners on Iowa River above and below the Coralville Dam for damages resulting from Coralville Reservoir. 1899-1900, 1933, 1938 adopted.
- 53—Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. 1932-1933, 1981.
- 54—Committee to study energy policy positions—areas of power-plant siting policies, energy supply and use, national energy policy, trade, etc. 2030-2031, 2032.
- 55—Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. 2031, 2032.
- 56—Committee to study local budget process, funding of local government operation, expenditures, limitations, etc. 2137-2138, 2139.
- 57—Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. 2138, 2139.
- 58—Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano Information Center, etc. (Same as H.C.R. 73.) 2138-2139.

SENATE RESOLUTIONS

RELATING TO—

- 1—Appointment of secretaries. 9 adopted.
- 2—That Carroll A. Lane be presented with chair and plaque. 198, 199 adopted.
- 3—Congratulate the City of Oelwein on its 100th Anniversary. 526.
- 4—Addition to Highway Commission Laboratory Building, authorize and approve \$500 payment to an architect to prepare cost estimate. 1088, 1102 adopted.
- 5—Request Congress refuse the request from the Department of Defense for transfer authority—enforce terms of Peace Treaty of Paris, etc. 1144, 1170-1171 adopted.
- 6—Approve study of repealing personal property tax, etc. 1145.
- 7—Interim expenses for the Secretary of the Senate. 1171, 1782 adopted.
- 8—Urge Governor to rescind order, national guard to camps—institute procedures to curtail use of fuels—study use of fuel, etc. 1466, 1498.
- 9—Extend fondest regards, congratulations and best wishes to Charles W. and Kathryn Lakin for his years of service and retirement. 2030, 2035 adopted.
- 10—That Congress propose to the states for their ratification an amendment to the United States Constitution re abortion. 2136, 2139.
- 11—That Congress propose to the states for their ratification an amendment to the United States Constitution re abortion. 2137, 2139.

HOUSE CONCURRENT RESOLUTIONS

RELATING TO—

- 1—Joint convention January 8, 1973, 1:30 p.m.—Governor's State of the State Message; January 9, 1973, 10:00 a.m.—canvass of votes. 11 adopted.

- 2—Additional employees, joint committee appointed. 11 adopted.
- 4—Adjournment Thursday afternoon, January 11, 1973—reconvene 10:00 a.m., Monday, January 15, 1973. 61 adopted.
- 7—Joint convention, Governor's Budget Message, Thursday, January 25, 1973, at 6:30 p.m. 124, 126 adopted.
- 8—Extend deep and profound sympathy to the family of former President Lyndon Baines Johnson. 132 adopted.
- 9—Joint convention Thursday, January 25, 1973, at 11:00 a.m., Governor Robert D. Ray invited to make appropriate remarks commemorating life, etc., and to pay tribute to former President Lyndon Baines Johnson. 148 adopted.
- 13—Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees. 224, 235, 238-241, 246, 248-250 adopted; 273, 279, 289-292 adopted.
- 14—Adoption of permanent joint rules. 274-278, 286, 309, 320-321 adopted.
- 15—Joint convention on Monday, February 12, 1973, at 11:00 a.m., Senator McCartney deliver address, Lincoln's Birthday. 278, 283 adopted.
- 17—That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974, its recommendations for legal assistance. 365, 383, 413, 1005, 1785 adopted.
- 18—That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974, its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. 365, 383, 413, 1005, 1785-1876 adopted.
- 21—Committee to study Iowa's motor vehicle laws, etc. 746, 749, 828.
- 23—Joint memorial session Wednesday, April 11, 1973, at 7:30 p.m. 524, 558 adopted.
- 25—Committee to study storage of documents and use of microfilming equipment. 630, 655, 731, 945.
- 26—Committee to continue study penal and correctional systems. (Same as S.C.R. 26.) 631, 655, 731.
- 30—General services and other state agencies be encouraged to purchase recycled paper and paper products. 777, 827, 957.
- 31—Identification and preservation of the burial place and former residence of Iowa's first elected Governor, historical landmark. 677.
- 33—Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of Region XV (Ottumwa area). 777, 827, 890, 920, 1028-1029 adopted.
- 38—Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. 838 adopted, 848.
- 40—Retain Federal Highway Trust Fund distribution formula, etc. 955, 966, 970, 975, 992, 1937.
- 42—Resolutions calling for interim studies not adopted by both houses be delivered to President Pro Tempore and Speaker of the House, Legislative Council determine priorities, etc. 1152, 1175-1176 adopted.
- 43—Consideration of claims, 1267, 1271, 1331, 1355, 1418-1419 adopted.
- 44—Extend congratulations and best wishes to Steve Coon, WOI, for a successful career with Voice of America. 1141.
- 51—Urge the President and Congress to obtain at earliest possible date the return of and complete accounting of all missing in action in Southeast Asia. 1388, 1414, 1516.

- 55—Highway Commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. 1540, 1575.
- 56—Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. 1550, 1575.
- 59—Congratulate Storm Lake, Iowa, on its 100th Anniversary, etc. 1775, 1822.
- 62—House challenges Senate to a softball game. 1776, 1822, 2032.
- 76—Adjournment, June 24, 1973. 2136 adopted.

SUBJECT INDEX

ABORTION— (Also see Birth Control) **General**

- Senators Heying, Taylor and Van Gilst refrain from legalizing any act that would in any way deny the right of life as described in this resolution. SCR 9; S.J. 100, 124, 412.
- Abortion, criminal penalty. SF 49, Milligan, et al.; HF 57, Hill, et al.
- Remove prohibition against sale, etc., or advertisement of birth control devices, abortion information, and venereal disease cures. SF 85, Kelly; SF 301, human resources. SSM
- Repeal provisions of Code re abortion. HF 144, Holden.
- Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 10; S.J. 2136, 2139.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 11; S.J. 2137, 2139.

ACCIDENTS— **General**

- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
- No-fault motor vehicle insurance. HF 107, Fischer of Grundy; HF 699, commerce. SSM
- Reporting of vehicle accidents, raise minimum to \$200. HF 248, Kreamer.
- Motor vehicle accident records not maintained unless charged and/or found guilty, etc. HF 251, Norpel, et al.
- No-fault motor vehicle insurance, etc. SF 369, Kinley; HF 445, Fitzgerald and Rapp.
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- When proof of financial responsibility is required after suspension or revocation of license. SF 391, Lamborn.
- Reporting of boating accidents. HF 488, Freeman; HF 657, natural resources (Same).

ACCOUNTING— **General**

- Public accounting, regulation of, etc. SF 134, Curtis, et al.
- Members of board of accountancy, compensation, etc. HF 169, Crabb.
- Increase the fees charged by board of accountancy. HF 225, Egenes, et al.
- Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

ADC— **General**

- Eligibility for assistance in ADC program. HF 13, Hill, et al.; SF 125, Gluba, et al.
- Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.
- ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.
- ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.
- Authority of department of social services to provide state supplementary cash payments to certain persons, revising laws relative to federally-assisted categorical welfare assistance programs re those being terminated, penalties, etc. SF 587, human resources; HF 789, appropriations.

ADDICTS— (See Drugs and/or Narcotics)

ADMINISTRATIVE PROCEDURE— **General**

- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.

ADOPTIONS— (See Minors)

ADVERTISING— **General**

- Advertising of alcoholic beverages. HF 74, Norpel.
- Remove prohibition against sale, etc., or advertisement of birth control devices, abortion information, and venereal disease cures. SF 85, Kelly; SF 301, human resources. SSM

- Advertising and selling courses of instruction, penalty for violation of the provisions. SF 107, judiciary.
 Beer advertising, eliminate restriction on. HF 104, Norpel.
 Require public utilities to pay advertising cost from profits. HF 340, Higgins and Patchett.
 Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al.; HF 447, Butler, et al.
Billboards
 Correct references in law regulating billboards. HF 655, transportation.

ADVISORY COMMITTEES AND/OR COUNCILS—

General

- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
 Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.

AERONAUTICS—

General

- Create a state transportation planning commission. HF 35, Welden.
 Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
 Operation of aircraft, liability. HF 187, Middleswart, et al.
 Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley, S
 Transportation, department of, create. HF 230, Drake, et al.
 Schools may purchase real estate, etc., located adjacent to or on airports for aviation mechanics education, etc. HF 395, Kreamer; SF 420, Milligan, et al. S
 Abolish aeronautics commission, transfer functions to department of public safety. SF 492, Palmer, et al.
 Aeronautics commission, appropriation. SF 499, appropriations.

AGE—

General

- Eighteen, age qualification of members of the General Assembly. SJR 3, Murray, et al.; HJR 2, Hill, et al.
 Minimum age requirements for enrollment in public schools, exceptions. SF 102, Willits; HF 389, Monroe.

AGE OF MAJORITY—

General

- Lower age of majority from 19 to 18. SF 82, state government; HF 113, Clark of Lee and Hill.

AGING—

(Also see Senior Citizens)

General

- Prohibit reduction of accident and health insurance coverage of an aged, etc. subscriber without proportionate reduction of premium charged. HF 54, Mendenhall.
 Reduce number of members serving on commission on the aging, increase number of meetings, per diem pay, service programs, etc. SF 447, Riley and Van Gilst.
 Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.
 Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.
Commission on
 Aging, commission on, appropriation. HF 291, appropriations; SF 529, appropriations.

AGRICULTURE—

General

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.
 Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
 Agricultural buildings valued and assessed as agricultural property. SF 80, Heying.
 Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.
 Extend workmen's compensation to employees engaged in agricultural work at institutions under board of regents. SF 175, Nystrom; HF 406, Stromer; HF 467, education.
 Agriculture, abolish requirement to furnish dealers certified copy of tests of motor fuel, department of agriculture. HF 203, agriculture.
 Diesel fuel, standards for. SF 244, Priebe.
 Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.

- Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
- Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM
- Marijuana a noxious weed. SF 309, Tieden.
- Veterinarian's liens on any animal, etc. HF 374, agriculture.
- Standards for food, establish. HF 382, agriculture; SF 357, agriculture. SSM. (Also see HF 159)
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58, HF 65)
- Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945.
- Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.
- Bakery products meet specifications and standards for enriched flour, U.S. food and drug administration definition. HF 478, Egenes.
- State-approved premises for feedlots, grazing areas and cattle. SF 444, agriculture.
- Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (Same).
- Encourage and promote the production, sale and consumption of livestock, dairy, and other food products, maintain and improve economy of state and nation. HCR 36; H.J. 761.
- Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress; forward this resolution. SCR 34; S.J. 840, 841 adopted, 848; H.J. 818, 873 adopted.
- Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.
- Committee to study promotion of agriculture. HCR 41; H.J. 1014.
- Committee to study promotion of agriculture. (Same as HCR 41) SCR 40; S.J. 1016, 1030, 1114.
- Increase an appropriation, department of agriculture—commercial feed fund. HF 743, appropriations.
- Agriculture, department of, and its various divisions, appropriation. SF 555, appropriations.
- Agriculture, appropriation, to certain boards, departments, funds from moneys received, increase certain fees. SF 556, appropriations.
- Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations.
- Development commission, appropriation, expansion of veterinary biologics facility in Ames, used by U.S. department of agriculture. HF 786, appropriations.
- Animals**
- Cleaning of livestock carriers. SF 174, Hill.
- Establish a swine tuberculosis eradication program. SF 291, agriculture.
- Identification and sale of cattle, auctions. HF 378, Bennett, et al.
- Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.
- Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all SSM).
- Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
- Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.
- Checkoff**
- Eggs, excise tax on sale of, establish an Iowa egg council. HF 270, agriculture.
- Dairy**
(Also see Foods, sub-ref. Dairy)
- Standards for cheese and cheese products be updated to meet federal standards. HF 32, agriculture; SF 79, agriculture.
- Eggs, excise tax on sale of, establish an Iowa egg council. HF 270, agriculture.
- Dairy industry fund to Iowa dairy industry commission, appropriation. SF 489, appropriations.
- Farm**
- Notice of termination of farm tenancies, September 1. SF 97, Riley and Taylor; HF 262, Stromer.
- Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409 Krause and Branstad.

Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.

Fertilizer

Establish minimum percentages of plant nutrients in fertilizers. HF 204, agriculture.

Grain

Urge president of the U.S. and secretary of agriculture to rescind order to ship commodity credit grain. SJR 7, agriculture.

Sale, shipment, and delivery of grain. SF 227, Priebe.

Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.

Grain dealers, licensing and regulating, commerce commission. HF 383, agriculture.

Corn and soybean purchasers pay premium if moisture content lower than standard. HF 618, Cochran.

Exempt storage of grain from tax on services. HF 644, Cochran.

Allow movement of grain storage structures on highways, restrictions. HF 684, transportation.

Establish a corn promotion fund, etc. HF 692, agriculture.

Inspection

Repeal state license fee for restaurants and grocery stores, meat or meat products. HF 1, Fischer of Grundy.

Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.

Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (Same).

Livestock branding, inspection, regulation of, penalties, etc. HF 606, Hutchins.

Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.

No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (Same).

Sale of coal and other bulk commodities by weight, delivery tickets, inspection of hopper scales, etc. SF 517, agriculture.

Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.

Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.

Licenses

(Also see Licenses, sub-ref. Agriculture)

Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (Same).

Meat and Poultry

(Also see Foods)

No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (Same).

Sale of packaged meat food products, transparent package. HF 512, Hill.

Secretary of

Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.

Standards for the care of animals in shelters, pounds, and pet shops, regulations, licenses, penalties, etc. SF 190, Riley, et al.; HF 550, agriculture SSM.

Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.

Identification and sale of cattle, auctions. HF 378, Bennett, et al.

Bakery products meet specifications and standards for enriched flour, U.S. food and drug administration, definition. HF 478, Egenes.

No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).

Livestock branding, inspection, regulation of, penalties, etc. HF 606, Hutchins.

Establish a corn promotion fund, etc. HF 692, agriculture.

Seed

Prohibit sale, distribution, etc., of teasel or teasel seeds. HF 210, agriculture.

Marijuana a noxious weed. SF 309, Tieden.

Permit numbers no longer required on containers of agricultural seeds. HF 402, agriculture; SF 423, agriculture.

AID TO DISABLED—

General

ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.

AIR POLLUTION—

(See Pollution and/or Environmental Preservation)

AIRCRAFT—**(See Aeronautics)****ALCOHOLIC BEVERAGES—****(Also see Liquor Control Commission)****General**

- Permit sale of alcoholic liquor and beer on Sunday, certain license holders, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck (same subject matter); (all same subject matter)
- Regulate use of beverage containers, etc. HF 56, Mendenhall, et al. (same subject matter as) SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
- Advertising of alcoholic beverages. HF 74, Norpel.
- Beer advertising, eliminate restriction on. HF 104, Norpel.
- Wine sold and obtainable in much the same manner as beer. HF 123, Trowbridge, et al.; SF 138, Kelly, et al. (companion); SF 139, Griffin, et al.; HF 545, Monroe, et al. (companion). (All same subject matter)
- Liquor licenses of clubs, veterans organizations, include beer. HF 127, Fisher of Greene.
- Eliminate requirement manufacturers and wholesalers of alcoholic beverages in Iowa must pay fee for certificates of compliance. HF 128, Fisher of Greene.
- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Repeal dram shop law. SF 159, Blouin, et al.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- School boards may regulate smoking by students, prohibit use of alcoholic beverages. SF 193, Riley and Robinson.
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al.; HF 447, Butler, et al.
- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for; implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
- Grocery stores, definition of, class C beer permits. HF 354, Wells, et al.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Establish special liquor distributorships, cities and towns not now having liquor stores. HF 506, Freeman; HF 722, state government.
- Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Liquor stores establish in any city or town if logical or feasible, director subject to approval, etc. HF 628 state government.
- Beer permit fees retained by local authorities. HF 629, state government.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19) HCR 45; H.J. 1110-1111.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714.
- Implied consent test for alcohol, officer determine; added section re driving while intoxicated. HF 343, Doyle.

ALCOHOLISM—**General**

- Commitment of alcohol and drug addicts, use of private facilities if costs paid. SF 6, county government.
- Liquor store sales, five percent to counties, used for alcoholism. HF 150, Schroeder.
- Commission on**
- Treatment, education, and rehabilitation of alcoholics. SF 150, Doderer, et al.; SF 504, state government.
- Alcoholism, commission on, appropriation. SF 540, appropriations.

AMBULANCES—**(See Motor Vehicles, sub-ref. Ambulances)****AMERICAN REVOLUTION BICENTENNIAL COMMISSION—****General**

- Iowa American revolution bicentennial commission, appropriation. HF 766, appropriations.

AMUSEMENT PARKS AND/OR RIDES—**General**

- Reversion of funds appropriated for carrying out amusement inspections, appropriation. SF 346, appropriations.

Increase certain fees for inspection of amusement rides, etc. HF 724, appropriations; SF 522, ways and means.

ANIMALS—

General

Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.

Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources

Destruction, taking, or possession of wildlife owned by the state, and liability for, civil damages. HF 160, natural resources; SF 259, Tieden. S

Cleaning of livestock carriers. SF 174, Hill.

Standards for the care of animals in shelters, pounds, and pet shops, regulations, licenses, penalties, etc. SF 190, Riley, et al.; HF 550, agriculture SSM.

Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all SSM).

Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.

Leg-hold traps, prohibit use, sale, etc. HF 355, Patchett, et al.

State-approved premises for feedlots, grazing areas and cattle. SF 444, agriculture.

Change date of delinquency for dog license fees. SF 473, county government.

Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources.

Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.

Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49, 1261-1262.

Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.

Diseases

Establish a swine tuberculosis eradication program. SF 291, agriculture.

Domesticated Other Than Farm

Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.

Licensing of dogs, county auditor may assign license tags to assessor. SF 528, county government.

Farm

Identification and sale of cattle, auctions. HF 378, Bennett, et al.

Livestock branding, inspection, regulation of, penalties, etc. HF 606, Hutchins.

Non-domesticated

Repeal bounties on certain wild animals. SF 8, Kelly; HF 600, Cusack.

Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.

Game birds and wild animals used for pets, sources from which obtained. HF 174, natural resources.

Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.

ANNEXATION—

(Also see Zoning)

General

Annexation of territory by cities and towns, municipal services provided within five years. SF 394, Rabedeaux; HF 575, Holden. S

Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.

Annexation of agricultural land. HF 619, Holden.

Legalize proceedings of Muscatine city council re election on annexing certain territory. HF 732, judiciary and law enforcement.

ANNUITIES—

General

School boards, etc., and public instruction provide group contracts for tax sheltered annuities to employees. HF 98, Freeman.

Exempt from state income tax a portion of annuities received by retired federal employees. SF 129, Andersen, et al.; HF 233, Mendenhall, et al. SSM.

Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene.

Provide tax-sheltered annuities for employees of the state educational radio and television facility board. HF 458, Menke.

Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.

Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.

Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.

ANTIQUÉ—

General

Legalize possession of antique gambling devices, inoperable. SF 285, Rodgers, et al.

ANTITRUST SUITS—

General

Antitrust fees for a county attorney or attorney general, eliminate payment of a portion of the fines. SF 2, Hill; HF 61, judiciary and law enforcement.

APARTMENTS—

General

Include apartments; illegal obtaining lodging with intent to defraud. HF 243, Wells and Lipsky.

Include motels, apartment houses, and child care facilities in rules and regulations re fire safety and protection. HF 285, Connors, et al.

APPEALS—

General

Appeal of a condemnation award. HF 116, Nielsen.

Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.

Attorney's fees re unemployment benefit appeals, fixed by court. HF 598, Rapp.

APPLIANCES—

General

Repair and sale of home appliances. HF 468, Freeman.

APPROPRIATIONS—

General

Create an interim study committee on county statutes, appropriation. SJR 5, county government.

Governor's youth program, appropriation. SF 83, Blouin.

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.

Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM

Appropriations' subcommittees recommendations, if for a state agency, do not exceed 90 percent of actual appropriation made to the agency by the Sixty-fourth General Assembly. HR 4; H.J. 229.

Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all SSM).

Create a vocational youth organization fund, vocational education, appropriation. HF 273, Kreamer.

Establish a regional library system, appropriation. SF 271, Kelly; HF 636, Poncey SSM.

Veteran's service compensation fund, appropriating state and federal funds. (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S

Payment of certain damages, action of highway commission, to R. S. and Donald H. Weber, appropriation. SF 302, Scott.

Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.

Create a state grand jury, appropriation. SF 371, Schwieger.

Appropriations, from one department to another, not transferable. HF 448, appropriations.

Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.

Create a Spanish-speaking peoples study commission, appropriation. SF 424, Gluba, et al.; HF 561, Cusack, et al.

Payment, in full, of per diem claims for 2 members of advisory investment board of IPERS, appropriation. HF 572, appropriations.

Increase disability, accidental disability and retirement benefits for policemen and firemen. HF 591, Poncey.

Terrace Hill, appropriation to for repair, etc.—sale of governor's mansion. HF 595, Dunton.

Appropriation bonus board, war orphans' educational aid fund. HF 625, appropriations.

Create a veterans' service compensation fund, appropriation. HF 656, appropriations.

Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.

Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.

- Create office of youth opportunity, etc., appropriation.** HF 666, Krause, et al.
Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM
- Raise compensation paid to members of certain boards and commissions.** HF 704, appropriations.
- Appropriation to comptroller for substitution or replacement, federal funds not available.** SF 513, appropriations.
- Increase certain fees for inspection of amusement rides, etc.** HF 724, appropriations; SF 522, ways and means.
- Appropriation, law enforcement academy.** SF 525, appropriations.
- General services, appropriation.** SF 533, appropriations.
- General services centralized printing fund, from moneys received, appropriation.** SF 534, appropriations.
- General services revolving fund, appropriation.** SF 535, appropriations.
- Drug abuse authority, appropriation.** SF 537, appropriations.
- Public employment relations board, appropriation.** SF 544, human and industrial relations.
- Payments in lieu of contributions for unemployment compensation made to state employees of various agencies, boards, commissions and departments.** HF 751, appropriations.
- Environmental quality, appropriation.** HF 761, appropriations.
- Appropriate any moneys in operators certification fund, water quality commission, to the department.** HF 762, appropriations.
- Midwest nuclear compact, appropriation, membership.** SF 560, appropriations.
- Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation.** SF 563, appropriations.
- Iowa American revolution bicentennial commission, appropriation.** HF 766, appropriations.
- General services, department of, appropriation, renovation of Valley Bank building.** SF 575, appropriations.
- Cities and towns, sewage works construction fund, appropriation.** SF 576, appropriations.
- Citizens' aide, appropriation.** SF 578, appropriations.
- General services, expansion of capitol complex, appropriation.** SF 579, appropriations.
- General services, appropriation for capital improvements and repairs for buildings and facilities.** HF 778, appropriations.
- Legislative service bureau, office of legislative fiscal director, appropriation—also legislative council for study of mental health delivery systems in Iowa.** HF 784, appropriations; SF 607, appropriations. (S in part)
- Advisory council, appropriation for vocational education, research projects, duties of council, etc.** SF 596, appropriations.
- Iowa soldiers home, appropriation for operation of.** HF 790, appropriations.
- District court judges, etc., appropriation.** HF 792, appropriations.
- Labor, bureau of, and occupational safety and health review commission, appropriation.** HF 799, appropriations.
- Cities and towns, sewage works construction, appropriation.** SF 617, cities and towns.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators.** HF 574, appropriations.
- To finance increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system.** HF 806, appropriations.
- Cities and towns, sewage works construction, appropriation.** HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617)
- Accountancy**
- Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to.** SF 232, appropriations.
- Aeronautics**
- Aeronautics commission, appropriation.** SF 499, appropriations.
- Aging**
- Aging, commission on, appropriation.** HF 291, appropriations; SF 529, appropriations.
- Create a green thumb program for the aging, provide employment, appropriation.** HF 632, Avenson and Fitzgerald.
- Agriculture**
- Dairy industry fund to Iowa dairy industry commission, appropriation.** SF 489, appropriations.
- Increase an appropriation, department of agriculture; commercial feed fund.** HF 743, appropriations.
- Agriculture, department of, and its various divisions, appropriation.** SF 555, appropriations.
- Agriculture, appropriation, to certain boards, departments, funds from moneys received, increase certain fees.** SF 556, appropriations.

Alcoholism

Alcoholism, commission on, appropriation. SF 540, appropriations.

Architectural Examiners

Appropriation, board of architectural examiners. HF 242, appropriations. Report; H.J. 372.

Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

Arts Council

Arts council, appropriation. SF 580, appropriations.

Attorney general

State officials, departments and executive council, expenses of auditor of state (county, municipal and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Auditor of State

State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Banking Department, State

Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

Blind, Commission for the

Blind, commission for, appropriation. SF 543, appropriations; HF 749, appropriations.

Budget and Financial Control Committee

Budget and financial control committee or successor committee, appropriation. HF 797, appropriations.

Buildings and Grounds

General services, appropriation. SF 533, appropriations.

Capitol Planning Commission

Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.

Capitol planning commission, appropriation. HF 763, appropriations.

Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations.

Car Dispatcher—(See Vehicle Dispatcher)**Cities and Towns**

Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.

Municipal assistance fund, appropriation. HF 275, Kreamer; SSM as HF 756, appropriations; SF 552, appropriations.

Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.

State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Cities and towns, sewage works construction, appropriation. SF 617, cities and towns.

Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617)

Civil Rights

Civil rights commission, appropriation. SF 591, appropriations; HF 785, appropriations.

Claims

Settlement of claims, appropriation. HF 735, appropriations.

Code Editor

Supreme court and its divisions (code editor), appropriation. HF 782, appropriations.

Commerce Commission

Appropriation to commerce commission. SF 524, appropriations.

Comptroller

Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.

Payment of publication costs, academy of science, appropriation to comptroller. SF 414, Taylor, et al.

Appropriation to comptroller for substitution or replacement, federal funds not available. SF 513, appropriations.

Comptroller, appropriation from motor vehicle fuel tax fund. SF 561, appropriations.

Comptroller, office of, and its divisions, appropriation. HF 800, appropriations; SF 616, appropriations.

Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

Conservation Commission

- Open space land acquisition program, conservation commission, appropriation. HF 224, Butler, et al.; SF 577, appropriations.
- Appropriation from marine fuel tax fund to conservation commission. HF 716, appropriations.
- Appropriation to conservation commission for specific projects. HF 720, appropriations.
- Administration fund of conservation commission, transfer of funds. SF 518, appropriations.
- Appropriate fish and game protection fund, conservation commission. SF 520, appropriations.
- Appropriation to division of lands and waters, conservation commission. SF 521, appropriations.
- Conservation commission for historical preservation and survey program, Missouri and Mississippi river basin commission, appropriation. SF 588, appropriations.
- Conservation commission, appropriation, Missouri river riverfront project. HF 805, appropriations.

Council of State Governments

- Appropriation to interstate cooperation, council of state governments, and commission on uniform state laws. SF 519, appropriations.

Counties

- Counties, appropriation, moneys and credits replacement fund. HF 750, appropriations.
- State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Crime Commission

- Crime commission, appropriation. SF 581, appropriations.
- Crime commission, match federal funds, certain activities within local government units, appropriation. SF 582, appropriations.

Development Commission

- Development commission, appropriation, salaries, etc., and agriculture products promotion. HF 757, appropriations.
- Development commission, appropriation, expansion of veterinary biologics facility in Ames, used by the U.S. department of agriculture. HF 786, appropriations.

Economic Opportunity, Office of

- Planning and programming, O.E.O., appropriation. HF 780, appropriations.

Educational Radio and Television

- Educational radio and TV, general services, appropriation. HF 768, appropriations.
- General services, appropriation for educational radio and TV facility board for purchase of equipment. SF 597, appropriations.
- Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations.

Employment of the Handicapped

- Appropriation to committee on employment of the handicapped. SF 523, appropriations.

Employment Security Commission

- Appropriate from IPERS fund to employment security commission, cost of administration. HF 403, appropriations.
- Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
- Employment security commission, appropriation, for administration of old-age and survivors' insurance system, federal social security system, and pension and annuity retirement system for teachers. HF 755, appropriations.

Engineers

- Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

Executive Council

- Executive council general contingent fund, appropriation. SF 541, appropriations.
- State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

Fair Board

- State fair board, appropriation, capital improvements. HF 759, appropriations.
- State fair board, appropriation, for maintenance of buildings and agricultural societies. HF 760, appropriations.

Geological Survey

Geological survey, and natural resources, appropriation. SF 553, appropriations.

Governor

Governor's youth program, appropriation. SF 83, Blouin.

Governor's youth opportunity program, improve railroad branch lines, appropriation. HF 767, appropriations; SF 573, appropriations.

State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Health, Department of

Health, department of, appropriation. HF 752, appropriations.

Herbert Hoover Foundation

Herbert Hoover birthplace foundation and Mississippi river parkway commission, appropriation. SF 488, appropriations.

Higher Education Facilities Commission

Finance tuition grants, higher education facilities commission, appropriation. SF 345, appropriations.

Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.

Scholarship program, higher education facilities commission, appropriation. HF 682, appropriations.

Medical student tuition loans, higher education facilities commission administrative funds, appropriation. HF 683, appropriations.

Highway Commission

Appropriation to highway commission, scenic and recreational highway system. HF 294, Clark of Lee.

Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwieger, et al. SSM

Political subdivisions may purchase gasoline from highway commission, appropriation. SF 465, Gluba.

Appropriation to highway commission for designated capital improvement programs. SF 508, appropriations; HF 707, appropriations.

Appropriation to highway commission including administration of merit system, etc. HF 703, appropriations.

Appropriation to traffic weight operations, highway commission. HF 709, transportation.

Historical Society

Historical society, appropriation. SF 558, appropriations.

Historical society, appropriation for development of Toolsboro mounds and museum area, and development, etc. of Gardner log cabin. HF 791, appropriations.

History and Archives

History and archives, appropriation. HF 742, appropriations.

Inauguration Ceremonies

Expenses of the inaugural ceremonies, appropriation. HF 612, appropriations.

Industrial Commission

Payment of workmen's compensation claims, highway commission employees, appropriation. SF 503, appropriations.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

Insurance

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

Interstate Cooperation

Appropriation to interstate cooperation, council of state governments, and commission on uniform state laws. SF 519, appropriations.

IPERS

Appropriate from IPERS fund to employment security commission, cost of administration. HF 403, appropriations.

Judicial Department, Statistician, etc.

Supreme court and its divisions (Code editor), appropriation, HF 782, appropriations.

Labor

Reversion of funds appropriated for carrying out amusement inspections, appropriation. SF 346, appropriations.

Labor, bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.

Legislative Service Bureau

Approve contracting for cost analyses of no-fault insurance legislation, appropriation. HJR 19, appropriations.

Legislative service bureau, office of legislative fiscal director, appropriation—also legislative council for study of mental health delivery systems in Iowa. HF 784, appropriations; SF 607, appropriations. (S in part)

Libraries

Libraries, certain state, appropriation. HF 777, appropriations; SF 589, appropriations. S

Lieutenant Governor

State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Liquor Control Commission

Beer and liquor control department, appropriation for capital improvements. SF 494, appropriations.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

Medical and Other Professions

Establish a rural physicians associate program, appropriation. SF 297, Winkelman; HF 410, Hansen, et al.

Medical student tuition loans, higher education facilities commission administrative funds, appropriation. HF 683, appropriations.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 753, appropriations.

Medical education system for training resident physicians, appropriation. SF 598, appropriations.

Mental Health

Appropriate \$50,000 to committee on mental hygiene to conduct study of mental health delivery systems. SF 352, Shaw.

Merit System

Appropriation to merit employment department and method of funding. HF 736, appropriations.

Mississippi Parkway Planning Commission

Herbert Hoover birthplace foundation and Mississippi river parkway commission, appropriation. SF 488, appropriations.

Natural Resources Council

Geological survey, and natural resources, appropriation. SF 553, appropriations.

Nurses and Nursing Homes

Supplemental appropriation from moneys received by the board of nursing examiners. SF 231, appropriations.

Pioneer Lawmakers

Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations.

Planning and Programming

Planning and programming, O.E.O., appropriation. HF 780, appropriations.

Printing Board

General services, appropriation. SF 533, appropriations.

General services centralized printing fund, from moneys received, appropriation. SF 534, appropriations.

Public Defense

Public defense, department of, appropriation. SF 567, appropriations.

Public defense, department of, appropriation for capital improvements, repairs, etc. SF 599, appropriations.

Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.

Public Instruction

Public instruction, department of, school food service assistance, appropriation. SF 542, appropriations.

Public instruction, appropriation. SF 586, appropriations.

Public instruction, appropriation for use of school budget review committee, supplemental aid. SF 595, appropriations.

Public instruction, appropriation for special education program. SF 614, appropriations.

Public Safety

Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Friebe and Blouin.

Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations.

Public safety, department of, appropriate from moneys received, motor vehicle dealers license fee fund. HF 764, appropriations.

- Public safety, department of, appropriate from moneys received, motor vehicle dealers license fee fund. HF 765, appropriations.
- Public safety, appropriation, for radio equipment, etc., division of radio communication. HF 788, appropriations; SF 600, appropriations.
- Costs for manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S
- Rate of motor vehicle inspection station permit fees, administration of. SF 602, appropriations.
- Public safety and various divisions thereof, appropriation—consolidating divisions. SF 603, appropriations.
- Real Estate**
- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.
- Reciprocity**
- Appropriation to reciprocity board, salaries, etc. HF 721, appropriations.
- Regents, Board of**
- Regents, board of, appropriation, and number of employees (SUI, ISU, Oakdale sanatorium, university of northern Iowa, braille and sight-saving school, school for the deaf). HF 776, appropriations.
- Regents, board of, appropriation, reimburse colleges for deficiencies in operating revenues (pledges, etc.). SF 594, appropriations.
- Regents, board of, appropriation for capital improvements, purchase of land, construction, etc.** SF 609, appropriations.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.
- Retirement**
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations.
- Revenue, Department of**
- Revenue, department of, appropriation, administration. SF 559, appropriations.
- Revenue, department of, appropriation from motor vehicle fuel tax fund. SF 562, appropriations.
- Schools**
- School districts and school systems, appropriation, certain services and materials. SF 554, appropriations.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations.
- Area schools, appropriation, state aid, tuition. HF 775, appropriations.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- Secretary of State**
- State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- Social Services**
- Community-based corrections programs and services, appropriation. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources SSM.
- Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S) (All same subject matter).
- Appropriation for establishing community-based correctional programs and services. SF 511, appropriations.
- Appropriation to department of social services, certain institutions, division of family and children services. HF 739, appropriations.
- Parole, board of, appropriation. SF 538, appropriations.
- Social services, bureau of adult corrections, appropriation. SF 539, appropriations; HF 781, appropriations. SSM
- Social services, appropriation, mental health services, etc. HF 747, appropriations.
- Social services, institutions under, appropriation for capital improvements. HF 769, appropriations.
- Social services, appropriation for certain public assistance programs, contractual services, changing procedure for handling county claims re foster care for veterans' children, and ADC program. SF 604, appropriations.
- Social services, appropriation for area offices and county services, departmental operations, etc. HF 802, appropriations.

Social services department, provide state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations.

Soil Conservation

Appropriation to soil conservation. HF 737, appropriations.

Soil conservation, department of, appropriation, for soil and water conservation cost-sharing program. SF 574, appropriations.

Abolish department of mines and minerals, transfer to soil conservation, also inspection and regulation of. SF 530, state government; HF 779, appropriations. S

Treasurer of State

State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

Uniform Laws, Commission on

Appropriation to interstate cooperation, council of state governments, and commission on uniform state laws. SF 519, appropriations.

Veterans

Appropriation bonus board, war orphans' educational aid fund. HF 625, appropriations.

Watchmakers

Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

Vehicle Dispatcher

Vehicle dispatcher, appropriation. SF 532, appropriations.

Vehicle dispatcher, appropriation, depreciation fund. HF 748, appropriations.

ARCHITECTS—

General

Increase fees for applications, renewals and reinstatements of registered architects. HF 229, Egenes, et al.; SF 549, state government. S

Appropriation, board of architectural examiners. HF 242, appropriations. Report; H.J. 372.

Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.

AREA VOCATIONAL SCHOOLS—

(See Schools, sub-ref. Area—Aren Vocational)

ARMED FORCES—

(See Military and/or Public Defense)

ARTS—

General

Arts council, appropriation. SF 580, appropriations.

ASSESSMENTS—

General

Improvement bonds and special assessments, property outside of cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S

Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.

Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S

Agricultural buildings valued and assessed as agricultural property. SF 80, Heying.

Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.

Valuation of property, assessments, appraisals, etc. SF 121, ways and means. Collecting special assessment deficiencies when improvements are made benefiting properties. HF 219, ways and means.

Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.

Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.

Valuation of property for tax purposes, mortgage remaining on property, etc. SF 262, Heying.

Interest computed and collected on a levee and drainage district assessment. HF 393, Stromer and Schroeder.

Notice of a proposed special assessment. SF 402, Griffin.

Reduce assessed value of property from 27 percent to 22 percent of market value. HF 457, Nielsen.

Legalize proceedings of city council of Sac City, Sac County, special assessments for construction of sanitary sewer program No. 1, 1972. HF 564, Bennett; HF 678, judiciary and law enforcement (same).

Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
 Assessed value of property 100 percent of actual value—change millage into dollars and cents, etc. HF 746, Jordan and Miller of Buchanan; SF 584, Orr.

**ASSESSORS—
 General**

Assessors, optional if cities, and/or counties have, also may be combined. SF 255, Willits.

**ATHLETICS—
 (Also see Schools, sub-ref. Athletics and/or Sports)
 General**

Licenses for professional boxing and wrestling matches, qualifications for. SF 86, Briles, et al.; HF 268, natural resources. SSM
 Permit adjacent schools with small enrollments to consolidate their extra-curricular athletic teams. SF 311, Rodgers.

**ATTORNEY GENERAL—
 General**

Antitrust fees for a county attorney or attorney general, eliminate payment of a portion of the fines. SF 2, Hill; HF 61, judiciary and law enforcement.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
 Create a state grand jury, appropriation. SF 371, Schwieger.
 Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
 State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
 State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

**ATTORNEYS—
 General**

Appointment of commissioners on uniform state laws, two by legislative council. HF 8, Fischer of Grundy.
 Inspection of patients' records. SF 179, Kelly.
 That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
 That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17) SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
 Payment of attorney fees and court costs for indigents, dissolutions of marriage. HF 300, Monroe.
 Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.
 Attorneys, revise admission to practice, etc. SF 403, Kelly.
 Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
 Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
 Attorney's fees re unemployment benefit appeals, fixed by court. HF 598, Rapp.
 Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.

**AUCTIONS—
 General**

Identification and sale of cattle, auctions. HF 378, Bennett, et al.
 Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.

**AUDITOR OF STATE—
 General**

Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Repeal chapter requiring political subdivisions (treasurers of) submit ledger statements semiannually stating balance is correct, public funds. SF 203, cities and towns; HF 267, county government. S

Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
 Township clerks send copy of all receipts and disbursements of his office to auditor of state after general election, etc. HF 373, Holden.
 State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.
 State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 733, appropriations.

AUDITS—**General**

Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
 State income tax audits, allow department of revenue six months. S.F. 76, ways and means.
 Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM

AUTOPSY—**General**

Heir to an estate of a deceased person, etc. may obtain a copy of the autopsy report. HF 356, Oakley.
 Autopsy and postmortem examinations, who may consent. SF 509, human resources.

AUXILIARY SERVICES, ETC.—**General**

Reimbursement to school districts for auxiliary services and materials to non-public school students. HF 594, education.

AVIATION—

(See Aeronautics)

AWARDS—**General**

Create a distinguished service and achievement award. SF 161, Shaw.

BAIL—**General**

Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.

BAIT—

(See Fish and Game, sub-ref. Bait)

BANDS—**General**

City code, correcting certain errors, conflicting provisions, etc., also providing levies for orchestras or bands, etc. HF 610, cities and towns.

BANKING—**General**

Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.
 Prohibit certain inducements to open, add to, etc., accounts at financial institutions. HF 26, Fischer of Grundy.
 Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.
 Eliminate requirement superintendent of banking have five years bank executive experience. HF 320, Egenes, et al.
 Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.
 Permit state superintendent of banking to establish a retirement system for its employees. SF 327, Eriles and Lamborn.
 Prohibit formation of new bank holding companies without certificates of authority, etc. SF 358, Murray, et al.; HF 482, Dunlap, et al.
 Investment of funds of retirement systems for policemen and firemen, banks. HF 400, Drake, et al.
 Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.
 Business corporations, nonadmitted organizations, allow to transact business in Iowa. SF 404, Kelly; HF 450, Hill and Stanley.
 Interconnected regional securities depositories, further development of—amend uniform commercial code. SF 450, DeKoster.
 State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.

Establish fees for certain applications filed with department of banking. HF 634, commerce; SF 610, commerce. S
 Suspend bank officers in certain circumstances, authorize superintendent of banking. HF 635, commerce.
 Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce.
 Investments (bankers acceptances) and administration of state chartered savings and loan associations. SF 551, commerce.
 Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.

**BANKRUPTCY—
 General**

Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.
 Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.

**BARBERS AND BARBERING—
 General**

Prohibit cosmetologists from cutting a male person's hair. HF 260, Fischer of Grundy, et al.; SF 229, Schwieger, et al. S
 Allow cosmetologists to work on any person. SF 260, Doderer and Murray.

**BEER—
 (See Alcoholic Beverages)**

**BENEFICIARIES—
 General**

Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.

**BENEFITS—
 General**

Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
 State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
 Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 298, Lipsky and Hill.
 Remove one week waiting period before unemployment benefits can be received. HF 347, Rapp and Byerly.

**BEVERAGES—
 General**

Regulate use of beverage containers, etc. HF 56, Mendenhall, et al. (same subject matter as); SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
 Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.

**BICYCLES—
 General**

Use of reflectorized materials on bicycles. HF 532, Hennessey.

**BIDDING—
 General**

County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.

**BILLBOARDS—
 (See Advertising, sub-ref. Billboards and/or Signs)**

**BILLS—
 General**

Clarification of amendatory acts employing strike-through letters and underlined words re statutes. SF 13, judiciary.
 Senate and House journals and bills be mailed to Iowa's U.S. senators and congressmen. SCR 5; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
 Recall from governor Senate File 39, title correction. SCR 23; S.J. 406 adopted; H.J. 417-418 adopted.
 Corrective amendments to HF 287. SF 550, state government.

**BINGO—
 (Also see Gambling)
 General**

Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S
 Games of skill, chance, raffles, operation of, penalties. SF 108, Lamborn; HF 137, Fischer of Greene.

BIRDS—
(See Fish and Game)

BIRTH CERTIFICATES—
General

Issue new birth certificates, persons born outside U.S., adopted in Iowa. HF 323, Byerly and Clark of Lee.

BIRTH CONTROL—
(See also Family Planning)
General

State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
Remove prohibition against sale, etc., or advertisement of birth control devices, abortion information, and venereal disease cures. SF 85, Kelly; SF 301, human resources. SSM

BIRTH DEFECTS INSTITUTE—
General

Establish a birth defects institute. SF 52, Doderer.

BLIND—
General

ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.
Transfer of patients to the university hospital, sight-saving and deaf school students. HF 401, education; SF 401, higher education.
Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources

COMMISSION FOR THE—

Blind, commission for, appropriation. SF 543, appropriations; HF 749, appropriations.

BOARD OF CONTROL—
(See Social Services)

BOARD OF TAX REVIEW—
(See Tax Review, Board of)

BOARDS, COMMISSIONS, COMMITTEES AND COUNCILS—
General

Members of boards and commissions be uniformly compensated. SF 152, Andersen and Gluba.
Licensing and regulation of hearing aid dealers, establish board, etc. HF 195, Drake, et al.; SF 195, Rabedeaux, et al.; HF 708, state government. SSM
Establishment and administration of professional and occupational licensing boards. SF 277, Hansen, et al.; HF 477, Holden and Hill. S
Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM
Create a Spanish-speaking peoples study commission, appropriation. SF 424, Gluba, et al.; HF 561, Cusack, et al.
Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
Raise compensation paid to members of certain boards and commissions. HF 704, appropriations.
To finance increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations.

BOATS—
(See Watercraft)

BONDS—
General

Improvement bonds and special assessments, property outside of cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S
Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
Bond elections, 1 year before resubmission. HF 172, Schroeder.
Licensed motor fuel distributors must purchase bond. SF 206, Palmer.
Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S
Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
Saylor township of Polk county, legalize and validate proceedings of township trustees re tax levy for fire equipment. SF 253, Kinley and Willits.

Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.

Eliminate statutory requirement that cigarette retailers be bonded. HF 238, Krause.

Joint city-county facilities, single election on issuance of bonds. SF 313, judiciary.

Legalize special election of Lamoni community school district, Decatur county, issuance of school bonds, etc. HF 364, Anderson.

Legalize proceedings of board of trustees, Stuart municipal utilities, water revenue bonds, increase rates, Adair and Guthrie counties. HF 366, Bortell; HF 679, judiciary and law enforcement (same).

Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Duntun, et al.; SF 392, Rodgers, et al. (similar); HF 727, education (same).

Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)

Grain dealers, licensing and regulating, commerce commission. HF 383, agriculture.

Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.

Establishment of zoos or zoological gardens, authorize levy of taxes and issuance of bonds, etc. HF 501, Lipsky.

Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 581, Monroe.

Legalize proceedings of board of supervisors of Worth county, drainage districts numbers 24, 34, and 52. HF 507, Norland; HF 677, judiciary and law enforcement (same).

Sanitary disposal projects, correcting references re issuance of general obligation bonds for. HF 514, Dunlap; HF 693, natural resources (same).

Conservation commission may issue recreational facility bonds for construction purposes, lease facilities, etc. HF 583, Brunow.

Elections for school bond issues a simple majority. HF 592, O'Halloran, et al.

Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.

Hearing required, court actions for recovery of property. SF 536, judiciary.

Municipally-owned TV translator facilities, permit certain cities to modify and rebuild and issue bonds. SF 613, cities and towns; HF 803, ways and means. S

CITIES AND TOWNS—
(See Cities and Towns, sub-ref. Bonds)

BOUNTIES—
(See Animals, sub-ref. General)

BOXING—
(See Sports and/or Athletics)

BRANDING—
(See Animals, sub-ref. Farm and/or General)

BRIDGES—
General

Railroads construct and maintain catwalks and handrails on bridges, etc. SF 205, Hansen, et al.

Construction and maintenance of roads, bridges, etc., public interest take precedence. SF 390, Miller of Des Moines.

Pedestrian walkways on highway bridges, highway commission construct. HF 615, Butler.

Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.

BROKERS—
General

Brokers acting as salesmen deposit funds in broker-employer's trust account. HF 30, Holden; SF 38, Potter.

BUDGET AND FINANCIAL CONTROL COMMITTEE—
General

Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM

Legislative fiscal bureau, establish—budget and financial control committee, abolish. SF 476, state government.

Budget and financial control committee or successor committee, appropriation. HF 797, appropriations.

BUDGETS—
General

Joint convention, governor's budget message, Thursday, Jan. 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.

- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Comptroller furnish standard budget request forms, state government. HF 498, Schroeder and Jesse.
- Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 838 adopted, 848.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.

BUILDINGS—**General**

- Agricultural buildings valued and assessed as agricultural property. SF 80, Heying.
- County expenditures for capital improvements—accomplished without tax increase—federal funds available. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means. (All same subject matter)
- Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
- Value of buildings insured for casualty loss, amount stated in policy. SF 238, Priebe, et al.
- Automatic fire extinguishing systems in high-rise buildings. HF 313, Connors, et al.; HF 664, cities and towns (same).
- Emergency light sources for public buildings. SF 325, Priebe and Scott; HF 483, Krause.
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM
- County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.
- Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.
- Construction of private and public buildings and facilities accessible to and functional for physically handicapped. SF 469, Blouin.
- Permit a city or town to join with a township in building and maintaining a memorial building. SF 452, Rodgers.
- Construction of a new office building in Orange City, Iowa. HF 675, judiciary and law enforcement.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.

Capitol

- Use of auditoriums by state employee organizations. SF 77, Andersen; HF 538, Grassley.

BUILDINGS AND GROUNDS, STATE—**General**

- Snow removal, parking areas. SCR 10; S.J. 128 adopted; H.J. 155, 162 amended and adopted; S.J. 134, 135 adopted.
- Provide insurance fund for damage to public buildings. SF 153, Palmer; HF 432, Connors, et al. S
- Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.
- Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.
- Terrace Hill, appropriation to for repair, etc.—sale of governor's mansion. HF 595, Dunton.
- General services, appropriation. SF 533, appropriations.
- General services, expansion of capitol complex, appropriation. SF. 579, appropriations.
- General services, appropriation for capital improvements and repairs for buildings and facilities. HF 778, appropriations.

BUSES—

(See Motor Vehicles, sub-ref. Buses and/or Schools, sub-ref. buses and/or Transportation)

CAMPAIGNS—

(See Political Campaigns)

CANDIDATES—

(See Political Candidates)

CAPITAL IMPROVEMENTS—**General**

- County expenditures for capital improvements—accomplished without tax increase—federal funds available. HF 75, Knoke, et al.; HF 114, Miller

of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means. (All same subject matter)

Beer and liquor control department, appropriation for capital improvements. SF 494, appropriations.

Appropriation to highway commission for designated capital improvement programs. SF 508, appropriations; HF 707, appropriations.

State fair board, appropriation, capital improvements. HF 759, appropriations.

General services, appropriation for capital improvements and repairs for buildings and facilities. HF 778, appropriations.

Public defense department of, appropriation for capital improvements, repairs, etc. SF 599, appropriations.

Regents, board of, appropriation for capital improvements, purchase of land, construction, etc. SF 609, appropriations.

Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations.

CAPITAL PUNISHMENT—**General**

First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.

CAPITOL PLANNING COMMISSION—**General**

Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.

Capitol planning commission, appropriation. HF 763, appropriations.

Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations.

CAR DISPATCHER—**(See Vehicle Dispatcher)****CARRIERS—****General**

Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM

Cleaning of livestock carriers. SF 174, Hill.

CEMETERIES—**(Also see Funerals)****General**

May increase mill levy for certain cemeteries. SF 127, Nystrom.

Create an abandoned cemetery fund, county tax levy. HF 185, Wyckoff.

Property tax exemption, cemetery associations, humans not pets. HF 208, ways and means.

CENSUS—**General**

Census of children of deceased soldiers, repeal law. HF 37, ways and means; SF 51, ways and means.

CERTIFICATES—**General**

Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM

Eliminate requirement manufacturers and wholesalers of alcoholic beverages in Iowa must pay fee for certificates of compliance. HF 128, Fisher of Greene.

Alteration of registration plates, certificates, etc., issued by county treasurers, penalties. HF 197, transportation.

Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.

Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.

CHARITABLE INSTITUTIONS AND ORGANIZATIONS—**General**

School bus transportation for students and others. SF 43, Heying; HF 49, Small; SF 147, Doderer (companion); SF 37, Van Glist, et al.; SF 219, schools (all same subject matter).

Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.

Disposition of fish and game confiscated by conservation commission or accidentally killed, processed when practicable, and donated to charity. HF 472, Horn.

Exempt low-rent housing developments for elderly and handicapped, nonprofit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.

CHECKOFF—
General

Eggs, excise tax on sale of, establish an Iowa egg council. HF 270, agriculture.
 Establish a corn promotion fund, etc. HF 692, agriculture.

CHECKS—
General

Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.

CHIEF CLERK—
General

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.
 Compensation of chief clerk and secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
 Directory of state employees assembled by comptroller. SF 467, state government.
 Details of closing the 1973, first regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, second regular session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.
 Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
 Interim expenses for the Chief Clerk of the House. HR 8; H.J. 1261, 2280 adopted.
 Request chief clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.

CHILDREN—
(See Minors)

CHIROPRACTORS—
(See Medical, Professional, sub-ref. Chiropractors)

CHURCHES—
General

Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.

CIGARETTES—
(See Tobacco)

CITIES AND TOWNS—
General

Purchase of real estate by political subdivisions. HF 6, Norpel.
 Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
 Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
 Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.
 Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
 City assessors provided copies of the code without cost. SF 35, ways and means.
 Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
 Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
 Liquor store sales, 5 percent to counties used for alcoholism. HF 150, Schroeder.
 Exempt homesteads of persons 75 years or over from property taxes, exceptions. SF 165, Heying, et al.
 Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
 Bond elections, one year before resubmission. HF 172, Schroeder.
 Reinstate the calendar year as fiscal year for cities and towns, counties, etc. SF 180, Hultman, et al.; HF 265, McElroy and Connors. S
 Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.
 Repeal chapter requiring political subdivisions (treasurers of) submit ledger statements semiannually stating balance is correct, public funds. SF 203, cities and towns; HF 267, county government. S

- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Regulation of railroads in cities and towns, penalty. SF 213, Robinson.
- Right of public employees and public employers to bargain collectively, etc. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter)
- Jurisdiction of peace officers, mutual assistance agreements. SF 224, judiciary.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Municipal assistance fund, appropriation. HF 275, Kreamer; SSM as HF 756, appropriations; SF 552, appropriations.
- Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.
- Utilities, highway commission pay cities and towns for relocating, etc. due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.
- Sanitary sewer districts may be conveyed to cities and towns. SF 245, Willits; HF 322, Byerly.
- Assessors, optional if cities, and/or counties have, also may be combined. SF 255, Willits.
- Commercial projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns (all same subject matter).
- Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM
- Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
- County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
- Private cable TV franchise—municipal corporation TV translator systems, allocation of money. SF 322, Nolin; HF 372, Ferguson.
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- Local government's authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).
- Schools may purchase real estate, etc. located adjacent to or on airports for aviation mechanics education, etc. HF 395, Kreamer; SF 420, Milligan, et al. S
- Annexation of territory by cities and towns, municipal services provided within five years. SF 394, Rabedaux; HF 575, Holden. S
- Departmental regulations affecting local governmental bodies, 90 day notice. SF 396, county government.
- Notice of a proposed special assessment. SF 402, Griffin.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Municipal tort claims, expand definition of, insurance paid out of general fund, etc. HF 462, education; SF 515, schools.
- Mileage expense paid at and up to \$.13 per mile. HF 486, Doyle, et al.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Establishment of zoos and zoological gardens, authorize levy of taxes and issuance of bonds, etc. HF 501, Lipsky.
- Payment of annual dues to League of Iowa Municipalities, remove ceiling. SF 435, cities and towns (withdrawn); SF 456, cities and towns; HF 613, cities and towns. SSM
- Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 581, Monroe.
- Cable television considered city utility. HF 504, Edelen, et al.; HF 718, cities and towns. (Same)
- Establish special liquor distributorships, cities and towns not now having liquor stores. HF 506, Freeman; HF 722, state government.
- Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.
- Notice of a municipal tort claim, may correct within 15 days. HF 520, Norland.
- Establishment and acquisition of mass transit systems by political subdivisions. SF 448, cities and towns.
- Permit a city or town to join with a township in building and maintaining a memorial building. SF 452, Rodgers.
- Increasing the compensation of elected city officers. SF 453, Kelly.
- Municipal court clerks and employers become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.

- Create the municipal powers of initiative, referendum, and recall, elections, home rule act. HF 593, Connors.
- Municipally-owned utilities participate with other utilities and electric cooperatives, in acquiring and financing of jointly-owned facilities, electric energy. HF 609, ways and means.
- Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
- Establish a metropolitan service corporation. SF 479, Milligan.
- City code, correcting certain errors, conflicting provisions, etc., also providing levies for orchestras or bands, etc. HF 610, cities and towns.
- Annexation of agricultural land. HF 619, Holden.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Liquor stores establish in any city or town if logical or feasible, director subject to approval, etc. HF 628, state government.
- Beer permit fees retained by local authorities. HF 629, state government.
- Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.
- Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by board of supervisors. HF 658, cities and towns.
- City-county cooperation, 250,000 population, constructing and maintaining roads. SF 496, county government.
- Group insurance for public employees may include spouses and dependents. SF 502, McCartney.
- Property of a municipally-owned electric utility, held under joint ownership, subject to taxation. SF 516, ways and means.
- Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- State officials, departments and executive council, expense of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- Municipally-owned TV translator facilities, permit certain cities to modify and rebuild and issue bonds. SF 613, cities and towns; HF 803, ways and means. S
- Limitations on property tax levy for budgets of counties, cities and towns, temporary. SF 615, ways and means.
- Cities and towns, sewage works construction, appropriation. SF 617, cities and towns.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.
- Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617)
- Bonds**
- Improvement bonds and special assessments, property outside of cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S
- Joint city-county facilities, single election on issuance of bonds. SF 313, judiciary.
- Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.
- Councils**
- Requirements and qualifications for police chiefs and fire department chiefs. SF 31, Doderer, et al.; HF 36, Small, et al. (companion); HF 547, cities and towns. SSM
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Collecting special assessment deficiencies when improvements are made benefiting properties. HF 219, ways and means.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke.
- Repair of railway crossings, agreements between cities, counties, and/or highway commission. SF 382, Robinson.
- Mayor**
- Mayor's signature not necessary for an ordinance to take effect. HF 514, Connors, et al.
- Parking**
- Exempt municipally-owned parking lots from service tax. HF 77, Lipsky.
- Streets**
- Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
- Remove requirement cities and towns file street budget reports. SF 202, cities and towns.

Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
 Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc.
 HF 648, ways and means.

CITIZENS' AIDE—

General

Assistant citizens' aide, investigate certain complaints. SF 73, Doderer, et al.;
 HF 82, McCormick, et al.
 Citizens' aide authority and power to also investigate complaints against companies covering large areas of business. HF 284, Miller of Buchanan, et al.
 Citizens' aide, appropriation. SF 578, appropriations.

CIVIL ACTIONS—

General

Exclude record of conviction, etc. in a criminal action from influencing results in a civil action. HF 100, Doyle.
 Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.

CIVIL DEFENSE—

General

Authorize property tax levy for county civil defense. HF 55, Mendenhall.
 Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.

CIVIL PROCEDURE—

General

Amend the rules of civil procedure proposed by the supreme court. SF 514, judiciary.

CIVIL RIGHTS—

Commission

Payment of civil rights commission appointees. HF 168, Hargrave, et al.
 Civil rights commission, appropriation. SF 591, appropriations; HF 785, appropriations.
 Civil rights commission may investigate individual complaints but not pattern or practices complaints, etc. SF 593, judiciary.
 Committee to study statutory duties of the civil rights commission, etc. HCR 63; H.J. 1858, 2336 withdrawn.

CIVIL SERVICE—

General

Civil service employees, conscientious objectors may serve in a civil service position. HF 4, Small.
 Requirements and qualifications for police chiefs and fire department chiefs. SF 31, Doderer, et al.; HF 36, Small, et al. (companion); HF 547, cities and towns. SSM
 Establish civil service for deputy county sheriffs, penalties. HF 439, county government; SF 545, county government.

CLAIMS—

General

Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.
 County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
 Payment of certain damages, action of highway commission, to R. S. and Donald H. Weber, appropriation. SF 302, Scott.
 Tort claim insurance purchased out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).
 Municipal tort claims, expand definition of, insurance paid out of general fund, etc. HF 462, education; SF 515, schools.
 Notice of a municipal tort claim, may correct within fifteen days. HF 520, Norland.
 Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
 Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.
 Payment, in full, of per diem claims for two members of advisory investment board of IPERS, appropriation. HF 572, appropriation.
 Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and De Jong.
 Reissuance of outdated warrants by comptroller. HF 696, state government.
 Consideration of claims. HCR 43; H.J. 1094-1096, 1200, 1317 adopted; S.J. 1267, 1271, 1331, 1355, 1418-1419 adopted.
 Settlement of claims, appropriation. HF 735, appropriations.

CODE—CODE EDITOR—

General

Repeal procedure for establishment of a convention to ratify amendments to the U.S. constitution. SF 5, Doderer.

Return of marriage document, repeal section 595.14 which conflicts with section 144.12. SF 7, county government.

Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 241, county government (companion); SF 95, judiciary; HF 176, Doyle (all same subject matter).

City assessors provided copies of the Code without cost. SF 39, ways and means.

Repeal provisions of Code re abortion. HF 144, Holden.

Correct an obsolete reference, board of control. HF 198, human resources.

Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.

Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code. HF 232, Doyle.

Illegal steel trade practices, repeal section authorizing protection, provided on federal level. HF 463, Caffrey.

Correct references in law regulating billboards. HF 655, transportation.

Effective date of laws, publishing, etc. HJR 17, appropriations.

Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.

Supreme court and its divisions (code editor), appropriation. HF 782, appropriations.

COLLECTIVE BARGAINING—

(Also see Labor and/or Employment and/or State Government, sub-ref. Employees)

General

Right of public employees and public employers to bargain collectively, etc. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter)

COLLEGES—UNIVERSITIES—

(Also see Higher Education)

General

Advertising and selling courses of instruction, penalty for violation of the provisions. SF 107, judiciary.

Educational program of schools. SF 126, schools.

College at Denison, acquisition and use of. HF 149, Crabb.

Legalize and validate proceedings of the board of directors of Des Moines area community college. HF 309, Bittle.

Faculty and board of regents institutions hired, fired, paid, etc. based on their ability. HF 337, Grassley.

Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.

Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).

Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM

Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al.

Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education. (Same)

State per pupil aid for laboratory schools. SF 436, higher education; HF 551, education.

Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education. (Same)

Faculty members rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.

Scholarship program, higher education facilities commission, appropriation. HF 682, appropriations.

Regents, board of, appropriation, and number of employees (SUI, ISU, Oakdale sanatorium, university of northern Iowa, Braille and Sight Saving School, School for the Deaf). HF 776, appropriations.

Regents, board of, appropriation, reimburse colleges for deficiencies in operating revenues (pledges, etc.). SF 594, appropriations.

Committee to study post-secondary education. HCR 60; H.J. 1801.

Tuition

Tuition rates set by board of regents. HF 136, Mendenhall; SF 204, Griffin.

Finance tuition grants, higher education facilities commission, appropriation. SF 345, appropriations.

Medical student tuition loans, higher education facilities commission administration funds, appropriation. HF 683, appropriations.

COMMERCE—

General

Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.

- Prohibit certain inducements to open, add to, etc., accounts at financial institutions. HF 26, Fischer of Grundy.
- Brokers acting as salesmen deposit funds in broker-employer's trust account. HF 30, Holden; SF 33, Potter.
- Termination of a licensed agent's contract, other than life, by an insurance company, one-year's written notice, exception. HF 70, Mendenhall.
- Sale of credit life and credit accident and health insurance. HF 81, Norpel.
- Eliminate requirement superintendent of banking have five years bank executive experience. HF 320, Egenes, et al.
- Require public utilities to pay advertising cost from profits. HF 340, Higgins and Patchett.
- Annual statement of insurance companies, adequate reports. HF 392, commerce.
- Railroads, crossings, signs, fences, signals, etc., revision of. HF 527, Dunlap and Brunow.
- Establish a state television commission, regulation and control of cable TV, etc. HF 541, Small.
- Establish fees for certain applications filed with department of banking. HF 634, commerce; SF 610, commerce. S
- Suspend bank officers in certain circumstances, authorize superintendent of banking. HF 635, commerce.
- Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce.
- Renewal of certificates of authority of insurance companies, extend time for reviewing statements etc. HF 639, commerce.
- Certificates of group life, accident and health insurance. HF 640, commerce.
- Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.
- Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.
- Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.
- Commission**
- Public hearings mandatory for rate increases of public utilities. HF 5, Small; SF 60, Blouin. SSM
- Increase rate of interest on public utility refunds to customers. HF 10, Patchett, et al.
- Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
- Create a state transportation planning commission. HF 35, Welden.
- Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM
- Filing for increases in utility rates, etc. HF 106, Egenes, et al.
- Transportation, department of, create. HF 230, Drake, et al.
- Regulation of railroads in cities and towns, penalty. SF 213, Robinson.
- Governor name chairman of commerce commission, two year term. HF 361, Knoke; HF 650, commerce. S
- Grain dealers, licensing and regulating, commerce commission. HF 383, agriculture.
- State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.
- One-year moratorium on installation of cable TV service—committee to study regulation of cable TV. HJR 18, Small; HJR 20, commerce (same).
- Appropriation to commerce commission. SF 524, appropriations.

COMMERCIAL—**General**

- Commercial projects supported by cities and towns; also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns (all same subject matter).

COMMISSION ON UNIFORM LAWS—

(See Uniform Laws, Commission on) . .

COMMISSIONERS—

(See Specific Subject, I.E. Insurance, sub-ref. General, etc.)

COMMISSIONS—

(See Specific Commission, I.E. Aging, sub-ref. Commission on)

COMMON CARRIERS—

(See Carriers)

COMMUNICATIONS—

(Also see Schools, sub-ref. Radio and TV)

General

- Consolidate state educational and state-owned commercial networks. HF 44, Crabb.

- Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.
- Source and information obtained by news media, etc., radio, television, etc., confidential. SF 243, Kelly, et al.; HF 324, Small et al.
- Private cable TV franchise—municipal corporation TV translator systems, allocation of money. SF 322, Nolin; HF 372, Ferguson.
- Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education (same).
- Cable television considered city utility. HF 504, Edelen, et al.; HF 718, cities and towns (same).
- Establish a state television commission, regulation and control of cable TV, etc. HF 541, Small.
- One-year moratorium on installation of cable TV service—committee to study regulation of cable TV. HJR 18, Small; HJR 20, commerce (same).
- Extend congratulations and best wishes to Steve Coon, WOI, for a successful career with voice of America. HCR 44; H.J. 1096, 1168, adopted; S.J. 1141.
- General services, appropriation. SF 533, appropriations.
- Public safety, appropriation, for radio equipment, etc., division of radio communication. HF 788, appropriations; SF 600, appropriations.
- Committee to study total concept of cable television, etc. HCR 64; H.J. 1868.
- Municipally-owned TV translator facilities, permit certain cities to modify and rebuild and issue bonds. SF 613, cities and towns; HF 803, ways and means. S

COMPENSATION— General

- Increase per diem compensation of township trustees. HF 53, Mendenhall.
- Compensation of the secretary of the Senate, Carroll A. Lane, vacation pay, etc. SCR 17; S.J. 186, 190 adopted; H.J. 223 adopted.
- Compensation of Chief Clerk and Secretary of the Senate—special committee appointed during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
- Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
- Members of boards and commissions be uniformly compensated. SF 152, Andersen and Gluba.
- Payment of civil rights commission appointees. HF 163, Hargrave, et al.
- Members of board of accountancy, compensation, etc. HF 169, Crabb.
- Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.
- Compensation paid to shorthand reporters of the district court. HF 223, Bittle, et al.; SF 294, Schwieger.
- Compensation of officers and employees of the General Assembly. HF 379, Crabb, et al.
- County commissioners of elections, compensation for. SF 336, Briles and Doderer.
- Increasing the compensation of elected city officers. SF 453, Kelly.
- Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and De Jong.
- Raise compensation paid to members of certain boards and commissions. HF 704, appropriations.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.
- Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. HJR 23, ways and means.
- #### Employees
- Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.
- Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.

COMPTROLLER OF STATE— General

- Management of state records. HF 12, Welden; HF 363, state government. S
- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM
- Veteran's service compensation fund (bonus), one percent increase in sale and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S

- Disclosure of criminal history and intelligence data dispersed by department of public safety, restrictions, etc. SF 115, Milligan; HF 145, Hill and Small.
- Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
- Open space land acquisition program, conservation commission, appropriation. HF 224, Butler, et al.; SF 577, appropriations.
- ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.
- Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all SSM).
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Recalculation of amounts payable to counties from the moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government.
- Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.
- Duties and functions of department of general services. HF 307, Bittle, et al.
- Payment of certain damages, action of highway commission, to R. S. and Donald H. Weber, appropriation. SF 302, Scott.
- Change administration of judicial retirement system from comptroller to court administration. SF 314, judiciary.
- State school foundation program amended—enrollment dates—district costs, etc. HF 359, education; SF 362, schools SSM.
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58, HF 65)
- Payment of publication costs, academy of science, appropriation to comptroller. SF 414, Taylor, et al.
- Appropriations, from one department to another, not transferable. HF 448, appropriations.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
- Comptroller furnish standard budget request forms, state government. HF 498, Schroeder and Jesse.
- Payment, in full, of per diem claims for two members of advisory investment board of IPERS, appropriation. HF 572, appropriation.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
- Directory of state employees assembled by comptroller. SF 467, state government.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.
- Reissuance of outdated warrants by comptroller. HF 696, state government.
- Appropriation to conservation commission for specific projects. HF 720, appropriations.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Payments in lieu of contributions for unemployment compensation made to state employees of various agencies, boards, commissions and departments. HF 751, appropriations.
- Comptroller, appropriation from motor vehicle fuel tax fund. SF 561, appropriations.
- Comptroller, office of, and its divisions, appropriation. HF 800, appropriations; SF 616, appropriations.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

CONDEMNATION—**General**

- Eminent domain awards, payment of costs and reasonable attorney fees in condemnation proceedings by applicant. HF 99, Strothman.
- Appeal of a condemnation award. HF 116, Nielsen.
- Eminent domain, remove \$500 expense limitation, distance of movement, and possession 180 days. SF 281, Gallagher, et al.

Condemnation proceedings, court reinstate, certain reasons. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM
 Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
 Eminent domain procedures. HF 672, transportation; SF 566, state government.

CONFIDENTIAL INFORMATION—

General

Source and information obtained by news media, etc., radio, television, etc., confidential. SF 243, Kelly, et al.; HF 324, Small, et al.
 Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education (same).

CONGRESS OF THE UNITED STATES—

General

Senate and House journals and bills be mailed to Iowa's U.S. senators and congressmen. SCR 5; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
 Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
 Request U.S. congress enact legislation terminating our military involvement in southeast Asia. HCR 5; H.J. 64, 93, 98 tabled.
 Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.
 Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12) SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.
 Urge congress change federal laws and regulations, etc. re locker plants. SCR 22; S.J. 335, 338, 412.
 Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
 Petition congress to include grain alcohol as an energy resource in their major energy resource studies. HCR 34; H.J. 726.
 Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841 adopted, 848; H.J. 818, 873 adopted.
 Request congress refuse the request from the department of defense for transfer authority; enforce terms of peace treaty of Paris, etc. SR 5; S.J. 1144, 1170-1171 adopted.
 Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.
 Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
 Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.
 That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 10; S.J. 2136, 2139.
 That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 11; S.J. 2137, 2139.

CONGRESSIONAL DISTRICTS—

General

Change membership of state central committees, four from each congressional district. SF 61, Kelly; HF 62 Hill, et al.
 Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin SSM.

CONSCIENTIOUS OBJECTORS—

General

Civil service employees, conscientious objectors may serve in a civil service position. HF 4, Small.

CONSERVATION—

General

Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.
 Create state park advisory committees. SF 37, Doderer, et al.; HF 133, Mendenhall, et al.
 Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits. Persons over 64 years of age fish without a license. HF 15, Norpel and Small.
 Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.
 Administrative and maintenance facilities for county conservation boards. SF 171, Willits, et al.; HF 342, Norpel and Wyckoff. S
 Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tieden.
 Change accounting date of fish and game license sales from April 10 to Jan. 31. HF 543, natural resources.

County conservation uniforms, strike limitation of expense for. HF 674, natural resources.

Commission

- Payment of damages caused by hunters. HF 111, Stromer.
 Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
 Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources.
 Destruction, taking, or possession of wildlife owned by the state, and liability for, civil damages. HF 160, natural resources; SF 259, Tieden. S
 Conservation commission officer defined as peace officers. HF 164, natural resources.
 Taking of fish with seines and traps for bait. HF 166, natural resources.
 Prohibit issuance of trapping licenses to non-residents. SF 178, Tieden; HF 246, Mendenhall and Tofte.
 Open space land acquisition program, conservation commission, appropriation. HF 224, Butler, et al.; SF 577, appropriations.
 No fish or game may be released, into the wild, without permit. HF 253, natural resources.
 Trotlines, also unlawful to use in inland waters. HF 272, natural resources.
 Conservation commission acquire no more land and water until land previously acquired has been developed, etc. SJR 8, Heying, et al.
 Wake, definition of, water navigation regulations. HF 282, natural resources.
 Taking of wild turkey, special license fee and limitation. HF 292, natural resources.
 Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
 Special trout license stamp, signature required. HF 310, natural resources.
 Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
 Basket traps, fish, conservation commission approve material used for. SF 323, Shaw.
 Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
 Disposition of fish and game confiscated by conservation commission or accidentally killed, processed when practicable, and donated to charity. HF 472, Horn.
 Reporting of boating accidents. HF 488, Freeman; HF 657, natural resources (same).
 Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources (same).
 Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden. S
 Hiking and equestrian trails, conservation commission. SF 463, Winkelman.
 Free fishing licenses to persons receiving financial assistance. HF 557, Harper; SF 572, Gluba and Blouin. Similar SM
 Open seasons for bobwhite quail and pheasant hunting same. HF 559, Harper.
 Leasing of property under jurisdiction of conservation commission. HF 571, natural resources.
 Conservation commission may issue recreational facility bonds for construction purposes, lease facilities, etc. HF 583, Brunow.
 Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.
 Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources.
 Appropriation from marine fuel tax fund to conservation commission. HF 716, appropriations.
 Appropriation to conservation commission for specific projects. HF 720, appropriations.
 Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
 Administration fund of conservation commission, transfer of funds. SF 518, appropriations.
 Appropriate fish and game protection fund, conservation commission. SF 520, appropriations.
 Appropriation to division of lands and waters, conservation commission. SF 521, appropriations.
 Conservation commission for historical preservation and survey program, Missouri and Mississippi river basin commission, appropriation. SF 538, appropriations.
 Conservation commission, appropriation, Missouri river riverfront project. HF 805, appropriations.

CONSERVATION COMMISSION—
 (See Conservation, sub-ref. Commission)

CONSTITUTIONAL AMENDMENTS—
 General

Repeal procedure for establishment of a convention to ratify amendments to the U.S. Constitution. SF 5, Doderer.

Eighteen, age qualification of members of the General Assembly. SJR 3, Murray, et al.; HJR 2, Hill, et al.
 Provide means for General Assembly to convene itself into special session. HJR 3, Hill, et al.
 Simplified state income tax law, enable legislature to enact, percentage of federal tax. HJR 5, Mendenhall.
 Persons disqualified from being electors, repeal section of constitution, update statutes. SJR 6, Blouin.
 Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
 Four-year terms for members of the House of Representatives. HJR 7, Mendenhall.
 Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.
 Lieutenant governor, duties of—Senate select officers. HJR 10, Brinck, et al.; SJR 9, Milligan, et al. S
 Secretary of state not required to be elected—four-year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
 Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.
 Repeal constitutional sections providing that all fines for breach of the penal laws be applied to schools. HJR 13, Holden, et al.
 Successors to uncompleted terms of deceased members of General Assembly chosen by conventions of the political party of deceased senator or representative. HJR 15, Freeman; SJR 13, Shaw.
 Composition of the General Assembly, basis for apportionment of members, and time when reapportionment is required. SJR 14, Shaw.
 That congress propose to the states for their ratification an amendment to the U.S. Constitution re abortion. SR 10; S.J. 2136, 2139.
 That congress propose to the states for their ratification an amendment to the U.S. Constitution re abortion. SR 11; S.J. 2137, 2139.

CONSTITUTIONAL CONVENTION—

General

Repeal procedure for establishment of a convention to ratify amendments to the U.S. Constitution. SF 5, Doderer.
 Constitutional convention, whether or not to submit to voters for determination. HF 280, Higgins.

CONSTRUCTION—

General

Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.
 Construction of private and public buildings and facilities accessible to and functional for physically handicapped. SF 409, Blouin.
 Limitation of certain damage actions, improvements or work upon real property. HF 180, Mendenhall.
 Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM
 Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
 Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.
 Licensing of plumbers, supervision and inspection of, etc. SF 214, Nytrom.

CONSUMER—

General

Home solicitation sales, penalties. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce SSM.
 Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30) HCR 32; H.J. 636.

CONTAINERS—

General

Regulate use of beverage containers, etc. HF 56, Mendenhall, et al. (same subject matter as); SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
 Sales tax on purchases made by contractors who are retailers. SF 124, ways and means.
 Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
 Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.

CONTRACEPTIVE PRODUCTS—

General

Remove prohibition against sale, etc., or advertisement of birth control devices, abortion information, and venereal disease cures. SF 85, Kelly; SF 301, human resources. SSM

CONTRACTORS—

General

Limitation of certain damage actions, improvements or work upon real property. HF 130, Mendenhall.
 Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM
 Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.
 Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
 Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.

CONTRACTS—

General

Forfeiture of real estate contracts. SF 42, Kelly.
 Procedures for termination of a teacher's contract. SF 306, Robinson and Schwieger; HF 702, education. SSM
Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.
 Home solicitation sales, penalties. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce. SSM
 County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.
 Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.
 Variable contracts of annuities and life insurance. HF 642, commerce.
 Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.

CONTRIBUTIONS—

General

Phase out contribution ceiling, IPERS. SF 96, Riley.
 Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)
 Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.

CONVENTIONS—

General

Repeal procedure for establishment of a convention to ratify amendments to the U.S. Constitution. SF 5, Doderer.

COOPERATIVE ASSOCIATIONS—

General

Filing requirements for cooperative associations for income tax purposes, same as federal. SF 48, ways and means.
 Annual reports of cooperative associations need not be verified. HF 335, Hill.
 Cooperatives, amendment of articles of incorporation, reduce required vote. SF 289, Bergman, et al.
 Directors of cooperative associations, redistricting every 10 years, elections. SF 457, Rabedeaux.

CORPORATIONS—

General

One signature required on corporate income tax returns. SF 64, ways and means; HF 71, ways and means.
 Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
 Employees eligible for group insurance, members of board of directors if a corporation. HF 156, Freeman, et al.
 Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonprofit corporations. HF 258, Kreamer.
 Increase total dollar amount of obligations which a development corporation may have to its members, capital stock. SF 239, commerce.
 Abolish requirement corporation annual reports be sworn to. SF 246, Riley; HF 318, Hill.
 Prohibit formation of new bank holding companies without certificates of authority, etc. SF 358, Murray, et al.; HF 482, Dunlap, et al.
 Business corporations, nonadmitted organizations, allow to transact business in Iowa. SF 404, Kelly; HF 450, Hill and Stanley.
 Corporations include attorney fees as an advanceable expense, extend notice of shareholders meetings to 60 days, no verification of annual reports, etc. SF 413, Kelly; HF 529, Hill and Stanley.

Computation of Iowa net income—gains on farm recapture property or non-farm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.
 Apportionment of corporate income for taxation purposes, single factor formula. HF 698, Rapp.

CORRECTION CENTERS—**General**

Assistant citizens' aide, investigate certain complaints. SF 73, Doderer, et al.; HF 82, McCormick, et al.
 Community-based corrections programs and services, appropriation. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources. SSM

COSMETOLOGY—**General**

Prohibit cosmetologists from cutting a male person's hair. HF 260, Fischer of Grundy, et al.; SF 229, Schwieger, et al. S
 Allow cosmetologists to work on any person. SF 260, Doderer and Murray.

COUNTIES—SPECIFIC—**Adair**

Legalize proceedings of board of trustees, Stuart Municipal Utilities, water revenue bonds, increase rates, Adair and Guthrie counties. HF 366, Bortell; HF 679, judiciary and law enforcement. (Same)

Decatur

Legalize special election of Lamoni community school district, Decatur county, issuance of school bonds, etc. HF 364, Anderson.

Fayette

Congratulate the city of Oelwein on its 100th anniversary. SR 3; S.J. 526.
 Congratulate the city of Oelwein on its 100th anniversary. (Same as SR 3) HR 6; H.J. 699 adopted.

Guthrie

Legalize proceedings of board of trustees, Stuart Municipal Utilities, water revenue bonds, increase rates, Adair and Guthrie counties. HF 366, Bortell; HF 679, judiciary and law enforcement. (Same)

Jefferson

Permit Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary.

Marion

Legalize sale of real estate, Knoxville community school district to Harvey, Iowa. SF 585, judiciary.

Mills

Legalize procedures of Nishna Valley community school district, Mills county, sale of several tracts of real estate, etc. HF 804, ways and means.

Muscatine

Legalize proceedings of Muscatine city council reelection on annexing certain territory. HF 732, judiciary and law enforcement.

O'Brien

Legalize proceedings of town council of Sanborn, O'Brien county, management and control of waterworks system in town council. HF 568, Hansen; HF 676, judiciary and law enforcement. (Same)

Polk

Saylor township of Polk county, legalize and validate proceedings of township trustees re tax levy for fire equipment. SF 253, Kinley and Willits.

Pottawattamie

Legalize and validate proceedings of Lewis township trustees, Pottawattamie county, fire protection purposes. SF 324, Griffin and Hultman.

Sac

Legalize proceedings of city council of Sac City, Sac county, special assessments for construction of sanitary sewer program No. 1, 1972. HF 564, Bennett; HF 678, judiciary and law enforcement. (Same)

Sloux

Construction of a new office building in Orange City, Iowa. HF 675, judiciary and law enforcement.

Worth

Legalize proceedings of board of supervisors of Worth county, drainage districts Nos. 24, 34, and 52. HF 507, Norland; HF 677, judiciary and law enforcement. (Same)

COUNTY—**General**

Return of marriage document, repeal section 595.14 which conflicts with section 144.12. SF 7, county government.

- County zoning commissions and boards of adjustment, members must reside in county, but outside the incorporated limits of any city or town. HF 3, Holden.
- Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
- Group insurance for elected county officials. SF 20, county government; HF 63, county government.
- Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
- Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
- Increase salaries of certain county officers. HF 52, Mendenhall.
- Create an interim study committee on county statutes, appropriation. SJR 5, county government.
- Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 173, Doyle.
- Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
- Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin. SSM Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
- Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
- Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
- Payment of damages caused by hunters. HF 111, Stromer.
- Old age assistance for residents of county-owned nursing homes. SF 120, Blouin, et al.; HF 147, Carr, et al.
- Salaries of elected county officials. HF 118, Doyle, et al.
- Increase certain county fees. HF 146, Mendenhall, et al.
- Clarify how a child residing in an institution acquires settlement. SF 149, human resources.
- Treatment, education, and rehabilitation of alcoholics. SF 150, Doderer, et al.; SF 504, state government.
- Eliminate state aid to county and district fairs. SF 154, Doderer.
- Liquor store sales, 5 percent to counties, used for alcoholism. HF 150, Schroeder.
- Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying, et al.
- Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
- Reinstate the calendar year as fiscal year for cities and towns, counties, etc. SF 180, Hultman, et al.; HF 265, McElroy and Connors. S
- Contesting elections of county officers. HF 196, Small; SF 326, Doderer.
- Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.
- Right of public employees and public employers to bargain collectively, etc. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter)
- Jurisdiction of peace officers, mutual assistance agreements. SF 224, judiciary.
- ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.
- Assessors, optional if cities and/or counties have, also may be combined. SF 255, Willits.
- Commercial projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns. (All same subject matter)
- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.
- Establish a basic school unit in each county with a basic school board, members of boards of all districts in unit. SF 292, Andersen.
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- Establish county law enforcement units, discontinuing police departments, sheriffs, etc. HF 377, Knoke.
- County commissioners of elections, compensation for. SF 336, Briles and Doderer.
- Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government.
- Inheritance tax, delete obsolete sections, reconcile inconsistent sections etc. SF 353, DeKoster and Shaff.
- Exempt from requirement county obtain approval of highway commission for use of federal revenue sharing funds for secondary road purposes. HF 427, Jordan and Wells.
- Departmental regulations affecting local governmental bodies, ninety day notice. SF 396, county government.
- Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.
- Mileage expense paid at and up to \$.13 cents per mile. HF 486, Doyle, et al.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.

- Establishment of zoos or zoological gardens, authorize levy of taxes and issuance of bonds, etc. HF 501, Lipsky.
- Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 531, Monroe.
- Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.
- Increase salaries of county officers. SF 441, county government.
- Establishment and acquisition of mass transit systems by political subdivisions. SF 443, cities and towns.
- Two official county newspapers may be published in same town if not owned by same person. HF 570, Holden.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- Township trustees may levy tax, etc., for fire protection. HF 614, Hutchins.
- Establish a metropolitan service corporation. SF 479, Milligan.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Unemployment compensation, extended benefits. HF 623, Poncy.
- City-county cooperation, 250,000 population, constructing and maintaining roads. SF 496, county government.
- Group insurance for public employees may include spouses and dependents. SF 502, McCartney.
- Counties, appropriation, moneys and credits replacement fund. HF 750, appropriations.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for 1 year. HF 772, ways and means.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Committee to study all aspects of compensation system for county officers, etc. (same as HCR 63) SCR 50; S.J. 1811, 1822.
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Limitations on property tax levy for budgets of counties, cities and towns, temporary. SF 615, ways and means.
- Attorneys**
- Antitrust fees for a county attorney or attorney general, eliminate payment of a portion of the fines. SF 2, Hill; HF 61, judiciary and law enforcement.
- Purchase of real estate by political subdivisions. HF 6, Norpel.
- Salaries of county attorneys. HF 131, Knoke, et al.; SF 296, Robinson and Riley.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Auditors**
- Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.
- Disclosure, etc., of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)
- Collecting special assessment deficiencies when improvements are made benefiting properties. HF 219, ways and means.
- Recalculation of amounts payable to counties from the moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government.
- Method of filing reports on homestead tax credits and military service tax credits. SF 265, county government.
- Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al.; SF 397, Kelly.
- Deputy auditor and deputy treasurer of counties with dual county seats conduct tax sales. HF 380, Clark of Lee and Brinck; SF 484, Junkins.
- Change date of delinquency for dog license fees. SF 473, county government.
- Licensing of dogs, county auditor may assign license tags to assessor. SF 528, county government.
- State officials, departments and executive council, expense of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- Conservation**
- Administrative and maintenance facilities for county conservation boards. SF 171, Willits, et al.; HF 342, Norpel and Wyckoff. S
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- County conservation uniforms, strike limitation of expense for. HF 674, natural resources.
- Engineers**
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.

Funds

- County funds may be expended for membership fees or attendance expenses for county officer associations. HF 418, Knoke.
- Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
- Remove total amount that can be collected from all counties for membership in Iowa association of counties. SF 506, county government.
- Social services, appropriation for certain public assistance programs, contractual services, changing procedure for handling county claims re foster care of veterans' children, and ADC program. SF 604, appropriations.

Health, Boards of

- County health centers, reduce population requirement from 100,000 to 70,000. SF 1, Doderer.
- Property tax levy of one mill for county health programs. HF 72, county government.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- Placement of patients admitted or committed to state hospital-schools for mentally retarded or facilities outside those institutions. SF 91, Griffin and Miller of Des Moines; HF 240, human resources. S
- Local health services, standards for, tax levy. SF 250, Rabedeaux and Doderer.
- Support of patients in state mental health institutes. HF 691, human resources.

Homes

(See Homes, sub-ref. county)

Hospitals

- Include students of schools of nursing in tuition grant program. SF 101, Shaw.
- Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.
- Inspection of patients' records. SF 179, Kelly.
- Establish Iowa health services commission. SF 331, Riley, et al.
- Industrial aid bonds, expand the purposes bonds can be issued-hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.
- Sale or lease of property by a city or county hospital. SF 459, human resources.

Jails

- Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.

Medical Examiners

- Heir to an estate of a deceased person, etc., may obtain a copy of the autopsy report. HF 356, Oakley.

Recorders

- Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.
- Assignment of real estate mortgages by marginal entry, repeal section 558.4. SF 93, county government; HF 141, county government.
- Federal tax lien registration, motor vehicles. HF 133, transportation.
- All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.
- Recording of liens by card index system—unemployment contribution and income tax liens. HF 306, Bittle, et al.
- Place of filing order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM.
- Change accounting date of fish and game license sales from April 10 to January 31. HF 543, natural resources.
- County recorder maintain records of mechanic's liens, marriages, births and deaths. HF 582, Monroe.
- Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.

Sheriffs

- Increase mileage rate paid to county sheriffs. HF 51, Mendenhall and Horn.
- Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al.
- Sheriffs and their deputies, provide standard uniforms. HF 125, judiciary and law enforcement.
- Deputy sheriffs approved by board of supervisors. SF 142, Hill.
- Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.
- Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
- Condemnation proceedings, court reinstate, certain reasons. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM

- Property unlawfully placed on public or private property, may be removed and stored, etc. SF 354, Riley.
- Establish civil service for deputy county sheriffs, penalties. HF 439, county government; SF 545, county government.
- Social Welfare**
- Recovery of old-age assistance payments, repeal double amount. SF 65, Riley and Van Gilst.
- Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
- Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S). (All same subject matter)
- Composition and terms of office of county boards of social welfare. HF 510, Harvey.
- Change terms of members of county board of social welfare, exclude county supervisors. HF 511, Higgins.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- Social services, appropriation for area offices and county services, departmental operations, etc. HF 802, appropriations.
- Supervisors, Board of**
- Improvement bonds and special assessments, property outside of cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S
- Repeal bounties on certain wild animals. SF 8, Kelly; HF 600, Cusack.
- Commitment of alcohol and drug addicts, use of private facilities if costs paid. SF 6, county government.
- Group insurance for elected county officials. SF 20, county government; HF 63, county government.
- Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 241, county government (companion); SF 95, judiciary; HF 176, Doyle (All same subject matter)
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 59, transportation.
- Property tax levy of one mill for county health programs. HF 72, county government.
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Sale of property acquired by tax deed, counties.** SF 104, Ramsey.
- County expenditures for capital improvements—accomplished without tax increase—federal funds available. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means. (All same subject matter)
- Assignment of tax sale certificates. SF 116, Ramsey.
- Salaries of elected county officials. HF 118, Doyle, et al.
- Deputy sheriffs approved by board of supervisors. SF 142, Hill.
- Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.
- Public defender, counties 50,000 or more population may establish and abolish. SF 182, Willits and Kinley.
- Create an abandoned cemetery fund, county tax levy. HF 185, Wyckoff.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.
- Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
- Local health services, standards for, tax levy. SF 250, Rabedaux and Doderer.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Election returns—allow county board of supervisors to canvass before noon. SF 264, county government.
- Ambulance service to unincorporated areas, levy thereof on a per capita basis, etc. HF 339, Holden.
- County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
- Joint city-county facilities, single election on issuance of bonds. SF 313, judiciary.
- Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.
- Establishment of sanitary districts, alternative procedure, HF 370, Bittle, et al. (Also see SF 258)
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke.

- Repair of railway crossings, agreements between cities, counties, and/or highway commission. SF 382, Robinson.
- County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.
- County funds may be expended for membership fees or attendance expenses for county officer associations. HF 418, Knoke.
- Construction and maintenance of roads, bridges, etc., public interest take precedence. SF 390, Miller of Des Moines.
- Secondary road projects approved by highway commission. SF 400, Lamborn.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- County ambulance service, expense fund, levy tax for, etc. HF 533, Brunow, et al.
- County zoning restrictions in unincorporated area of county, county zoning commission members elected, etc. SF 458, Scott, et al.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Use of fairgrounds and fairground fund. HF 607, Monroe and Brinck.
- Authorize boards of supervisors to establish revolving funds, expenses for maintenance of drainage or levee districts. HF 633, Mennenga, et al.
- Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by board of supervisors. HF 658, cities and towns.
- Redesignating county homes as county care facilities, revising operation of, etc. HF 659, county government.
- Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
- Eminent domain procedures. HF 672, transportation; SF 566, state government.
- Remove total amount that can be collected from all counties for membership in Iowa association of counties. SF 506, county government.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.
- Tax**
(Also see Tax, sub-ref. County)
- Recalculation of amounts payable to counties from the moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government.
- Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.
- Treasurers**
- Delinquent mobile home taxes, decrease monthly percentage penalty. SF 19, county government.
- Motor vehicle registration plates must include county number. SF 130, Priebe and Schwieger; HF 303, Branstad, et al.
- Federal tax lien registration, motor vehicles. HF 135, transportation.
- Alteration of registration plates, certificates, etc., issued by county treasurers, penalties. HF 197, transportation.
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Repeal chapter requiring political subdivisions (treasurers of) submit ledger statements semiannually stating balance is correct, public funds. SF 203, cities and towns; HF 267, county government. S
- Nondealers may sell or transfer motor vehicles without inspection, buyer obtain certificate of inspection, etc. HF 250, Crabb.
- County treasurer may refuse to issue a motor vehicle license, outstanding warrant against applicant. HF 264, Kreamer, et al.; SF 274, Milligan, et al.
- Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.
- Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.
- Method of filing reports on homestead tax credits and military service tax credits. SF 265, county government.
- Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al.; SF 397, Kelly.
- Deputy auditor and deputy treasurer of counties with dual county seats conduct tax sales. HF 380, Clark of Lee and Brinck; SF 484, Junkins.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- Impose a voluntary tax on specified tax-exempt properties for certain services, etc. HF 517, Husak; SF 470, Orr.
- Change date of delinquency for dog license fees. SF 473, county government.
- Odometers, regulation of, conform to federal law. SF 505, state government. HF 694, transportation.
- Fences on another's land, removal of, etc. HF 744, Jordan.

COUNTY GOVERNMENT—

(See Subject County—Specific sub-ref.)

COURT—**(Also see Judiciary)****General**

- Increase maximum allowable expert witness fee. SF 29, Kelly; HF 67, Oakley.
 Deferred sentences, probation. SF 26, DeKoster and Riley.
 Support payments, provide for payment of a monthly fee for clerk of court's service. HF 58, Knoke.
 Interstate corrections compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al.
 Community-based corrections programs and services, appropriation. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources. SSM
 Destruction of original court records, delete ten year provision, court may authorize. SF 92, county government; HF 108, county government.
 Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 95, judiciary; HF 176, Doyle. (Same subject matter)
 Pleas of no contest in trial of nonindictable motor vehicle offenses. HF 92, Doyle.
 Changing the name of a minor child. SF 113, DeKoster.
 Exclude record of conviction, etc. in a criminal action from influencing results in a civil action. HF 100, Doyle.
 Appeal of a condemnation award. HF 116, Nielsen.
 Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.
 Dissolution of marriage, costs, support, etc. HF 124, Doyle.
 Common-law marriages, remove legal status. HF 138, Oakley.
 Adoption of children, eliminate delivery of adoption decree. HF 151, Knoke.
 Abolish actions for breach of contract to marry. HF 154, Kreamer.
 Contesting elections of county officers. HF 196, Small; SF 326, Doderer.
 All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster.
 Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.
 Marriage licenses, remove color requirement. SF 191, Riley.
 Create a commission on judicial qualifications. SF 199, judiciary.
 Prohibit giving an obscene name to minor children. SF 201, DeKoster.
 County treasurer may refuse to issue a motor vehicle license, outstanding warrant against applicant. HF 264, Kreamer, et al.; SF 274, Milligan, et al.
 Payment of attorney fees and court costs for indigents, dissolutions of marriage. HF 300, Monroe.
 Reopening of estates, additional assets. HF 311, Doyle.
 Index of the dissolution of marriage docket, available to the public. SF 304, DeKoster; HF 365, Hill, et al.
 Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.
 Condemnation proceedings, court reinstate, certain reasons. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM
 Change administration of judicial retirement system from comptroller to court administration. SF 314, judiciary.
 Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
 Create a state grand jury, appropriation. SF 371, Schwieger.
 Joint trials of defendants who are jointly indicted, felony cases, exception. SF 372, Schwieger.
 Amend the uniform support of dependents law to include Canada, etc. SF 383, Robinson.
 Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
 Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
 Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.
 Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
 Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
 Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
 Mileage expense paid at and up to \$.13 cents per mile. HF 486, Doyle, et al.
 Action for petition, alternative to sale of property. HF 519, Norland.
 Jury selection, service, disqualifications, etc. HF 530, Knoke.
 Probate hearings, estates, securities, property, etc. SF 442, Riley; HF 586, Hill.
 Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
 Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM

- Contributory negligence section of code repeal, enact comparative negligence. HF 565, Monroe and Horn.
- Amend the unified trial court act, small claims, nonindictable misdemeanors, traffic violations—office of judicial magistrate, district associate judge, etc. HF 585, judiciary and law enforcement; SF 477, judiciary. S
- Attorney's fees re unemployment benefit appeals, fixed by court.** HF 598, Rapp. Presentence investigation reports mandatory in cases of felonies. HF 725, human resources.
- Hearing required, court actions for recovery of property.** SF 536, judiciary.
- Granting immunity to witnesses, criminal proceedings, penalty. SF 568, judiciary.
- District**
- Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al.
- State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
- Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.
- Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.
- Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Compensation paid to shorthand reporters of the district court. HF 223, Bittle, et al.; SF 294, Schwieger.
- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.
- Formula for computing number of district judgeships. SF 293, DeKoster and McCartney.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc.** HF 377, Knoke.
- Appointment of jury commissioners. SF 389, McCartney.
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture. (Same)
- County recorder maintain records of mechanics liens, marriages, births and deaths. HF 582, Monroe.
- Abolish office of county attorney, establish office of elected district prosecutors, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Increase salaries and expenses of state officials, supreme and district court judges, and members of the General Assembly. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part.
- Visitation rights, grandchild. SF 500, human resources.
- District court judges, etc., appropriation. HF 792, appropriations.
- Juvenile**
- Jurisdiction of juvenile courts over parents, guardians and custodians, protective orders. SF 74, Schwieger, et al.; HF 88, Doyle and McCormick.
- Cost of support, etc. of a child at a state training school. SF 67, Kelly, et al.; HF 86, Lipsky, et al.
- Cost of care, examination, or treatment of a minor whenever legal custody is transferred by the court, etc. SF 68, Kelly, et al.; HF 87, Doyle and McCormick.
- Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code. HF 232, Doyle.
- Municipal**
- Municipal court clerks and employees become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.
- Reporters**
- Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.
- Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
- Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al.; SF 397, Kelly.
- Court reporters' fees in criminal cases, increase. HF 505, Middleswart, et al.
- Compensation paid to shorthand reporters of the district court. HF 223, Bittle, et al.; SF 294, Schwieger.
- Supreme**
- State of the judicial department message. SF 17, Kelly.
- Supreme court set its fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al.
- Temporary service by retired supreme court judges, quorum, and divisions of the supreme court. SF 35, Shaff, et al.; HF 33, Hill, et al.
- Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.

Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.

Attorneys, revise admission to practice, etc. SF 403, Kelly.

Increase salaries and expenses of state officials, supreme and district court judges, and members of the General Assembly. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part.

Amend the rules of civil procedure proposed by the supreme court. SF 514, Judiciary.

Supreme court and its divisions (Code editor), appropriation. HF 782, appropriations.

CREDIT—

General

Veteran's credit, (bonus) to be used against state income tax. HF 165, Bittle, et al.; SF 170, Murray.

Regulate revolving charge accounts, interest rate, etc. SF 416, Griffin.

Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920.

Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.

Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30) HCR 32; H.J. 636.

Sales tax credit for retailer collecting. SF 455, Hultman.

Credit service charges for revolving charge accounts, penalties. HF 649, Carr, et al.

CREDIT CARDS—

General

Use of credit cards for payment of traffic fines, simple misdemeanors. SF 272, Kennedy; HF 338, Doyle.

CREDIT UNIONS—

General

Credit unions, officers may borrow beyond holdings. HF 278, Bortell.

CRIME—

(Also see Law Enforcement)

General

Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.

Commission of or attempt to commit certain crimes when armed with firearms, etc., increase penalties. SF 215, Miller of Des Moines; HF 305, Monroe and Woods.

Abolish restriction that actions for forcible entry or detention of property actions cannot be brought in connection with any other action, etc. HF 254, Knoke, et al.

Waiver of jury trial in criminal cases. HF 476, Doyle.

Assaults on peace officers, felony. SF 427, Kennedy.

Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM

Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and DeJong.

Commission

Crime commission, appropriation. SF 581, appropriations.

Crime commission, match federal funds, certain activities within local government units, appropriation. SF 582, appropriations.

CRIMINAL HISTORY DATA—

General

Disclosure of criminal history and intelligence data dispersed by department of public safety, restrictions, etc. SF 115, Milligan; HF 145, Hill and Small.

CRIMINAL PROCEDURE—

General

Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.

Granting immunity to witnesses, criminal proceedings, penalty. SF 568, judiciary.

DAIRY—

(See Foods and/or Agriculture, sub-ref. Dairy)

DAMS—

(Also see Water and/or Lakes)

General

Require approved soil conservation practices, land in watershed of proposed dams. SJR 4, Winkelman, et al.; HJR 8, natural resources.

Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
 Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.

DATA PROCESSING—

General

Disclosure of criminal history and intelligence data dispersed by department of public safety, restrictions, etc. SF 115, Milligan; HF 145, Hill and Small.
 Duties and functions of department of general services. HF 307, Bittle, et al.
 Comptroller, office of, and its divisions, appropriation. HF 800, appropriations; SF 616, appropriations.

DAY CARE—

General

Committee to study child care, report. HCR 22-469.
 Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.
 Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.
 Rules of the fire marshal, day care centers, etc. SF 399, Shaw; HF 481, Holden.
 Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S). (All same subject matter)

DEAF—

General

Transfer of patients to the university hospital, sight-saving and deaf school students. HF 401, education; SF 401, higher education.
 Establish a commission for the deaf. HF 620, Connors, et al.

DEATH PENALTY—

General

First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.

DEBTS—

General

Deduction of debts for inheritance tax purposes, spouse and minor children. HF 78, Doyle; SF 185, Hill. SSM
 Rights of a holder of certain instruments (contracts, agreements, etc), does not apply to checks. SF 405, McCartney, et al.
 Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.
 Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.

DECEPTION—

General

Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.

DECREES—

General

Increase interest rates on judgments and decrees. SF 9, Kelly; HF 101, Doyle.

DEEDS—

General

Sale of property acquired by tax deed, counties. SF 104, Ramsey.

DEFENSE—

General

Request congress refuse the request from the department of defense for transfer authority—enforce terms of peace treaty of Paris, etc. SR 5; S.J. 1144, 1170-1171 adopted.

DEPENDENTS—

General

Amend the uniform support of dependents law to include Canada, etc. SF 383, Robinson.
 State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.

DEPARTMENTAL RULES—

(See Rules)

DEPOSITS—

General

Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis.
 Brokers acting as salesmen deposit funds in broker-employers trust account. HF 30, Holden; SF 38, Potter.

Rental property deposits, rules and regulations on. HF 188, Small and Byerly; SF 349, Doderer.
 Interconnected regional securities depositories, further development of—amend Uniform Commercial Code. SF 450, DeKoster.
 Fees and admission charges by school districts, extra-curricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.

DETERGENTS—**(Also see Pollution and/or Environmental Preservation)****General**

Detergents, prohibit sales of containing any phosphorous compound. SF 194, Riley.

DEVELOPMENT—**General**

Increase total dollar amount of obligations which a development corporation may have to its members, capital stock. SF 239, commerce.
 Create a grain resource research division—grain alcohol motor fuel industry—development commission. HF 375, agriculture. (Also see SF 288)
 Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.

Commission

Create a state transportation planning commission. HF 35, Welden.
 Authorize development commission to assist regional tourism councils, appropriation. SF 221, Heying, et al.
 Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
 Development commission, appropriation, salaries, etc., and agriculture products promotion. HF 757, appropriations.
 Development commission, appropriation, expansion of veterinary biologics facility in Ames, used by U.S. department of agriculture. HF 786, appropriations.

DEVELOPMENT COMMISSION—**(See Development, sub-ref. Commission)****DISABLED—****General**

Duties to disabled (unconscious, incoherent or otherwise) persons. HF 39, Patchett, et al.
 Polling places for elections, selection of. HF 139, Dunton; SF 501, human resources.
 Provide property tax relief, reimbursement, persons sixty-five or older or totally disabled. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Gluba, et al.; HF 668, Small, et al. (companion). All same subject matter
 ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.
 Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn.
 Exempt repairs and maintenance from taxation on homes owned by persons sixty-five or older or disabled. HF 645, Doyle.
 Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.

DISCRIMINATION—**(Also see Civil Rights)****General**

Marriage licenses, remove color requirement. SF 191, Riley.
 Unfair employment practices. HF 411, Grassley.
 Prohibit sex discrimination in housing. SF 487, human resources.
 Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.
 Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73) SCR 58; S.J. 2138-2139.

DISEASE—**(Also see Animals, sub-ref. Diseases)****General**

Establish a swine tuberculosis eradication program. SF 291, agriculture.
 Testing for sickle cell anemia, penalty. SF 366, Gluba; HF 489, Hargrave.
 State-approved premises for feedlots, grazing areas and cattle. SF 444, agriculture.

DISTINGUISHED SERVICE AND ACHIEVEMENT—**General**

Create a distinguished service and achievement award. SF 161, Shaw.

DISTRICT COURT—

(See Court, sub-ref. District)

DISTRICT PROSECUTOR—

(See Prosecutors)

DIVORCE—**General**

Dissolution of marriage, eliminate one year wait. SF 11, Doderer.
 Dissolution of marriage, costs, support, etc. H.F. 124, Doyle.
 Full property rights between husband and wife, divorce and/or estates, etc.
 SF 140, Riley; HF 451, Egenes, et al. SSM
 Payment of attorney fees and court costs for indigents, dissolution of marriage. HF 300, Monroe.
 Index of the dissolution of marriage docket, available to the public. SF 304, DeKoster; HF 365, Hill, et al.
 Residency requirements for dissolution of marriage. HF 352, Norpel and Doyle; HF 731, judiciary and law enforcement. SSM
 Committee to study marriage laws, report. SCR 36; S.J. 918, 989.

DOCUMENTS—**General**

Return of marriage document, repeal section 595.14 which conflicts with section 144.12. SF 7, county government.
 Code and other documents, distribution of, courts and county supervisors. HF 28, Moore; SF 95, judiciary; HF 176, Doyle. (Same subject matter)
 Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945.

DRAINAGE—**General**

Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.

DRAINAGE DISTRICTS—**General**

Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
 County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
 Interest computed and collected on a levee and drainage district assessment. HF 393, Stromer and Schroeder.
 Legalize proceedings of board of supervisors of Worth county, drainage districts Numbers 24, 34, and 52. HF 507, Norland; HF 677, judiciary and law enforcement. (Same)
 Drainage district trustees do not have to be owners of agricultural land. HF 567, Stanley, et al.
 Authorize boards of supervisors to establish revolving funds, expenses for maintenance of drainage or levee districts. HF 633, Mennenga, et al.

DRAM SHOP LAW—**General**

Repeal dram shop law. SF 159, Blouin, et al.

DRIVER EDUCATION—

(See Schools, sub-ref. Driver Education)

DRIVING—**General**

Duties of operators of vehicles turning left. HF 18, transportation.
 Exceptions to driving on the right side of a roadway. HF 19, transportation.
 Operating a vehicle under control. HF 20, transportation.
 Revoke driver's license, for ten years, of habitual offenders of traffic laws, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al.
 Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle.

DRUGS—

(Also see Pharmacy and/or Narcotics)

General

Commitment of alcohol and drug addicts, use of private facilities if costs paid. SF 6, county government.
 Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.
 Iowa drug abuse, authority, establish. SF 122, Murray and Hansen; HF 140, Crawford.
 Regulation of controlled drugs, etc. SF 136, Hansen.
 Treatment, education, and rehabilitation of alcoholics. SF 150, Doderer, et al.; SF 504, state government.
 Remove jail sentence for possession of marijuana, unless intent to deliver. HF 256, Higgins and Cusack; SF 316, Plymat, et al.
 Podiatrists, clarify authority of to prescribe and dispense prescription drugs, etc. SF 223, Potter, et al.; HF 325, Edelen, et al.

- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
- Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al; SF 395, Doderer and Plymat.
- Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.
- Add methaqualone to list of controlled substances. HF 484, Monroe and Brunow; HF 700, state government. SSM
- Require a prescription for distribution of hypodermic syringes and needles. HF 500, Clark of Lee.
- Violations of the controlled substances law, increase penalties. SF 475, Kennedy.
- Drug abuse authority, appropriation. SF 537, appropriations.

EASEMENTS—**(Also see Land and/or Property)****General**

- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.

ECOLOGY—**(See Environmental Preservation)****ECONOMIC OPPORTUNITY, OFFICE OF—(O.E.O.)****General**

- Planning and programing, O.E.O., appropriation. HF 780, appropriations.

EDUCATION—**(See Schools, All sub-ref. and/or Higher Education)****EDUCATIONAL INSTITUTIONS—****(See Schools, sub-ref. Institutions)****EGGS—****(See Foods, sub-ref. Dairy)****ELECTIONS—****General**

- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin. SSM
- Persons disqualified from being electors, repeal section of constitution, update statutes. SJR 6, Blouin.
- Polling places for elections, selection of. HF 139, Dunton; SF 501, human resources.
- Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM
- Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)
- Create a system of intermediate educational service districts. SF 158, Andersen.
- Bond elections, one year before resubmission. HF 172, Schroeder.
- Contesting elections of county officers. HF 196, Small; SF 326, Doderer.
- Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.
- Four-year terms for members of the House of Representatives. HJR 7, Mendenhall.
- Run-off election of officers in school districts—must have forty-five percent or more votes. HF 259, Kreamer.
- Constitutional convention, whether or not to submit to voters for determination. HF 280, Higgins.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Election returns—allow county board of supervisors to canvass before noon. SF 264, county government.
- Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Binck, et al.
- Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.
- Presidential preferential primary election. SF 278, Blouin; HF 437, Patchett and Crawford.
- Fifth judicial district and judicial nominating commission, change. HF 316, Roorda and Middleswart.
- Cooperatives, amendment of articles of incorporation, reduce required vote. SF 289, Bergman, et al.
- Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
- Joint city-county facilities, single election on issuance of bonds. SF 313, judiciary.

- Legalize special election of Lamoni community school district, Decatur county, issuance of school bonds, etc. HF 364, Anderson.
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)
- County commissioners of elections, compensation for. SF 336, Briles and Doderer.
- Four-year term of office for governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general. HF 442, Crabb.
- Candidates for election may employ persons for services rendered. HF 461, Hill.
- Simple majority, required for elections on bond issues, etc. SF 437, Doderer; HF 581, Monroe.
- Divide school districts into director districts on population basis, elections. HF 525, Bittle and Brockett.
- Directors of cooperative associations, redistricting every ten years, elections. SF 457, Rabedeaux.
- County zoning restrictions in unincorporated area of county, county zoning commission members elected, etc. SF 458, Scott, et al.
- Elections for school bond issues a simple majority. HF 592, O'Halloran, et al.
- Create the municipal powers of initiative, referendum, and recall, elections, home rule act. HF 593, Connors.
- Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
- Effective date of laws, publishing, etc. HJR 17, appropriations.
- Legalize proceedings of Muscatine city council re election on annexing certain territory. HF 732, judiciary and law enforcement.
- Elections. HF 745, state government.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- Require reporting of election expenses, penalties. SF 548, Gluba.
- Campaign contributions, disclosure of, and expenditures, penalties, etc. SF 583, state government.
- Request chief clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Fifth judicial district divided into three election districts, judicial nominating commission. SF 612, judiciary.

ELECTRICITY—**General**

- Release of federal funds, environmental, emergency loans programs, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.
- Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
- Municipally-owned utilities participate with other utilities and electric cooperatives, in acquiring and financing of jointly-owned facilities, electric energy. HF 609, ways and means.
- Formula for taxing electric power generating plants, 100 megawatts or more. SF 547, ways and means; SF 557, ways and means. S
- Committee to study energy policy positions—areas of powerplant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.

ELEVATORS—**General**

- Sale, shipment, and delivery of grain. SF 227, Priebe.
- Corn and soybean purchases pay premium if moisture content lower than standard. HF 618, Cochran.

EMERGENCIES—**General**

- Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.
- Emergency vehicles may use flashing lights. HF 244, Doyle; SF 216, Rodgers (companion); HF 414, Hutchins. SSM
- Emergency light sources for public buildings. SF 325, Priebe and Scott; HF 483, Krause.
- State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.
- Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.

EMINENT DOMAIN—**General**

- Eminent domain awards, payment of costs and reasonable attorney fees in condemnation proceedings by applicant. HF 99, Strothman.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.

Eminent domain, remove \$500 expense limitation, distance of movement, and possession 180 days. SF 281, Gallagher, et al.
 Eminent domain procedures. HF 672, transportation; SF 566, state government.
 Condemnation proceedings, court reinstate, certain reasons. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM

EMPLOYEES—

(See Employment, sub-ref. Employees—Also State Government and/or Schools)

EMPLOYMENT—**General**

Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.
 Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.
 Unfair employment practices. HF 411, Grassley.
 Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.
 Second injury fund benefits, workmen's compensation. SF 449, DeKoster.
 Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.
 Public employment relations board, appropriation. SF 544, human and industrial relations.

Employees

(Also see Schools, sub-ref. Employees)

Civil service employees, conscientious objectors may serve in a civil service position. HF 4, Small.
 Additional employees, joint committee appointed. HCR 2; H.J. 14 adopted; S.J. 11 adopted.
 Appointment of clerks, secretaries and pages. HR 2; H.J. 13 adopted.
 Appointment of secretaries. SR 1; S.J. 9 adopted.
 Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.
 Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.
 Longevity pay increases for state employees. SF 40, Andersen and Nystrom.
 Hiring of employees under merit system, five highest, six months probation period. SF 44, Nystrom.
 Phase out contribution ceiling, IPERS. SF 96, Riley.
 Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
 School boards, etc., and public instruction provide group contracts for tax sheltered annuities to employees. HF 98, Freeman.
 Employees eligible for group insurance, members of board of directors if a corporation. HF 156, Freeman, et al.
 Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S
 Employees must be paid at least once per month, no unauthorized deductions, penalties. HF 199, Lipsky.
 Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
 State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
 Right of public employees and public employers to bargain collectively, etc. HF 263, Weiden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter)
 Changing the computation of basic pay periods for state employees. SF 236, Nystrom.
 Authorize additional sick leave for certain employees injured in line of duty, etc. SF 164, Junkins and Schwengels; HF 201, Millen, et al (companion); SF 235, Nystrom; HF 388, human resources. (All same subject matter)
 Establish procedure for transfer of certain moneys of retirement systems and pension plans, job changes, etc. HF 283, Miller of Buchanan, et al.
 Overtime pay for employees of highway commission. SF 251, Nystrom.
 Holiday days for state employees. SF 252, Nystrom.
 Officers of certain state employee organizations, provide office space and a leave of absence. SF 268, Schaben, et al.
 Remove one week waiting period before unemployment benefits can be received. HF 347, Rapp and Byerly.
 Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
 Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al. SF 512, human and industrial relations. S
 Group disability insurance program for state employees. SF 355, Schaben, et al.
 Salary, increases for certain state employees, appropriation. SF 360, Nystrom, et al.
 Payment of overtime of state employees. SF 374, Andersen, et al.; HF 499, Drake, et al.

- Vacations for state employees. SF 379, Riley, et al.; HF 503, Clark of Lee, et al.
- Pay adjustment for state employees, merit system. SF 385, Schwengels, et al.; HF 493, Harvey, et al.
- Maximum hours a railway company employee may work. HF 408, Brunow; HF 686, human and industrial relations. (Same)
- Longevity pay for an employee under merit system. HF 502, De Jong, et al.
- Lifting of disqualification for voluntarily quitting, twelve weeks off job, unemployment benefits. HF 539, Rapp, et al.
- Allow members of General Assembly to employ related persons as clerks. HF 549, rules.
- Workmen's compensation benefits conforming to national workmen's compensation benefits, etc. HF 554, Kiser; SF 495, human and industrial relations. SSM
- Directory of state employers assembled by comptroller. SF 467, state government.
- Municipal court clerks and employees become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.
- Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.
- Unemployment compensation, extended benefits. HF 623, Poncy.
- Partial unemployment, increase unemployment benefits. HF 661, Rapp, et al.
- Deferment of work registration—provide all pertinent information to claimant re unemployment compensation. HF 662, Rapp, et al.
- Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.
- Group insurance for public employees may include spouses and dependents. SF 502, McCartney.
- Amends two sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1931.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

Employers

- Inspection of certain reports of employers by employment security commission. HF 687, state government; SF 510, state government. S
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1931.

EMPLOYMENT AGENCIES—

General

- Private employment agency fees. SF 183, Griffin, et al.; HF 217, Crabb, et al. (companion); HF 689, human and industrial relations. (Same)

EMPLOYMENT SECURITY COMMISSION—

General

- Appropriate from IPERS fund to employment security commission, cost of administration. HF 403, appropriations.
- Optional variable annuity plan for IPERS, employ actuary to conduct study. appropriations. SJR 12, Doderer.
- Workmen's compensation benefits, conforming to national workmen's compensation benefits, etc. HF 554, Kiser; SF 495, human and industrial relations. SSM
- Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.
- Unemployment compensation, extended benefits. HF 623, Poncy.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Partial unemployment, increase unemployment benefits. HF 661, Rapp, et al.
- Deferment of work registration—provide all pertinent information to claimant re unemployment compensation. HF 662, Rapp, et al.
- Inspection of certain reports of employers by employment security commission. HF 687, state government; SF 510, state government. S
- Employment security commission, appropriation, for administration of old-age and survivors' insurance system, federal social security system, and pension and annuity retirement system for teachers. HF 755, appropriations.
- Amends two sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations.

ENGINEERS—

General

- Accountancy, architectural examiners, banking, engineering examiners, watchmaking examiners, appropriations to. SF 232, appropriations.

ENVIRONMENTAL PRESERVATION—

General

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.
- Establish a natural and scenic rivers system. HF 7, Weiden; SF 172, Willits.
- Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
- Require approved soil conservation practices, land in watershed of proposed dams. SJR 4, Winkelman, et al.; HJR 8, natural resources.
- Regulate use of beverage containers, etc. HF 56, Mendenhall, et al. (same subject matter as); SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Prevention, abatement or control of noise pollution. HF 79, Lipsky; SF 181, Shaw.
- Minimizing adverse environmental consequences to Ledges State Park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.
- Grants from sewage works construction fund. SF 128, Andersen, et al.; HF 161, Hutchins, et al. (companion); HF 515, Edelen, et al. SSM
- Prevent sale of foods containing residues beyond certain tolerance. HF 159, agriculture.
- Detergents, prohibit sales of containing any phosphorous compound. SF 194, Riley.
- Sanitary sewer districts may be conveyed to cities and towns. SF 245, Willits; HF 322, Eyerly.
- Surface mining, damages, complaints, etc. SF 267, Gallagher.
- Expenditures for air and water pollution control, provide for sales and use tax exemptions on. SF 320, Winkelman, et al.; HF 398, Millen, et al.
- Facilities used to control air and water pollution, exempt from property tax. SF 321, Winkelman, et al.; HF 399, Millen, et al.
- Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
- Standards for food, establish. HF 382, agriculture; SF 357, agriculture. SSM (Also see HF 159)
- Create an advisory committee to the chemical technology commission of department of environmental quality. HF 384, natural resources.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Department of environmental quality may enter public or private property to conduct investigations. HF 405, natural resources.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Defining simple and aggravated littering, penalty. SF 430, Kelly.
- Protected water areas, designation of. HF 496, Freeman and Weiden; SF 461, Tieden. S
- Diversion of water, industrial coolants, to underground basins or watercourses, alternative methods. HF 497, Krause.
- Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
- Environmental quality, appropriation. HF 761, appropriations.
- Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
- Cities and towns, sewage works construction, appropriation. SF 617, cities and towns.
- Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617)

EROSION—

(See Land and/or Soil Conservation)

ESTATES—**General**

- Contents of a safety deposit box, of a decedent, may also be given to joint owner. SF 54, Blouin.
- Accelerate time for payment of inheritance tax. SF 131, Murray and Ramsey; HF 205, Bittle, et al.
- Full property rights between husband and wife, divorce and/or estates, etc. SF 140, Riley; HF 451, Egenes, et al. SSM
- Reopening of estates, additional assets. HF 311, Doyle.
- Heir to an estate of a deceased person, etc. may obtain a copy of the autopsy report. HF 356, Oakley.
- Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 359, DeKoster and Shaff.

- Administration of small estates. SF 365, Miller of Des Moines, et al.; HF 453, Monroe, et al.
- Inheritance taxes, one-half of joint property to spouse, increase exemptions for spouse. HF 452, Egenes, et al.; HF 475, Anderson, et al. (Same subject matter in part)
- Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
- Action for partition, alternative to sale of property. HF 519, Norland.
- Probate hearings, estates, securities, property, etc. SF 442, Riley; HF 586, Hill.
- Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.
- Liens on real estate owned by old-age assistant recipients, claims against estates, etc. HF 601, Cusack.
- Computation of Iowa net income—gains on farm recapture property of non-farm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.

EXAMINERS—**General**

- Examination of insurance companies, fees, expenses of, etc. HF 526, commerce.

EXAMINING BOARDS—**General**

- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1005, 1785-1786 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17); SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licenses or registered members of its occupation or profession. (Same as HCR 18); SCR 21; S.J. 323, 324, 342, 1786 withdrawn.
- Supplemental appropriation from moneys received by the board of nursing examiners. SF 231, appropriations.
- Establishment and administration of professional and occupational licensing boards. SF 277, Hansen, et al.; HF 477, Holden and Hill. S
- Examination fee for real estate salesmen or broker examinations, establish. SF 339, state government.
- Registration of psychologists and establish a psychology examining board. SF 446, Kelly, et al.

EXECUTIVE COUNCIL—**General**

- Holiday days for state employees. SF 252, Nystrom.
- Officers of certain state employee organizations, provide office space and a leave of absence. SF 268, Schaben, et al.
- Duties and functions of department of general services. HF 307, Bittle, et al.
- Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al.; SF 512, human and industrial relations. S
- One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.
- Merit system classification and pay plans, remove executive council approval. SF 361, Gluba.
- Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.
- Leasing of property under jurisdiction of conservation commission. HF 571, natural resources.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
- Publishing of notices, etc., printing disputes, executive council settle. HF 670, state government.
- Executive council general contingent fund, appropriation. SF 541, appropriations.
- State officials, departments and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriations. SF 605, appropriations; HF 783, appropriations.

Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

EXECUTIVE OFFICIALS—

General

Four-year term of office for governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general. HF 442, Crabb.

Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.

Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.

EXEMPTIONS—

General

Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.

EXPENDITURES—

General

Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaif and Plymat; SF 162, Doderer. (All same subject matter)

FAIRS—

General

Eliminate state aid to county and district fairs. SF 154, Doderer.

Games of skill, chance, rallies, operation of, penalties. SF 108, Lamborn; HF 137, Fisher of Greene.

State fair board, membership and authority of, also change financial operation. SF 166, Palmer.

Use of fairgrounds and fairground fund. HF 607, Monroe and Brinck.

State fair board, appropriation, capital improvements. HF 759, appropriations. State fair board, appropriation, for maintenance of buildings and agricultural societies. HF 760, appropriations.

FAMILY PLANNING—

(Also see Birth Control)

General

Provide family planning services, etc. HF 304, Lipsky, et al.

FARMS—

(See Agriculture, All sub-refs.)

FEDERAL AID AND FUNDS—

General

Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.

County expenditures for capital improvements—accomplished without tax increase—federal funds available. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means. (All same subject matter)

Grants from sewage works construction fund. SF 128, Andersen, et al.; HF 161, Hutchins, et al. (companion); HF 515, Edelen, et al. SSM

Open space land acquisition program, conservation commission, appropriation. HF 224, Butler, et al.; SF 577, appropriations.

Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.

Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.

Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.

Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al.

Enable school districts to fulfill conditions for federally-aided school lunch programs. HF 469, Menke; HF 726, education. (Same)

Retain federal highway trust fund distribution formula, etc. (Same as HCR 40); SCR 35; S.J. 907, 941, 1114.

Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.

Appropriation to comptroller for substitution or replacement, federal funds not available. SF 513, appropriations.

Appropriation to conservation commission for specific projects. HF 720, appropriations.

Authorize vocational education board (public instruction) to make disability determinations under federal supplement security income program for aged, blind, and disabled. SF 527, human resources.

Crime commission, match federal funds, certain activities within local government units, appropriation. SF 582, appropriations.
 Authority of department of social services to provide state supplementary cash payments to certain persons, revising laws relative to federally-assisted categorical welfare assistance programs re those being terminated, penalties, etc. SF 587, human resources; HF 789, appropriations.

FEDERAL GOVERNMENT—

General

Representation of the federal government on the midwest nuclear board. SF 45, Doderer.
 Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.
 Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
 Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.
 Create a state information and liaison office in Washington, D. C., appropriation. SF 425, Murray.
 Retain federal highway trust fund distribution formula, etc. (Same as HCR 40) SCR 35; S.J. 907, 941, 1114.
 Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.
 Request congress refuse the request from the department of defense for transfer authority—enforce terms of peace treaty of Paris, etc. SR 5; H.J. 1144, 1170-1171 adopted.
 Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
 Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.

FEES—

(Also see Motor Vehicles, sub-ref. Fees)

General

Antitrust fees for a county attorney or attorney general, eliminate payment of a portion of the fines. SF 2, Hill.
 Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.
 Increase maximum allowable expert witness fee. SF 29, Kelly; HF 67, Oakley.
 Supreme court set its fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al.
 Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
 Increase the fee for a marriage license. HF 64, Schroeder.
 Increase certain county fees. HF 146, Mendenhall, et al.
 Fees of jurors, increase. HF 173, Peterson, et al.
 Private employment agency fees. SF 183, Griffin, et al.; HF 217, Crabb, et al. (companion); HF 689, human and industrial relations. (Same)
 Increase the fees charged by board of accountancy. HF 225, Egenes, et al.
 Increase fees for applications, renewals and reinstatements of registered architects. HF 229, Egenes, et al.; SF 549, state government. S
 Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.
 Examination fee for real estate salesman or broker examinations, establish. SF 339, state government.
 Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government.
 Local governments, authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
 Out of state land subdividers conduct all sales through Iowa real estate dealers, fees, etc. SF 410, McCartney and Robinson; HF 647, commerce. SSM
 Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.
 Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
 Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources. (Same)
 Court reporters' fees in criminal cases, increase. HF 505, Middleswart, et al.
 Change date of delinquency for dog license fees. SF 473, county government.
 Attorneys' fees re unemployment benefit appeals, fixed by court. HF 598, Rapp.
 Beer permit fees retained by local authorities. HF 629, state government.
 Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
 Increase certain fees for inspection of amusement rides, etc. HF 724, appropriations; SF 522, ways and means.
 Rate of motor vehicle inspection station permit fees, administration of. SF 602, appropriations.

FELONY—
(See Law Enforcement)

FENCES—
General

Partition fences, responsibility for. SF 428, Winkelman; HF 485, Stromer.
Fences on another's land, removal of, etc. HF 744, Jordan.

FERTILIZER—
(See Agriculture, sub-ref. Fertilizer)

FIDUCIARIES—
General

Probate hearings, estates, securities, property, etc. SF 442, Riley; HF 586, Hill
Interconnected regional securities depositories, further development of—amend
uniform commercial code. SF 450, DeKoster.
Compensation of administrators, executors, etc., and attorneys—estates. HF
455, Schroeder.
Permissible investments by banks, livestock loans, investments of fiduciary ac-
counts. HF 637, commerce.

FINES—
(Also see Law Enforcement)
General

Repeal constitutional sections providing that all fines for breach of the penal
laws be applied to schools. HJR 13, Holden, et al.

FIRE—
General

Establish a uniform statewide telephone number for police and fire depart-
ments. SF 226, Priebe.
Saylor township of Polk county, legalize and validate proceedings of township
trustees re tax levy for fire equipment. SF 253, Kinley and Willits.
Automatic fire extinguishing systems in high-rise buildings. HF 313, Connors,
et al.; HF 664, cities and towns. (Same)
Legalize and validate proceedings of Lewis township trustees, Pottawattamie
county, fire protection purposes. SF 324, Griffin and Hultman.
Tag identification of discharge valves and pipe connections—discharge of flam-
mable or combustible liquid. HF 487, Caffrey, et al.
Members of the division of fire protection of department of public safety
transferred from IPERS to public safety peace officers' retirement,
etc. system, appropriation. SF 469, human and industrial relations.
Township trustees may levy tax, etc. for fire protection. HF 614, Hutchins.

Marshal—State

Include motels, apartment houses, and child care facilities in rules and regu-
lations re fire safety and protection. HF 285, Connors, et al.
Automatic fire extinguishing systems in high-rise buildings. HF 313, Connors,
et al.; HF 664, cities and towns. (Same)
Rules of the fire marshal, day care centers, etc. SF 399, Shaw; HF 481, Holden.

FIREARMS—
(Also see Weapons)
General

Misuse of firearms, penalties. HF 50, Mendenhall and Horn.
Commission of or attempt to commit certain crimes when armed with fire-
arms, etc., increase penalties. SF 215, Miller of Des Moines; HF 305,
Monroe and Woods.

FIREMEN—
General

Determining average final compensation of policemen and firemen, retirement.
SF 169, Kennedy, et al.
Establish a uniform statewide telephone number for police and fire depart-
ments. SF 226, Priebe.
Policemen and firemen may retire age fifty, twenty-two years service. SF 283,
Nystrom, et al.
Pension benefits for policemen and firemen, reinstate under chapter 410. SF
380, Briles and Priebe; HF 584, Freeman and Krause (companion); HF
717, cities and towns. (Same)
Increase disability, accidental disability and retirement benefits for policemen
and firemen. HF 591, Poncy.

FISCAL YEAR—
General

Reinstate the calendar year as fiscal year for cities and towns, counties, etc.
SF 180, Hultman, et al.; HF 265, McElroy and Connors. S
Committee to study establishing a uniform fiscal year for budget and tax col-
lection purposes of cities, counties, school districts, etc. HCR 56; H.J.
1573, 1689 adopted; S.J. 1550, 1575.

FISH AND GAME—
(Also see Conservation and/or Hunting and/or Licenses, sub-ref. Fish
and Game)
General

- Persons over sixty-four years of age fish without a license. HF 15, Norpel and Small.
- Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.
- Juveniles subject to same penalties for violation of specified fish and game laws as adults. HF 66, Knoke.
- Prohibit hunting adjacent to game breeding and shooting preserves. HF 126, Oakley.
- Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
- Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources.
- Destruction, taking, or possession of wild life owned by the state, and liability for, civil damages. HF 160, natural resources; SF 259, Tieden. S
- Game birds and wild animals used for pets, sources from which obtained. HF 174, natural resources.
- No fish or game may be released, into the wild, without permit. HF 253, natural resources.
- Trotlines, also unlawful to use in inland waters. HF 272, natural resources.
- Taking of wild turkey, special license fee and limitation. HF 292, natural resources.
- Special trout license stamp, signature required. HF 310, natural resources.
- Basket traps, fish, conservation commission approve material used for. SF 323, Shaw.
- Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.
- Disposition of fish and game confiscated by conservation commission or accidentally killed, processed when practicable, and donated to charity. HF 472, Horn.
- Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources. (Same)
- Bow and arrow hunting period and firearm period the same—firearm license for 3 days, etc. SF 454, Coleman.
- Change accounting date of fish and game license sales from April 10 to January 31. HF 543, natural resources.
- Free fishing licenses to persons receiving financial assistance. HF 557, Harper; SF 572, Gluba and Blouin. Similar SM
- Open seasons for bobwhite quail and pheasant hunting same. HF 559, Harper.
- Nongame birds, willfully killing of, destruction of nests, eggs, etc., penalties. SF 468, Gluba, et al.
- Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources.
- Bait**
- Taking of fish with seines and traps for bait. HF 166, natural resources.
- Licenses**
(See Licenses, sub-ref. Fish and Game)

FLAGS—**General**

- State flag flown below U.S. flag on all public buildings. HF 358, Horn.

FLOODS—**General**

- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.

FOODS—**General**

- Repeal state license fee for restaurants and grocery stores, meat or meat products. HF 1, Fischer of Grundy.
- Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.
- Require restaurants to state on menus grade of beef served, etc. SF 119, Potter.
- Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.
- Packaging and labeling, dating, meats, eggs, milk, etc. SF 303, Kinley.
- Standards for food, establish. HF 382, agriculture; SF 357, agriculture. SSM (Also see HF 159)
- Bakery products meet specifications and standards for enriched flour, U.S. food and drug administration, definition. HF 478, Egenes.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture. (Same)
- Sale of packaged meat food products, transparent package. HF 512, Hill.

Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture. (Same)

Encourage and promote the production, sale and consumption of livestock, dairy, and other food products, maintain and improve economy of state and nation. HCR 36; H.J. 761.

Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.

Dairy

Standards for cheese and cheese products be updated to meet federal standards. HF 32, agriculture; SF 79, agriculture.

Eggs, excise tax on sale of, establish an Iowa egg council. HF 270, agriculture.

FRANCHISES—

(Also see Tax, sub-ref. Franchise)

General

Franchise tax rates same as corporate income tax rates. HF 695, Rapp.

FUEL—

(Also see Tax, sub-ref. Fuel)

General

Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.

Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley. S

Agriculture, abolish requirement to furnish dealers certified copy of tests of motor fuel, department of agriculture. HF 203, agriculture.

Licensed motor fuel distributors must purchase bond. SF 206, Palmer.

Diesel fuel, standards for. SF 244, Priebe.

Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.

Tobacco products subject to sales tax—motor fuel and special fuel if fuel tax paid, exempt. HF 314, ways and means; SF 282, ways and means.

Create a grain resource research division—grain alcohol motor fuel industry—development commission. HF 375, agriculture. (Also see SF 288)

Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945.

Credit against state income tax for fuel tax paid on motor fuel and special fuel, replace gas tax refund. SF 381, Tieden and Shaff; HF 456, Schroeder and Hansen.

Tag identification of discharge valves and pipe connections—discharge of flammable or combustible liquid. HF 487, Caffrey, et al.

Political subdivisions may purchase gasoline from highway commission, appropriation. SF 465, Gluba.

Petition congress to include grain alcohol as an energy resource in their major energy resource studies. HCR 34; H.J. 726.

Refunds of tax on special fuels, uncollectible with suitable records. SF 480, ways and means.

Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.

Committee to study availability of petroleum supplies, etc. HCR 46; H.J. 1198.

Committee to study developing a state energy policy. HCR 48; H.J. 1232-1233.

Urge governor to rescind order, national guard to camps—institute procedures to curtail use of fuels—study use of fuel, etc. SR 8; S.J. 1466, 1498.

Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.

Committee to study energy policy positions—areas of powerplant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.

FUNDS—

(Also see Schools, sub-ref. Funds and/or Federal Aid and Funds)

General

Release of funds for rural programs, i.e. environmental assistance, electrification administration loan, and emergency loans program. HJR 1, Pellett and Strothman.

Brokers acting as salesmen deposit funds in broker-employer's trust account. HF 30, Holden; SF 38, Potter.

Investment of funds of retirement systems for policemen and firemen, banks. HF 400, Drake, et al.

Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.

Use of fairgrounds and fairground fund. HF 607, Monroe and Brinck.

Appropriation to comptroller for substitution or replacement, federal funds not available. SF 513, appropriations.

State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. SCR 46; S.J. 1247, 1248, 1250, 1263-1265 adopted; H.J. 1351, 1415-1416 tabled; S.J. 1331.

Counties

County funds may be expended for membership fees or attendance expenses for county officer associations. HF 418, Knoke.

Remove total amount that can be collected from all counties for membership in Iowa association of counties. SF 506, county government.

Treasurer of State

Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.

FUNERALS—

(Also see Cemeteries)

General

Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.

Licensing and inspection of funeral homes, department of health. HF 588, Crabb and McCormick; SF 507, Kennedy, et al.

Increase funeral benefits for welfare recipients. HF 641, Wells.

GAMBLING—

(Also see Bingo and/or Pari-mutuel)

General

Legalize possession of antique gambling devices, inoperable. SF 285, Rodgers, et al.

Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion)—(All same subject matter)

GAMES—CHANCE, SKILL, ETC.

General

Games of skill, chance, raffles, operation of, penalties. SF 108, Lamborn; HF 137, Fisher of Greene.

GARBAGE—

(See Pollution)

GAS—

(See Fuel and/or Tax, sub-ref. Gas or Fuel)

GENERAL ASSEMBLY—

General

Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.

Current codes and session laws furnished legislators, staff and press. SCR 2; S.J. 9 adopted; H.J. 15 adopted.

Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.

Joint convention January 8, 1973, 10:30 p.m.—governor's state of the state message January 9, 1973, 10:00 a.m., canvass of votes. HCR 1; H.J. 10 adopted; S.J. 11 adopted.

Appointment of clerks, secretaries and pages. HR 2; H.J. 13 adopted.

Management of state records. HF 12, Welden; HF 363, state government. S

Chaplain committee. HR 1; H.J. 13 adopted.

Additional employees, joint committee appointed. HCR 2; H.J. 14 adopted; S.J. 11 adopted.

Appointment of secretaries. SR 1; S.J. 9 adopted.

Adjournment Friday, March 9, 1973—reconvene Monday, March 19, 1973 at 10:00 a.m. SCR 4; S.J. 42, 52 adopted; H.J. 65, 203 adopted.

Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.

Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.

Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.

Adjournment Thursday afternoon, January 11, 1973—reconvene 10:00 a.m., Monday, January 15, 1973. HCR 4; H.J. 64, 73 adopted; S.J. 61 adopted.

Eighteen, age qualification of members of the General Assembly. SJR 3, Murray, et al.; HJR 2, Hill, et al.

State of the judicial department message. SF 17, Kelly.

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

Supreme court set its fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al.

Provide means for General Assembly to convene itself into special session. HJR 3, Hill, et al.

Joint convention, governor's budget message, Thursday, January 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.

- Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM
- Simplified state income tax law, enable legislature to enact, percentage of federal tax. HJR 5, Mendenhall.
- Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
- Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM
- Adjournment of the General Assembly. SF 137, Hansen, et al.
- Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM
- Terminate operation of Annie Wittenmyer Home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM
- Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
- Adoption of permanent joint rules. HCR 14; H.J. 241-246, 265-266, 275, 279, 300, 282 adopted; S.J. 274-278, 286, 309, 320-321 adopted.
- Joint convention on Monday, February 12, 1973, at 11:00 a.m., Senator McCartney deliver address, Lincoln's birthday. HCR 15; H.J. 266, 282 adopted; S.J. 278, 283 adopted.
- Adjournment of the General Assembly. HF 192, Welden, et al.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1005, 1785-1786 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17) SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as HCR 18) SCR 21; S.J. 323, 324, 342, 1786 withdrawn.
- Four-year terms for members of the House of Representatives. HJR 7, Mendenhall.
- Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.
- Lieutenant governor, duties of—Senate select officers. HJR 10, Brinck, et al.; SJR 9, Milligan, et al. S
- Legislative expenses after May 15th, odd-numbered years—April 20th, even-numbered years. HF 341, Bortell.
- Joint memorial session Wednesday, April 11, 1973 at 7:30 p.m. HCR 23; H.J. 487, 505 adopted; S.J. 524, 558 adopted.
- Compensation of officers and employees of the General Assembly. HF 379, Crabb, et al.
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-HF 65)
- Successors to uncompleted terms of deceased members of General Assembly chosen by conventions of the political party of deceased Senator or Representative. HJR 15, Freeman; SJR 13, Shaw.
- Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.
- Extend social security benefits to members of General Assembly. HF 433, Middlelswart, et al.
- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.
- Allow members of General Assembly to employ related persons as clerks. HF 549, rules.
- Increase salaries and expenses of state officials, supreme and district court judges, and members of the General Assembly. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part.
- Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841 adopted 848; H.J. 818, 873 adopted.
- Joint convention, supplemental budget message by Governor Robert D. Ray. Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 838 adopted, 848.

- Effective date of laws, publishing, etc. HJR 17, appropriations.
 Authorize printing 13th edition, How a Bill Becomes a Law. HR 7; HJ 840, 880 adopted.
- Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 488, appropriations.
- Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.
- Composition of the General Assembly, basis for apportionment of members, and time when reapportionment is required. SJR 14, Shaw.
- Consideration of claims. HCR 43; H.J. 1094-1096, 1200, 1317 adopted; S.J. 1267, 1271, 1331, 1355, 1418-1419 adopted.
- Interim expenses for the secretary of the Senate. SR 7; S.J. 1171, 1782 adopted.
- Details of closing the 1973, first regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, second regular session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.
- Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. SCR 42; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
- Interim expenses for the chief clerk of the House. HR 8; H.J. 1261, 2280 adopted.
- That the General Assembly recommend that no person serve as governor for more than 8 years. HCR 50; H.J. 1323.
- Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations.
- Express personal sympathy to Representative Arlyn E. Danker in the loss of his father, Mr. Emil Danker. HR 10; H.J. 1662 adopted.
- House challenges Senate to a softball game. HCR 62; H.J. 1822, 1933 adopted; S.J. 1776, 1322, 2032.
- Request chief clerk install opaque curtain, that may be opened and closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. HJR 23, ways and means.
- Adjournment, June 24, 1973. HCR 76; H.J. 2392 adopted; S.J. 2136 adopted.
- Extend fondest regards, congratulations and best wishes to Charles W. and Kathryn Lakin for his years of service and retirement. SR 9; S.J. 2030.
- Express personal sympathy to Representative Russel De Jong in the loss of his father-in-law, Mr. Lane Visser. HR 3; H.J. 165 adopted.

GENERAL SERVICES—

General

- Snow removal, parking areas. SCR 10; S.J. 123 adopted; H.J. 155, 162 amended and adopted; S.J. 134, 135 adopted.
- Shuttle-bus service during inclement weather. SCR 11; S.J. 128 adopted; H.J. 155, 162 adopted.
- Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.
- Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.
- Transportation, department of, create. HF 230, Drake, et al.
- Duties and functions of department of general services. HF 307, Bittle, et al.
- One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777 827, 957.
- State property and casualty insurance. HF 738, Bittle and Fischer of Greene.
- General services, appropriation. SF 533, appropriations.
- General services centralized printing fund, from moneys received, appropriation. SF 534, appropriations.
- General services revolving fund, appropriation. SF 535, appropriations.
- Educational radio and TV, general services, appropriation. HF 768, appropriations.
- Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations.
- General services, department of, appropriation, renovation of Valley Bank building. SF 575, appropriations.
- General services, expansion of capitol complex, appropriation. SF 579, appropriations.
- General services, appropriation for capitol improvements, and repairs for building and facilities. HF 778, appropriations.
- General services, appropriation for educational radio and TV facility board for purchase of equipment. SF 597, appropriations.
- Educational radio and TV facility board, appropriation for capitol improvements, northwest and southwest areas. SF 611, appropriations.

GEOLOGY—**General**

Geological survey, and natural resources, appropriation. SF 553, appropriations.

GLASS—**General**

Require safety glass, or other, in hazardous locations. SF 114, Griffin.

GOVERNOR—**General**

Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.

Joint convention January 8, 1973, 10:30 p.m.—governor's state of the state message January 9, 1973, 10:00 a.m., canvass of votes. HCR 1; H.J. 10 adopted; S.J. 11 adopted.

Joint convention, governor's budget message, Thursday, January 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.

Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.

Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al (companion); HF 688, natural resources (added appropriation). SSM

Joint convention Thursday, January 25, 1973 at 11:00 a.m., Governor Robert D. Ray invited to make appropriate remarks commemorating life, etc., and to pay tribute to former President Lyndon Baines Johnson. HCR 9; H.J. 166, 175 adopted; S.J. 148 adopted.

Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin. SSM
Iowa drug abuse authority, establish. SF 122, Murray and Hansen; HF 140, Crawford.

Prohibit governor or lieutenant governor from receiving nomination for a third consecutive term. HF 119, Schroeder, et al.

Create a distinguished service and achievement award. SF 161, Shaw.
State fair board, membership and authority of, also change financial operation. SF 166, Palmer.

Licensing and regulation of hearing aid dealers, establish board, etc. HF 195, Drake, et al.; SF 195, Rabedeaux, et al.; HF 708, state government. SSM

Create state library department and commission. SF 196, Hultman, et al.
Open space land acquisition program, conservation commission, appropriation. HF 224, Butler, et al.; SF 577, appropriations.

Transportation, department of, create. HF 230, Drake, et al.

Prohibit incurring expenses for receptions for the governor's inaugural. HF 277 Milten, et al

Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.

Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.

Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.

Eliminate requirement superintendent of banking have five years bank executive experience. HF 320, Egenes, et al.

Provide a banner for use by the governor. SJR 10, Nystrom; HJR 14, Dunton and Lippold.

Governor name chairman of commerce commission, two year term. HF 361, Knoke; HF 650, commerce. S

Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-HF 65)

Registration of sanitarians, establish board of, training, etc. SF 353, Riley and Robinson.

Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.

Appropriations, from one department to another, not transferable. HF 448, appropriations.

Create a state information and liaison office in Washington, D.C., appropriation. SF 425, Murray.

Terrace Hill, appropriation to for repair, etc—sale of governor's mansion. HF 595, Dunton.

Expenses of the inaugural ceremonies, appropriation. HF 612, appropriations.

Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 338 adopted, 848.

Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.

Create office of youth opportunity, etc., appropriation. HF 666, Krause, et al.
Appropriation to conservation commission for specific projects. HF 720, appropriations.

- State of emergency, governor may reduce speed limits, shortage of fuels. **SF** 526, state government.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. **HCR** 47; **H.J.** 1198.
- That the General Assembly recommend that no person serve as governor for more than eight years. **HCR** 50; **H.J.** 1323.
- Governor's youth opportunity program, improve railroad branch lines, appropriation. **HF** 767, appropriations; **SF** 573, appropriations.
- Education commission of the states, Iowa become member, establish commission, appropriation. **HF** 774, appropriations.
- Urge governor to rescind order, national guard to camps—institute proceedings to curtail use of fuels—study use of fuel, etc. **SR** 8; **S.J.** 1466, 1498.
- State officials, department and executive council, expenses of auditor of state (county, municipal, and school auditors' salaries), appropriation. **SF** 605, appropriations; **HF** 783, appropriations.
- Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. **HF** 794, appropriations.

GRAIN—

(See Agriculture, sub-ref. Grain)

GRAIN ALCOHOL—**General**

- Create a grain resource research division—grain alcohol motor fuel industry—agriculture. **SF** 288, Priebe, et al.
- Create a grain resource research division—grain alcohol motor fuel industry—development commission. **HF** 375, agriculture. (Also see **SF** 288)

GUNS—

(See Firearms and/or Weapons)

HANDICAPPED—**General**

- Construction of private and public buildings and facilities accessible to and functional for physically handicapped. **SF** 409, Blouin.
- Hunting by the handicapped, special permits, etc. **HF** 471, Dunton.
- Exempt low-rent housing developments for elderly and handicapped, nonprofit, etc. organizations from property taxes. **HF** 579, Miller of Buchanan, et al.
- Committee to study quality of life of elderly and physically handicapped, report. **SCR** 39; **S.J.** 966-968, 985, 1114.
- Appropriation to committee on employment of the handicapped. **SF** 523, appropriations.

HEALTH—**General**

- Establish a birth defects institute. **SF** 52, Doderer.
- Property tax levy of one mill for county health programs. **HF** 72, county government.
- Local health services, standards for, tax levy. **SF** 250, Rabedeaux and Doderer.
- Qualifications of commissioner of public health. **HF** 459, human resources.
- Committee to study health service personnel, programs, facilities, etc., report. **HCR** 28; **H.J.** 578.
- Centers**
- County health centers, reduce population requirement from 100,000 to 70,000. **SF** 1, Doderer.
- Department of**
- HMO—health maintenance organizations, establishment, regulation, and penalties. **SF** 25, Rabedeaux, et al.; **HF** 29, Monroe, et al.
- Treatment, education, and rehabilitation of alcoholics. **SF** 150, Doderer, et al.; **SF** 504, state government.
- Licensing and regulation of hearing aid dealers, establish board, etc. **HF** 195, Drake, et al.; **SF** 195, Rabedeaux, et al.; **HF** 708, state government. **SSM**
- Internship, licensing, and practice of osteopathic medicine and surgery. **HF** 216, Schroeder and Stromer.
- Abortion, repeal present law, restrictions on abortion information, educational information available, etc. **SF** 210, human resources.
- Licensing of plumbers, supervision and inspection of, etc. **SF** 214, Nystrom.
- Standards for ambulance services, penalties. **HF** 237, Lipsky et al.; **HF** 653, human resources. **SSM**
- Provide family planning services, etc. **HF** 304, Lipsky, et al.
- Formula for computing number of district judgeships. **SF** 293, DeKoster and McCartney.
- Remove prohibition against sale, etc., or advertisement of birth control devices, abortion information, and venereal disease cures. **SF** 85, Kelly; **SF** 301, human resources. **SSM**
- Establish Iowa health services commission. **SF** 331, Riley, et al.

- Standards for water well construction, inspection, permit fees, etc. SF 347, Griffin.
- Internship requirements of physicians and surgeons and osteopathic physicians and surgeons, may accept resident training. SF 350, Hansen, et al.; HF 416, Holden and Hill.
- Registration of sanitarians, establish board of training, etc. SF 353, Riley and Robinson.
- Testing for sickle cell anemia, penalty. SF 366, Guba; HF 489, Hargrave.
- Licensing and inspection of funeral homes, department of health. HF 588, Crabb and McCormick; SF 507, Kennedy, et al.
- Rules and minimum standards for nursing and custodial homes. HF 626, Den Herder and West.
- Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
- Redesignating county homes as county care facilities, revising operation of etc. HF 659, county government.
- Health, department of, appropriation. HF 752, appropriations.
- Mental**
- Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- Placement of patients admitted or committed to state hospital-schools for mentally retarded or facilities outside those institutions. SF 91, Griffin and Miller of Des Moines; HF 240, human resources. S
- Appropriate \$50,000 to committee on mental hygiene to conduct study of mental health delivery systems. SF 352, Shaw.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. (Same as SCR 33) HCR 37; H.J. 802.
- Support of patients in state mental health institutes. HF 691, human resources.
- Social services, appropriation, mental health services, etc. HF 747, appropriations.
- Legislative service bureau, office of legislative fiscal director, appropriation—also legislative council for study of mental health delivery systems in Iowa. HF 784, appropriations; SF 607, appropriations. (S in part)
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; HJ 2301.

HEARING—**General**

- No insurance company may refuse motor vehicle insurance to an applicant unless reasons are in writing, etc.—hearings. HF 257, Fischer of Grundy.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture. (Same)
- Hearing required, court actions for recovery of property. SF 536, judiciary.

HEARING AIDS—

(Also see Medical-Professional)

General

- Licensing and regulation of hearing aid dealers, establish board, etc. HF 195, Drake, et al.; SF 195, Rabedeaux, et al.; HF 708, state government. SSM

HERBERT HOOVER BIRTHPLACE FOUNDATION—**General**

- Herbert Hoover birthplace foundation and Mississippi river parkway commission, appropriation. SF 488, appropriations.

HIGHER EDUCATION—

(Also see Colleges—Universities and/or Schools)

General

- Educational program of schools. SF 126, schools.
- College at Denison, acquisition and use of. HF 149, Crabb.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1065, 1785-1786 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as HCR 18) SCR 21; S.J. 323, 324, 342, 1786 withdrawn.

- Legalize and validate proceedings of the board of directors of Des Moines area community college. HF 309, Bittle.
- Prohibit expansion of certain curricula at area vocational schools and area community colleges. HF 321, Kreamer.
- Faculty of board of regents institutions hired, fired, paid, etc., based on their ability. HF 337, Grassley.
- State school foundation program amended—enrollment dates—district costs, etc. HF 359, education; SF 362, schools. SSM
- Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers, et al. (similar); HF 727, education. (Same)
- Finance tuition grants, higher education facilities commission, appropriation. SF 345, appropriations.
- Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.
- Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education. (Same subject matter in part)
- Provide tax-sheltered annuities for employees of the state educational radio and television facility board. HF 458, Menke.
- Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al.
- Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education. (Same)
- State per pupil aid for laboratory schools. SF 436, higher education; HF 551, education.
- Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education. (Same)
- Faculty members, rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.
- Scholarship program, higher education facilities commission, appropriation. HF 682, appropriations.
- Medical student tuition loans, higher education facilities commission administrative funds, appropriation. HF 683, appropriations.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations.
- Committee to study post-secondary education. HCR 60; H.J. 1801.

HIGHWAY COMMISSION—
(Also see Roads and Highways)

General

- Create a state transportation planning commission. HF 35, Welden.
- Temporary restrictions on weight and load of certain motor vehicles, etc. HF 41, transportation.
- Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 59, transportation.
- Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.
- Highway grade crossing safety fund carried over each year, remains in same fund. SF 112, Robinson.
- Rest area, establish at Loveland. HF 109, transportation.
- Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines. SSM
- Movement of truck trailers manufactured in this state. HF 189, transportation.
- Truck speed limits. HF 190, transportation.
- Movement of registered special mobile equipment. HF 191, transportation.
- Movement of vehicles and loads of excessive size and weight. HF 193, transportation.
- Sixty-five feet overall length of combinations of vehicles. SF 186, Rabedeaux, et al.; HF 369, Dunton, et al. (companion); HF 671, transportation. SSM
- Prohibit operation of metal tracked and metal tired vehicles on streets and roads. HF 220, transportation.
- Transportation, department of, create. HF 230, Drake, et al.
- Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM
- Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
- Utilities, highway commission pay cities and towns for relocating, etc., due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.
- Overtime pay for employees of highway commission. SF 251, Nystrom.
- Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
- Appropriation to highway commission, scenic and recreational highway system. HF 294, Clark of Lee.

- Eminent domain, remove \$500 expense limitation, distance of movement, and possession 180 days. SF 281, Gallagher, et al.
- Definition of vehicle. HF 308, transportation.
- Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.
- Payment of certain damages, action of highway commission, to R. S. and Donald H. Weber, appropriation.** SF 302, Scott.
- Allow movement of mobile homes and factory-built structures, maximum 14 ft. 5 in. width, permits, etc. HF 353, Schroeder and Woods; SF 466, Rabedeaux and Tieden.
- Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
- Repair of railway crossings, agreements between cities, counties, and/or highway commission. SF 382, Robinson.
- Exempt from requirement county obtain approval of highway commission for use of federal revenue sharing funds for secondary road purposes. HF 427, Jordan and Wells.
- Secondary road projects approved by highway commission. SF 400, Lamborn.
- Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwieger, et al. SSM
- Political subdivisions may purchase gasoline from highway commission, appropriation. SF 465, Gluba.
- Pedestrian walkways on highway bridges, highway commission construct. HF 615, Butler.
- Payment of workmen's compensation claims, highway commission employees, appropriation. SF 503, appropriations.
- Appropriation to highway commission for designated capital improvement programs. SF 508, appropriations; HF 707, appropriations.
- Appropriation to highway commission including administration of merit system, etc. HF 703, appropriations.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Highway commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. HCR 55; H.J. 1522, 1621-1622 adopted; S.J. 1540, 1575.
- Weighing Stations**
- Appropriation to traffic weight operations, highway commission. HF 709, transportation.

HIGHWAYS—

(See Roads and Highways)

HISTORICAL MARKERS—**General**

- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.

HISTORICAL SOCIETY—**General**

- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.
- Vital statistics, authorize inspection, etc. to an incorporated nonprofit society for historical or genealogical research purposes. HF 651, Crabb.
- Historical society, appropriation. SF 558, appropriations.
- Historical society, appropriation for development of Toolsboro mounds and museum area, and development, etc. of Gardner Log Cabin. HF 791, appropriations.

HISTORY AND ARCHIVES—**General**

- Management of state records. HF 12, Welden; HF 363, state government. S
- Create a distinguished service and achievement award. SF 161, Shaw.
- Return silver tea service to Dodge house, Council Bluffs. SJR 11, Griffin and Hultman.
- History and archives, appropriation. HF 742, appropriations.

HMO—**General**

- HMO—health maintenance organizations, establishment, regulation, and penalties. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al.

HOLIDAYS—**General**

- Change observance date of Veterans' day. HF 27, Wells, et al.
- Holiday days for state employees. SF 252, Nystrom.
- Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al.; SF 512, human and industrial relations. S
- Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.

HOME RULE—**General**

Create the municipal powers of initiative, referendum, and recall, elections, home rule act. HF 593, Connors.

HOMES—**General**

Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S

County

Redesignating county homes as county care facilities, revising operation, etc. HF 659, county government.

Custodial

Rules and minimum standards for nursing and custodial homes. HF 626, Den Herder and West.

Juvenile

Terminate operation of Annie Wittenmyer home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM

Nursing

Old-age assistance for residents of county-owned nursing homes. SF 120, Blouin, et al.; HF 147, Carr, et al.

Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.

Rules and minimum standards for nursing and custodial homes. HF 626, Den Herder and West.

HOMESTEAD CREDIT—**General**

Homestead tax credit, Thomas Lew Heathershaw, Oskaloosa. SF 160, Van Gilst.

Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying, et al.

Method of filing reports on homestead tax credits and military service tax credits. SF 265, county government.

Additional homestead tax credit for persons sixty-five years or older or totally disabled. HF 563, Doyle; HF 576, Crabb. SSM

HOSPITALIZATION—**General**

Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.

HOSPITALS—**General**

Sales and use tax exemption for voluntary nonprofit hospitals. SF 63, Winkelman.

Construction of an addition to the General hospital at the state university of Iowa. SCR 12; S.J. 148, 151, 342, 413, 505-507 adopted, 510, 526; H.J. 516, 1458-1460 adopted, 1460, 1554; S.J. 1653 signed by president; H.J. 1861 signed by speaker; S.J. 1653 sent to governor; 1784 signed by governor.

Include students of schools of nursing in tuition grant program. SF 101, Shaw.

Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.

Construction of an addition to the general hospital at the state university of Iowa (Same as SCR 12) HCR 16; H.J. 288, 309, 354, 1423, 1431, 1458; SCR 12 substituted, 1460 withdrawn.

Inspection of patients' records. SF 179, Kelly.

Establish Iowa health services commission. SF 331, Riley, et al.

Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.

Transfer of patients to the University hospital, sight-saving and deaf school students. HF 401, education; SF 401, higher education.

Sale or lease of property by a city or county hospital. SF 459, human resources.

Liability for support for patients at a hospital-school or special unit, eighteen years of age or older. HF 555, Harvey.

HOTELS—**General**

Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture. (Same)

HOUSING—**General**

Exempt low-rent housing developments for elderly and handicapped, nonprofit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.

Prohibit sex discrimination in housing. SF 487, human resources.

HUMAN RESOURCES—

General

Eligibility for assistance in ADC program. HF 13, Hill, et al.; SF 125, Gluba, et al.
 HMO—health maintenance organizations, establishment, regulation, and penalties. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al.
 Clarify how a child residing in an institution acquires settlement. SF 149, human resources.
 Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.
 Definition of a delinquent child, delete portion. HF 602, Cusack.
 Parole relief fund, appropriation. SF 478, human resources.
 Community-based corrections programs and services, appropriation. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources. SSM
 Establish a commission for the deaf. HF 620, Connors, et al.
 Prohibit sex discrimination in housing. SF 487, human resources.
 Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S); (All same subject matter)
 Authority of department of social services to provide state supplementary cash payments to certain persons, revising laws relative to federally-assisted categorical welfare assistance programs re those being terminated, penalties, etc. SF 587, human resources; HF 789, appropriations.

HUNTING—

General

Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tleden.
 Juveniles subject to same penalties for violation of specified fish and game laws as adults. HF 66, Knoke.
 Payment of damages caused by hunters. HF 111, Stromer.
 Prohibit hunting adjacent to game breeding and shooting preserves. HF 126, Oakley.
 Hunting by the handicapped, special permits, etc. HF 471, Dunton.
 Bow and arrow hunting period and firearm period the same—firearm license for three days, etc. SF 454, Coleman.
 Open seasons for bobwhite quail and pheasant hunting same. HF 559, Harper.
 Nongame birds, willfully killing of, destruction of nests, eggs, etc., penalties. SF 468, Gluba, et al.

CONSERVATION COMMISSION—

(See Conservation)

LICENSES—

(See Licenses, sub-ref. Hunting)

IMPLIED CONSENT—

General

Implied consent test for alcohol—officer determine—added section re driving while intoxicated. HF 343, Doyle.
 Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.

IMPRISONMENT—

General

First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.

INAUGURATION—

General

Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.
 Commend General Joseph G. May, Colonel Eric P. Berner, the 186th Military Police Company, and Iowa National Guard for the excellent arranging of the inaugural ceremonies. SCR 14; S.J. 149, 180 adopted; H.J. 214, 219 adopted.
 Prohibit incurring expenses for receptions for the governor's inaugural. HF 277, Millen, et al.
 Expenses of the inaugural ceremonies, appropriation. HF 612, appropriations.

INCOME TAX—

(See Tax, sub-ref. Income)

INDUSTRIAL COMMISSION—

General

Second injury fund benefits, workmen's compensation. SF 449, DeKoster.

Workmen's compensation benefits conforming to national workmen's compensation benefits, etc. HF 554, Kiser; SF 495, human and industrial relations. SSM

Payment of workmen's compensation claims, highway commission employees, appropriation. SF 503, appropriations.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

Amends two sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations.

INDUSTRY—**General**

Bureau of labor, change name to department of labor and industry. HF 40, state government.

Equipment owned by prison industries, reinstate cash depreciation fund for. SF 148, human resources.

Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.

Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.

Create a grain resource research division—grain alcohol motor fuel industry—development commission. HF 375, agriculture. (Also see SF 288)

Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.

Diversion of water, industrial coolants, to underground basins or watercourses, alternative methods. HF 497, Krause.

Commercial projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns. (All same subject matter)

INGREDIENTS—**General**

Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.

INHERITANCE TAX—

(See Tax, sub-ref. Inheritance)

INSPECTIONS—

(Also see Agriculture, sub-ref. Inspection)

General

Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.

Nondealers may sell or transfer motor vehicles without inspection, buyer obtain certificate of inspection, etc. HF 250, Crabb.

Motor vehicle inspection and safety, hearing procedures, revocation of permit held by inspection station, etc. SF 387, Schwengels and Nystrom (SSM as); SF 481, state government; HF 622, transportation (companion).

Inspection of meat and poultry food establishments, penalties, etc., federal inspection. HF 621, Higgins.

Inspection of swimming pools, fees, penalties. HF 631, Lipsky.

Sale of coal and other bulk commodities by weight, delivery tickets, inspection of hopper scales, etc. SF 517, agriculture.

Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.

Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; H.J. 1261-1262.

Rate of motor vehicle inspection station permit fees, administration of. SF 602, appropriations.

Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.

INSTITUTIONS—

(See Schools, sub ref. Institutions—Penal Institutions—Health, sub-ref. Mental, and Hospitals, sub-ref. Mental)

INSURANCE—**General**

Group insurance for elected county officials. SF 20, county government; HF 63, county government.

Increase minimum limits for compliance, motor vehicle financial responsibility law. SF 23, Riley.

Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 23, Kelly.

Prohibit reduction of accident and health insurance coverage of an aged, etc. subscriber without proportionate reduction of premium charged. HF 54, Mendenhall.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

- Termination of a licensed agent's contract, other than life, by an insurance company, one-year's written notice, exception. HF 70, Mendenhall.
- Sale of credit life and credit accident and health insurance. HF 81, Norpel.
- Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
- No-fault motor vehicle insurance. HF 107, Fischer of Grundy; HF 699, commerce. SSM
- Taxation of marine insurance underwriting profits. SF 123, Hansen and Griffin; HF 162, Freeman and Bittle.
- Provide insurance fund for damage to public buildings. SF 153, Palmer; HF 432, Connors, et al. S
- Motor vehicle liability insurance, underinsured motorist coverage. SF 167, Riley.
- Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
- Proof of financial responsibility at time of registration, motor vehicles. HF 184, Mendenhall.
- Regulation of premium rates for credit life, accident and health insurance. HF 186, commerce.
- Standards for ambulance services, penalties. HF 237, Lipsky, et al.; HF 653, human resources. SSM
- No insurance company may refuse motor vehicle insurance to an applicant unless reasons are in writing, etc.; hearings. HF 257, Fischer of Grundy.
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
- Value of buildings insured for casualty loss, amount stated in policy. SF 238, Priebe, et al.
- Retirement annuities, remove taxation provision. SF 242, Briles; HF 423, Fisher of Greene.
- Publications of insurance statistical information, abolish requirement. HF 289, commerce.
- Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.
- Title insurance may be sold in Iowa. HF 376, Hill.
- Group disability insurance program for state employees. SF 355, Schaben, et al.
- Annual statement of insurance companies, adequate reports. HF 392, commerce.
- No-fault motor vehicle insurance, etc. SF 369, Kinley; HF 445, Fitzgerald and Rapp.
- Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education. (Same subject matter in part)
- Liability insurance for state-owned automobiles. HF 412, Crabb; HF 685, commerce. SSM
- Individual accident or health insurance policies, persons no longer eligible under group policy. HF 446, Freeman, et al.; HF 646, commerce. (Same)
- Municipal tort claims, expand definition of, insurance paid out of general fund, etc. HF 462, education; SF 515, schools.
- Authorize state educational radio and television facility board purchase insurance for certain broadcasting facilities. HF 466, Menke.
- Examination of insurance companies, fees, expenses of, etc. HF 526, commerce.
- Second injury fund benefits, workmen's compensation. SF 449, DeKoster.
- Suspension or revocation of a drivers license, obtaining insurance. HF 556, Harper.
- Renewal of certificates of authority of insurance companies, extend time for reviewing statements etc. HF 639, commerce.
- Certificates of group life, accident and health insurance. HF 640, commerce.
- Group insurance for public employees may include spouses and dependents. SF 502, McCartney.
- Necessary funds, etc., provided to take advantage of resources offered through Ford Foundation and U.S. department of transportation re no-fault insurance. SCR 37; S.J. 940, 956, 1030, 1059, 1075, 1257 withdrawn.
- Approve contracting for cost analyses of no-fault insurance legislation, appropriation. HJR 19, appropriations.
- State property and casualty insurance. HF 738, Bittle and Fisher of Greene.
- Correction to HF 186, 1973 session, Sixty-fifth General Assembly. HF 787, ways and means.
- Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.
- Commission**
- Powers of the commissioner of insurance. HF 222, commerce.
- Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.
- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

Life

Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.

Permit foreign life insurance companies to become Iowa corporations if they comply, and payment of transfer tax. SF 592, ways and means; HF 798, ways and means. S

Medical

HMO—health maintenance organizations, establishment, regulation, and penalties. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al.

Equate insurance proceeds payable to medical practitioners. SF 88, Miller of Des Moines.

Collection of premium taxes on insurance premiums, nonprofit hospital and medical service corporations. HF 143, Freeman.

Outpatient coverage by insurance companies, etc. HF 153, Lipsky.

Employees eligible for group insurance, members of board of directors if a corporation. HF 156, Freeman, et al.

Premium tax excluded on policies of health insurance. SF 230, Riley and Priebe.

Individual accident or health insurance policies, persons no longer eligible under group policy. HF 446, Freeman, et al.; HF 646, commerce (Same)

INTEREST—**General**

Increase rate of interest on public utility refunds to customers. HF 10, Patchett, et al.

Increase interest rates on judgments and decrees. SF 9, Kelly; HF 101, Doyle.

Increase interest penalty on delinquent property taxes. HF 177, Bennett.

Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.

Number of days in a year for determining interest charges. SF 298, Winkelman, et al.; HF 346, Bennett.

Interest income on deposit in general fund of school districts, voters determine how used. SF 335, Briles; HF 415, Daggett; (also see HF 60; SF 59).

Interest computed and collected on a levee and drainage district assessment. HF 393, Stromer and Schroeder.

Regulate revolving charge accounts, interest rate, etc. SF 416, Griffin.

Credit service charges for revolving charge accounts, penalties. HF 649, Carr, et al.

INTERIM COMMITTEES—**General**

Create an interim study committee on county statutes, appropriation. SJR 5, county government.

Resolutions calling for interim studies not adopted by both houses be delivered to president pro tempore and speaker of the house, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.

Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. SCR 42; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.

INTERSTATE COMMERCE—**General**

Repeal use tax exemption for tangible personal property, interstate transportation or commerce. HF 122, ways ad means.

INTERSTATE COOPERATION—**General**

Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education. (Same)

Appropriation to interstate cooperation, council of state governments, and commission on uniform state laws. SF 519, appropriations.

General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. SCR 48; S.J. 1552, 1575.

INTERSTATE CORRECTIONS COMPACT—**General**

Interstate corrections compact. SF 75, Lamborn, et al.; HF 81, Lipsky, et al.

INTOXICATION—

(See Alcohol Beverages and/or Alcoholism and/or Law Enforcement)

INVESTMENTS—**General**

Investment of funds of retirement systems for policemen and firemen, banks. HF 400, Drake, et al.

Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.

Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce.

Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.
 Investments (bankers acceptances) and administration of state chartered savings and loan associations. SF 551, commerce.

IOWA—**General**

Official title of the State of Iowa is the Hawkeye State. HCR 6; H.J. 64. Hawkeye State, official title of the State of Iowa. HF 112, Wells.

IOWA LEGISLATIVE COUNCIL—

(See Legislative Council)

IOWA NATURAL RESOURCES COUNCIL—

(See Natural Resources Council)

IPERS—**General**

Phase out contribution ceiling, IPERS. SF 96, Riley.
 Age of retirement, IPERS, etc. SF 177, Andersen; HF 235, Doyle and Junker companion); HF 218, Drake, et al. covers additional sections, etc. (Same subject matter)
 Cost-of-living adjustments after retirement. IPERS. HF 221, Anderson.
 Increase per diem for advisory investment board members, change maximum age for contributions, increase covered wages, etc. HF 287, state government; SF 290, state government; SF 411, state government. (All same subject matter)
 Appropriate from IPERS fund to employment security commission, cost of administration. HF 403, appropriations.
 Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
 IPERS, investment of funds. Increase contributions, members of General Assembly become members, early retirement, increase interest rate, etc. SF 280, Briles, et al.; HF 534, Caffrey.
 Payment, in full, of per diem claims for two members of advisory investment board of IPERS, appropriation. HF 572, appropriations.
 Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations.
 Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
 Corrective amendments to HF 287. SF 550, state government.

JAILS—

(See County, sub-ref. Jails and/or Law Enforcement and/or Penal Institutions)

JUDGMENTS—**General**

Increase interest rates on judgments and decrees. SF 9, Kelly; HF 101, Doyle.
 All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. HF 187, Riley and DeKoster; HF 449, Hill.
 Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.

JUDGES—**General**

Temporary service by retired Supreme Court judges, quorum, and divisions of the Supreme Court. SF 35, Shaff, et al.; HF 33, Hill, et al.
 Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.
 Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 298, Lipsky and Hill.
 Fifth Judicial District and judicial nominating commission, change. HF 316, Roorda and Middleswart.
 Formula for computing number of district judgeships. SF 293, DeKoster and McCartney.
 Change administration of judicial retirement system from comptroller to court administration. SF 314, judiciary.
 Appointment of jury commissioners. SF 389, McCartney.
 Increase salaries and expenses of state officials, supreme and district court judges, and members of the General Assembly. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part.
 District court judges, etc., appropriation. HF 792, appropriations.
 Fifth Judicial District divided into three election districts, judicial nominating commission. SF 612, judiciary.
 To finance increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations.

JUDICIARY—**(Also see Court, All sub-refs.)****General**

- Management of state records. HF 12, Welden; HF 363, state government. S
 Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler;
 SF 14, Griffin.
- Clarification of amendatory acts employing strike-through letters and under-
 lined words re statutes. SF 13, judiciary.
- State of the judicial department message. SF 17, Kelly.
- Deferred sentences, probation. SF 26, DeKoster and Riley.
- Permit sale of alcoholic liquor and beer on Sunday, certain license holders,
 etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF
 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck
 and Monroe; HF 129, Brinck (same subject matter). (All same subject
 matter)
- Provide means for General Assembly to convene itself into special session.
 HJR 3, Hill, et al.
- Temporary service by retired Supreme Court judges, quorum, and divisions of
 the Supreme Court. SF 35, Shaff, et al.; HF 33, Hill, et al.
- Misuse of firearms, penalties. HF 50, Mendenhall and Horn.
- Deduction of debts for inheritance tax purposes, spouse and minor children.
 HF 78, Doyle; SF 185, Hill, SSM
- Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin, SSM
 Code and other documents, distribution of, courts and county supervisors. HF
 28, Monroe; SF 95, judiciary; HF 176, Doyle. (Same subject matter)
- Jurisdiction and compensation of district court associate judges, redefining
 small claims, reporters for district associate judges. HF 90, Doyle.
- Pleas of no contest in trial of nonindictable motor vehicle offenses. HF 92,
 Doyle.
- Breaking and entering of vending machines, penalty. HF 94, Doyle.
- Contributing to the delinquency of a minor, change penalty. HF 95, Doyle.
- Changing the name of a minor child. SF 113, DeKoster.
- Exclude record of conviction, etc. in a criminal action from influencing results
 in a civil action. HF 100, Doyle.
- Appeal of a condemnation award. HF 116, Nielsen.
- Adoption of children, eliminate delivery of adoption decree. HF 151, Knoke.
- Disposition of personal property left by tenant, expiration of lease. HF 181,
 Knoke.
- Fees of jurors, increase. HF 173, Peterson, et al.
- Limitation of certain damage actions, improvements or work upon real prop-
 erty. HF 180, Mendenhall.
- Operation of aircraft, liability. HF 187, Middleswart, et al.
- Create a commission on judicial qualifications. SF 199, judiciary.
- Prohibit giving an obscene name to minor children. SF 201, DeKoster.
- Referee of juvenile court—dependent, delinquent, and neglected children, court
 —receive copy of Code. HF 232, Doyle.
- Include apartments—illegal obtaining lodging with intent to defraud. HF 243,
 Wells and Lipsky.
- Abolish restriction that actions for forcible entry or detention of property
 actions cannot be brought in connection with any other action, etc.
 HF 254, Knoke, et al.
- Exempt directors, officers, employees, etc. from personal liability for claims
 based on an act or omission of duties, nonprofit corporations. HF 258,
 Kreamer.
- Jurisdiction of peace officers, mutual assistance agreements. SF 224, judiciary.
- Include survivors of judges who died prior to the effective date of the bill,
 judicial retirement system. HF 298, Lipsky and Hill.
- Reopening of estates, additional assets. HF 311, Doyle.
- Fifth Judicial District and judicial nominating commission, change. HF 316,
 Roorda and Middleswart.
- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.
- Name of a married woman, may choose. HF 331, Higgins and O'Halloran.
- Formula for computing number of district judgments. SF 293, DeKoster and
 McCartney.
- Implied consent test for alcohol, officer determine—added section re driving
 while intoxicated. HF 343, Doyle.
- Court reporters, total compensation of, one county in district issue warrant.
 HF 345, Doyle, et al.; SF 397, Kelly.
- Change administration of judicial retirement system from comptroller to court
 administration. SF 314, judiciary.
- Heir to an estate of a deceased person, etc. may obtain a copy of the autopsy
 report. HF 356, Oakley.
- Legalize special election of Lamoni community school district, Decatur county,
 issuance of school bonds, etc. HF 364, Anderson.
- Establish a state criminal defense fund, allocate to counties, court-appointed
 attorney fees or public defender. HF 367, Jordan, et al.
- Administration of small estates. SF 365, Miller of Des Moines, et al.; HF 453,
 Monroe, et al.

- Create a state grand jury, appropriation. SF 371, Schwieger.
 Joint trials of defendants who are jointly indicted, felony cases, exception. SF 372, Schwieger.
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
- Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
- Appointment of jury commissioners. SF 389, McCartney.
- Attorneys, revise admission to practice, etc. SF 403, Kelly.
- Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.
- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
- Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
- Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
- Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
- Waiver of jury trial in criminal cases. HF 476, Doyle.
- Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 481, Priebe, et al.; HF 560, Woods, et al.
- Mileage expense paid at and up to \$.13 cents per mile. HF 486, Doyle, et al.
- Embezzlement by public officers. double the penalty for. HF 491, Fischer of Grundy.
- Court reporters' fees in criminal cases, increase. HF 505, Middleswart, et al.
- Action for partition, alternative to sale of property. HF 519, Norland.
- Jury selection, service, disqualifications, etc. HF 530, Knoke.
- Probate hearings, estates, securities, property, etc. SF 442, Riley; HF 586, Hill.
- Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
- Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM
- Contributory negligence section of Code repeal, enact comparative negligence. HF 565, Monroe and Horn.
- Joint tenancy, contract to sell real estate. HF 580, Knoke.
- Amend the unified trial court act, small claims, nonindictable misdemeanors, traffic violations—office of judicial magistrate, district associate judge, etc. HF 585, judiciary and law enforcement; SF 477, judiciary. S
- Municipal court clerks and employees become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.
- Amend the rules of civil procedure proposed by the Supreme Court. SF 514, judiciary.
- Presentence investigation reports mandatory in cases of felonies. HF 725, human resources.
- Hearing required, court actions for recovery of property. SF 536, judiciary.**
- Granting immunity to witnesses, criminal proceedings, penalty. SF 568, judiciary.
- Civil rights commission may investigate individual complaints but not pattern or practices complaints, etc. SF 593, judiciary.
- Fifth Judicial District divided into three election districts, judicial nominating commission. SF 612, judiciary.
- Permt Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.

JURIES—

General

- Fees of jurors, increase. HF 173, Peterson, et al.
- Create a state grand jury, appropriation. SF 371, Schwieger.
- Appointment of jury commissioners. SF 389, McCartney.
- Waiver of jury trial in criminal cases. HF 476, Doyle.
- Jury selection, service, disqualifications, etc. HF 530, Knoke.

JUVENILES—
(See Minors)**LABELING—**
General

Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.
Packaging and labeling, dating, meats, eggs, milk, etc. SF 303, Kinley.

LABOR—
(Also see Migrant Laborers)**Bureau**

Bureau of labor, change name to department of labor and industry. HF 40, state government.
Reversion of funds appropriated for carrying out amusement inspections, appropriation. SF 346, appropriations.
Labor, bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.

Commission

Require safety glass, or other, in hazardous locations. SF 114, Griffin.
Employees must be paid at least once per month, no unauthorized deductions, penalties. HF 199, Lipsky.
Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.
Establish a minimum wage standard, penalties. HF 537, Clark of Dubuque.

LADYBUG—**General**

Designate ladybug as state insect. SJR 2, Rodgers, et al.; HJR 4, Craffrey, et al. S

LAKES—**(Also see Water)****General**

Wake, definition of, water navigation regulations. HF 282, natural resources.
Codemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.

LAND—**(Also see Property and/or Real Estate)****General**

Purchase of real estate by political subdivisions. HF 6, Norpel.
Require approved soil conservation practices, land in watershed of proposed dams. SJR 4, Winkelman, et al.; HJR 8, natural resources.
Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM
Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines. SSM
Open space land acquisition program, conservation commission, appropriation. HF 224, Butler, et al.; SF 577, appropriations.
Conservation commission acquire no more land and water until land previously acquired has been developed, etc. SJR 8, Heying, et al.
Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.
Create a state land use policy division, department of agriculture. SF 388, Heying. (Also see SF 58-HF 65)
Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
Annexation of territory by cities and towns, municipal services provided within five years. SF 394, Rabedeaux; HF 575, Holden. S
Out of state land subdividers conduct all sales through Iowa real estate dealers, fees, etc. SF 410, McCartney and Robinson; HF 647, commerce. SSM
Partition fences, responsibility for. SF 428, Winkelman; HF 485, Stromer.
Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tleden.
Hiking and equestrian trails, conservation commission. SF 463, Winkelman.
Surveyors' plats, reduce subdivided parts from three to two. HF 562, Hutchins.
Joint tenancy, contract to sell real estate. HF 580, Knoke.
Annexation of agricultural land. HF 619, Holden.
Eminent domain procedures. HF 672, transportation; SF 566, state government.
Fences on another's land, removal of, etc. HF 744, Jordan.
Committee to study developing a state land use policy. HCR 66; H.J. 1897.

LAUNDRIES—**General**

Repeal service tax on coin-operated laundries. HF 558, Harper, et al.

LAW ENFORCEMENT—**General**

- Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
- Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
- Duties of operators of vehicles turning left. HF 18, transportation.
- Exceptions to driving on the right side of a roadway. HF 19, transportation.
- Permit sale of alcoholic liquor and beer on Sunday, certain license holders, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck (same subject matter). (All same subject matter)
- Misuse of firearms, penalties. HF 50, Mendenhall and Horn.
- Contributing to the delinquency of a minor. SF 70, Kennedy, et al.; HF 89, Doyle and McCormick.
- Breaking and entering of vending machines, penalty. HF 94, Doyle.
- Contributing to the delinquency of a minor, change penalty. HF 95, Doyle.
- County expenditures for capital improvements—accomplished without tax increase—federal funds available. HF 75, Knoke, et al.; HF 114, Miller of Buchan; SF 118, judiciary; SF 247, county government; HF 773, ways and means. (All same subject matter)
- Disclosure of criminal history and intelligence data dispersed by department of public safety, restrictions, etc. SF 115, Milligan; HF 145, Hill and Small.
- Sheriffs and their deputies, provide standard uniforms. HF 125, judiciary and law enforcement.
- Deputy sheriffs approved by board of supervisors. SF 142, Hill.
- Commission of or attempt to commit certain crimes when armed with firearms, etc., increase penalties. SF 215, Miller of Des Moines; HF 305, Monroe and Woods.
- Include apartments—illegal obtaining lodging with intent to defraud. HF 243, Wells and Lipsky.
- Abolish restriction that actions for forcible entry or detention of property actions cannot be brought in connection with any other action, etc. HF 254, Knoke et al.
- Remove jail sentence for possession of marijuana, unless intent to deliver. HF 256, Higgins and Cusack; SF 316, Plymat, et al.
- Vehicles following highway snowplows allow 300 feet distance. HF 295, Lipsky.
- First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke.
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
- Assaults on peace officers, felony. SF 427, Kennedy.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM
- Presentence investigation reports mandatory in cases of felonies. HF 725, human resources.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Permit Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary.
- Training Academy**
- Law enforcement academy, director and staff under merit system. SF 426, Kennedy.
- Appropriation, law enforcement academy. SF 525, appropriations.

LEAGUE OF IOWA MUNICIPALITIES—

General

- Payment of annual dues to League of Iowa Municipalities, remove ceiling. SF 435, cities and towns (withdrawn); SF 456, cities and towns; HF 613, cities and towns. SSM

LEASING—

General

- Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.

LEAVES OF ABSENCE—**General**

Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM
 Authorize additional sick leave for certain employees injured in line of duty, etc. SF 164, Junkins and Schwengels; HF 201, Millen, et al. (compan- ion); SF 235, Nystrom; HF 388, human resources. (All same subject matter)

LEGAL COUNSEL—**(See Attorneys)****LEGALIZING AND ENABLING ACTS—****General**

Saylor township of Polk county, legalize and validate proceedings of township trustees re tax levy for fire equipment. SF 253, Kinley and Willits.
 Legalize and validate proceedings of the board of directors of Des Moines area community college. HF 309, Bittle.
 Legalize and validate proceedings of Lewis towship trustees, Pottawattamie county, fire protection purposes. SF 324, Griffin and Hultman.
 Legalize proceedings of board of trustees, Stuart municipal utilities, water revenue bonds, increase rates, Adair and Guthrie counties. HF 366, Bortell; HF 679, judiciary and law enforcement. (Same)
 Legalize proceedings of board of supervisors of Worth county, drainage districts Nos. 24, 34, and 52. HF 507, Norland; HF 677, judiciary and law enforcement. (Same)
 Legalize proceedings of city council of Sac City, Sac county, special assess- ments for construction of sanitary sewer program No. 1, 1972. HF 564, Bennett; HF 678, judiciary and law enforcement. (Same)
 Legalize proceedings of town council of Sanborn, O'Brien county, management and control of waterworks system in town council. HF 563, Hansen; HF 676, judiciary and law enforcement. (Same)
 Legalize special election of Lamoni community school district, Decatur county, issuance of school bonds, etc. HF 364, Anderson.
 Construction of a new office building in Orange City, Iowa. HF 675, judiciary and law enforcement.
 Legalize proceedings of Muscatine city council re election on annexing certain territory. HF 732, judiciary and law enforcement.
 Legalize sale of real estate, Knoxville community school district to Harvey, Iowa. SF 585, judiciary.
 Legalize procedures of Nishna valley community school district, Mills county, sale of several tracts of real estate, etc. HF 804, ways and means.
 Permit Jefferson county board of supervisors to make payments for purchase of one-fifth interest in city-county law enforcement center and pur- chase and acquire holding facility. SF 619, judiciary.

LEGISLATIVE ADVISORY COMMITTEE—**General**

Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.

LEGISLATIVE COUNCIL—**General**

Create an interim study committee on county statutes, appropriation. SJR 5, county government.
 Duties and functions of department of general services. HF 307, Bittle, et al.
 Legislative fiscal bureau, establish—budget and financial control committee, abolish. SF 476, state government.
 Resolutions calling for interim studies not adopted by both houses be deliv- ered to president pro tempore and speaker of the house, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.
 Legislative service bureau, office of legislative fiscal director, appropriation— also legislative council for study of mental health delivery systems in Iowa. HF 784, appropriations; SF 607, appropriations. (S in part)

LEGISLATIVE FISCAL DIRECTOR—**General**

Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM
 Legislative fiscal bureau, establish—budget and financial control committee, abolish. SF 476, state government.
 Legislative service bureau, office of legislative fiscal director, appropriation— also legislative council for study of mental health delivery systems in Iowa. HF 784, appropriations; SF 607, appropriations. (S in part)

LEGISLATIVE REAPPORTIONMENT—**(See Reapportionment of Legislature)****LEGISLATIVE SERVICE BUREAU—****General**

Approve contracting for cast analyses of no-fault insurance legislation, appropriation. HJR 19, appropriations.
 Legislative service bureau, office of legislative fiscal director, appropriation—also legislative council for study of mental health delivery systems in Iowa. HF 784, appropriations; SF 607, appropriations. (S in part)

LEGISLATURE—

(See General Assembly)

LEVEE—

(See Drainage Districts)

LIABILITY—

General

Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
 Operation of aircraft, liability. HF 187, Middleswart, et al.
 Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonprofit corporations. HF 258, Kreamer.
 Liability for support for patients at a hospital-school or special unit, eighteen years of age or older. HF 555, Harvey.

LIBRARIES—

(Also see Schools, sub-ref. Libraries)

General

Create state library department and commission. SF 196, Hultman, et al.
 Establish a regional library system, appropriation. SF 271, Kelly; HF 636, Poncy. SSM
 Libraries, certain state, appropriation. HF 777, appropriations; SF 589, appropriations. S

LICENSES—

General

Iowa drug abuse authority, establish. SF 122, Murray and Hansen. HF 140, Crawford.
 Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.
 Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S
 Licenses for professional boxing and wrestling matches, qualifications for. SF 86, Briles, et al.; HF 268, natural resources. SSM
 Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion). (All same subject matter)
 Vending machine operator's licenses, \$2.00 per machine. HF 171, Schroeder.
 Licensing and regulation of hearing aid dealers, establish board, etc. HF 195, Drake, et al.; SF 195, Rabedeaux, et al.; HF 708, state government. SSM
 Alteration of registration plates, certificates, etc., issued by county treasurers, penalties. HF 197, transportation.
 Standards for the care of animals in shelters, pounds, and pet shops, regulations, licenses, penalties, etc. SF 190, Riley, et al.; HF 550, agriculture. SSM
 Licensing of plumbers, supervision and inspection of, etc. SF 214, Nystrom.
 Standards for ambulance services, penalties. HF 237, Lipsky, et al.; HF 653, human resources. SSM
 Establishment and administration of professional and occupational licensing boards. SF 277, Hansen, et al.; HF 477, Holden and Hill S
 Grain dealers, licensing and regulating, commerce commission. HF 383, agriculture.
 Licensing and inspection of funeral homes, department of health. HF 588, Crabb and McCormick; SF 507, Kennedy, et al.
 Change date of delinquency for dog license fees. SF 473, county government.
 Licensing of dogs, county auditor may assign license tags to assessor. SF 528, county government.
Drivers
 Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.
Operators' and chauffeurs' licenses—color photographs, increase fee. SF 168, Schaben, et al.; HF 214, Trowbridge, et al. S
 Revoke driver's license, for ten years, of habitual offenders of traffic laws, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al.
 Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
 Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.
 When proof of financial responsibility is required after suspension or revocation of license. SF 391, Lamborn.
 Require persons under eighteen years of age and not attending school to take drivers' education courses. HF 521, Bittle, et al.

Suspension or revocation of a drivers license, obtaining insurance. HF 556, Harper.

Fees

Repeal state license fee for restaurants and grocery stores, meat or meat products. HF 1, Fischer of Grundy.

Fish and Game

Persons over sixty-four years of age fish without a license. HF 15, Norpel and Small.

Prohibit issuance of trapping licenses to non-residents. SF 178, Tieden; HF 246, Mendenhall and Tofte.

Taking of wild turkey, special license fee and limitation. HF 292, natural resources.

Special trout license stamp, signature required. HF 310, natural resources.

Bow and arrow hunting period and firearm period the same—firearm license for three days, etc. SF 454, Coleman.

Change accounting date of fish and game license sales from April 10 to January 31. HF 543, natural resources.

Free fishing licenses to persons receiving financial assistance. HF 557, Harper; SF 572, Gluba and Blouin. Similer SM

Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources. (Same)

Liquor

Liquor licenses of clubs, veterans organizations, include beer. HF 127, Fisher of Greene.

Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.

Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.

Marriage

Increase the fee for a marriage license. HF 64, Schroeder.

Marriage licenses, remove color requirement. SF 191, Riley.

Sixteen (16) age requirement for marriage licenses. SF 237, county government.

Testing for sickle cell anemia, penalty. SF 366, Gluba; HF 489, Hargrave.

Motor Vehicles

Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn.

County treasurer may refuse to issue a motor vehicle license, outstanding warrant against applicant. HF 264, Kreamer, et al.; SF 274, Milligan, et al.

Motor vehicle registration plates must include county number. SF 130, Priebe and Schwieger; HF 303, Branstad, et al.

Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.

Real Estate

Licensing of real estate apprentice salesmen. SF 56, Griffin and Riley; HF 68, Freeman (companion); HF 697, state government. (Same subject matter)

Real estate broker and real estate salesman licenses. HF 333, Holden.

LIENS—

(Also see Federal Tax Liens)

General

Delinquent sewer charges constitute a lien against property. SF 24, Shaff.

Federal tax lien registration, motor vehicles. HF 135, transportation.

All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.

Regulation of railroads in cities and towns, penalty. SF 213, Robinson.

Recording of liens by card index system—unemployment contribution and income tax liens. HF 306, Bittle, et al.

Veterinarian's liens on any animal, etc. HF 374, agriculture.

Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM

Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.

Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.

Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.

Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.

Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.

LIEUTENANT GOVERNOR—**General**

- Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.
- Prohibit governor or lieutenant governor from receiving nomination for a third consecutive term. HF 119, Schroeder, et al.
- Lieutenant governor, duties of—Senate select officers. HJR 10, Brinck, et al.; SJR 9, Milligan, et al. S
- Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- State officials, departments and executive council, expense of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

LIGHTS—**(Also see Advertising, sub-ref. Lights)****General**

- Require a school bus to have its headlights on while carrying passengers. SF 163, Lamborn.
- Emergency vehicles may use flashing lights. HF 244, Doyle; SF 216, Rodgers (companion); HF 414, Hutchins. SSM
- Emergency light sources for public buildings. SF 325, Priebe and Scott; HF 483, Krause.
- Life-lite vehicle safety signals—study effectiveness. HF 387, transportation.

LIQUOR—**(See Alcoholic Beverages)****LIQUOR CONTROL COMMISSION—****General**

- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Liquor store sales, five percent to counties, used for alcoholism. HF 150, Schroeder.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Local government's authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Establish special liquor distributorships, cities and towns not now having liquor stores. HF 506, Freeman; HF 722, state government.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Liquor stores establish in any city or town if logical or feasible, director subject to approval, etc. HF 628, state government.
- Beer and liquor control department, appropriation for capital improvements. SF 494, appropriations.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19.) HCR 45; H.J. 1110-1111.
- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

LITTERING—**(Also see Environmental Preservation)****General**

- Defining simple and aggravated littering, penalty. SF 430, Kelly.

LIVESTOCK—**(See Animals)****LOAN COMPANIES—****(Also see Savings and Loan and/or Building and Loan Associations)****General**

- Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.
- State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.

LOANS—**General**

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.

- Sale of credit life and credit accident and health insurance. HF 81, Norpel.
 Credit unions, officers may borrow beyond holdings. HF 278, Bortell.
 Increase total dollar amount of obligations which a development corporation may have to its members, capital stock. SF 239, commerce.
 Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
 Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.
 Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce.

LOBBYISTS—**General**

- Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

LOCKER PLANTS—**General**

- Urge congress change federal laws and regulations, etc. re locker plants. SCR 22; S.J. 335 338, 412.

LONGEVITY—**General**

- Longevity pay increases for state employees. SF 40, Andersen and Nystrom.
 Longevity pay for an employee under merit system. HF 502, De Jong, et al.

LOTTERIES—**(Also see Gambling)****General**

- Establish a state lottery. SF 55, Kinley; HF 245, Higgins (companion); SF 330, Blouin; HF 394, Knoke (companion); HF 302, Caffrey. (All same subject matter)
 Games of skill, chance, raffles, operation of, penalties. SF 108, Lamborn; HF 137, Fisher of Greene.
 Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting, etc., report. SCR 32; S.J. 692, 713, 828.

MANUFACTURING—**General**

- Eliminate requirement manufacturers and wholesalers of alcoholic beverages in Iowa must pay fee for certificates of compliance. HF 128, Fisher of Greene.
 Repair and sale of home appliances. HF 468, Freeman.
 Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.
 Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.
 Commercial projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns. (All same subject matter)
 Create a grain resource research division—grain alcohol motor fuel industry—development commission. HF 375, agriculture.
 Diversion of water, industrial coolants, to underground basins or watercourses, alternative methods. HF 497, Krause.
 Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.

MARIJUANA—**(See Narcotics and/or Drugs)****MARRIAGE—****General**

- Return of marriage document, repeal section 595.14 which conflicts with section 144.12. SF 7, county government.
 Dissolution of marriage, eliminate one year wait. SF 11, Doderer.
 Increase the fee for a marriage license. HF 64, Schroeder.
 Dissolution of marriage, costs, support, etc. H.F. 124, Doyle.
 Full property rights between husband and wife, divorce and/or estates, etc. SF 140, Riley; HF 451, Egenes, et al. SSM
 Common-law marriages, remove legal status. HF 138, Oakley.
 Abolish actions for breach of contract to marry. HF 154, Kreamer.
 Sixteen (16) age requirement for marriage licenses. SF 237, county government.
 Married students may participate in extracurricular activities. SF 256, Doderer; HF 396, Monroe.
 Payment of attorney fees and court costs for indigents, dissolutions of marriage. HF 300, Monroe.
 Name of a married woman, may choose. HF 331, Higgins and O'Halloran.

Index of the dissolution of marriage docket, available to the public. SF 304, DeKoster; HF 365, Hill, et al.
 Residency requirements for dissolution of marriage. HF 352, Norpel and Doyle; HF 731, judiciary and law enforcement. SSM
 Committee to study marriage laws, report. SCR 36; S.J. 918, 989.

MEAT AND POULTRY—
 (See Foods)

MEDAL—

General

Urge president of the U.S. to present a posthumous presidential medal of freedom to Dr. Karl L. King. SJR 15, Coleman and Lamborn; HJR 21, Cochran, et al.

MEDICAL-PROFESSIONAL—

General

HMO—health maintenance organizations, establishment, regulation, and penalties. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al.
 Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.
 Abortion, criminal penalty. SF 49, Milligan, et al.; HF 57, Hill, et al.
 Exempt licensed health practitioners from other states from basic science requirements. SF 50, Kelly.
 Establish a birth defects institute. SF 52, Doderer.
 Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
 Equate insurance proceeds payable to medical practitioners. SF 88, Miller of Des Moines.
 Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.
 Regulation of controlled drugs, etc. SF 136, Hansen.
 Repeal provisions of Code re abortion. HF 144, Holden.
 Outpatient coverage by insurance companies, etc. HF 153, Lipsky.
 Venereal disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources.
 Inspection of patients' records. SF 179, Kelly.
 Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.
 Provide family planning services, etc. HF 304, Lipsky, et al.
 Establish a rural physicians associate program, appropriation. SF 297, Winkelman; HF 410, Hansen, et al.
 Establish Iowa health services commission. SF 331, Riley, et al.
 Require pharmacies to display or make available lists of prices of prescription drugs and medicines. HF 386, Jordan, et al.
 Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.
 Qualifications of commissioner of public health. HF 459, human resources.
 Require a prescription for distribution of hypodermic syringes and needles. HF 500, Clark of Lee.
 Testing for sickle cell anemia, penalty. SF 366, Gluba; HF 489, Hargrave.
 Registration of psychologists and establish a psychology examining board. SF 446, Kelly, et al.
 Sale or lease of property by a city or county hospital. SF 459, human resources.
 Violations of the controlled substances law, increase penalties. SF 475, Kennedy.
 Medical student tuition loans, higher education facilities commission administrative funds, appropriation. HF 683, appropriations.
 Autopsies and postmortem examinations, who may consent. SF 509, human resources.
Chiropractors
 Definition of the practice of chiropractic. HF 299, Dunton, et al.; SF 333, Hansen, et al.
Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
Dentistry
 Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
Optometry
 Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing, and nursing home administrators. HF 574, appropriations.
Osteopathy
 Internship, licensing, and practice of osteopathic medicine and surgery. HF 216, Schroeder and Stromer.

Internship requirements of physicians and surgeons and osteopathic physicians and surgeons, may accept resident training. SF 350, Hansen, et al.; HF 416, Holden and Hill.

Practice of medicine and surgery, osteopathic medicine and surgery—fees, internships, examinations, licenses, board of examiners determine. HF 435, Stromer and Schroeder; HF 733, state government.

Physical Therapy

Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.

Physicians

Internship requirements of physicians and surgeons and osteopathic physicians and surgeons, may accept resident training. SF 350, Hansen; et al; HF 416, Holden and Hill.

Practice of medicine and surgery, osteopathic medicine and surgery—fees, internships, examinations, licenses, board of examiners, determine. HF 435, Stromer and Schroeder; HF 733, state government.

Medical education system for training resident physicians, appropriation. SF 598, appropriations.

Podiatry

Podiatrists, clarify authority of to prescribe and dispense prescription drugs, etc. SF 223, Potter, et al.; HF 325, Edelen, et al.

Psychology

Registration of psychologists and establish a psychology examining board. SF 446, Kelly, et al.

MEDICAL EXAMINERS—

General

Internship, licensing, and practice of osteopathic medicine and surgery. HF 216, Schroeder and Stromer.

Internship requirements of physicians and surgeons and osteopathic physicians and surgeons, may accept resident training. SF 350, Hansen, et al.; HF 416, Holden and Hill.

Practice of medicine and surgery, osteopathic medicine and surgery—fees, internships, examinations, licenses, board of examiners determine. HF 435, Stromer and Schroeder; HF 733, state government.

Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.

MEMORIALS—

General

Committee authorized and directed to take charge of the William Kendrick memorial fund, suitable memorial. HR 5; H.J. 345, 369 adopted.

Joint memorial session Wednesday, April 11, 1973 at 7:30 p.m. HCR 23; H.J. 487, 505 adopted; S.J. 524, 558 adopted.

Permit a city or town to join with a township in building and maintaining a memorial building. SF 452, Rodgers.

MENTAL HEALTH—

(See Health, sub-ref. Mental)

MENTAL RETARDATION, BUREAU OF—

General

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.

Placement of patients admitted or committed to state hospital-schools for mentally retarded or facilities outside those institutions. SF 91, Griffin and Miller of Des Moines; HF 240, human resources. S

MERCHANDISE—

General

Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.

MERIT SYSTEM—

General

Hiring of employees under merit system, five highest, six months probation period. SF 44, Nystrom.

Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.

Transportation, department of, create. HF 230, Drake, et al.

Changing the computation of basic pay periods for state employees. SF 236, Nystrom.

Social services, department of, five division heads and their first principal assistants exempt from merit system. SF 295, Schwieger and Plymat.

Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.

Merit system classification and pay plans, remove executive council approval. SF 361, Gluba.

- Pay adjustment for state employees, merit system. SF 385, Schwengels, et al.; HF 493, Harvey, et al.
- Law enforcement academy, director and staff under merit system. SF 426, Kennedy.
- Longevity pay for an employee under merit system. HF 502, De Jong, et al.
- Faculty members, rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.
- Appropriation to highway commission including administration of merit system etc. HF 703, appropriations.
- Appropriation to merit employment department, and method of funding. HF 736, appropriations.

METROPOLITAN SERVICE CORPORATION—**General**

- Establish a metropolitan service corporation. SF 479, Milligan.

MIDWEST NUCLEAR COMPACT—**General**

- Representation of the federal government on the midwest nuclear board. SF 45, Doderer.
- Midwest nuclear compact, appropriation, membership. SF 560, appropriations.

MILEAGE—**General**

- Increase mileage rate paid to county sheriffs. HF 51, Mendenhall and Horn.
- Mileage expense paid at and up to \$.13 cents per mile. HF 486, Doyle, et al.

MILITARY—**General**

- Request U.S. congress enact legislation terminating our military involvement in southeast Asia. HCR 5; H.J. 64, 93, 98 tabled.
- Increase property tax exemptions for veterans. SF 81, Miller of Des Moines; HF 103, Monroe.
- Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S
- Soldiers relief fund—change to veteran affairs fund. SF 132, Briles; HF 148, Wyckoff.
- State income tax exemption for active members of Iowa National Guard on income for such service. SF 218, Nystrom, et al.; HF 348, Dunton, et al. S
- Extend military service tax exemption, members of Iowa National Guard. SF 263, Nystrom, et al.; HF 357, Dunton, et al.
- Method of filing reports on homestead tax credits and military service tax credits. SF 265, county government.
- Military service property tax exemption, Korea and Vietnam. SF 363, Heying and Taylor.
- Military service property tax exemption not allowed to members of reserve components of the armed forces. HF 397, Holden.
- World War II from December 7, 1941 to December 31, 1946 (conforms with federal dates) property tax exemption. HF 419, Krause.
- Property tax exemption to all military service personnel serving between September 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict. HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM
- Military service tax exemption may be used by spouse or surviving spouse, or parent whose spouse is deceased. SF 393, Doderer.
- Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.

MILITARY AFFAIRS—**(See Military)****MINING—****General**

- Surface mining, damages, complaints, etc. SF 267, Gallagher.
- Abolish department of mines and minerals, transfer to soil conservation, also inspection and regulation of. SF 530, state government; HF 779, appropriations. S

MINORITY—**General**

- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73); SCR 58; S.J. 2138-2139.

MINORS—**General**

- Census of children of deceased soldiers, repeal law. HF 37, ways and means; SF 51, ways and means.

- Juveniles subject to same penalties for violation of specified fish and game laws as adults. HF 66, Knoke.
- Jurisdiction of juvenile courts over parents, guardians and custodians, protective orders. SF 74, Schwieger, et al.; HF 88, Doyle and McCormick.
- Cost of support, etc. of a child at a state training school. SF 67, Kelly, et al.; HF 86, Lipsky, et al.
- Cost of care, examination, or treatment of a minor whenever legal custody is transferred by the court, etc. SF 68, Kelly, et al.; HF 87, Doyle and McCormick.
- Contributing to the delinquency of a minor. SF 70, Kennedy, et al.; HF 89, Doyle and McCormick.
- Contributing to the delinquency of a minor, change penalty. HF 95, Doyle.
- Changing the name of a minor child. SF 113, DeKoster.
- Clarify how a child residing in an institution acquires settlement. SF 149, human resources.
- State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
- Adoption of children, eliminate delivery of adoption decree. HF 151, Knoke.
- Venereal disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources.
- Prohibit giving an obscene name to minor children. SF 201, DeKoster.
- Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code. HF 232, Doyle.
- Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.
- Terminate orders for commitment of delinquent, dependent, or neglected children. SF 276, Curtis.
- Issue new birth certificates, persons born outside U.S., adopted in Iowa. HF 323, Byerly and Clark of Lee.
- Committee to study child care, report. HCR 22; 469.
- Amend the uniform support of dependents law to include Canada, etc. SF 383, Robinson.
- State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
- Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.
- Definition of a delinquent child, delete portion. HF 602, Cusack.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920.
- Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- Appropriation bonus board, war orphans' educational aid fund. HF 625, appropriations.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities (same as SCR 33); HCR 37; H.J. 802.
- Visitation rights, grandchild. SF 500, human resources.
- Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S). (All same subject matter)
- Direct department of social services to detail and specify intent and objectives of programs for young persons at certain institutions. HJR 22, appropriations.

MISDEMEANORS—**General**

- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.

MISSISSIPPI PARKWAY PLANNING COMMISSION—**General**

- Herbert Hoover birthplace foundation and Mississippi river parkway commission, appropriation. SF 488, appropriations.

MOBILE EQUIPMENT—**General**

- Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.
- Movement of registered special mobile equipment. HF 191, transportation.

MOBILE HOMES—**General**

- Delinquent mobile home taxes, decrease monthly percentage penalty. SF 19, county government.
- Truck speed limits. HF 190, transportation.
- Allow movement of mobile homes and factory-built structures, maximum fourteen feet five inches width, permits, etc. HF 353, Schroeder and Woods; SF 466, Rabedeaux and Tieden.
- Allow mobile homes to be sold on Sundays. HF 535, Branstad.

MONEYS AND CREDITS—**General**

Recalculation of amounts payable to counties from the moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government.
 Counties, appropriation, moneys and credits replacement fund. HF 750, appropriations.

MORTGAGES—**General**

Assignment of real estate mortgages by marginal entry, repeal section 558.4. SF 93, county government; HF 141, county government.
 School fund mortgages, statute of limitations governing. SF 569, Grassley.

MOTELS—**General**

Include motels, apartment houses, and child care facilities in rules and regulations re fire safety and protection. HF 285, Connors, et al.

MOTOR VEHICLES—**(Also see Transportation)****General**

Duties of operators of vehicles turning left. HF 18, transportation.
 Exceptions to driving on the right side of a roadway. HF 19, transportation.
 Operating a vehicle under control. HF 20, transportation.
 Racing on highways. HF 21, transportation.
 Road workers engaged in road work no longer exempt from laws on reckless driving, etc. HF 22, transportation.
 Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.
 Studded tires, taxation of, penalties. SF 16, Kelly.
 Increase minimum limits for compliance, motor vehicle financial responsibility law. SF 23, Riley.
 Insurance companies insuring against loss from liability, motor vehicle accidents must offer additional first party benefits. SF 28, Kelly.
 Definition of snow tires. HF 46, Grassley.
 Removal of unattended vehicles. SF 72, state government.
 Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.
 Require use of turn signals. SF 94, Rodgers, et al.
 Pleas of no contest in trial nonindictable motor vehicle offenses. HF 92, Doyle.
 Safety standards and equipment on motor vehicles used by railroad companies, penalties. SF 105, Riley, et al.
 Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.
 No-fault motor vehicle insurance. HF 107, Fischer of Grundy; HF 699, commerce, SSM.
 Federal tax lien registration, motor vehicles. HF 135, transportation.
 Motor vehicle liability insurance, underinsured motorist coverage. SF 167, Riley.
 Operators' and chauffeurs' licenses, color photographs, increase fee. SF 168, Schaben, et al.; HF 214, Trowbridge, et al. S
 Revoke driver's license, for ten years, of habitual offenders of traffic laws, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al.
 Prohibit operation of metal tracked and metal tired vehicles on streets and roads. HF 220, transportation.
 Emergency vehicles may use flashing lights. HF 244, Doyle; SF 216, Rodgers (companion); HF 414, Hutchins. SSM
 Reporting of vehicle accidents, raise minimum to \$200. HF 248, Kreamer.
 Motor vehicle accident records not maintained unless charged and/or found guilty, etc. HF 251, Norpel, et al.
 Repeal law prohibiting the altering of odometers and the penalty. HF 255, Monroe.
 No insurance company may refuse motor vehicle insurance to an applicant unless reasons are in writing, etc.—hearings. HF 257, Fischer of Grundy.
 Establish a county abandoned vehicle fund, \$.25 cent surcharge fee added to licenses for. SF 222, Riley.
 Vehicles following highway snowplows allow 300 feet distance. HF 295, Lipsky.
 Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
 Duties and functions of department of general services. HF 307, Bittle, et al.
 Definition of vehicle. HF 308, transportation.
 Towing vehicles other than chains may be used. SF 261, Winkelman, et al.; HF 330, Bennett and Miller of Calhoun.
 Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle.
 Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 468, 696 adopted; S.J. 746, 749, 828.

- Operating a motor vehicle while under the influence of alcohol, drugs, etc., re-define the offense for—implied consent, etc. SF 313, Plymat, et al.; HF 552, Oakley, et al.
- Prohibit use of ice grips or tire studs, exceptions. SF 332, state government; HF 701, transportation. S
- Property unlawfully placed on public or private property, may be removed and stored, etc. SF 354, Riley.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- No-fault motor vehicle insurance, etc. SF 369, Kinley; HF 445, Fitzgerald and Rapp.
- Liability insurance for state-owned automobiles. HF 412, Crabb; HF 685, commerce. SSM
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick. When proof of financial responsibility is required after suspension or revocation of license. SF 391, Lamborn.
- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- Passing of motor vehicles on highways near intersections prohibited if sign-posted, etc. SF 417, Shaw.
- Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.
- Changing the center of gravity of a vehicle by modifying standard design, misdemeanor. HF 681, transportation.
- Odometers, regulation of, conform to federal law. SF 505, state government; HF 694, transportation.
- Size, weight, and load of vehicles (construction equipment, etc.) operated on Iowa's roads. HF 542, transportation; SF 546, state government. S
- Costs for manufacture of motor vehicle registration plates, decalcomania emblems and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S
- Ambulances**
- Standards for ambulance services, penalties. HF 237, Lipsky, et al.; HF 653, human resources. SSM
- Ambulance service to unincorporated areas, levy therefor on a per capital basis, etc. HF 339, Holden.
- County ambulance service, expense fund, levy tax for, etc. HF 533, Brunow, et al.
- Buses**
(Also see Schools, sub ref. Buses)
- Allow discretion in school bus transportation. SF 388, McCartney.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Fees**
(Also see Fees)
- Restricted area fee on vehicles operated in state recreational areas. SF 36 Rodgers, et al.
- Fuel**
- Agriculture, abolish requirement to furnish dealers certified copy of tests of motor fuel, department of agriculture. HF 203, agriculture.
- Diesel fuel, standards for. SF 244, Priebe.
- Inspection**
- Nondealers may sell or transfer motor vehicles without inspection, buyer obtain certificate of inspection, etc. HF 250, Crabb.
- Motor vehicle inspection and safety, hearing procedures, revocation of permit held by inspection station, etc. SF 387, Schwengels and Nystrom (SSM as); SF 481, state government; HF 622, transportation (companion).
- Rate of motor vehicle inspection station permit fees, administration of. SF 602, appropriations.
- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
- Licenses**
(See Licenses, sub-ref. Motor Vehicles)
- Motorcycles**
- Required equipment for motorcycle riders. SF 135, state government. HF 344, Horn. SSM
- Registration**
- Motor vehicle registration plates must include county number. SF 130, Priebe and Schwieger; HF 303, Branstad, et al.
- Proof of financial responsibility at time of registration, motor vehicles. HF 184, Mendenhall.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittle.**
- Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.

Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.
 Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.
 Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
 Motor vehicle registration reciprocity. HF 578, Anderson.
 Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.
 Costs for manufacture of motor vehicle registration plates, decalcomania emblems and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S

Trailers

Pulling of a trailer which attaches to roof of pulling vehicle by ball hitch. HF 518, Rapp.

Trucks

Temporary restrictions on weight and load of certain motor vehicles, etc. HF 41, transportation.
 Definition of tandem axle, weight. HF 48, transportation.
 Include compaction rubbish trucks re gross weight that can be carried on the axles of a vehicle. SF 133, Robinson.
 Cleaning of livestock carriers. SF 174, Hill.
 Movement of truck trailers manufactured in this state. HF 189, transportation.
 Truck speed limits. HF 190, transportation.
 Movement of registered special mobile equipment. HF 191, transportation.
 Movement of vehicles and loads of excessive size and weight. HF 193, transportation.
 Sixty-five feet overall length of combinations of vehicles. SF 188, Rabedaux, et al.; HF 369, Dunton, et al. (companion); HF 671, transportation.
 SSM
 Oversized and overweight vehicles, loads and weights in excess, penalties for. HF 290, transportation.
 Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.
 Mandatory use of mudguards or mudflaps on motor trucks, truck tractors, trailers, and semitrailers. HF 424, Miller of Cerro Gordo, et al.
 Length of vehicles used for transporting vehicles and boats. SF 110, Griffin; HF 608, transportation. SSM

Violations

Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
 Reduce penalties for certain violations, motor vehicle financial responsibility law. HF 23, transportation.
 Suspension or revocation of a drivers license, obtaining insurance. HF 556, Harper.

NAMES—

General

Changing the name of a minor child. SF 113, DeKoster.
 Prohibit giving an obscene name to minor children. SF 201, DeKoster.
 Name of a married woman, may choose. HF 331, Higgins and O'Halloran.

NARCOTICS—

(Also see Drugs and/or Medical-Professional and/or Pharmacy)

General

Commitment of alcohol and drug addicts, use of private facilities if costs paid. SF 6, county government.
 Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.
 Regulation of controlled drugs, etc. SF 136, Hansen.
 Treatment, education, and rehabilitation of alcoholics. SF 150, Doderer et al.; SF 504, state government.
 Remove jail sentence for possession of marijuana, unless intent to deliver. HF 256, Higgins and Cusack; SF 316, Plymat, et al.
 Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
 Add methaqualone to list of controlled substances. HF 434, Monroe and Brown; HF 700, state government. SSM
 Violations of the controlled substances law, increase penalties. SF 475, Kennedy.

NATIONAL CONFERENCE OF STATE LEGISLATIVE LEADERS—

General

Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1734 adopted; H.J. 1975, 2208 adopted.

NATIONAL GUARD—
(See Military)

NATURAL RESOURCES AND COUNCIL—
General

- Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.
Prohibit open season on certain birds and animals during open season on deer.
HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.
Regulate use of beverage containers, etc. HF 56, Mendenhall, et al. (Same subject matter as); SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
Prevention, abatement or control of noise pollution. HF 79, Lipsky; SF 181, Shaw.
Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources.
Destruction, taking, or possession of wild life owned by the state, and liability for, civil damages. HF 160, natural resources; SF 259, Tieden. S
Taking of fish with seines and traps for bait. HF 166, natural resources.
Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM
Trotlines, also unlawful to use in inland waters. HF 272, natural resources.
Wake, definition of, water navigation regulations. HF 282, natural resources.
Taking of wild turkey, special license fee and limitation. HF 292, natural resources.
Create an advisory committee to the chemical technology commission of department of environmental quality. HF 384, natural resources.
Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
Department of environmental quality may enter public or private property to conduct investigations. HF 405, natural resources.
Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden. S
Diversion of water, industrial coolants, to underground basins or watercourses, alternative methods. HF 497, Krause.
Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources.
Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
Geological survey, and natural resources, appropriation. SF 553, appropriations.

NEGLIGENCE—

General

- Contributory negligence section of Code repeal, enact comparative negligence. HF 565, Monroe and Horn.
Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.

NEWSPAPERS—

(See Printing-Publishing)

NOISE—

General

- Prevention, abatement or control of noise pollution. HF 79, Lipsky; SF 181, Shaw.

NOTARIES—

General

- Seal used by a notary public, may also use rubber stamp. SF 32, Potter.
Abolish requirement corporation annual reports be sworn to. SF 246, Riley; HF 318, Hill.
Annual reports of cooperative associations need not be verified. HF 335, Hill.

NOTICES—

General

- Notice of termination of farm tenancies, September 1. SF 97, Riley and Taylor; HF 262, Stromer.
Condemnation proceedings, court reinstate, certain reasons. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM
Departmental regulations affecting local governmental bodies, ninety day notice. SF 396, county government.
Notice of a proposed special assessment. SF 402, Griffin.
Notice of a municipal tort claim, may correct within fifteen days. HF 520, Norland.

Publishing of notices, etc., printing disputes, executive council settle. HF 670, state government.
Hearing required court actions for recovery of property. SF 536, judiciary.

NURSING—

General

Include students of schools of nursing in tuition grant program. SF 101, Shaw.
Supplemental appropriation from moneys received by the board of nursing examiners. SF 231, appropriations.
Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.

NURSING HOMES—

(See Homes sub-ref. Nursing)

OBSCENITY—

General

Prohibiting sale, possession, or display of obscene, lewd or indecent publications etc. SF 257, Kinley.

OCCUPATIONAL SAFETY & HEALTH REVIEW COMMISSION—

General

Labor, bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.

ODOMETERS—

General

Repeal law prohibiting the altering of odometers and the penalty. HF 255, Monroe.
Odometers, regulation of, conform to federal law. SF 505, state government; HF 694, transportation.

O.E.O.—

(See Economic Opportunity, Office of)

OFFICERS—

(Also see Police)

General

Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.
Removal of unattended vehicles. SF 72, state government.
Conservation commission officers defined as peace officers. HF 164, natural resources.
Jurisdiction of peace officers, mutual assistance agreements. SF 224, judiciary.
Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.
Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343 Doyle.
Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke.
Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
Assaults on peace officers, felony. SF 427, Kennedy.
Retirement age, sixty, for members of the peace officers retirement system. SF 439, Potter.
Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations.
Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.

OLD-AGE ASSISTANCE—

General

Recovery of old-age assistance payments, repeal double amount. SF 65, Riley and Van Gilst.
Old-age assistance for residents of county-owned nursing homes. SF 120, Blouin, et al.; HF 147, Carr, et al.
Computation of old-age assistance grants, disregard increase in social security benefits. SF 307, Blouin et al.; HF 599, Cusack and Krause.
Relatives responsible for care and support, old-age assistance, contractually. SF 308, Blouin, et al.
Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.
Increase funeral benefits for welfare recipients. HF 641, Wells.

OLD-AGE AND SURVIVORS INSURANCE SYSTEM—**General**

Extend social security benefits to members of General Assembly. HF 433, Mid-dleswart, et al.

OMBUDSMAN—

(See Citizens' Aide)

PACKAGING—**General**

Packaging and labeling, dating, meats, eggs, milk, etc. SF 303, Kinley.

PAINT—**General**

Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.

PAPER—**General**

One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.

General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.

PARI-MUTUEL—**General**

Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion). (All same subject matter)

Committee to study pari-mutuel betting. HCR 19; H.J. 344.

Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting, etc., report. SCR 32; S.J. 692, 713, 828.

PARKING—**General**

Exempt municipally-owned parking lots from service tax. HF 77, Lipsky.

PARKS—**General**

Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.

Create state park advisory committees. SF 37, Doderer, et al.; HF 133, Mendenhall et al.

Minimizing adverse environmental consequences to Ledges state park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.

Hiking and equestrian trails, conservation commission. SF 463, Winkelman.

Appropriation to conservation commission for specific projects. HF 720, appropriations.

PAROLE—

(See Social Services, sub-ref. Parole, Board of)

PEACE OFFICERS—

(See Officers and/or Police)

PENAL INSTITUTIONS—**General**

Assistant citizens' aide, investigate certain complaints. SF 73, Doderer et al.; HF 82, McCormick, et al.

Interstate corrections compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al.

Furloughs and work release programs for inmates. SF 66, Glenn, et al.; HF 83, McCormick, et al.

Equipment owned by prison industries, reinstate cash depreciation fund for. SF 148, human resources.

Committee to continue study penal and correctional systems, report. SCR 26; S.J. 474, 475, 571.

Committee to continue study penal and correctional systems, report. (Same as SCR 26); HCR 26; H.J. 526, 594 adopted; S.J. 631, 655, 731.

First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.

Workmen's compensation for inmates of penal or correctional facilities. SF 564, Gluba.

Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.

Prisoners

Reward for return of escaped convicts from security medical facility. HF 170, human resources.

Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.

Parole relief fund, appropriation. SF 478, human resources.

PENSIONS—

(See Retirement Systems, sub-ref. Pensions)

PERMITS—**General**

Alteration of registration plates, certificates, etc., issued by county treasurers, penalties. HF 197, transportation.

No fish or game may be released, into the wild, without permit. HF 253, natural resources.

Definition of vehicle. HF 308, transportation.

Grocery stores, definition of, class C beer permits. HF 354, Wells, et al.

Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.

Standards for water well construction, inspection, permit fees, etc. SF 347, Griffin.

Permit numbers no longer required on containers of agricultural seeds. HF 402 agriculture; SF 423, agriculture.

Hunting by the handicapped, special permits, etc. HF 471, Dunton.

Beer permit fees retained by local authorities. HF 629, state government.

PERSONNEL—

(See Merit System and/or Employment)

PETITIONS—

(Also see Elections)

General

Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.

Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)

PHARMACY—

(Also see Narcotics and/or Medical-Professional and/or Drugs)

General

Regulation of controlled drugs, etc. SF 136, Hansen.

Podiatrists, clarify authority of to prescribe and dispense prescription drugs, etc. SF 223, Potter, et al.; HF 325, Edelen, et al.

Require pharmacies to display or make available lists of prices of prescription drugs and medicines. HF 386, Jordan, et al.

Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.

Add methaqualone to list of controlled substances. HF 484, Monroe and Brown; HF 700, state government. SSM

Require a prescription for distribution of hypodermic syringes and needles. HF 500, Clark of Lee.

Violations of the controlled substances law, increase penalties. SF 475, Kennedy.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations.

PHYSICAL EDUCATION—**General**

Physical education courses in elementary and secondary schools, successfully complete or no credit. HF 252, Dunton.

PHYSICIANS—

(See Medical-Professional, sub-ref. Physicians)

PIONEER LAWMAKERS—**General**

Joint session Thursday, April 5, 1973 at 2:00 p.m., pioneer lawmakers present program. SCR 13; S.J. 149, 180 adopted; H.J. 214, 219 adopted.

Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations.

PIPE—**General**

Quality of the pipe used for water well construction. HF 215, Doyle, et al.

PLANNING AND PROGRAMMING—**General**

Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.

Create a state transportation planning commission. HF 35, Welden.

Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.

Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827 890, 920, 1028-1029 adopted.

Planning and programming, O.E.O., appropriation. HF 780, appropriations.

PLANNING COMMISSION—**General**

Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by board of supervisors. HF 658, cities and towns.

PLATTING—**(Also see Property and/or Real Estate)****General**

Surveyors' plats, reduce subdivided parts from three to two. HF 562, Hutchins.

PLUMBING—**General**

Licensing of plumbers, supervision and inspection of, etc. SF 214, Nystrom.

POLICE—**General**

Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.

Requirements and qualifications for police chiefs and fire department chiefs. SF 31, Doderer, et al.; HF 36, Small, et al. (companion); HF 547, cities and towns. SSM

Removal of unattended vehicles. SF 72, state government.

Determining average final compensation of policemen and firemen, retirement.

SF 169, Kennedy, et al.

Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.

Policemen and firemen may retire age fifty, twenty-two years service. SF 283, Nystrom, et al.

Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke.

Pension benefits for policemen and firemen, reinstate under chapter 410. SF 380, Briles and Priebe; HF 584, Freeman and Krause (companion); HF 717, cities and towns. (Same)

Investment of funds of retirement systems for policemen and firemen, banks. HF 400, Drake, et al.

Assaults on peace officers, felony. SF 427, Kennedy.

Retirement age, sixty, for members of the peace officers' retirement system. SF 439, Potter.

Increase disability, accidental disability and retirement benefits for policemen and firemen. HF 591, Poncy.

POLITICAL CAMPAIGNS—**General**

Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.

Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)

Candidates for election may employ persons for services rendered. HF 461, Hill.

Require reporting of election expenses, penalties. SF 548, Gluba.

Campaign contributions, disclosure of, and expenditures, penalties, etc. SF 583, state government.

POLITICAL CANDIDATES—**General**

Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.

Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM

Disclosure etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)

Candidates for election may employ persons for services rendered. HF 461, Hill.

Require reporting of election expenses, penalties. SF 548, Gluba.

Campaign contributions, disclosure of, and expenditures, penalties, etc. SF 583, state government.

POLITICAL ORGANIZATIONS—**General**

Change membership of state central committees, four from each congressional district. SF 61, Kelly; HF 63, Hill, et al.

Prohibit governor or lieutenant governor from receiving nomination for a third consecutive term. HF 119, Schroeder, et al.

Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)

Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.

Campaign contributions, disclosure of, and expenditures, penalties, etc. SF 583, state government.

POLITICS—**General**

- Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
- Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.

POLLUTION—**(Also see Environmental Preservation)****General**

- Include compaction rubbish trucks re gross weight that can be carried on the axles of a vehicle. SF 133, Robinson.
- Detergents, prohibit sales of containing any phosphorus compound. SF 194, Riley.
- Expenditures for air and water pollution control, provide for sales and use tax exemptions on. SF 320, Winkelman, et al.; HF 398, Millen, et al.
- Facilities used to control air and water pollution, exempt from property tax. SF 321, Winkelman, et al.; HF 399, Millen, et al.
- Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
- Create an advisory committee to the chemical technology commission of department of environmental quality. HF 384, natural resources.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Redefining simple and aggravated littering, penalty. SF 430, Kelly.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions etc. HF 710, natural resources.

PONDS—**General**

- Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.

PRGNANCY—**General**

- Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.

PRESIDENT AND VICE-PRESIDENT—U.S.—**General**

- Release of federal funds, environmental emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.
- Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
- Extend congratulations to the president of the U.S. re peace settlement of the armed conflict in Vietnam. HCR 10; H.J. 182.
- Urge president of the U.S. and secretary of agriculture to rescind order to ship commodity credit grain. SJR 7, agriculture.
- Presidential preferential primary election. SF 278, Blouin; HF 437, Patchett and Crawford.
- Urge president of the U.S. to present a posthumous presidential medal of freedom to Dr. Karl L. King. SJR 15, Coleman and Lamborn; HJR 21, Cochran, et al.
- Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.

PRINTING-PUBLISHING—**General**

- Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.
- Source and information obtained by news media, etc., radio, television, etc., confidential. SF 243, Kelly, et al.; HF 324, Small, et al.
- Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.
- Publications of insurance statistical information, abolish requirement. HF 289, commerce.
- Payment of publication costs, academy of science, appropriation to comptroller. SF 414, Taylor, et al.
- Two official county newspapers may be published in same town if not owned by same person. HF 570, Holden.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Authorize printing, thirteenth edition, How a Bill Becomes a Law. HR 7; H.J. 840, 880 adopted.
- Publishing of notices, etc., printing disputes, executive council settle. HF 670, state government.

PRINTING BOARD—**General**

Duties and functions of department of general services. HF 307, Bittle, et al.
 General services, appropriation. SF 533, appropriations.
 General services centralized printing fund, from moneys received, appropriation. SF 534, appropriations.

Superintendent of

Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.
 Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 241, county government (companion); SF 95, judiciary; HF 176, Doyle. (All same subject matter)
 Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, judiciary and law enforcement.

PRISONERS—

(See Penal Institutions, sub-ref. Prisoners and/or County, sub-ref. Jails)

PRISONS—

(See Institutions)

PROBATE LAW—**General**

Committee to study uniform probate code in comparison with Iowa probate laws, etc., submit report. SCR 16; S.J. 185, 194, 342.
 Committee to study uniform probate code in comparison with Iowa probate laws, etc. (Same as SCR 16); HCR 11; H.J. 224.
 Probate hearings, estates, securities property, etc. SF 442, Riley; HF 586, Hill.
 Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.

PROFESSIONAL TEACHING PRACTICES COMMISSION—**General**

Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill.

PROPERTY—

(Also see Land and/or Real Estate)

General

Improvement bonds and special assessments, property outside of cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S
 Reimburse low-income householders for extraordinary property tax burdens, penalties. SF 30, Riley.
 Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
 Sale of property acquired by tax deed, counties. SF 104, Ramsey.
 Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
 Assignment of tax sale certificates. SF 116, Ramsey.
 Valuation of property, assessments appraisals, etc. SF 121, ways and means.
 Full property rights between husband and wife, divorce and/or estates, etc. SF 140, Riley; HF 451, Egenes, et al. SSM
 Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
 Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
 Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines. SSM
 Increase interest penalty on delinquent property taxes. HF 177, Bennett.
 Limitation of certain damage actions, improvements or work upon real property. HF 180, Mendenhall.
 Property exchanges between a school corporation and state or a state agency. SF 176, Priles.
 Rental property deposits, rules and regulations on. HF 188, Small and Byerly; SF 349, Doderer.
 Provide property tax relief, reimbursement, persons sixty-five or older or totally disabled. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Gluba, et al.; HF 668, Small, et al. (companion). (All same subject matter)
 Collecting special assessment deficiencies when improvements are made benefiting properties. HF 219, ways and means.
 Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
 Valuation of property for tax purposes, mortgage remaining on property, etc. SF 262, Heying.
 Extend military service tax exemption, members of Iowa National Guard. SF 263, Nystrom, et al.; HF 357, Dunton, et al.
 Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education. (Same)

- Title insurance may be sold in Iowa. HF 376, Hill.
- Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM
- Annexation of territory by cities and towns, municipal services provided within five years. SF 394, Raubedeaux; HF 575, Holden. S
- Out of state land subdividers conduct all sales through Iowa real estate dealers, fees, etc. SF 410, McCartney and Robinson; HF 647, commerce. SSM
- Reduce assessed value of property from twenty-seven percent to twenty-two percent of market value. HF 457, Nielsen.
- Partition fences, responsibility for. SF 428, Winkelman; HF 485, Stromer.
- Action for partition, alternative to sale of property. HF 519, Norland.
- Probate hearings, estates, securities, property, etc. SF 442, Riley; HF 586, Hill.
- Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
- Sale or lease of property by a city or county hospital. SF 459, human resources.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Eyerly.
- Leasing of property under jurisdiction of conservation commission. HF 571, natural resources.
- Joint tenancy, contract to sell real estate. HF 580, Knoke.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.
- Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.
- Eminent domain procedures. HF 672, transportation; SF 566, state government.
- Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc. HF 715, ways and means.
- Hearing required, court actions for recovery of property. SF 536, judiciary.
- Fences on another's land, removal of, etc. HF 744, Jordan.
- Assessed value of property one hundred percent of actual value—change millage into dollars and cents, etc. HF 746, Jordan and Miller of Buchanan; SF 584, Orr.
- Development commission, appropriation, expansion of veterinary biologics facility in Ames, used by U.S. department of agriculture. HF 786, appropriations.

Condemnation

- Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
- Appeal of a condemnation award. HF 116, Nielsen.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.

Personal

- Repeal use tax exemption for tangible personal property, interstate transportation or commerce. HF 122, ways and means.
- Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
- Property unlawfully placed on public or private property, may be removed and stored, etc. SF 354, Riley.
- Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.

Taxes

(See Tax, sub-ref. Property)

PROSECUTORS—

General

- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.

PUBLIC ASSISTANCE—

General

- Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.

PUBLIC BUILDINGS AND GROUNDS—

(See Buildings and Grounds)

PUBLIC DEFENDER—

General

- Public defender, counties 50,000 or more population may establish and abolish. SF 182, Willits and Kinley.

Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.

Committee to study the criminal justice system, report. SCR 31, S.J. 678, 693, 828.

Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.

PUBLIC DEFENSE—

General

Public defense, department of, appropriation. SF 567, appropriations.

Public defense, department of, appropriation for capital improvements, repairs, etc. SF 599, appropriations.

Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.

PUBLIC EMPLOYMENT—

General

Public employment relations board, appropriation. SF 544, human and industrial relations.

PUBLIC EMPLOYMENT NEGOTIATION ACT—

General

Right of public employees and public employers to bargain collectively, etc. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter)

PUBLIC HEALTH—

(See Health, sub-ref. General)

PUBLIC HEARINGS—

General

Public hearings mandatory for rate increases of public utilities. HF 5, Small; SF 60, Blouin. SSM

PUBLIC INSTRUCTION, DEPARTMENT OF—

(Also see Schools, sub-ref. Public Instruction, Department of)

General

School boards, etc., and public instruction provide group contracts for tax sheltered annuities to employees. HF 93, Freeman.

Educational program of schools. SF 126, schools.

Election of members of board of public instruction. HF 134, Mendenhall; HF 163 also includes regents; HF 163, Crabb. (Same subject matter)

Create a system of intermediate educational service districts. SF 158, Andersen.

Mandatory school attendance, eighteen years, exceptions. HF 296, Horn and Wells.

Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM

Abolish county school system, create merged areas etc. SF 421, Rodgers.

Admittance, attendance and participation in extracurricular activities at a public school. (Dress, hair, marital status). HF 454, Patchett, et al.

Authorize state educational radio and television facility board purchase insurance for certain broadcasting facilities. HF 466, Menke.

Establish ninety-nine county school districts, abolish present school districts, etc. SF 429, Blouin.

Establish a system of educational accountability, quality, etc. HF 522, Grassley.

Reimbursement to school districts for auxiliary services and materials to non-public school students. HF 594, education; SF 497, schools.

County school systems may split and join with adjacent school systems. SF 486, Tieden.

Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.

Public instruction, department of, school food service assistance, appropriation. SF 542, appropriations.

Abolish county school system and joint county system. HF 754, Schroeder.

Committee to study methods of financing special education programs. HCR 54; H.J. 1521.

Public instruction, appropriation. SF 586, appropriations.

Public instruction, appropriation for use of school budget review committee, supplemental aid. SF 595, appropriations.

Committee to study methods of financing special education programs. (Same as HCR 54). SCR 49; S.J. 1810, 1822.

Public instruction, appropriation for special education program. SF 614, appropriations.

In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.

PUBLIC OFFICIALS—**General**

Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.

PUBLIC PROSECUTOR—

(See Prosecutors)

PUBLIC RETIREMENT SYSTEM—

(See Retirement Systems)

PUBLIC SAFETY, DEPARTMENT OF—

(Also see Safety and/or Highway Patrol)

General

- Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
- Definition of snow tires. HF 46, Grassley.
- Disclosure of criminal history and intelligence data dispersed by department of public safety, restrictions, etc. SF 115, Milligan; HF 145, Hill and Small.
- Required equipment for motorcycle riders. SF 135, state government; HF 344, Horn. SSM
- Average three highest salaried years, determining retirement compensation, public safety peace officers. SF 212, Potter, et al.
- Transportation, department of, create. HF 230, Drake et al.
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittle.
- Reporting of vehicle accidents, raise minimum to \$200. HF 248, Kreamer.
- Motor vehicle accident records not maintained unless charged and/or found guilty, etc. HF 251, Norpel, et al.
- Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.
- Towing vehicles, other than chains may be used. SF 261, Winkelman, et al; HF 330, Bennett and Miller of Calhoun.
- Use of credit cards for payment of traffic fines, simple misdemeanors. SF 272, Kennedy; HF 338, Doyle.
- Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
- Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 468, 696 adopted; S.J. 746, 749, 828.
- Operating a motor vehicle while under the influence of alcohol, drugs, etc., re-define the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
- Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- Motor vehicle inspection and safety, hearing procedures, revocation of permit held by inspection station, etc. SF 387, Schwengels and Nystrom (SSM as); SF 481, state government; HF 622, transportation (companion).
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- Require persons under eighteen years of age and not attending school to take drivers' education courses. HF 521, Bittle, et al.
- Use of reflectorized materials on bicycles. HF 532, Hennessey.
- Motor vehicle registration reciprocity. HF 578, Anderson.
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations.
- Abolish aeronautics commission, transfer function to department of public safety. SF 492, Palmer, et al.
- Public safety, department of, appropriate from moneys received motor vehicle dealers license fee fund. HF 764, appropriations.
- Public safety, department of, appropriate from moneys received, motor vehicle dealers license fee fund. HF 765, appropriations.
- Public safety, appropriation, for radio equipment, etc., division of radio communication. HF 788, appropriations; SF 600, appropriations.
- Costs for manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S
- Public safety and various divisions thereof, appropriation—consolidating divisions. SF 603, appropriations.
- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.

PUBLIC UTILITIES—

(See Utilities, sub-ref. Public)

PUBLICATIONS—

(See Printing-Publishing)

PURCHASING—**General**

Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.

RABIES—**(Also see Disease)****General**

Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.

RACING—**General**

Racing on highways. HF 21, transportation.

Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion). (All same subject matter)

RADIO—**(See Communications)****RAILROADS—****General**

Safety standards and equipment on motor vehicles used by railroad companies, penalties. SF 105, Riley, et al.

Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.

Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12). SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.

Railroads construct and maintain catwalks and handrails on bridges, etc. SF 205, Hansen, et al.

Parking of railway cars, penalties. HF 213, Lipsky.

Transportation, department of, create. HF 230, Drake, et al.

Regulation of railroads in cities and towns, penalty. SF 213, Robinson.

Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.

Repair of railway crossings, agreements between cities, counties, and/or highway commission. SF 382, Robinson.

Maximum hours a railway company employee may work. HF 408, Brunow; HF 686, human and industrial relations. (Same)

Railroads, crossings, signs, fences, signals, etc., revision of. HF 527, Dunlap and Brunow.

Committee to study regulation of railroads, etc. HCR 53; H.J. 1507.

REAL ESTATE—**(Also see Land and/or Licenses, sub-ref. Real Estate and/or Property)****General**

Purchase of real estate by political subdivisions. HF 6, Norpel.

Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.

Forfeiture of real estate contracts. SF 42, Kelly.

Licensing of real estate apprentice salesmen. SF 56, Griffin and Riley; HF 68, Freeman (companion); HF 697, state government. (Same subject matter)

Assignment of real estate mortgages by marginal entry, repeal section 558.4. SF 93, county government; HF 141, county government.

Sale of property acquired by tax deed, counties. SF 104, Ramsey.

Property exchanges between a school corporation and state or a state agency. SF 176, Briles.

All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.

Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education. (Same)

Real estate broker and real estate salesman licenses. HF 333, Holden.

Title insurance may be sold in Iowa. HF 376, Hill.

Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.

Examination fee for real estate salesman or broker examinations, establish. SF 339, state government.

Real estate transfers, increase rate of taxation. HF 390, Oakley.

Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.

Out of state land subdividers conduct all sales through Iowa real estate dealers, fees, etc. SF 410, McCartney and Robinson. HF 647, commerce. SSM

Joint tenancy, contract to sell real estate. HF 580, Knoke.

Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.

Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc. HF 715, ways and means.
 Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 753, appropriations.
 Legalize sale of real estate, Knoxville community school district to Harvey, Iowa. SF 585, judiciary.
 Legalize procedures of Nishna Valley community school district, Mills county, sale of several tracts of real estate, etc. HF 804, ways and means.

REAPPORTIONMENT OF LEGISLATURE—

General

Composition of the General Assembly, basis for apportionment of members, and time when apportionment is required. SJR 14, Shaw.

RECIPROCITY—

General

Tuition rates set by board of regents. HF 136, Mandenhall; SF 204, Griffin.
 Transportation, department of, create. HF 230, Drake, et al.
 State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
 Motor vehicle registration reciprocity. HF 578, Anderson.
 Appropriation to reciprocity board, salaries, etc. HF 721, appropriations.

RECORDS—

General

Management of state records. HF 12, Welden; HF 363, state government. S
 Destruction of original court records, delete ten year provision, court may authorize. SF 92, county government; HF 108, county government.
 County recorder maintain records of mechanic's liens, marriages, births and deaths. HF 582, Monroe.
 Vital statistics, authorize inspection etc. to an incorporated nonprofit society for historical or genealogical research purposes. HF 651, Crabb.

RECREATION—

General

Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.
 Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.
 Create state park advisory committees. SF 37, Doderer, et al.; HF 133, Mandenhall, et al.
 Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM
 Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
 Private cable TV franchise—municipal corporation TV translator systems, allocation of money. SF 322, Nolin; HF 372, Ferguson.
 Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58; HF 65)
 Conservation commission may issue recreational facility bonds for construction purposes, lease facilities, etc. HF 583, Brunow.
 Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
 Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.

RECYCLE—

General

One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.

REDISTRICTING—

General

Directors of cooperative associations, redistricting every ten years, elections. SF 457, Rabedaux.

REFUNDS—

General

Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis.
 Refunds of tax on special fuels, uncollectible with suitable records. SF 480, ways and means.

REGENTS, BOARD OF—

General

Consolidate state educational and state-owned commercial networks. HF 44, Crabb.
 Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
 Construction of an addition to the general hospital at the state university of Iowa. SCR 12; S.J. 148, 151, 342, 413, 505-507 adopted, 510, 526; H.J. 516, 1458-1460 adopted, 1460, 1554; S.J. 1653 signed by president; H.J.

- 1861 signed by speaker; S.J. 1653 sent to governor; 1748 signed by governor.
- Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.
- College at Denison, acquisition and use of. HF 149, Crabb.
- Election of members of board of public instruction. HF 134, Mendenhall; HF 163 also includes regents; HF 163, Crabb. (Same subject matter)
- Construction of an addition to the general hospital at the state university of Iowa. (Same as SCR 12) HCR 16; H.J. 238, 309, 354, 1423, 1431, 1458; SCR 12 substituted; 1460 withdrawn.
- Extend workmen's compensation to employees engaged in agricultural work at institutions under board of regents. SF 175, Nystrom; HF 406, Stromer; HF 467, education.
- Faculty of board of regents institutions hired, fired, paid, etc. based on their ability. HF 337, Grassley.
- Transfer of patients to the University hospital, sight-saving and deaf school students. HF 401, education; SF 401, higher education.
- Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al.
- State per pupil aid for laboratory schools. SF 436, higher education; HF 551, education.
- Interstate agreement on qualifications of educational personnel, etc. HF 536, Grassley; HF 705, education. (Same)
- Faculty members, rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.
- Regents, board of, appropriation, and number of employees (SUI, ISU, Oakdale Sanatorium, university of northern Iowa, braille and sight-saving school, school for the deaf). HF 776, appropriations.
- Regents, board of, appropriation, reimburse colleges for deficiencies in operating revenues (pledges, etc.). SF 594, appropriations.
- Regents, board of, appropriation for capital improvements, purchase of land, construction, etc. SF 609, appropriations.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

REGISTRATION—

(Also see Motor Vehicles, sub-ref. Registration)

General

- Alteration of registration plates, certificates, etc., issued by county treasurers, penalties. HF 197, transportation.
- Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn.
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM
- Elections. HF 745, state government.

REHABILITATION—

General

- Direct department of social services to detail and specify intent and objectives of programs for young persons at certain institutions. HJR 22, appropriations.

RELIEF—

(Also see Social Services)

General

- Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.

RENTAL—

General

- Rental property deposits, rules and regulations on. HF 188, Small and Byerly; SF 349, Doderer.
- No service tax on equipment rental. SF 270, Potter.

RESIDENCY—

General

- Committee to study residency requirements, report. HCR 27; H.J. 540, 802.

RESOLUTIONS—

General

- Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.
- Current codes and session laws furnished legislators, staff and press. SCR 2; S.J. 9 adopted; H.J. 15 adopted.
- Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.

- Joint convention January 8, 1973, 1:30 p.m., governor's state of the state message January 9, 1973, 10:00 a.m., canvass of votes. HCR 1; H.J. 10 adopted; S.J. 11 adopted.
- Appointment of clerks, secretaries and pages. HR 2; H.J. 13 adopted.
- Chaplain committee. HR 1; H.J. 13 adopted.
- Additional employees, joint committee appointed. HCR 2; H.J. 14 adopted; S.J. 11 adopted.
- Appointment of secretaries. SR 1; S.J. 9 adopted.
- Adjournment Friday, March 9, 1973, reconvene Monday, March 19, 1973 at 10:00 a.m. SCR 4; S.J. 42 adopted; H.J. 65, 203 adopted.
- Senate and House journals and bills be mailed to Iowa's U.S. senators and congressmen. SCR 5; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
- Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.
- Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.
- Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.
- Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
- Adjournment Thursday afternoon, January 11, 1973—reconvene 10:00 a.m. Monday, January 15, 1973. HCR 4; H.J. 64, 73 adopted; S.J. 61 adopted.
- Request U.S. congress enact legislation terminating our military involvement in Southeast Asia. HCR 5; H.J. 64, 93, 98 tabled.
- Official title of the State of Iowa is the Hawkeye State. HCR 6, H.J. 64.
- Joint convention, governor's budget message, Thursday, January 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.
- Senators Heying, Taylor and Van Gilst refrain from legalizing any act that would in any way deny the right of life as described in this resolution. SCR 9; S.J. 100, 124, 412.
- Snow removal, parking areas. SCR 10; S.J. 128 adopted; H.J. 155, 162 amended and adopted; S.J. 134, 135 adopted.
- Shuttle-bus service during inclement weather. SCR 11; S.J. 128 adopted; H.J. 155, 162 adopted.
- Express personal sympathy to Representative Russel De Jong in the loss of his father-in-law, Mr. Lane Visser. HR 3; H.J. 165 adopted.
- Extend deep and profound sympathy to the family of former President Lyndon Baines Johnson. HCR 8; H.J. 161, 162 adopted; S.J. 132 adopted.
- Joint convention Thursday, January 25, 1973 at 11:00 a.m., Governor Robert D. Ray invited to make appropriate remarks commemorating life, etc., and to pay tribute to former President Lyndon Baines Johnson. HCR 9; H.J. 166, 175 adopted; S.J. 148 adopted.
- Construction of an addition to the general hospital at the state university of Iowa. SCR 12; S.J. 148, 151, 342, 413, 505-507 adopted, 510, 526; H.J. 516, 1458-1460 adopted, 1460, 1554; S.J. 1653 signed by president; H.J. 1861 signed by speaker; S.J. 1653 sent to governor; 1748 signed by governor.
- Joint session Thursday, April 5, 1973 at 2:00 p.m., pioneer lawmakers present program. SCR 13; S.J. 149, 180 adopted; H.J. 214, 219 adopted.
- Commend General Joseph G. May, Colonel Eric P. Berner, the 186th Military Police Company, and Iowa National Guard for the excellent arranging of the inaugural ceremonies. SCR 14; S.J. 149, 180 adopted; H.J. 214, 219 adopted.
- Extend congratulations to the president of the U.S. re peace settlement of the armed conflict in Vietnam. HCR 10; H.J. 182.
- Minimizing adverse environmental consequences to Ledges state park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.
- Committee to study uniform probate code in comparison with Iowa probate laws, etc., submit report. SCR 16; S.J. 185, 194, 342.
- Compensation of the Secretary of the Senate, Carroll A. Lane, vacation pay, etc. SCR 17; S.J. 186, 190 adopted; H.J. 223 adopted.
- Committee to study uniform probate code in comparison with Iowa probate laws, etc. (same as SCR 16); HCR 11; H.J. 224.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12); SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.
- Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
- Appropriations' subcommittees recommendations, if for a state agency, do not exceed ninety percent of actual appropriation made to the agency by the Sixty-fourth General Assembly. HR 4; H.J. 229.
- That Carroll A. Lane be presented with chair and plaque. SR 2; S.J. 198, 199 adopted.

- Adoption of permanent joint rules. HCR 14; H.J. 241-246, 265-266, 275, 279, 300, 282 adopted; S.J. 274-278, 286, 309, 320-321 adopted.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- Joint convention on Monday, February 12, 1973, at 11:00 a.m., Senator McCartney deliver address, Lincoln's birthday. HCR 15; H.J. 266, 282 adopted; S.J. 278, 283 adopted.
- Construction of an addition to the general hospital at the state university of Iowa. (Same as SCR 12); HCR 16; H.J. 288, 309, 354, 1423, 1431, 1458; SCR 12 substituted, 1460 withdrawn.
- Committee to study pari-mutuel betting. HCR 19; H.J. 344.
- Committee authorized and directed to take charge of the William Kendrick memorial fund, suitable memorial. HR 5; H.J. 345, 369 adopted.
- Urge congress change federal laws and regulations, etc., re locker plants. SCR 22; S.J. 335, 338, 412.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17) SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as HCR 18) SCR 21; S.J. 323, 324, 342, 1786 withdrawn.
- Recall from governor Senate File 39, title correction. SCR 23; S.J. 406 adopted; H.J. 417-418 adopted.
- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1005, 1785-1786 adopted.
- Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
- Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.
- Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 468, 696 adopted; S.J. 746, 749, 828.
- Committee to study child care, report. HCR 22; H.J. 469.
- Joint memorial session Wednesday, April 11, 1973 at 7:30 p.m. HCR 23; H.J. 487, 505 adopted; S.J. 524, 558 adopted.
- Committee to continue study penal and correctional systems, report. SCR 26; S.J. 474, 475, 571.
- Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.
- Request congress amend the Federal Hatch Act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
- Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.
- Congratulate the city of Oelwein on its 100th anniversary. SR 3; S.J. 526.
- Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945.
- Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945.
- Committee to continue study penal and correctional systems, report. (Same as SCR 26) HCR 26; H.J. 526, 594 adopted; S.J. 631, 655, 731.
- Committee to study residency requirements, report. HCR 27; H.J. 540, 802.
- Committee to study health service personnel, programs, facilities, etc., report. HCR 28, H.J. 578.
- Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
- General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.
- Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920.
- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31, H.J. 606, 637 adopted; S.J. 677.
- Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.

- Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30) HCR 32; H.J. 636.
- Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting, etc., report. SCR 32; S.J. 692, 713, 828.
- Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of Region XV (Ottuma area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.
- Congratulate the city of Oelwein on its 100th anniversary. (Same as SR 3) HR 6, H.J. 699 adopted.
- Petition congress to include grain alcohol as an energy resource in their major energy resource studies. HCR 34; H. J. 726.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920.
- Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- Encourage and promote the production, sale and consumption of livestock, dairy, and other food products, maintain and improve economy of state and nation. HCR 36; H.J. 761.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. (Same as SCR 33) HCR 37; H.J. 802.
- Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841 adopted, 848; H.J. 818, 873 adopted.
- Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 838 adopted, 948.
- Authorize printing, thirteenth edition, How a Bill Becomes a Law. HR 7; H.J. 840, 880 adopted.
- Retain federal highway trust fund distribution formula, etc. (Same as HCR 40) SCR 35; S.J. 907, 941, 1114.
- Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.
- Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.
- Committee to study marriage laws, report. SCR 36; S.J. 918, 989.
- Necessary funds, etc. provided to take advantage of resources offered through Ford foundation and U.S. department of transportation re no-fault insurance. SCR 37; S.J. 940, 956, 1030, 1059, 1075, 1257 withdrawn.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.
- Committee to study promotion of agriculture. HCR 41; H.J. 1014.
- Committee to study promotion of agriculture. (Same as HCR 41) SCR 40; S.J. 1016, 1030, 1114.
- Resolutions calling for interim studies not adopted by both houses to be delivered to President Pro Tem and Speaker of the House, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.
- Consideration of claims. HCR 43; H.J. 1094-1096, 1200, 1317 adopted. S.J. 1267, 1271, 1331, 1355, 1418-1419 adopted.
- Extend congratulations and best wishes to Steve Coon, WOI, for a successful career with Voice of America. HCR 44; H.J. 1096, 1168 adopted; S.J. 1141.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Committee to study availability of petroleum supplies, etc. HCR 46; H.J. 1198.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19) HCR 45; H.J. 1110-1111.
- Approve study of repealing personal property tax, etc. SR 6; S.J. 1145.
- Interim expenses for the Secretary of the Senate. SR 7; S.J. 1171, 1782 adopted.
- Details of closing the 1973, First Regular Session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, Second Regular Session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.
- Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. SCR 42; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.

- Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
- Committee to study developing a state energy policy. HCR 48; H.J. 1232-1233.
- Congratulate Maynard, Iowa on its 100th anniversary, etc. SCR 44; S.J. 1197, 1248, 1331.
- Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
- Interim expenses for the Chief Clerk of the House. HR 8; H.J. 1261, 2280 adopted.
- Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.
- State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. SCR 46; S.J. 1247, 1248, 1250, 1263-1265 adopted; H.J. 1351, 1415-1416 tabled; S.J. 1331.
- That the General Assembly recommend that no person serve as governor for more than eight years. HCR 50; H.J. 1323.
- Urge the president and congress to obtain at earliest possible date, the return of and complete accounting of all missing in action in Southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.
- Committee to study regulation of railroads, etc. HCR 53; H.J. 1507.
- Committee to study methods of financing special education programs. HCR 54; H.J. 1521.
- Highway commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. HCR 55; H.J. 1522, 1621-1622 adopted; S.J. 1540, 1575.
- Congratulate Maynard, Iowa on its 100th anniversary, etc. (Same as SCR 44) HR 9; H.J. 1560, 1728 adopted.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Urge governor to rescind order, National Guard to camps—institute procedures to curtail use of fuels—study use of fuel, etc. SR 8; S.J. 1466, 1498.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Express personal sympathy to Representative Arlyn E. Danker in the loss of his father, Mr. Emil Danker. HR 10; H.J. 1662 adopted.
- General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. SCR 48; S.J. 1552, 1575.
- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
- Congratulate Storm Lake, Iowa on its 100th anniversary, etc. HCR 59; H.J. 1773, 1933 adopted; S.J. 1775, 1822.
- Committee to study post-secondary education. HCR 60; H.J. 1801.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- House challenges Senate to a softball game. HCR 62; H.J. 1822, 1933 adopted; S.J. 1776, 1822, 2032.
- Committee to study statutory duties of the civil rights commission, etc. HCR 63; H.J. 1858, 2336 withdrawn.
- Request chief clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Committee to study total concept of cable television, etc. HCR 64; H.J. 1868.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- Committee to study developing a state land use policy. HCR 66; H.J. 1897.
- Committee to study all aspects of compensation system for county officers, etc. (Same as HCR 68) SCR 50; S.J. 1811, 1822.
- Committee to study methods of financing special education programs. (Same as HCR 54) SCR 49; S.J. 1810, 1822.
- Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Committee to study the advisability of implementing a net worth tax, etc. SCR 51; S.J. 1852.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.

- Committee to study the advisability of implementing a net worth tax, etc. (Same as SCR 51) HCR 70; H.J. 2065-2066.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
- In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.
- Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.
- Committee to study a personal property replacement tax. HCR 75, H.J. 2312.
- Adjournment, June 24, 1973. HCR 76; H.J. 2392 adopted; S.J. 2136 adopted.
- That congress propose to the states for their ratification an amendment to the U.S. Constitution re abortion. SR 10; S.J. 2136, 2139.
- That congress propose to the states for their ratification an amendment to the U.S. Constitution re abortion. SR 11; S.J. 2137, 2139.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.
- Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73) SCR 58; S.J. 2138-2139.
- Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. SCR 55; S.J. 2031, 2032.
- Committee to study energy policy positions—areas of power-plant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.
- Extend fondest regards, congratulations and best wishes to Charles W. and Kathryn Lakin for his years of service and retirement. SR 9; S.J. 2030.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.
- Committee to study the desirability of suggested amendments to the uniform commercial code. HCR 72; H.J. 2301.

REST AREAS—

General

- Rest area, establish at Loveland. HF 109, transportation.

RESTAURANTS—

General

- Require restaurants to state on menus grade of beef served, etc. SF 119, Potter.
- Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture. (Same)
- Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.

RETAILER—

General

- Sales tax on purchases made by contractors who are retailers. SF 124, ways and means.
- Wine sold and obtainable in much the same manner as beer. HF 123, Trowbridge, et al.; SF 138, Kelly, et al. (companion); SF 139, Griffin, et al.; HF 545, Monroe, et al. (companion). (All same subject matter)
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Grocery stores, definition of, class C beer permits. HF 354, Wells, et al.
- Sales tax credit for retailer collecting. SF 455, Hultman.
- Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.
- Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.

RETIREMENT SYSTEMS—

General

- Exempt from state income tax a portion of annuities received by retired federal employees. SF 129, Andersen, et al.; HF 238, Mendenhall, et al. SSM
- Determining average final compensation of policemen and firemen, retirement. SF 169, Kennedy, et al.
- Establish procedure for transfer of certain moneys of retirement systems and pension plans, job changes, etc. HF 233, Miller of Buchanan, et al.
- Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 293, Lipsky and Hill.
- Change administration of judicial retirement system from comptroller to court administration. SF 314, judiciary.

- Permit state superintendent of banking to establish a retirement system for its employees. SF 327, Briles and Lamborn.
- IPERS, investment of funds, increase contributions, members of General Assembly become members, early retirement, increase interest rate, etc. SF 280, Briles, et al.; HF 534, Caffrey.
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc., system, appropriation. SF 469, human and industrial relations.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- Pensions**
- Abolish pensions for survivors of Northern Border Brigade, Spirit Lake Relief Expedition of 1857, and Mitchell's Cavalry, repeal chapter 34. HF 425, Caffrey.
- Public**
- Age of retirement, IPERS, etc. SF 177, Andersen; HF 235, Doyle and Junker (companion); HF 213, Drake, et al. covers additional sections, etc. (Same subject matter)
- Age of retirement for a public employee, school boards. HF 206, state government; SF 200, state government.
- Cost-of-living adjustments after retirement, IPERS. HF 221, Anderson.
- Average three highest salaried years, determining retirement compensation, public safety peace officers. SF 212, Potter, et al.
- Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene.
- Policemen and firemen may retire age fifty, twenty-two years service. SF 283, Nystrom, et al.
- Increase per diem for advisory investment board members, change maximum age for contributions, increase covered wages, etc. HF 287, state government; SF 290, state government; SF 411, state government. (All same subject matter)
- Pension benefits for policemen and firemen, reinstate under chapter 410. SF 380, Briles and Priebe; HF 584, Freeman and Krause (companion); HF 717, cities and towns. (Same)
- Investment of funds of retirement systems for policemen and firemen, banks. HF 400, Drake, et al.
- Retirement age, sixty, for members of the peace officers' retirement system. SF 439, Potter.
- Increase disability, accidental disability and retirement benefits for policemen and firemen. HF 591, Poncy.
- Corrective amendments to HF 287. SF 550, state government.

REVENUE, DEPARTMENT OF—**General**

- Studded tires, taxation of, penalties. SF 16, Kelly.
- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S
- Contents of a safety deposit box, of a decedent, may also be given to joint owner. SF 54, Blouin.
- State income tax audits, allow department of revenue six months. SF 76, ways and means.
- Valuation of property, assessments, appraisals, etc. SF 121, ways and means.
- Accelerate time for payment of inheritance tax. SF 131, Murray and Ramsey; HF 205, Bittle, et al.
- File state income tax return if filing federal or if owed. HF 132, Norpel.
- Collection of premium taxes on insurance premiums, nonprofit hospital and medical service corporations. HF 143, Freeman.
- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying et al.
- Licensed motor fuel distributors must purchase bond. SF 206, Palmer.
- Raise income level for filing income tax returns. SF 207, Shaff, et al.; SF 234, ways and means.
- Provide property tax relief, reimbursement, persons sixty-five or older or totally disabled. SF 208, Shaff, et al.; SF 376, ways and means (SSM); S.F. 490, Gluba, et al.; HF 668, Small, et al. (companion). (All same subject matter)
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S
- Premium tax excluded on policies of health insurance. SF 230, Riley and Priebe.
- Method of filing reports on homestead tax credits and military service tax credits. SF 265, county government.
- Total state income tax deductions subject to limitations. SF 279, Riley, et al.

Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 353, DeKoster and Shaff.
 Increase standard deduction on state income tax returns. SF 370, Curtis; HF 509, Norland. SSM
 Remove requirement a taxpayer using standard deduction on federal return must use standard deduction on state return. SF 464, Gluba and Orr.
 Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.
 Establish a tax on intangible personal property, etc. HF 654, Krause, et al.
 Individual income tax, simplified reporting form, changes in tax rates, exemptions, etc. HF 706, Rapp, et al.
 Revenue, department of, appropriation, administration. SF 559, appropriations.
 Revenue, department of, appropriation from motor vehicle fuel tax fund. SF 562, appropriations.

Director

Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
 Establish a state lottery. SF 55, Kinley; HF 245, Higgins (companion); SF 330, Blouin; HF 394, Knoke (companion); HF 302, Caffrey. (All same subject matter)
 Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion). (All same subject matter)
 Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
 Veteran's service compensation fund (bonus), one percent increase in sale and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Weckoff and Norpel. S
 Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.
 Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means. (All SSM)
 Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.
 Apportionment of corporate income for taxation purposes, single factor formula. HF 698, Rapp.

REVOLUTIONARY WAR MEMORIAL COMMISSION—

General

Abolish the Revolutionary war memorial commission, inactive. HF 531, Grassley.

REWARD—

General

Reward for return of escaped convicts from security medical facility. HF 170, human resources.

RIGHT-OF-WAY—

General

Sale of unused right-of-way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines. SSM

RIVERS—

(Also see Water)

General

Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.
 Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tieden.

ROAD USE TAX FUND—

General

Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
 Studded tires, taxation of, penalties. SF 16, Kelly.
 Remove requirement cities and towns file street budget reports. SF 202, cities and towns.
 Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means. (Same)
 Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
 Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
 Costs for manufacture of motor vehicle registration plates, decalomania emblems, and validation stickers paid from use tax funds. SF 601, appropriations; HF 793, appropriations. S

ROADS AND HIGHWAYS—

General

Racing on highways. HF 21, transportation.

- Road workers engaged in road work no longer exempt from laws on reckless driving, etc. HF 22, transportation.
- Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 59, transportation.
- Highway grade crossing safety fund carried over each year, remains in same fund. SF 112, Robinson.
- Prohibit operation of metal tracked and metal tired vehicles on streets and roads. HF 220, transportation.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.
- Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM
- Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
- Utilities, highway commission pay cities and towns for relocating, etc. due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.
- Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
- Appropriation to highway commission, scenic and recreational highway system. HF 294, Clark of Lee.
- Vehicles following highway snowplows allow 300 feet distance. HF 295, Lipsky.
- Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
- Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.
- Exempt from requirement county obtain approval of highway commission for use of federal revenue sharing funds for secondary road purposes. HF 427, Jordan and Wells.
- Construction and maintenance of roads, bridges, etc., public interest take precedence. SF 390, Miller of Des Moines.
- Secondary road projects approved by highway commission. SF 400, Lamborn.
- Passing of motor vehicles on highways near intersections, prohibited if sign-posted, etc. SF 417, Shaw.
- Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.
- Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwieger, et al. SSM
- Size, weight, and load of vehicles (construction equipment, etc.) operated on Iowa's roads. HF 542, transportation; SF 546, state government. S
- Pedestrian walkways on highway bridges, highway commission construct. HF 615, Butler.
- Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
- City-county cooperation, 250,000 population, constructing and maintaining roads. SF 496, county government.
- Retain federal highway trust fund distribution formula, etc. (Same as HCR 40) SCR 35; S.J. 907, 941, 1114.
- Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.
- Allow movement of grain storage structures on highways, restrictions. HF 684, transportation.
- State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714.
- Highway commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. HCR 55; H.J. 1522, 1621-1622 adopted. S.J. 1540, 1575.

RULES—

General

- Appointment of commissioners on uniform state laws, two by legislative council. HF 8, Fischer of Grundy.
- Adoption of permanent joint rules. HCR 14; H.J. 241-246, 265-266, 275, 279, 300, 282 adopted; S.J. 274-278, 286, 309, 320-321 adopted.
- Adjournment of the General Assembly. HF 192, Welden, et al.
- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- Departmental regulations affecting local governmental bodies, ninety day notice. SF 396, county government.
- Rules of the fire marshal, day care centers, etc. SF 399, Shaw; HF 481, Holden.
- Require that a proposed departmental rule shall not take effect until approved by departmental rules review committee. HF 480, Crabb.
- Supreme Court set its fees by rule. SF 34, Shaff, et al.
- Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.

SAFETY—**General**

- Safety standards and equipment on motor vehicles used by railroad companies, penalties. SF 105, Riley, et al.
 Require safety glass, or other, in hazardous locations. SF 114, Griffin.
 Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.
 Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12) SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted. H.J. 725.
 Require seat belts on school buses. HF 120, Lipsky.
 Towing vehicles, other than chains may be used. SF 261, Winkelman, et al.; HF 330, Bennett and Miller of Calhoun.
 Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
 Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
 Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
 Changing the center of gravity of a vehicle by modifying standard design, misdemeanor. HF 681, transportation.

SAFETY DEPOSIT BOXES—**General**

- Contents of a safety deposit box, of a decedent, may also be given to joint owner. SF 54, Blouin.

SALARIES—**General**

- Longevity pay increases for state employees. SF 40, Andersen and Nystrom.
 Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al.
 Increase salaries of certain county officers. HF 52, Mendenhall.
 Salaries of elected county officials. HF 118, Doyle, et al.
 Salaries of county attorneys. HF 121, Knoke, et al.; SF 296, Robinson and Riley.
Employees must be paid at least once per month, no unauthorized deductions, penalties. HF 199, Lipsky.
 Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
 State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
 Compensation paid to shorthand reporters of the district court. HF 223, Bittle, et al.; SF 294, Schwieger.
 Salary of the superintendent of a merged area school, discretion of elected board of directors. HF 241, Dunton, et al.; SF 310, Rodgers, et al. (companion); SF 312, Riley and Robinson; SF 315, Griffin. (Same subject matter)
 Changing the computation of basic pay periods for state employees. SF 236, Nystrom.
 Overtime pay for employees of highway commission. SF 251, Nystrom.
 Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
 Payment of overtime of state employees. SF 374, Andersen, et al.; HF 499, Drake, et al.
 Increase salaries of county officers. SF 441, county government.
 Establish a minimum wage standard, penalties. HF 537, Clark of Dubuque.
 Increase salaries and expenses of state officials, supreme and district court judges, and members of the General Assembly. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part.
 Setting salary rate for state officials and designated employees of the state. SF 590, appropriations; HF 795, appropriations.
 Committee to study all aspects of compensation system for county officers, etc. (Same as HCR 68) SCR 50; S.J. 1811, 1822.
 Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HRC 67; H.J. 2020.
 Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
 Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. HJR 23, ways and means.
 Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
 To finance increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations.
 Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.

SALES—**General**

- Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.
- Permit sale of alcoholic liquor and beer on Sunday, certain license holders, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck. (Same subject matter) (All same subject matter)
- Wine sold and obtainable in much the same manner as beer. HF 123, Trowbridge, et al.; SF 136, Kelly, et al (companion); SF 139, Griffin, et al.; HF 545, Monroe, et al. (companion). (All same subject matter)
- Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
- Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
- Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.
- Prohibit sale, distribution, etc. of teasel or teasel seeds. HF 210, agriculture.
- Detergents, prohibit sales of containing any phosphorous compound. SF 194, Riley.
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.
- Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.
- Home solicitation sales, penalties. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce. SSM
- Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
- Identification and sale of cattle, auctions. HF 378, Bennett, et al.
- Standards for food, establish. HF 382, agriculture; SF 357, agriculture. SSM (Also see HF 159)
- Property unlawfully placed on public or private property, may be removed and stored, etc. SF 354, Riley.
- Regulate revolving charge accounts, interest rate, etc. SF 416, Griffin.
- Repair and sale of home appliances. HF 468, Freeman.
- Sale of packaged meat food products, transparent package. HF 512, Hill.
- Allow mobile homes to be sold on Sundays. HF 535, Branstad.
- Sales tax credit for retailer collecting. SF 455, Hultman.
- Credit service charges for revolving charge accounts, penalties. HF 649, Carr, et al.
- Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources
- Tax**
(See Tax, sub-ref. Sales)

SALES TAX—

(See Tax, sub-ref. Sales)

SANITARY SEWER DISTRICT—**General**

- Sanitary sewer districts may be conveyed to cities and towns. SF 245, Willits; HF 322, Byerly.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)
- Sanitary disposal projects, correcting references re issuance of general obligation bonds for. HF 544, Dunlap; HF 693, natural resources. (Same)
- Legalize proceedings of city council of Sac City, Sac county, special assessments for construction of sanitary sewer program No. 1, 1972. HF 564, Bennett; HF 678, judiciary and law enforcement. (Same)
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.

SANITATION—**General**

- Registration of sanitarians, establish board of, training etc. SF 353, Riley and Robinson.
- Sanitary disposal projects, correcting references re issuance of general obligation bonds for. HF 544, Dunlap; HF 693, natural resources. (Same)
- Legalize proceedings of city council of Sac City, Sac county, special assessments for construction of sanitary sewer program No. 1, 1972. HF 564, Bennett; HF 678, judiciary and law enforcement. (Same)
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Inspection of swimming pools, fees, penalties. HF 631, Lipsky.

SAVINGS—

(Also see Banking and/or Savings and Loan Associations)

General

Savings involved in new state programs or procedures established by the General Assembly, departments, boards, etc. make reports. HF 97, Crabb.

SAVINGS AND LOAN ASSOCIATIONS—**General**

Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.
Prohibit certain inducements to open, add to, etc., accounts at financial institutions. HF 26, Fischer of Grundy.
Business corporations, nonadmitted organizations, allow to transact business in Iowa. SF 404, Kelly; HF 450, Hill and Stanley.
Investments (bankers acceptances) and administration of state chartered savings and loan associations. SF 551, commerce.
Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.

SAYLORVILLE DAM—**General**

Minimizing adverse environmental consequences to Ledges state park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted. H.J. 725, 2177 adopted.

SCALES—

(See Weights—Measures)

SCHOLARSHIPS—**General**

Scholarship program, higher education facilities commission, appropriation. HF 682, appropriations.

SCHOOL BUDGET REVIEW COMMITTEE—**General**

Public instruction, appropriation for use of school budget review committee, supplemental aid. SF 595, appropriations.

SCHOOL DISTRICTS—

(See Schools, sub-ref. Districts)

SCHOOLS—**General**

Expand purposes for which schoolhouse tax may be used. HF 60, Lipsky; SF 59, Robinson.
Educational standards, law and order, rights of others, etc. SF 100, Heying.
Include students of schools of nursing in tuition grant program. SF 101, Shaw.
Create a system of intermediate educational service districts. SF 158, Andersen.
Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
Repeal chapter requiring political subdivisions (treasurers of) submit ledger statements semiannually stating balance is correct, public funds. SF 203, cities and towns; HF 267, county government. S
Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene.
Mandatory school attendance, eighteen years, exceptions. HF 296, Horn and Wells.
Allow schools to purchase uniforms, once every ten years, for musical groups. SF 286, Rodgers.
Establish a basic school unit in each county with a basic school board, members of boards of all districts in unit. SF 292, Andersen.
Repeal constitutional sections providing that all fines for breach of the penal laws be applied to schools. HJR 13, Holden, et al.
State school foundation program amended—enrollment dates—district costs, etc. HF 359, education; SF 362, schools. SSM
Prohibit visitors, except parents or guardians, from being upon school property without prior permission, etc. HF 385, Horn.
Interest income on deposit in general fund of school districts, voters determine how used. SF 335, Briles; HF 415, Daggett. (Also see HF 60; SF 59)
Testing for sickle cell anemia, penalty. SF 366, Gluba; HF 489, Hargrave.
Abolish county school system, create merged areas, etc. SF 421, Rodgers.
Provide tax-shelters annuities for employees of the state educational radio and television facility board. HF 458, Menke.
Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education. (Same)
Establish a system of educational accountability, quality, etc. HF 522, Grassley.
Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education. (Same)
School fund mortgages, statute of limitations governing. SF 569, Grassley.

- Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.
- Reimbursement to school districts for auxiliary services and materials to nonpublic school students. HF 594, education.
- Abolish county school system and joint county system. HF 754, Schroeder.
- School districts and school systems, appropriation, certain services and materials. SF 554, appropriations.
- Committee to study methods of financing special education programs. HCR 54; H.J. 1521.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Public instruction, appropriation for use of school budget review committee, supplemental aid. SF 595, appropriations.
- Committee to study methods of financing special education programs. (Same as HCR 54) SCR 49; S.J. 1810, 1822.
- Public instruction, appropriation for special education program. SF 614, appropriations.
- In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
- Appropriations**
- State officials, departments and executive council, expense of auditor of state (county, municipal and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- School districts and school systems, appropriation, certain services and materials. SF 554, appropriations.
- Area schools, appropriations, state aid, tuition. HF 775, appropriations.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- Area—Area Vocational**
- School boards, etc., and public instruction provide group contracts for tax sheltered annuities to employees. HF 98, Freeman.
- Create a vocational youth organization fund, vocational education, appropriation. HF 273, Kreamer.
- Legalize and validate proceedings of the board of directors of Des Moines area community college. HF 309, Bittle.
- Prohibit expansion of certain curricula at area vocational schools and area community colleges. HF 321, Kreamer.
- Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers, et al. (similar); HF 727, education. (Same)
- Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al.
- Area schools, appropriation, state aid, tuition. HF 775, appropriations.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. SCR 55; S.J. 2031, 2032.
- Athletics**
- Permit adjacent schools with small enrollments to consolidate their extracurricular athletic teams. SF 311, Rodgers.
- Admittance, attendance and participation in extracurricular activities at a public school. (Dress, hair, marital status) HF. 454, Patchett, et al.
- Boards**
- School boards, etc., and public instruction provide group contracts for tax sheltered annuities to employees. HF 98, Freeman.
- School boards may regulate smoking by students, prohibit use of alcoholic beverages. SF 193, Riley and Robinson.
- School board directors, reimbursements of expenses. SF 415, Tieden; HF 524, Wyckoff (companion); HF 728, education. (Same)
- Bonds**
- Legalize special elections of Lamoni community school district, Decatur county, issuance of school bonds, etc. HF 364, Anderson.
- Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers, et al. (similar); HF 727, education. (Same)
- Elections for school bond issues a simple majority. HF 592, O'Halloran, et al.
- Buses—Transportation**
- School bus transportation for students and others. SF 43, Heying; HF 49, Small; SF 147, Doderer (companion); SF 87, Van Gilst, et al.; SF 219, schools. (All same subject matter)

Require seat belts on school buses. HF 120, Lipsky.
 Require a school bus to have its headlights on while carrying passengers. SF 163, Lamborn.
 Allow discretion in school bus transportation. SF 388, McCartney.
 Establishment and acquisition of mass transit systems by political subdivisions. SF 448, cities and towns.

County

Create a system of intermediate educational service districts. SF 158, Andersen.
 Abolish county school system, create merged areas, etc. SF 421, Rodgers.
 Establish ninety-nine county school districts, abolish present school districts, etc. SF 429, Blouin.
 County school systems may split and join with adjacent school systems. SF 486, Tieden.
 Abolish county school system and joint county system. HF 754, Schroeder.

Districts

Purchase of real estate by political subdivisions. HF 6, Norpel.
 Spring, certified by February 25, fall, certified by September 25, enrollment in state school foundation program, district computation of costs. HF 69, Freeman.
 Repeal chapter 284 of Code, reimbursing school districts for lost tax revenues, land owned by U.S., state, county, etc. HF 249, Schroeder.
 Run-off election of officers in school districts— must have forty-five percent or more votes. HF 259, Kreamer.
 School districts may authorize sabbatical leaves for teachers. SF 249, Riley.
 Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education. (Same)
 Establish a basic school unit in each county with a basic school board, members of boards of all districts in unit. SF 292, Andersen.
 Schools may purchase real estate, etc. located adjacent to or on airports for aviation mechanics education, etc. HF 395, Kreamer; SF 420, Milligan, et al. S
 School board directors, reimbursement of expenses. SF 415, Tieden; HF 524, Wyckoff (companion); HF 728, education. (Same)
 Abolish county school system, create merged areas, etc. SF 421, Rodgers.
 Enable school districts to fulfill conditions for federally-aided school lunch programs. HF 469, Menke; HF 726, education. (Same)
 Establish ninety-nine county school districts, abolish present school districts, etc. SF 429, Blouin.
 State per pupil aid for laboratory schools. SF 436, higher education; HF 551, education.
 Fixing terms of employment of teachers. HF 523, Lipsky.
 Divide school districts into director districts on population basis, elections. HF 525, Bittle and Brockett.
 Fees and admission charges by school districts, extracurricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.
 Reimbursement to school districts for auxiliary services and materials to non-public school students. HF 594, education; SF 497, schools.
 Increase foundation property tax for school districts to thirty mills, increase foundation base, remove maximum millage reduction. HF 596, Harvey and Dunlap.
 Abolish county school system and joint county system. HF 754, Schroeder.
 Legalize sale of real estate, Knoxville community school district to Harvey, Iowa. SF 585, judiciary.

Driver Education

Require persons under eighteen years of age and not attending school to take drivers' education courses. HF 521, Bittle, et al.

Employees

Age or retirement for a public employee, school boards. HF 206, state government; SF 200, state government.

Funds—Taxes

Expand purposes for which schoolhouse tax may be used. HF 60, Lipsky; SF 59, Robinson.
 Repeal chapter 284 of Code, reimbursing school districts for lost tax revenues, land owned by U.S., state, county, etc. HF 249, Schroeder.
 Interest income on deposit in general fund of school districts, voters determine how used. SF 335, Briles; HF 415, Daggett. (Also see HF 60; SF 59).
 Fees and admission charges by school districts, extracurricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.

Institutions

Transfer of patients to the University hospital, sight-saving and deaf school students. HF 401, education; SF 401, higher education.
 Regents, board of, appropriation, and number of employees (SUI, ISU, Oakdale sanatorium, university of northern Iowa, braille and sight-saving school, school for the deaf). HF 776, appropriations.

Property

Property exchanges between a school corporation and state or a state agency. SF 176, Briles.

Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education. (Same)

Schools may purchase real estate, etc. located adjacent to or on airports for aviation mechanics' education, etc. HF 395, Kreamer; SF 420, Milligan, et al. S

Public Instruction, Department of and Superintendent of

Election of members of board of public instruction. HF 134, Mendenhall; HF 163 also includes regents. HF 163, Crabb. (Same subject matter)

Radio and TV

Consolidate state educational and state-owned commercial networks. HF 44, Crabb.

Authorize state educational radio and television facility board purchase insurance for certain broadcasting facilities. HF 466, Menke.

Educational radio and TV, general services, appropriation. HF 768, appropriations.

General services, appropriation for educational radio and TV facility board for purchase of equipment. SF 597, appropriations.

Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations.

Requirements/Curriculum/Courses/Subjects

Educational standards, law and order, rights of others, etc. SF 100, Heying.

Educational program of schools. SF 126, schools.

Physical education courses in elementary and secondary schools, successfully complete or no credit. HF 252, Dunton.

Married students may participate in extracurricular activities. SF 256, Doderer; HF 396, Monroe.

Prohibit expansion of certain curricula at area vocational schools and area community colleges. HF 321, Kreamer.

Admittance, attendance and participation in extracurricular activities at a public school (Dress, hair, marital status). HF 454, Patchett, et al.

Fees and admission charges by school districts, extracurricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.

Students

Minimum age requirements for enrollment in public schools, exceptions. SF 102, Willits; HF 389, Monroe.

Married students may participate in extracurricular activities. SF 256, Doderer; HF 396, Monroe.

Admittance, attendance and participation in extracurricular activities at a public school (Dress, hair, marital status). HF 454, Patchett, et al.

Superintendent of

Salary of the superintendent of a merged area school, discretion of elected board of directors. HF 241, Dunton, et al.; SF 310, Rodgers, et al. (companion); SF 312, Riley and Robinson; SF 315, Griffin. (Same subject matter)

Teachers

School districts may authorize sabbatical leaves for teachers. SF 249, Riley.

Procedures for termination of a teacher's contract. SF 306, Robinson and Schwieger; HF 702, education. SSM

Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education. (Same subject matter in part)

Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM

Fixing terms of employment of teachers. HF 523, Lipsky.

Trade

Advertising and selling courses of instruction, penalty for violation of the provisions. SF 107, judiciary.

Training

Cost of support, etc. of a child at a state training school. SF 67, Kelly, et al.; HF 86, Lipsky, et al.

Terminate operation of Annie Wittenmyer Home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 503, human resources. SSM

SCIENCE—**General**

Exempt licensed health practitioners from other states from basic science requirements. SF 50, Kelly.

Payment of publication costs, academy of science, appropriation to comptroller. SF 414, Taylor, et al.

SECRETARY OF AGRICULTURE—

(See Agriculture, sub-ref. Secretary of)

SECRETARY OF AGRICULTURE—U.S.—**General**

Urge president of the U. S. and secretary of agriculture to rescind order to ship commodity credit grain. SJR 7, agriculture.

SECRETARY OF SENATE—**General**

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

Compensation of the Secretary of the Senate, Carroll A. Lane, vacation pay, etc. SCR 17; S.J. 186, 190 adopted; H.J. 223 adopted.

Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.

That Carroll A. Lane be presented with chair and plaque. SR 2; S.J. 198, 199 adopted.

Directory of state employees assembled by comptroller. SF 467, state government.

Interim expenses for the Secretary of the Senate. SR 7; S.J. 1171, 1782 adopted.

Details of closing the 1973, First Regular Session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, Second Regular Session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.

Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.

SECRETARY OF STATE—**General**

Management of state records. HF 12, Welden; HF 363, state government.

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

Supreme Court set its fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin. SSM

Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.

Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter)

Vacancies in the membership of the general assembly, appointments, etc. HJR 9, Mendenhall.

Secretary of state not required to be elected; four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.

Abolish requirements corporation annual reports be sworn to. SF 246, Riley; HF 318, Hill.

Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.

Annual reports of cooperative associations need not be verified. HF 335, Hill.

Corporations include attorney fees as an advanceable expense, extend notice of shareholders meetings to sixty days, no verification of annual reports, etc. SF 413, Kelly; HF 529, Hill and Stanley.

Effective date of laws, publishing, etc. HJR 17, appropriations.

Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.

State officials, departments and executive council, expense of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.

SECURITIES—**General**

Probate hearings, estates, securities, property, etc. SF 442, Riley; HF 586, Hill.

Interconnected regional securities depositories, further development of—amend uniform commercial code. SF 450, DeKoster.

Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.

SECURITY—**General**

Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.

SECURITY MEDICAL FACILITY—**General**

Reward for return of escaped convicts from security medical facility. HF 170, human resources.

SEED—

(See Agriculture, sub-ref. Seed)

SENIOR CITIZEN—
(Also see Aging)**General**

- Persons over sixty-four years of age fish without a license. HF 15, Norpel and Small.
- Prohibit reduction of accident and health insurance coverage of an aged, etc. subscriber without proportionate reduction of premium charged. HF 54, Mendenhall.
- Polling places for elections, selection of. HF 139, Dunton; SF 501, human resources.
- Computation of old-age assistance grants, disregard increase in social security benefits. SF 307, Blouin, et al.; HF 599, Cusack and Krause.
- Relatives responsible for care and support, old-age assistance, contractually. SF 308, Blouin, et al.
- Additional homestead tax credit for persons sixty-five years or older or totally disabled. HF 563, Doyle; HF 576, Crabb. SSM
- Exempt low-rent housing development for elderly and handicapped, nonprofit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.
- Exempt repairs and maintenance from taxation on homes owned by persons sixty-five or older or disabled. HF 645, Doyle.
- Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.
- Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.

SESSIONS—

(See General Assembly)

SEWAGE—

(See Environmental Preservation and/or Pollution)

SEWER SYSTEMS—**General**

- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Grants from sewage works construction fund. SF 128, Andersen, et al.; HF 161, Hutchins, et al. (companion); HF 515, Edelen, et al. SSM
- Sanitary sewer districts may be conveyed to cities and towns. SF 245, Willits; HF 322, Byerly.
- County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
- Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
- Cities and towns, sewage works construction, appropriation. SF 617, cities and towns.
- Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617)

SHERIFFS—

(Also see Officers and/or Police)

General

- Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al.
- Increase mileage rate paid to county sheriffs. HF 51, Mendenhall and Horn.
- Deputy sheriffs approved by board of supervisors. SF 142, Hill.
- Sheriffs and their deputies, provide standard uniforms. HF 125, judiciary and law enforcement.
- Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke.
- Establish civil service for deputy county sheriffs, penalties. HF 439, county government; SF 545, county government.

SICK LEAVE—**General**

- Authorize additional sick leave for certain employees injured in line of duty, etc. SF 164, Junkins and Schwengels; HF 201, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources. (All same subject matter)

SIGNS—**(Also see Advertising, sub-ref. Signs)****General**

- Passing of motor vehicles on highways near intersections prohibited if sign-posted, etc. SF 417, Shaw.
 Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.

SLAUGHTER—**(See Animals, sub-ref. General)****SOCIAL SECURITY—****General**

- Extend social security benefits to members of General Assembly. HF 433, Mid-deswart, et al.

SOCIAL SERVICES, DEPARTMENT OF—**General**

- Commitment of alcohol and drug addicts, use of private facilities if costs paid. SF 6, county government.
 Eligibility for assistance in ADC program. HF 13, Hill, et al.; SF 125, Gluba, et al.
 HMO—health maintenance organizations, establishment, regulation, and penalties. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al.
 Interstate corrections compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al.
 Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
 Recovery of old-age assistance payments, repeal double amount. SF 65, Riley and Van Gilst.
 Furloughs and work release programs for inmates. SF 66, Glenn, et al.; HF 83, McCormick, et al.
 Community-based corrections programs and services, appropriation. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources. SSM
 Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
 Terminate operation of Annie Wittenmyer Home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM
 Treatment, education, and rehabilitation of alcoholics. SF 150, Doderer, et al.; SF 504, state government.
 Employment of county relief recipients on county-owned property, parks, etc. SF 156, county government; HF 553, county government. S
 Authorize additional sick leave for certain employees injured in line of duty, etc. SF 164, Junkins and Schwengels; HF 211, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources. (All same subject matter)
 Iowa soldiers home may file claims with the U. S. Veterans Administration for reimbursement of per diem expenses. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al.
 Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.
 ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.
 ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.
 Terminate orders for commitment of delinquent, dependent, or neglected children. SF 276, Curtis.
 Social services, department of, five division heads and their first principal assistants exempt from merit system. SF 295, Schwieger and Plymat.
 Computation of old-age assistance grants, disregard increase in social security benefits. SF 307, Blouin, et al.; HF 599, Cusack and Krause.
 Relatives responsible for care and support, old-age assistance contractually. SF 308, Blouin, et al.
 Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
 Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S). (All same subject matter)
 Composition and terms of office of county boards of social welfare. HF 510, Harvey.
 Change terms of members of county boards of social welfare, exclude county supervisors. HF 511, Higgins.
 Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.
 Increase funeral benefits for welfare recipients. HF 641, Wells.
 Appropriation for establishing community-based correctional programs and services. SF 511, appropriations.
 Appropriation to department of social services, certain institutions, division of family and children services. HF 739, appropriations.

- Social services, bureau of adult corrections, appropriation. SF 539, appropriations; HF 781, appropriations. SSM
- Social services, appropriation, mental health services, etc. HF 747, appropriations.
- Social services, institutions under, appropriation for capital improvements. HF 769, appropriations.
- Direct department of social services to detail and specify intent and objectives of programs for young persons at certain institutions. HJR 22, appropriations.
- Authority of department of social services to provide state supplementary cash payments to certain persons, revising laws relative to federally-assisted categorical welfare assistance programs re those being terminated, penalties, etc. SF 587, human resources; HF 789, appropriations.
- Social services, appropriation for certain public assistance programs, contractual services, changing procedure for handling county claims re foster care for veterans' children and ADC program. SF 604, appropriations.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- Social services, appropriation for area offices and county services, departmental operations, etc. HF 802, appropriations.
- Control, Board of**
- Correct an obsolete reference, board of control. HF 198, human resources.
- Parole, Board of**
- Parole relief fund, appropriation. SF 478, human resources.
- Parole, board of, appropriation. SF 538, appropriations.

SOIL CONSERVATION—**General**

- Require approved soil conservation practices, land in watershed of proposed dams. SJR 4, Winkelman, et al.; HJR 8, natural resources.
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM
- Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
- Appropriation to soil conservation. HF 737, appropriations.
- Abolish department of mines and minerals, transfer to soil conservation, also inspection and regulation of. SF 530, state government; HF 779, appropriations. S
- Soil conservation, department of, appropriation, for soil and water conservation cost-sharing program. SF 574, appropriations.

SOLDIERS HOME, IOWA—**General**

- Iowa soldiers home may file claims with the U. S. Veterans Administration for reimbursement of per diem expenses. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al.
- Iowa soldiers home, appropriation for operation of. HF 790, appropriations.

SOLDIERS RELIEF COMMISSION—**General**

- Soldiers relief fund—change to veteran affairs fund. SF 132, Briles; HF 148, Wyckoff.

SOLICITATION—**General**

- Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.
- Home solicitation sales, penalties. SF 329, McCartney, et al; HF 391, Fitzgerald, et al. (companion); HF 617, commerce. SSM

SPANISH-AMERICAN WAR VETERANS—**General**

- Pioneer lawmakers, Spanish-American War veterans, and commission on status of women, appropriation. SF 563, appropriations.

SPEED RESTRICTIONS—**General**

- Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.
- Truck speed limits. HF 190, transportation.

SPORTS—

(Also see Athletics and/or Schools, sub-ref. Athletics)

General

- Licenses for professional boxing and wrestling matches, qualifications for. SF 86, Briles, et al.; HF 268, natural resources. SSM
- Permit adjacent schools with small enrollments to consolidate their extracurricular athletic teams. SF 311, Rodgers.

STATE AID—

(Also see Schools, sub-ref. State-Federal Aid)

General

Spring, certified by February 25, fall, certified by September 25, enrollment in state school foundation program, district computation of costs. HF 69, Freeman.

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.

Eliminate state aid to county and district fairs. SF 154, Doderer.

Area schools, appropriation, state aid, tuition. HF 775, appropriations.

Authority of department of social services to provide state supplementary cash payments to certain persons, revising laws relative to federally-assisted categorical welfare assistance programs re those being terminated, penalties, etc. SF 587, human resources; HF 789, appropriations.

STATE CENTRAL COMMITTEES—**General**

Change membership of state central committees, four from each congressional district. SF 61, Kelly; HF Hill, et al.

STATE DEPARTMENTS—

(See State Government, All sub-refs.)

STATE FAIR—

(See Fairs)

STATE GOVERNMENT—**General**

Management of state records. HF 12, Welden; HF 363, state government. S Designate ladybug as state insect. SJR 2, Rodgers, et al.; HJR 4, Caffrey, et al. S

Change observance date of Veterans' day. HF 27, Wells, et al.

Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.

Savings involved in new state programs or procedures established by the General Assembly, departments, boards, etc. make reports. HF 97, Crabb.

Provide insurance fund for damage to public buildings. SF 153, Palmer; HF 432, Connors, et al. S

Repeal provisions for a statewide property tax lien. SF 155, Van Gilst; HF 194, Anderson and Dunton.

Prohibit incurring expenses for receptions for the governor's inaugural. HF 277, Millen, et al.

ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.

Provide a banner for use by the governor. SJR 10, Nystrom; HJR 14, Dunton and Lippold.

Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.

Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government.

Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945.

Liability insurance for state-owned automobiles. HF 412, Crabb; HF 685, commerce. SSM

Abolish pensions for survivors of Northern Border Brigade, Spirit Lake Relief Expedition of 1857, and Mitchell's Cavalry, repeal chapter 34. HF 425, Caffrey.

Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Elouin.

Create a state information and liaison office in Washington, D. C., appropriation. SF 425, Murray.

Mileage expense paid at and up to \$.13 cents per mile. HF 486, Doyle, et al.

Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.

Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.

Abolish the Revolutionary war memorial commission, inactive. HF 531, Grassley.

Establish a state television commission, regulation and control of cable TV, etc. HF 541, Small.

Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and De Jong.

Legislative fiscal bureau, establish—budget and financial control committee, abolish. SF 476, state government.

IPERS, investment of funds, increase contributions, members of General Assembly become members, early retirement, increase interest rate, etc. SF 280, Briles, et al.; HF 534, Caffrey.

Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.

- Appropriation to interstate cooperation, council of state governments, and commission on uniform state laws. SF 519, appropriations.
- State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. SCR 46; S.J. 1247, 1248, 1250, 1263-1265 adopted; H.J. 1351, 1415-1416 tabled; S.J. 1331.
- General services, expansion of capitol complex, appropriation. SF 579, appropriations.
- Campaign contributions, disclosure of, and expenditures, penalties, etc. SF 583, state government.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- Departments**
- Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
- Bureau of labor, change name to department of labor and industry. HF 40, state government.
- Duties and functions of department of general services. HF 307, Bittle, et al.
- Require that a proposed departmental rule shall not take effect until approved by departmental rules review committee. HF 480, Crabb.
- General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.
- Comptroller furnish standard budget request forms, state government. HF 498, Schroeder and Jesse.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.
- Employees**
- Longevity pay increases for state employees. SF 40, Andersen and Nystrom.
- Hiring of employees under merit system, five highest, six months probation period. SF 44, Nystrom.
- Use of auditoriums by state employee organizations. SF 77, Andersen; HF 538, Grassley.
- Phase out contribution ceiling, IPERS. SF 96, Riley.
- Age of retirement, IPERS, etc. SF 177, Andersen; HF 235, Doyle and Junker (companion); HF 218, Drake, et al. covers additional sections, etc. (Same subject matter)
- Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
- Age of retirement for a public employee, school boards. HF 206, state government; SF 200, state government.
- State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
- Right of public employees and public employers to bargain collectively, etc. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter)
- Changing the computation of basic pay periods for state employees. SF 236, Nystrom.
- Authorize additional sick leave for certain employees injured in line of duty, etc. SF 164, Junkins and Schwengels; HF 201, Millen et al. (companion), SF 235, Nystrom; HF 388, human resources. (All same subject matter)
- Increase per diem for advisory investment board members, change maximum age for contributions, increase covered wages, etc. HF 287, state government; SF 290, state government; SF 411, state government. (All same subject matter)
- Overtime pay for employees of highway commission. SF 251, Nystrom.
- Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government.
- Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al; SF 512, human and industrial relations. S
- Group disability insurance program for state employees. SF 355, Schaben et al.
- Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
- Payment of overtime of state employees. SF 374, Andersen, et al.; HF 499, Drake, et al.
- Vacations for state employees. SF 379, Riley, et al.; HF 503, Clark of Lee, et al.
- Pay adjustment for state employees, merit system. SF 385, Schwengels, et al.; HF 493, Harvey, et al.
- Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
- Longevity pay for an employee under merit system. HF 502, De Jong, et al.
- Allow members of General Assembly to employ related persons as clerks. HF 549, rules.
- Directory of state employees assembled by comptroller. SF 467, state government.
- Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.

- Group insurance for public employees may include spouses and dependents. SF 502, McCartney.
- Payments in lieu of contributions for unemployment compensation made to state employees of various agencies, boards, commissions and departments. HF 751, appropriations.
- Corrective amendments to HF 287. SF 550, state government.
- Setting salary rate for state officials and designated employees of the state. SF 590, appropriations; HF 795, appropriations.
- To finance increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations.
- Executive Branch**
- Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.
- Four-year term of office for governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general. HF 442, Crabb.
- Increase salaries and expenses of state officials, supreme and district court judges, and members of the General Assembly. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part.
- Setting salary rate for state officials and designated employees of the state. SF 590, appropriations; HF 795, appropriations.
- To finance increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations.
- Real Estate—Property**
- Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
- Property exchanges between a school corporation and state or a state agency. SF 176, Briles.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- State property and casualty insurance. HF 738, Bittle and Fisher of Greene.

STATE OF IOWA—

(See State Government, All sub-refs.)

STATE OFFICES—

(See State Government, All sub-refs.)

STATE TAX COMMISSION—

(See Revenue, Department of)

STATUTES—**General**

- Clarification of amendatory acts employing strike-through letters and underlined words re statutes. SF 13, judiciary.

STEEL—**General**

- Illegal steel trade practices, repeal section authorizing protection, provided on federal level. HF 463, Caffrey.

STOCKS—**General**

- Brokers acting as salesmen deposit funds in broker-employer's trust account. HF 30, Holden; SF 38, Potter.
- Increase total dollar amount of obligations which a development corporation may have to its members, capital stock. SF 238, commerce.

STUDENTS—

(See Schools, sub-ref. Students)

STUDY COMMITTEES—**General**

- Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.
- Create an interim study committee on county statutes, appropriation. SJR 5, county government.
- Committee to study uniform probate code in comparison with Iowa probate laws, etc., submit report. SCR 16; S.J. 185, 194, 342.
- Committee to study uniform probate code in comparison with Iowa probate laws, etc. (Same as SCR 16) HCR 11; H.J. 224.
- Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- Committee to study pari-mutuel betting. HCR 19; H.J. 344.

- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
- Committee to continue study penal and correctional systems, report. SCR 26; S.J. 474, 475, 571.
- Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 468, 696 adopted; S.J. 746, 749, 828.
- Committee to study child care, report. HCR 22; H.J. 469.**
- Appropriate \$50,000 to committee on mental hygiene to conduct study of mental health delivery systems. SF 352, Shaw.
- Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945.
- Committee to continue study penal and correctional systems, report. (Same as SCR 26); HCR 26; H.J. 526, 594 adopted; S.J. 631, 655, 731.**
- Committee to study residency requirements, report. HCR 27; H.J. 540, 802.
- Committee to study health service personnel, programs, facilities, etc., report. HCR 28; H.J. 578.
- Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945.
- Create a Spanish-speaking peoples study commission, appropriation. SF 424, Gluba, et al.; HF 561, Cusack, et al.
- Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
- Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920.
- Committee to continue study of regulation of consumer credit during 1973 interim report. (Same as SCR 30) HCR 32; H.J. 636.
- Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting etc., report. SCR 32; S.J. 692, 713, 828.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920.
- Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- Committee to continue study of mental health and juvenile institutions projections for expansion, consolidation, or closing of facilities. (Same as SCR 33); HCR 32; H.J. 802.
- Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
- Committee to study establishing a district attorney system and district public defender system, report. HCR 38; H.J. 879.
- Committee to study marriage laws, report. SCR 36; S.J. 918, 989.
- Necessary funds, etc. provided to take advantage of resources offered through Ford Foundation and U.S. department of transportation re no-fault insurance. SCR 37; S.J. 940, 956, 1030, 1059, 1075, 1257 withdrawn.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- One-year moratorium on installation of cable TV service—committee to study regulation of cable TV. HJR 18, Small; HJR 20, commerce. (Same)
- Committee to study promotion of agriculture. HCR 41; H.J. 1014.
- Committee to study promotion of agriculture. (Same as HCR 41); SCR 40; S.J. 1016, 1030, 1114.
- Resolutions calling for interim studies not adopted by both houses be delivered to **President Pro Tempore and Speaker of the House, legislative council** determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19) HCR 45; H.J. 1110-1111.
- Approve study of repealing personal property tax, etc. SR 6; S.J. 1145.
- Committee to study developing a state energy policy. HCR 48; H.J. 1232-1233.
- Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.
- Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714.
- Committee to study availability of petroleum supplies, etc. HCR 46; H.J. 1198.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45); HCR 49; H.J. 1261-1262.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.**
- Committee to study regulation of railroads, etc. HCR 53; H.J. 1507.

- Committee to study methods of financing special education programs. HCR 54; H.J. 1321.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
- Committee to study post-secondary education. HCR 60; H.J. 1801.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- Committee to study statutory duties of the civil rights commission, etc. HCR 63; H.J. 1858, 2336 withdrawn.
- Committee to study total concept of cable television, etc. HCR 64; H.J. 1868.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- Committee to study developing a state land use policy. HCR 66; H.J. 1897.
- Committee to study all aspects of compensation system for county officers, etc. (Same as HCR 68) SCR 50; S.J. 1811, 1822.
- Committee to study methods of financing special education programs. (Same as HCR 54) SCR 49; S.J. 1810, 1822.
- Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Committee to study the advisability of implementing a net worth tax, etc. SCR 51; S.J. 1852.
- Committee to study the advisability of implementing a net worth tax, etc. (Same as SCR 51) HCR 70; H.J. 2065-2066.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
- In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.
- Committee to study a personal property replacement tax. HCR 75; H.J. 2312.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.
- Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73); SCR 58; S.J. 2138-2139.
- Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. SCR 55; S.J. 2031, 2032.
- Committee to study energy policy positions—areas of powerplant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.
- Committee to study the desirability of suggested amendments to the uniform commercial code. HCR 72; H.J. 2301.

SUBDIVISIONS—

General

Surveyors' plats, reduce subdivided parts from three to two. HF 562, Hutchins.

SUNDAY SALES—

(See Sales)

SUPERINTENDENT OF PRINTING—

(See Printing Board, Superintendent of)

SUPPORT—

General

Support payments, provide for payment of a monthly fee for clerk of court's service. HF 58, Knoke.

State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.

SUPREME COURT—

(See Court, sub-ref. Supreme)

SURVEYING—**General**

Surveyors' plats, reduce subdivided parts from three to two. HF 562, Hutchins.

SWIMMING POOLS—**General**

Inspection of swimming pools, fees, penalties. HF 631, Lipsky.

TAX—**General**

Studded tires, taxation of, penalties. SF 16, Kelly.

Delinquent mobile home taxes, decrease monthly percentage penalty. SF 19, county government.

Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S

Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.

Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.

Taxation of marine insurance underwriting profits. SF 123, Hansen and Griffin; HF 162, Freeman and Bittle.

Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.

Collection of premium taxes on insurance premiums, nonprofit hospital and medical service corporations. HF 143, Freeman.

Repeal chapter 284 of Code, reimbursing school districts for lost tax revenues, land owned by U.S., state, county, etc. HF 249, Schroeder.

Premium tax excluded on policies of health insurance. SF 230, Riley and Priebe.

Veterans' service compensation fund, appropriating state and federal funds. (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S

Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.

Real estate transfers, increase rate of taxation. HF 390, Oakley.

Impose a voluntary tax on specified tax-exempt properties for certain services, etc. HF 517, Husak; SF 470, Orr.

Exempt repairs and maintenance from taxation on homes owned by persons sixty-five or older or disabled. HF 645, Doyle.

Establish a tax on intangible personal property, etc. HF 654, Krause, et al.

Apportionment of corporate income for taxation purposes, single factor formula. HF 698, Rapp.

Formula for taxing electric power generating plants, one hundred megawatts or more. SF 547, ways and means; SF 557, ways and means. S

Permit foreign life insurance companies to become Iowa corporations if they comply, and payment of transfer tax. SF 592, ways and means; HF 798, ways and means. S

General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. SCR 48; S.J. 1552, 1575.

Committee to study the advisability of implementing a net worth tax, etc. SCR 51; S.J. 1852.

Committee to study the advisability of implementing a net worth tax, etc. (Same as SCR 51) HCR 70; H.J. 2065-2066.

Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.

Axle

Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.

Cigarettes—Tobacco

Increase tax on little cigars. HF 328, ways and means. SF 319, ways and means. S

Excise

Eggs, excise tax on sale of, establish an Iowa egg council. HF 270, agriculture.

Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.

Exemptions

Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S

Tobacco products subject to sales tax—motor fuel and special fuel if fuel tax paid, exempt. HF 314, ways and means; SF 232, ways and means.

Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al.; HF 447, Butler, et al.

Expenditures for air and water pollution control, provide for sales and use tax exemptions on. SF 320, Winkelman, et al.; HF 398, Millen, et al.

Facilities used to control air and water pollution, exempt from property tax. SF 321, Winkelman, et al.; HF 399, Millen, et al.

Military service property tax exemption, Korea and Vietnam. SF 363, Heying and Taylor.

Exempt from sales tax amount charged on container deposits or coupon re-funds. HF 604, O'Halloran.

Property tax exemption to all military service personnel serving between Sep-tember 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict. HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM

Franchise

Franchise tax rates same as corporate income tax rates. HF 695, Rapp.

Fuel

Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley. S

Credit against state income tax for fuel tax paid on motor fuel and special fuel, replace gas tax refund. SF 381, Tieden and Shaff; HF 456, Schroeder and Hansen.

Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwieger, et al. SSM

Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.

Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.

Comptroller, appropriation from motor vehicle fuel tax fund. SF 561, appro-priations.

Revenue, department of, appropriation from motor vehicle fuel tax fund. SF 562, appropriations.

Income

Filing requirements for cooperative associations for income tax purposes, same as federal. SF 48, ways and means.

Simplified state income tax law, enable legislature to enact, percentage of fed-eral tax. HJR 5, Mendenhall.

State income tax audits, allow department of revenue six months. SF 76, ways and means.

One signature required on corporate income tax returns. SF 64, ways and means; HF 71, ways and means.

Exempt from state income tax a portion of annuities received by retired fed-eral employees. SF 129, Andersen, et al.; HF 238, Mendenhall, et al. SSM

Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.

File state income tax return if filing federal or if owed. HF 132, Norpel.

Veteran's credit (bonus), to be used against state income tax. HF 165, Bittle, et al.; SF 170, Murray.

Raise income level for filing income tax returns. SF 207, Shaff, et al.; SF 234, ways and means.

State income tax exemption for active members of Iowa National Guard on income for such service. SF 218, Nystrom, et al.; HF 348, Dunton, et al. S

Total state income tax deductions subject to limitations. SF 279, Riley, et al.
Costs of advertising alcoholic beverages or beer not deductible business ex-penses. SF 317, Plymat, et al.; HF 447, Butler, et al.

Increase standard deduction on state income tax returns. SF 370, Curtis; HF 509, Norland. SSM

Credit against state income tax for fuel tax paid on motor fuel and special fuel, replace gas tax refund. SF 381, Tieden and Shaff; HF 456, Schroe-der and Hansen.

Remove requirement a taxpayer using standard deduction on federal return must use standard deduction on state return. SF 464, Gluba and Orr.

Computation of Iowa net income—gains on farm recapture property or non-farm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.

Individual income tax, simplified reporting form, changes in tax rates, exemp-tions, etc. HF 706, Rapp, et al.

Inheritance

Deduction of debts for inheritance tax purposes, spouse and minor children. HF 78, Doyle; SF 185, Hill. SSM

Accelerate time for payment of inheritance tax. SF 131, Murray and Ramsey; HF 205, Bittle, et al.

Reopening of estates, additional assets. HF 311, Doyle.

Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 359, DeKoster and Shaff.

Inheritance taxes, one-half of joint property to spouse, increase exemption for spouse. HF 452, Egenes, et al.; HF 475, Anderson, et al. (Same subject matter in part)

Personal Property

Garnishment for delinquent personal property taxes. SF 188, Riley.

Increase personal property tax credit. HF 228, Bortell, et al.; HF 740, ways and means (same); SF 269, Priebe and Rodgers. SSM

- Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.
- Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM
- Establish a tax on intangible personal property, etc. HF 654, Krause, et al.
- Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.
- Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means. (All SSM)
- Approve study of repealing personal property tax, etc. SR 6; S.J. 1145.
- Committee to study a personal property replacement tax. HCR 75; H.J. 2312.
- Property**
- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Reimburse low-income householders for extraordinary property tax burdens, penalties. SF 30, Riley.
- Improvements to residences, temporary tax exemptions. HF 42, Small; HF 603, Cusack. S
- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Agricultural buildings valued and assessed as agricultural property. SF 80, Heying.
- Increase property tax exemptions for veterans. SF 81, Miller of Des Moines; HF 103, Monroe.
- Property tax levy of one mill for county health programs. HF 72, county government.
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Assignment of tax sale certificates. SF 116, Ramsey.
- Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
- Homestead tax credit, Thomas Lew Heathershaw, Oskaloosa. SF 160, Van Gilst.
- Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying, et al.
- Increase interest penalty on delinquent property taxes. HF 177, Bennett.
- Property tax exemption, cemetery associations, humans not pets. HF 208, ways and means.
- Provide property tax relief, reimbursement, persons sixty-five or older or totally disabled. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Gluba, et al.; HF 668, Small, et al. (companion). (All same subject matter)
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S
- Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
- Local health services, standards for, tax levy. SF 250, Rabedeaux and Doderer.
- Valuation of property for tax purposes, mortgage remaining on property, etc. SF 262, Heying.
- Extend military service tax exemption, members of Iowa National Guard. SF 263, Nystrom, et al.; HF 357, Dunton, et al.
- Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM
- Taxation of forest and fruit-tree reservations. SF 340, Shaff.
- Military service property tax exemption, Korea and Vietnam. SF 363, Heying and Taylor.
- Military service property tax exemption not allowed to members of reserve components of the armed forces. HF 397, Holden.
- World War II from December 7, 1941 to December 31, 1946 (conforms with federal dates) property tax exemption. HF 419, Krause.
- Property tax exemption to all military service personnel serving between September 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict. HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM
- Military service tax exemption may be used by spouse or surviving spouse, or parent whose spouse is deceased. SF 393, Doderer.
- Reduce assessed value of property from twenty-seven percent to twenty-two percent of market value. HF 457, Nielsen.
- Enable school districts to fulfill conditions for federally-aided school lunch programs. HF 469, Menke; HF 726, education. (Same)
- Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.
- Establishment of zoos and zoological gardens, authorize levy of taxes and issuance of bonds, etc. HF 501, Lipsky.

- Impose a voluntary tax on specified tax-exempt properties for certain services, etc. HF 517, Husak; SF 470, Orr.
- County ambulance service, expense fund, levy tax for, etc. HF 533, Brunow, et al.
- Additional homestead tax credit for persons sixty-five years or older or totally disabled. HF 563, Doyle; HF 576, Crabb. SSM
- Exempt low-rent housing developments for elderly and handicapped, nonprofit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.
- Increase foundation property tax for school districts to thirty mills, increase foundation base, remove maximum millage reduction. HF 596, Harvey and Dunlap.
- Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc. HF 715, ways and means.
- Property of a municipally-owned electric utility, held under joint ownership, subject to taxation. SF 516, ways and means.
- Assessed value of property one hundred percent of actual value—change millage into dollars and cents, etc. HF 746, Jordan and Miller of Buchanan; SF 584, Orr.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.
- Limitations on property tax levy for budgets of counties, cities, and towns, temporary. SF 615, ways and means.

Sales

- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Sales and use tax exemption for voluntary nonprofit hospitals. SF 63, Winkelman.
- Sales tax on purchases made by contractors who are retailers. SF 124, ways and means.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Tobacco products subject to sales tax—motor fuel and special fuel if fuel tax paid, exempt. HF 314, ways and means; SF 282, ways and means.
- Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
- Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.
- Sales tax credit for retailer collecting. SF 455, Hultman.
- Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.

Service

- Exempt municipally-owned parking lots from service tax. HF 77, Lipsky.
- No service tax on equipment rental. SF 270, Potter.
- Remove warehouse storage from service tax. SF 438, Potter, et al.
- Repeal service tax on coin-operated laundries. HF 558, Harper, et al.
- Exempt storage of grain from tax on services. HF 644, Cochran.

Use

- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Sales and use tax exemption for voluntary nonprofit hospitals. SF 63, Winkelman.
- Repeal use tax exemption for tangible personal property, interstate transportation or commerce. HF 122, ways and means.
- Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.

TAX COMMISSION— (See Revenue, Department of)

TAX REVIEW, BOARD OF— General

- Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.

TAX SALES— General

- Assignment of tax sale certificates. SF 116, Ramsey.
- Deputy auditor and deputy treasurer of counties with dual county seats conduct tax sales. HF 380, Clark of Lee and Brinck; SF 484, Junkins.

TEACHERS— (See Schools, sub-ref. Teachers and/or Retirement)

TELEVISION—
(See Communications)**TENANT—****General**

Notice of termination of farm tenancies, September 1. SF 97, Riley and Taylor; HF 262, Stromer.
Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.

TERRACE HILL—**General**

Terrace Hill, appropriation to for repair, etc.—sale of governor's mansion. HF 595, Dunton.

TIME—**General**

Number of days in a year for determining interest charges. SF 298, Winkelman, et al.; HF 346, Bennett.

TIRES—**General**

Studded tires, taxation of, penalties. SF 16, Kelly.
Definition of snow tires. HF 46, Grassley.
Prohibit use of ice grips or tire studs, exceptions. SF 332, state government; HF 701, transportation. S

TITLES—**General**

Official title of the State of Iowa is the Hawkeye State. HCR 6; H.J. 64.
Hawkeye State, official title of the State of Iowa. HF 112, Wells.
Federal tax lien registration, motor vehicles. HF 135, transportation.
Recall from governor Senate File 39, title correction. SCR 23; S.J. 406 adopted; H.J. 417-418 adopted.

TOBACCO—

(Also see Tax, sub-ref. Cigarettes—Tobacco)

General

Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.
School boards may regulate smoking by students, prohibit use of alcoholic beverages. SF 193, Riley and Robinson.
Eliminate statutory requirement that cigarette retailers be bonded. HF 288, Krause.
Tobacco products subject to sales tax—motor fuel and special fuel if fuel tax paid, exempt. HF 314, ways and means; SF 282, ways and means.
Increase tax on little cigars. HF 328, ways and means; SF 319, ways and means. S

TORT CLAIMS—**General**

Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonpersonal corporations. HF 253, Kreamer.
Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education. (Same subject matter in part)
Municipal tort claims, expand definition of, insurance paid out of general fund, etc. HF 462, education; SF 515, schools.
Notice of a municipal tort claim, may correct within fifteen days. HF 520, Norland.

TOURISM—**General**

Authorize development commission to assist regional tourism councils, appropriation. SF 221, Heying, et al.

TOWING—**General**

Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.
Towing vehicles, other than chains may be used. SF 261, Winkelman, et al.; HF 330, Bennett and Miller of Calhoun.
Pulling of a trailer which attaches to roof of pulling vehicle by ball hitch. HF 518, Rapp.

TOWNSHIPS—**General**

Increase per diem compensation of township trustees. HF 53, Mendenhall.
Township clerks send copy of all receipts and disbursements of his office to auditor of state after general election, etc. HF 373, Holden.
Permit a city or town to join with a township in building and maintaining a memorial building. SF 452, Rodgers.
Township trustees may levy tax, etc. for fire protection. HF 614, Hutchins.
Fences on another's land, removal of, etc. HF 744, Jordan.

TRADE—**General**

Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.

Schools

(See Schools, sub-ref. Area—Area Vocational and/or Trade)

TRADEMARKS—**General**

Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.

TRAFFIC—**General**

Require use of turn signals. SF 94, Rodgers, et al.

TRAFFIC VIOLATIONS—**General**

Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.

Revoke driver's license, for ten years, of habitual offenders of traffic laws, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al.

Use of credit cards for payment of traffic fines, simple misdemeanors. SF 272, Kennedy; HF 338, Doyle.

Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.

TRAILS—**General**

Hiking and equestrian trails, conservation commission. SF 463, Winkelman.

TRAINING SCHOOLS—

(See Schools, sub-ref. Training)

TRANSIT SYSTEMS—**General**

Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.

Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.

Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.

Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.

Establishment and acquisition of mass transit systems by political subdivisions. SF 448, cities and towns.

Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.

TRANSPORTATION—**General**

Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.

Duties of operators of vehicles turning left. HF 18, transportation.

Exceptions to driving on the right side of a roadway. HF 19, transportation.

Operating a vehicle under control. HF 20, transportation.

Racing on highways. HF 21, transportation.

Road workers engaged in road work no longer exempt from laws on reckless driving, etc. HF 22, transportation.

Reduce penalties for certain violations, motor vehicle financial responsibility law. HF 23, transportation.

Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.

Increase minimum limits for compliance, motor vehicle financial responsibility law. SF 23, Riley.

Create a state transportation planning commission. HF 35, Welden.

Temporary restrictions on weight and load of certain motor vehicles, etc. HF 41, transportation.

Definition of snow tires. HF 46, Grassley.

Definition of tandem axle, weight. HF 48, transportation.

School bus transportation for students and others. SF 43, Heying; HF 49, Small; SF 147, Doderer (companion); SF 87, Van Gilst, et al.; SF 219, schools. (All same subject matter)

Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM

Length of vehicles used for transporting vehicles and boats. SF 110, Griffin; HF 608, transportation. SSM

Speed restrictions for motor vehicles towing disabled vehicles. HF 102, Doyle.

Rest area, establish at Loveland. HF 109, transportation.

Federal tax lien registration, motor vehicles. HF 135, transportation.

- Require a school bus to have its headlights on while carrying passengers. SF 163, Lamborn.
- Movement of truck trailers manufactured in this state. HF 189, transportation.
- Truck speed limits. HF 190, transportation.
- Movement of registered special mobile equipment. HF 191, transportation.
- Movement of vehicles and loads of excessive size and weight. HF 193, transportation.
- Prohibit operation of metal tracked and metal tired vehicles on streets and roads. HF 220, transportation.
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittle.
- Reporting of vehicle accidents, raise minimum to \$200. HF 248, Kreamer.
- Repeal law prohibiting the altering of odometers and the penalty. HF 255, Monroe.
- Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Sale, shipment, and delivery of grain. SF 227, Priebe.
- Oversized and overweight vehicles, loads and weights in excess, penalties for. HF 290, transportation.
- Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
- Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
- Definition of vehicle. HF 308, transportation.
- Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.
- Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.
- Allow discretion in school bus transportation. SF 388, McCartney.
- Pulling of a trailer which attaches to roof of pulling vehicle by ball hitch. HF 518, Rapp.
- Size, weight, and load of vehicles (construction equipment, etc.) operated on Iowa's roads. HF 542, transportation; SF 546, state government. S
- Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.
- Changing the center of gravity of a vehicle by modifying standard design, misdemeanor. HF 681, transportation.
- Allow movement of grain storage structures on highways, restrictions. HF 684, transportation.
- Odometers, regulation of, conform to federal law. SF 505, state government; HF 694, transportation.
- Appropriation to traffic weight operations, highway commission. HF 709, transportation.

TRAPPING—

(Also see Fish and Game)

General

- Prohibit issuance of trapping licenses to non-residents. SF 178, Tieden; HF 246, Mendenhall and Tofte.
- Leg-hold traps, prohibit use, sale, etc. HF 355, Patchett, et al.

TRAVEL—**General**

- Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.
- State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.

TREASURER OF STATE—**General**

- Management of state records. HF 12, Welden; HF 363, state government. S
- Studded tires, taxation of, penalties. SF 16, Kelly.
- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Establish a state lottery. SF 55, Kinley; HF 245, Higgins (companion); SF 330, Blouin; HF 394, Knoke (companion); HF 302, Caffrey. (All same subject matter)
- Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources. (Added appropriation). SSM
- Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S
- Highway grade crossing safety fund carried over each year, remains in same fund. SF 112, Robinson.

- Iowa soldiers home may file claims with the U. S. Veterans Administration for reimbursement of per diem expenses. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al.
- Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley. S
- Correcting erroneous, inconsistent and obsolete sections of the Code. HF 209, Judiciary and law enforcement.
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S
- ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittle. Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Municipal assistance fund, appropriation. HF 275. Kreamer; SSM as HF 756, appropriations; SF 552, appropriations.
- Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
- Veterans' service compensation fund, appropriating state and federal funds (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
- Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-65)
- Payment, in full, of per diem claims for two members of advisory investment board of IPERS, appropriation. HF 572, appropriations.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Create a veterans' service compensation fund, appropriation. HF 656, appropriations.
- State officials, departments and executive council, expense of auditor of state (county, municipal, and school auditors' salaries), appropriation. SF 605, appropriations; HF 783, appropriations.
- Funds**
- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
- Permit pari-mutuel betting, create racing committee, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion). (All same subject matter)
- Equipment owned by prison industries, reinstate cash depreciation fund for. SF 148, human resources.
- Liquor store sales, five percent to counties, used for alcoholism. HF 150, Schroeder.
- State fair board, membership and authority of, also change financial operation. SF 166, Palmer.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Create a vocational youth organization fund, vocational education, appropriation. HF 273, Kreamer.
- Second injury fund benefits, workmen's compensation. SF 449, DeKoster.
- Costs for manufacture of motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S
- Rate of motor vehicle inspection station permit fees, administration of. SF 602, appropriations.

TREES—**General**

- Taxation of forest and fruit-tree reservations. SF 340, Shaff.

TRIALS—**General**

- Joint trials of defendants who are jointly indicted, felony cases, exception. SF 372, Schwieger.
- Waiver of jury trial in criminal cases. HF 476, Doyle.

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TRUSTEES—**General**

Increase per diem compensation of township trustees, HF 53, Mendenhall.
 Drainage district trustees do not have to be owners of agricultural land. HF 567, Stanley, et al.
 Fences on another's land, removal of, etc. HF 744, Jordan.

TUBERCULOSIS—**(Also see Disease)****General**

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TUITIONS—**(Also see Schools, sub-ref. Tuition and /or Colleges—Universities)****General**

Include students of schools of nursing in tuition grant program. SF 101, Shaw.
 Tuition rates set by board of regents. HF 136, Mendenhall; SF 204, Griffin.
 Finance tuition grants, higher education facilities commission, appropriation. SF 345, appropriations.
 Medical student tuition loans, higher education facilities commission administrative funds, appropriation. HF 683, appropriations.
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UNCLAIMED PROPERTY ACT—**(See Uniform Disposition of Unclaimed Property Act)****UNEMPLOYMENT COMPENSATION—****General**

Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.
 Remove one week waiting period before unemployment benefits can be received. HF 347, Rapp and Byerly.
 Lifting of disqualification for voluntarily quitting, twelve weeks off job, unemployment benefits. HF 539, Rapp, et al.
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 Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.
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 Deferment of work registration—provide all pertinent information to claimant re unemployment compensation. HF 662, Rapp, et al.
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Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis.

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Appointment of commissioners on uniform state laws, two by legislative council. HF 8, Fischer of Grundy.
 Appropriation to interstate cooperation, council of state governments and commission on uniform state laws. SF 519, appropriations.

UNIFORMS—**General**

Sheriffs and their deputies, provide standard uniforms. HF 125, judiciary and law enforcement.
 Allow schools to purchase uniforms, once every ten years, for musical groups. SF 286, Rodgers.
 County conservation uniforms, strike limitation of expense for. HF 674, natural resources.

UNIVERSITIES—**(See Colleges—Universities)****USE TAX—****(See Tax, sub ref. Use)**

UTILITIES—**General**

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.
- Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
- Committee to study energy policy positions—areas of powerplant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.

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- Public hearings mandatory for rate increases of public utilities. HF 5, Small; SF 60, Blouin. SSM
- Increase rate of interest on public utility refunds to customers. HF 10, Patchett, et al.
- Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis.
- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Filing for increases in utility rates, etc. HF 106, Egenes, et al.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Utilities, highway commission pay cities and towns for relocating, etc. due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.
- Require public utilities to pay advertising cost from profits. HF 340, Higgins and Patchett.
- Cable television considered city utility. HF 504, Edelen, et al.; HF 718, cities and towns. (Same)
- Municipally-owned utilities participate with other utilities and electric cooperatives, in acquiring and financing of jointly-owned facilities, electric energy. HF 609, ways and means.
- Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
- Property of a municipally-owned electric utility, held under joint ownership, subject to taxation. SF 516, ways and means.
- Formula for taxing electric power generating plants, one hundred megawatts or more. SF 547, way and means; SF 557, ways and means. S

VACATIONS—**General**

- Vacations for state employees. SF 379, Riley, et al.; HF 503, Clark of Lee, et al.

VALUATIONS—**General**

- Valuation of property, assessments, appraisals, etc. SF 121, ways and means.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Collecting special assessment deficiencies when improvements are made benefiting properties. HF 219, ways and means.

VEHICLE DISPATCHER—**General**

- Vehicle dispatcher, appropriation. SF 532, appropriations.
- Vehicle dispatcher, appropriation, depreciation fund. HF 748, appropriations.

VENDING—**Machines**

- Breaking and entering of vending machines, penalty. HF 94, Doyle.
- Vending machine operator's licenses, \$2.00 per machine. HF 171, Schroeder.

VENERAL DISEASE—**(Also see Disease)****General**

- Remove prohibition against sale, etc., or advertisement of birth control devices, abortion information, and venereal disease cures. SF 85, Kelly; SF 301, human resources. SSM
- Venereal disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources.

VETERANS—**(Also see Military)****General**

- Change observance date of Veterans' day. HF 27, Wells, et al.
- Census of children of deceased soldiers, repeal law. HF 37, ways and means; SF 51, ways and means.
- Increase property tax exemptions for veterans. SF 81, Miller of Des Moines; HF 103, Monroe.

- Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding.** SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S
- Liquor licenses of clubs, veterans organizations, include beer. HF 127, Fisher of Greene.
- Soldiers relief fund—change to veteran affairs fund. SF 132, Briles; HF 148, Wyckoff.
- Veteran's credit (bonus), to be used against state income tax. HF 165, Bittle, et al.; SF 170, Murray.
- Iowa soldiers home may file claims with the U. S. Veterans Administration for reimbursement of per diem expenses. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al.
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffith, et al.; SF 483, ways and means. S
- Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn.
- Veteran's service compensation fund, appropriating state and federal funds. (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S
- Military service property tax exemption, Korea and Vietnam. SF 363, Heying and Taylor.
- World War II from December 7, 1941 to December 31, 1946 (conforms with federal dates) property tax exemption. HF 419, Krause.
- Property tax exemption to all military service personnel serving between September 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict. HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM
- Appropriation bonus board, war orphans' educational aid fund. HF 625, appropriations.
- Create a veterans' service compensation fund, appropriation. HF 656, appropriations.
- Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in Southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.

VETERINARY—**General**

- Veterinarian's liens on any animal, etc.** HF 374, agriculture.
- Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.
- Development commission, appropriation, expansion of veterinary biologics facility in Ames, used by U.S. department of agriculture. HF 786, appropriations.

VIOLENCE—**(Also see Civil Disorders, Riots and/or Strikes)****General**

- Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.

VITAL STATISTICS—**General**

- State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
- Issue new birth certificates, persons born outside U.S., adopted in Iowa. HF 323, Byerly and Clark of Lee.
- Vital statistics, authorize inspection, etc. to an incorporated nonprofit society for historical or genealogical research purposes. HF 651, Crabb.

VOCATIONAL SCHOOLS—**(See Schools, sub-ref. Area—Area Vocational and/or Trade)****VOTING—****(See Elections)****WAGES—****(See Salaries, sub-ref. Wages)****WAREHOUSES—****(Also see Agriculture, sub-ref. Warehouses)****General**

- Remove warehouse storage from service tax. SF 438, Potter, et al.

WARRANTS—**General**

- Reissuance of outdated warrants by comptroller. HF 696, state government.

WATCHMAKER—**General**

- Accountancy, architectural examiners, banking, engineering examiners, watch-making examiners, appropriations to. SF 232, appropriations.

WATER—**General**

- Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 59, transportation.
- Quality of the pipe used for water well construction. HF 215, Doyle, et al.
- Conservation commission acquire no more land and water until land previously acquired has been developed, etc. SJR 8, Heying, et al.
- Wake, definition of, water navigation regulations. HF 282, natural resources.
- Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
- Legalize proceedings of board of trustees, Stuart municipal utilities, water revenue bonds, increase rates, Adair and Guthrie counties. HF 366, Bortell; HF 679, judiciary and law enforcement. (Same)
- Standards for water well construction, inspection, permit fees, etc. SF 347, Griffin.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.
- Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden. S
- Diversion of water, industrial coolants, to underground basins or watercourses, alternative methods. HF 497, Krause.
- Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tieden.
- Legalize proceedings of town council of Sanborn, O'Brien county, management and control of waterworks system in town council. HF 568, Hansen; HF 676, judiciary and law enforcement. (Same)
- Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
- Appropriation to conservation commission for specific projects. HF 720, appropriations.
- Appropriate any moneys in operators certification fund, water quality commission, to the department. HF 762, appropriations.

WATERCRAFT—**General**

- Length of vehicles used for transporting vehicles and boats. SF 110, Griffin; HF 608, transportation. SSM
- Wake, definition of, water navigation regulations. HF 282, natural resources.
- Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
- Reporting of boating accidents. HF 488, Freeman; HF 657, natural resources. (Same)
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM
- Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.

WATER POLLUTION—**(See Environmental Preservation and/or Pollution)****WAYS AND MEANS—****General**

- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- City assessors provided copies of the Code without cost. SF 39, ways and means.
- Census of children of deceased soldiers, repeal law. HF 37, ways and means; SF 51, ways and means.
- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley. S
- Increase the fees charged by board of accountancy. HF 225, Egenes, et al.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Increase personal property tax credit. HF 228, Bortell, et al.; HF 740, ways and means (same); SF 269, Priebe and Rodgers. SSM
- Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means. (All SSM)
- Increase tax on little cigars. HF 328, ways and means; SF 319, ways and means. S

- Real estate transfers, increase rate of taxation.** HF 390, Oakley.
- Impose excise tax on certain beverage containers, etc., penalty.** HF 516, Egenes, et al.
- Impose a voluntary tax on specified tax-exempt properties for certain services, etc.** HF 517, Husak; SF 470, Orr.
- Increase foundation property tax for school districts to thirty mills, increase foundation base, remove maximum millage reduction.** HF 596, Harvey and Dunlap.
- Municipally-owned utilities participate with other utilities and electric cooperatives, in acquiring and financing of jointly-owned facilities, electric energy.** HF 609, ways and means.
- Refunds of tax on special fuels, uncollectible with suitable records.** SF 480, ways and means.
- Authorize boards of supervisors to establish revolving funds, expenses for maintenance of drainage or levee districts.** HF 633, Mennega, et al.
- Computation of Iowa net income—gains on farm recapture property or non-farm adjusted gross income over \$20,000 treated as ordinary income, etc.** HF 652, Krause.
- Establish a corn promotion fund, etc.** HF 692, agriculture.
- Franchise tax rates same as corporate income tax rates.** HF 695, Rapp.
- Individual income tax, simplified reporting form, changes in tax rates, exemptions, etc.** HF 706, Rapp, et al.
- Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc.** HF 715, ways and means.
- Property of a municipally-owned electric utility, held under joint ownership, subject to taxation.** SF 516, ways and means.
- Formula for taxing electric power generating plants, one hundred megawatts or more.** SF 547, ways and means; SF 557, ways and means. S
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year.** HF 772, ways and means.
- Permit foreign life insurance companies to become Iowa corporations if they comply, and payment of transfer tax.** SF 592, ways and means; HF 798, ways and means. S
- Limitations on property tax levy for budgets of counties, cities, and towns, temporary.** SF 615, ways and means.
- Legalize procedures of Nishna Valley community school district, Mills county, sale of several tracts of real estate, etc.** HF 804, ways and means.

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- Marijuana a noxious weed.** SF 309, Tieden.
- Prohibit sale, distribution, etc. of teasel or teasel seeds.** HF 210, agriculture.

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- Temporary restrictions on weight and load of certain motor vehicles, etc.** HF 41, transportation.
- Definition of tandem axle, weight.** HF 48, transportation.
- Include compaction rubbish trucks re gross weight that can be carried on the axles of a vehicle.** SF 133, Robinson.
- Oversized and overweight vehicles, loads and weights in excess, penalties for.** HF 290, transportation.
- Size, weight, and load of vehicles (construction equipment, etc.) operated on Iowa's roads.** HF 542, transportation; SF 546, state government. S
- Sale of coal and other bulk commodities by weight, delivery tickets, inspection of hopper scales, etc.** SF 517, agriculture.

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- Increase maximum allowable expert witness fee.** SF 29, Kelly; HF 67, Oakley.
- Granting immunity to witnesses, criminal proceedings, penalty.** SF 568, judiciary.

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- Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation.** SF 563, appropriations.

WORKMEN'S COMPENSATION—**General**

- Extend workmen's compensation to employees engaged in agricultural work at institutions under board of regents.** SF 175, Nyström; HF 406, Strome; HF 467, education.
- Second injury fund benefits, workmen's compensation.** SF 449, DeKoster.

Workmen's compensation benefits conforming to national workmen's compensation benefits, etc. HF 554, Kiser; SF 495, human and industrial relations. SSM

Payment of workmen's compensation claims, highway commission employees, appropriation. SF 503, appropriations.

Workmen's compensation for inmates of penal or correctional facilities. SF 564, Gluba.

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WRESTLING—

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General

Governor's youth program, appropriation. SF 83, Blouin.

Create office of youth opportunity, etc., appropriations. HF 666, Krause, et al.

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General

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County zoning restrictions in unincorporated area of county, county zoning commission members elected, etc. SF 458, Scott, et al.

Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by board of supervisors. HF 658, cities and towns.

ZOOLOGICAL GARDENS—

General

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ZOOS—

General

Establishment of zoos or zoological gardens, authorize levy of taxes and issuance of bonds, etc. HF 501, Lipsky.

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 Committee appointments—7, 12, 18, 87, 102, 558, 586, 588, 1311, 1328
 Petitions presented—125, 492, 532, 659, 676, 698, 764, 835, 877, 878, 995, 1020
 Presided at sessions of the Senate—801
 Received consent that John E. Dwyer, Legal Counsel, Legislative Service
 Bureau remain in Senate chamber as consultant re HF 585—1122
 Reports—225, 349, 351, 494, 734, 814, 862, 929, 1049, 1575-1583, 1811-1819
 Resolutions offered—678, 966, 1330

- Subcommittee appointments—22, 401
- Subcommittee assignments—339, 340, 341, 342, 412, 413, 489, 579, 656, 730, 731, 827, 828, 957
- Official delegate to represent the Senate at funeral services for the Honorable Guy M. Gillette—498

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- Appointments to—76, 1057, 2187
- Reappointment—1057

DODERER, MINNETTE—Senator Thirty-seventh District

- Bills introduced—SJR 1, 12; 1, 5, 11, 15, 22, 31, 37, 45, 49, 50, 52, 66, 71, 73, 75, 125, 138, 141, 147, 150, 154, 162, 243, 248, 250, 256, 258, 260, 277, 300, 308, 310, 316, 326, 336, 343, 349, 350, 393, 395, 437, 446, 474, 490, 491
- Amendments filed—236, 298, 361, 372, 392, 477, 511-512, 514, 515, 548-552, 622, 634, 657, 681-682, 683, 683-684, 694, 761, 829-831, 874, 921, 970, 989, 990, 991-992, 1006-1007, 1018, 1076, 1148-1149, 1151, 1361, 1361-1362, 1399, 1416-1417, 1429, 1429-1430, 1516-1521, 1522, 1562, 1623, 1623-1624, 1638, 1680-1681, 1681, 1687, 1718, 1719, 1752, 1856, 1904, 2147, 2152
- Amendments offered—121, 239, 265, 269, 291, 380, 392, 433, 470, 480, 482, 483, 542, 543, 580, 638, 662, 691, 699, 706, 756, 817, 825, 839, 887, 888, 975, 979, 1026, 1041, 1043, 1081, 1367, 1389, 1390, 1436, 1489, 1511, 1532, 1566, 1568, 1609, 1614, 1662, 1701, 1705, 1706, 1764, 1866, 1896, 1919
- Amendments withdrawn—270, 392, 433, 580, 887, 888, 979, 1160, 1436
- Call of the Senate—1395
- Committee appointments—4, 18, 22, 88, 103, 586, 917, 1947, 1953
- Presided at sessions of the Senate—1348
- Received consent that Senators Doderer and Hansen be made co-sponsors on Senate File 50—954
- Reports—4-6, 209, 768, 769, 2018-2019, 2029-2030
- Resolutions offered—63, 323, 941, 966, 1144, 1247, 1330, 1552, 1852, 1899, 1932, 2030
- Subcommittee appointments—21
- Subcommittee assignments—339, 340, 341, 412, 570, 655, 656, 657, 730, 731, 827, 828, 1030

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- Appointments to—2155, 2187

ELECTIONS—

- Communication re election contest, Arlo Hullinger vs. Richard R. Ramsey—145-147, 177-178
- Report of contest committee—1467-1468
- Report of contest committee adopted—1486-1488

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- (See Officers and Employees)

ENROLLED BILLS, COMMITTEE ON—

- Appointments to—76
- Reports of Joint Committee—259, 381, 399, 493, 520, 597, 704, 760, 786, 905, 916, 974, 1001, 1083, 1124, 1233, 1241, 1369, 1370, 1395, 1461, 1652, 1653, 1830, 1859, 2004, 2153
- Reports of Senate (sent to Governor)—400, 493, 597, 704, 786, 916, 974, 1083, 1234, 1370, 1395, 1462, 1653, 1830, 2004, 2154
- Reports of Senate (sent to Secretary of State)—827

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- Appointed—22
- Appointments to—22, 42, 51
- Amendments filed—731, 1090
- Amendments offered—738, 1464, 1465
- Reports—231-232, 250-252, 301-306

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Senate File 25—Senator Gluba—780

Senate File 25—Senator Junkins—1271

Senate File 32—Senator Schwieger—235

Senate File 32—Senator Schwieger—749

Senate File 32—Senator Schaben—802

Senate File 39—Senator Rodgers—129

Senate File 39—Senator Junkins—150

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Senate File 107—Senator Miller of Des Moines—359

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Senate File 219—Senator Rodgers—461

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Senate File 237—Senator Blouin—873
Senate File 239—Senator Schwieger—749
Senate File 239—Senator Schaben—802
Senate File 242—Senator Junkins—1272
Senate File 242—Senator Hansen—1303
Senate File 265—Senator Schwieger—749
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Senate File 282—Senator Gallagher—671
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Senate File 291—Senator Schwieger—749
Senate File 291—Senator Schaben—802
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Senate File 335—Senator Junkins—1271
Senate File 335—Senator Hansen—1303
Senate File 376—Senator McCartney—1087
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Senate File 414—Senator Schaben—1679
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Senate File 447—Senator Schwieger—1354
Senate File 447—Senator Hansen—1381
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Senate File 448—Senator Schwieger—848
Senate File 448—Senator Blouin—873
Senate File 453—Senator Schaben—1016
Senate File 456—Senator Hansen—908
Senate File 480—Senator Shaw—848
Senate File 480—Senator Schwieger—848
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Senate File 489—Senator Shaw—957
Senate File 495—Senator Schaben—1016
Senate File 501—Senator Schaben—1128
Senate File 501—Senator Junkins—1271
Senate File 501—Senator Hansen—1303
Senate File 512—Senator Schwieger—1354
Senate File 512—Senator Hansen—1381
Senate File 513—Senator Ramsey—1198
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Senate File 514—Senator Scott—1679
Senate File 519—Senator Hansen—1127-1128
Senate File 520—Senator Hansen—1127-1128
Senate File 521—Senator Hansen—1127-1128
Senate File 523—Senator Hansen—1127-1128
Senate File 523—Senator Coleman—1981

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Senate File 533—Senator Junkins—1271
Senate File 534—Senator Junkins—1271
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Senate File 541—Senator Junkins—1271
Senate File 542—Senator Ramsey—1228
Senate File 542—Senator Junkins—1272
Senate File 543—Senator Junkins—1272
Senate File 550—Senator Schaben—1679
Senate File 550—Senator Junkins—1679
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Senate File 567—Senator Tieden—1354
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Senate File 571—Senator Schwengels—1541
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Senate File 585—Senator Schaben—1679
Senate File 585—Senator Junkins—1679
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Rodgers—1981
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House File 116—Senator Junkins—1272
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House File 191—Senator Junkins—1272
House File 203—Senator Junkins—1272
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House File 656—Senators Griffin, Sr., Hultman, Kinley, Rabedeaux and Rodgers—1981
House File 676—Senator Schaben—1679
House File 676—Senator Junkins—1679
House File 677—Senator Hansen—2139
House File 678—Senator Schaben—1679
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House File 736—Senator Hansen—1303
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House File 740—Senator Schaben—1901
House File 742—Senator Hansen—1303
House File 743—Senator Tieden—1354
House File 744—Senators Griffin, Sr., Hultman, Kinley, Rabedeaux and Rodgers—1901
House File 764—Senators Griffin, Sr., Hultman, Kinley, Rabedeaux and Rodgers—1901
House File 767—Senator Ramsey—1445
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On confirmation of George Annan—Senator Hultman—1499
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On confirmation of S. J. Brownlee—Senator Shaw—749

On confirmation of Herbert L. Campbell—Senator Heying—942
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 On confirmation of Lawrence D. Carstensen—Senator Shaw—749
 On confirmation of Perry Christensen—Senator Tieden—1499
 On confirmation of Dr. M. A. Dalchow—Senator Shaw—957
 On confirmation of Stephen Garst—Senator Schaben—1087
 On confirmation of Roger Jensen—Senator Hansen—908
 On confirmation of Robert C. Landess—Senator Scott—985
 On confirmation of Don McLeod—Senator Shaw—749
 On confirmation of Herbert Reed—Senator Shaw—957
 On confirmation of Harry Slife—Senator Shaw—957
 On confirmation of David Smith—Senator Gluba—169
 On confirmation of Jane B. Smith—Senator Tieden—1499
 On confirmation of Robert C. Yapp—Senator Hansen—908

EXPRESSION OF SYMPATHY—

To the family of Dr. Keith A. McNurlen—150

GALLAGHER, JAMES V.—Senator Sixteenth District

Bills introduced—SJR 4, 8; 37, 53, 94, 129, 138, 139, 165, 221, 267, 281, 285,
 288, 310, 329, 364, 365, 419, 458, 490
 Amendments filed—622, 685, 1032, 1114, 1151, 1361-1362, 1449-1450, 1450,
 1452, 1521, 1522, 1544, 1557, 1752, 1756
 Amendments offered—1743, 1771, 1827, 1878, 2053, 2128
 Amendments withdrawn—789, 2128
 Committee appointments—10, 18, 586, 589, 1961
 Petitions presented—98, 131, 154, 216, 237, 405, 676, 734, 752, 784, 860, 878,
 897, 928
 Reports—737, 1494, 2077-2084
 Resolutions offered—149, 966, 1247, 1932, 2136, 2137
 Subcommittee assignments—340, 412, 488, 489, 570, 657, 730, 731, 827, 890, 957

GLENN, GENE W.—Senator Forty-fifth District

Bills introduced—4, 18, 66, 67, 68, 70, 71, 73, 74, 75, 490
 Amendments filed—129, 178, 235, 245, 287, 298, 388, 402, 515, 530, 590-591,
 606, 681, 694, 1428, 1429, 1449-1450, 1450, 1452, 1469, 1718
 Amendments offered—14, 92, 182, 269, 270, 303, 312, 321, 408, 470, 518, 519,
 521, 534, 559, 562, 618, 619, 701, 999, 1000, 1385, 1443, 1511, 1599, 1608,
 1610, 1612, 1665
 Amendments withdrawn—269, 521, 534, 1486, 1608, 1610
 Appealed ruling of chair—1513, 1614
 Committee appointments—18, 22, 87, 586, 588, 842, 1330
 Presided at sessions of the Senate—1011, 1998, 2002, 2016, 2056
 Reports—351, 738, 1493, 1811-1819
 Resolutions offered—654, 1247, 1932
 Subcommittee assignments—339, 340, 341, 342, 411, 412, 488, 489, 570, 571,
 656, 657, 730, 731, 827, 828, 957, 1030, 1113
 Withdrew appeal—1614
 Memorial Service, poem—853

GLUBA, WILLIAM E.—Senator Forty-first District

Bills introduced—SJR 3; 31, 47, 73, 87, 125, 129, 138, 141, 144, 150, 151, 152,
 168, 171, 190, 197, 225, 229, 243, 279, 280, 285, 307, 308, 329, 355, 360, 361,
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 Amendments filed—256, 403, 437, 438, 452, 501, 528-530, 622, 623, 922, 1032,
 1049, 1049-1050, 1060, 1132, 1151, 1361-1362, 1382, 1416-1417, 1429-1430,
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 1856, 1903-1904, 1904, 2146
 Amendments offered—267, 268, 452, 455, 710, 1067, 1078, 1080, 1386, 1405-
 1406, 1510, 1514, 1546, 1610, 1740, 1742, 1766, 1845, 1915, 1920, 1973, 2074,
 2107
 Amendments withdrawn—268, 269, 270, 408, 449, 455, 1078
 Call of the Senate—1395

Committee appointments—18, 86, 589, 1971, 1997
 Petitions presented—834, 859, 897, 961, 1035, 1154, 1221, 1283, 1431, 1563
 Reports—350, 1022, 1980-1981, 2050-2052
 Resolutions offered—509, 654, 966, 1102, 1144, 1247, 1330, 1932, 2031, 2136, 2138
 Subcommittee appointments—22, 339
 Subcommittee assignments—340, 341, 411, 412, 570, 656, 730, 1030

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 (See Senate Concurrent Resolutions)
 (See Senate Resolutions)
 (See House Concurrent Resolutions)

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 Took oath of office—68
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 Committee to escort—32, 67, 156, 160, 842
 Addressed joint convention—32-40, 68-73, 156-157, 160-169, 842-847
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 Inaugural address—68-73
 Resolution relating to Budget Message, HCR 7—124, 126
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 Resolution relating to Supplement to Budget Message, HCR 38—838, 848
 Supplement to Budget Message—842-847
 Resolution relating to Condition of the State Message, HCR 1—11
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 Resolution relating to Memorial to former President Lyndon Baines Johnson, HCR 9—148
 Memorial—156-157
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 Bills signed by—286, 426, 525, 569, 671, 749, 847-848, 940, 956-957, 1015, 1127, 1145-1146, 1270, 1303, 1317, 1396, 1412-1413, 1424, 1498, 1747-1749, 1777, 1900-1901, 1933, 2161-2171
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 Bills vetoed—2161
 Item veto messages—2172-2173, 2173-2174, 2174-2176, 2176-2178, 2179, 2180-2182, 2182-2183
 Veto messages—2171-2172
 Closing message—2157-2160

GRIFFIN, SR., JAMES W.—Senator Fiftieth District
 Bills introduced—SJR 11: 3, 10, 14, 25, 36, 56, 78, 86, 87, 89, 91, 98, 105, 110, 114, 123, 134, 139, 144, 145, 168, 173, 183, 196, 204, 205, 207, 208, 209, 211, 229, 273, 315, 320, 321, 324, 329, 333, 347, 365, 402, 406, 416, 485
 Amendments filed—205, 501, 592-593, 622, 634-635, 803, 910-913, 959, 1032, 1133, 1203-1219, 1275, 1356-1360, 1448, 1522, 1544, 1622-1623, 1638, 1726-1727, 1752
 Amendments offered—133, 689, 1284, 1655, 1909, 1909-1910, 1910
 Amendments withdrawn—272, 689, 1533, 1910
 Call of the Senate—1412
 Committee appointments—7, 18, 32, 86, 103, 586, 587, 842, 1773
 Presided at sessions of the Senate—540, 1912
 Reports—209, 210, 768, 813, 1020, 1979-1980
 Resolutions offered—779, 966, 1330
 Subcommittee assignments—339, 340, 341, 342, 412, 413, 488, 489, 570, 571, 656, 730, 731, 827, 890, 1114, 1331, 1636
 Presented to the Senate the Honorable Thomas Kleppe, National Administrator, Small Business Administration, Washington, D. C.—364

HANSEN, WILLARD R.—Senator Eighteenth District
 Bills introduced—SJR 9: 50, 122, 123, 136, 137, 138, 139, 150, 205, 207, 208, 209, 223, 277, 329, 333, 350, 377, 378, 472, 491

Amendments filed—298, 359-360, 386-387, 462, 501, 592, 622, 921, 1032, 1360, 1429-1430, 1447-1448, 1448, 1557-1558, 1588-1589, 1589-1590, 1590, 1591, 1726, 1751, 1752, 1824-1825, 1904
 Amendments offered—469, 743, 757, 774, 953, 1040, 1408, 1601, 1603, 1606, 1608, 1615, 1648, 1790, 1793, 1874, 1908, 1911, 1943, 2099
 Amendments withdrawn—1607, 1616
 Call of the Senate—1395, 1412, 2130-2131
 Committee appointments—8, 18, 86, 103, 194, 586, 588, 589, 1105, 1961, 1997
 Petitions presented—171, 196, 237, 311, 637, 763, 783, 811, 860, 915
 Presided at sessions of the Senate—641, 839, 1464, 1627, 1693, 1874, 1882
 Reports—210, 862, 882, 931, 1198, 2050-2052, 2077-2084
 Resolutions offered—323, 966, 1144, 1247, 1330, 2031
 Rulings—1896
 Subcommittee appointments—22, 339
 Subcommittee assignments—340, 341, 342, 412, 413, 488, 489, 570, 571, 657, 827, 890, 1030, 1114, 1228, 1331, 1424, 1516, 1823

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Resolution relating to, SCR 28, rescind or modify proposed rules—525, 533 adopted
 Communication received—1088

HEYING, H. L.—Senator Eighth District

Bills introduced—SJR 8; 43, 53, 80, 87, 100, 138, 139, 165, 168, 221, 233, 262, 288, 289, 318, 329, 338, 363, 365, 490
 Amendments filed—88, 317, 361, 622, 680-681, 750, 781, 926, 968, 990, 991-992, 1007, 1017, 1032, 1151, 1361-1362, 1382-1383, 1397, 1398, 1449, 1544, 1638, 1752, 1855, 1856
 Amendments offered—284, 363, 788, 1037, 1366, 1367, 1421, 1456, 1457, 1458, 1459, 1650, 1862, 2131
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 Committee appointments—8, 18, 586, 588, 1953
 Petitions presented—141, 154, 189, 237, 282, 288, 301, 311, 319, 348, 363, 429, 502, 594, 610, 611, 698, 860, 915, 1759, 1937
 Reports—735, 1125, 2018-2019
 Resolution relating to, SCR 9—100, 124, 412
 Resolutions offered—100, 335, 526, 1197, 1247, 1330, 1932, 2136, 2137
 Subcommittee appointments—22, 339
 Subcommittee assignments—342, 412, 413, 489, 571, 827, 957

HIGHER EDUCATION, COMMITTEE ON—

Appointed—16
 Bills introduced—401, 436
 Amendments filed—604
 Amendments withdrawn—818
 Reports—604, 760
 Resolutions offered—148, 505

HIGHER EDUCATION FACILITIES COMMISSION—

Appointments to—202, 2187

HILL, EUGENE M.—Senator Thirty-fifth District

Bills introduced—2, 27, 46, 103, 141, 142, 174, 185, 317, 318, 343, 490
 Amendments filed—129, 195, 215, 317, 326, 368-371, 372, 436, 438, 462-463, 500, 530-531, 1018, 1149-1150, 1201, 1428, 1469, 1624-1625, 1718, 1856, 1903, 1933, 2152
 Amendments offered—131, 228, 328, 392, 559, 597, 755, 1041, 1043, 1079, 1082, 1167, 1458, 1938, 2107
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 Petitions presented—130, 171, 348, 363, 611, 835, 972
 Presided at sessions of the Senate—1348
 Reports—4-6, 862, 1144, 1492, 1819-1822
 Resolutions offered—966, 1247, 1811, 1899, 1932, 2136, 2137
 Subcommittee assignments—339, 340, 412, 656, 657, 827, 828, 890, 957, 1030,
 1114

MILLER, ELIZABETH R.—Senator Twentieth District

Bills introduced—SJR 2, 8; 36, 49, 165, 184, 197, 207, 208, 277, 289, 318, 329,
 333, 350, 374, 412, 414, 491
 Amendments filed—969, 1544, 1725, 1904
 Amendments offered—2133
 Committee appointments—19, 55, 88, 102, 103, 156, 587, 588, 589, 1330, 1629
 Petitions presented—206, 247, 573, 595, 610, 625, 659, 676, 687, 734, 752, 763,
 835, 897
 Reports—353, 813, 878, 882, 929, 1493, 1811-1819, 1819-1822
 Resolutions offered—323, 1247
 Subcommittee assignments—342, 412, 413, 489, 571, 656, 827, 828, 890, 957
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MILLIGAN, GEORGE F.—SENATOR Thirty-third District

Bills introduced—SJR 9; 34, 35, 49, 115, 125, 207, 208, 274, 420, 479, 485
 Amendments filed—152, 244, 342-345, 512-514, 1219, 1429-1430, 1516, 1557-
 1558, 1558-1562, 1588-1589, 1590, 1622-1623, 1681, 1720, 1756, 1824
 Amendments offered—313, 534, 1534, 1604, 1704, 1868, 1872, 1875, 1975
 Amendments withdrawn—536, 559

Call of the Senate—2130-2131
Committee appointments—4, 19, 86, 102, 103, 588, 589
Petitions presented—237, 238, 258, 390, 763, 783, 811
Reports—4-6, 53, 350, 736, 814, 882, 974, 1125
Resolutions offered—966, 1247, 2031
Subcommittee appointments—21
Subcommittee assignments—339, 340, 341, 411, 412, 488, 570, 655, 656, 657,
 730, 827, 828, 1030

MINORITY FLOOR LEADER, James F. Schaben, Senator Twenty-seventh Dis-
trict—
 (See Schaben, James F.—Senator Twenty-seventh District, Minority Floor
 Leader)

MOTIONS TO RESONSIDER—

Motions to reconsider—

Filed:

Senate File 6—88
 Senate File 20—150
 Senate File 26—203
 Senate File 108—476
 Senate File 144—1693
 Senate File 321—1393
 Senate File 383—1265
 Senate File 480—841, 848
 Senate File 498—956
 Senate File 539—1195
 Senate File 557—1310, 1712
 Senate File 581—1445
 Senate File 590—1709
 Senate File 609—1899
 House File 41—670
 House File 45—826
 House File 48, amendment S—74—498
 House File 48—603
 House File 122—1015
 House File 186—941
 House File 193—1506
 House File 219—1037
 House File 315—1411
 House File 585, amendment S—520—1137
 House File 703—1265
 House File 716—1849
 House File 767—1439, 1665
 House File 769—1709
 House Concurrent Resolution 13—279

Prevailed:

Senate File 6—120
 Senate File 20—174
 Senate File 108—612
 Senate File 480—902
 Senate File 539—1787
 Senate File 557—1454
 Senate File 581—1484
 Senate File 609—1942
 House File 41—823
 House File 45—1011
 House File 48—637
 House File 122—1104
 House File 219—1262
 House File 703—1311
 House File 716—2001

House File 767—1662, 1989
 House File 769—1709
 House Concurrent Resolution 13—289-290

Lost:

Senate File 26—378
 House File 186—1013

Withdrawn:

Senate File 144—1849
 Senate File 383—1354
 Senate File 480—903
 Senate File 557—1736
 Senate File 590—1760
 House File 48, amendment S—74—599
 House File 193—1526
 House File 315—1423
 House File 585, amendment S—520—1158

Motions to reconsider:

Senate File 25, amendment S—49—272
 Senate File 108, amendment S—81—449
 Senate File 115, amendment S—212—523
 Senate File 115, amendment S—231—540
 Senate File 126, amendment S—132—394
 Senate File 376, amendment S—492—1083
 Senate File 609—1942
 House File 48, amendment S—74—638
 House File 287, amendment S—303—691
 House File 359, amendment S—294—757
 House File 439, amendment S—759—1567
 House File 595, amendment S—1020—2092
 House File 656, amendment S—639—1529
 House File 656, amendment S—724—1531
 House File 656, amendment S—531B—1536
 House File 716, amendment S—934—2002
 House File 745, amendment S—877—1734
 House File 745, amendment S—879—1735
 House File 745, amendment S—878—1739
 House File 745, amendment S—876—1760
 House File 767, amendment S—684—1664
 House File 769, amendment S—751—1710
 House File 775, amendment S—802—1912

Prevailed:

Senate File 115, amendment S—212—523
 Senate File 126, amendment S—132—394
 Senate File 376, amendment S—492—1083
 Senate File 609—1942
 House File 48, amendment S—74—638
 House File 359, amendment S—294—758
 House File 439, amendment S—759—1567-1568
 House File 656, amendment S—639—1530
 House File 656, amendment S—724—1531
 House File 656, amendment S—531B—1536
 House File 716, amendment S—934—2002
 House File 745, amendment S—877—1734
 House File 745, amendment S—876—1760-1761
 House File 769, amendment S—751—1710
 House File 775, amendment S—802—1912

Lost:

Senate File 108, amendment S—81—449
 Senate File 115, amendment S—231—541
 House File 287, amendment S—303—691

House File 745, amendment S—879—1735-1736
 House File 745, amendment S—878—1740
 House File 767, amendment S—684—1664-1665

Withdrawn:

Senate File 25, amendment S—49—272

Motion to reconsider vote be laid on table—

Senate File 25—273
 Senate File 321—1393
 House File 315—1411-1412
 House File 740—1802
 House File 745—1772
 House File 785—1898

Prevailed:

Senate File 25—273
 Senate File 321—1394
 House File 740—1802
 House File 745—1773
 House File 785—1899

Out of order:

House File 315—1412

Motion to lay on table—

Senate File 198—487
 Senate File 577—1460

Prevailed:

Senate File 198—487

Withdrawn:

Senate File 577—1461

Motion to take from table—

Senate File 321—1394

Ruled out of order:

Senate File 321—1394

MURRAY, JOHN S.—Senator Twenty-first District

Bills introduced—SJR 3, 9; 49, 122, 125, 131, 139, 150, 170, 196, 207, 208, 260, 280, 329, 331, 358, 373, 424, 425, 434
 Amendments filed—255, 298, 342-345, 372, 462, 463-464, 477, 490, 622, 805, 1006, 1032, 1151, 1277, 1280, 1280-1281, 1361-1362, 1448, 1450-1452, 1503, 1523, 1623-1624, 1719, 1722-1724, 1725, 1727, 1753, 1855-1856, 2033, 2147
 Amendments offered—122, 302, 644, 885, 1288, 1292, 1295, 1434, 1534, 1600, 1610, 1745, 1772, 1792-1793, 1916, 2046, 2097
 Amendments withdrawn—470, 1862
 Committee appointments—11, 19, 87, 586, 588, 589, 1774
 Petitions presented—153, 206, 216, 557, 625, 659, 734, 783, 811, 834
 Presided at sessions of the Senate—816, 1704
 Reports—65, 210, 352, 737, 766, 972, 1931-1932
 Resolutions offered—509, 941, 966, 1144, 1247, 1102, 1330
 Rulings—817
 Subcommittee appointments—21
 Subcommittee assignments—339, 340, 341, 342, 411, 489, 570, 571, 655, 656, 657, 730, 731, 827, 828, 1030, 1114, 1331
 Received consent that Fred Brinkley, Director, Iowa Drug Abuse Authority, and Kitty Ellsworth, Youth Drug Abuse Specialist, remain in Senate Chamber as consultants—468
 Assistant teller—41
 Presented to the Senate the Honorable Rudy Van Drie, former member of the Senate—190

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Appointed—17
 Appointments to—86
 Reports—298, 510, 511, 760, 761, 958, 959, 1712-1713, 2033, 2140

NEU, ARTHUR A.—President of the Senate

(See Lieutenant Governor Neu, Arthur A., President of the Senate)

NOLIN, KARL—Senator Twenty-eighth District

Bills introduced—SJR 8; 53, 128, 141, 180, 183, 207, 208, 209, 233, 289, 307,
308, 322, 329, 333, 412, 419, 424, 458, 490Amendments filed—622, 1032, 1114, 1201, 1448, 1521, 1522, 1544, 1752, 1780,
1935

Amendments offered—1390, 1841

Amendments withdrawn—1841

Committee appointments—8, 19, 67, 587, 588, 671, 1774, 2056

Petitions presented—125, 130, 141, 573, 595, 734, 764, 811, 835, 859, 897

Presided at sessions of the Senate—1261

Reports—67, 734, 1064, 1913, 1931-1932, 2085

Resolutions offered—941, 966, 1247, 1932, 2031, 2136, 2137

Subcommittee appointments—21

Subcommittee assignments—339, 340, 341, 342, 412, 413, 489, 571, 655, 656,
657, 731, 828, 1030, 1114, 1823

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Procedure for—568

NYSTROM, JOHN N.—Senator Twenty-second District

Bills introduced—SJR 4, 10; 40, 44, 127, 138, 139, 169, 175, 183, 205, 207, 208,
209, 212, 214, 218, 223, 229, 235, 236, 251, 252, 263, 268, 283, 285, 318, 333,
343, 355, 360, 373, 374, 387, 446, 491Amendments filed—375, 622, 684-685, 1032, 1128, 1201, 1250, 1448, 1450-1452,
1543, 1557, 1592, 1717, 1752, 1753

Amendments offered—1325, 1327, 1595, 1597

Amendments withdrawn—1843

Committee appointments—8, 19, 87, 103, 587, 589, 1997, 2056

Petitions presented—119, 141, 206, 363, 610, 676, 734, 784

Presided at sessions of the Senate—937

Reports—79, 351, 493, 736, 765, 1021, 2050-2052, 2085

Resolutions offered—177, 1247, 1330, 2136, 2137

Subcommittee assignments—339, 340, 341, 342, 412, 489, 570, 656, 730, 731,
828, 890, 957, 1030, 1114, 1228, 1331, 1516, 1823

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A. Neu—68

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By administrative assistant to Lieutenant Governor Arthur A. Neu—77

By executive secretary to Lieutenant Governor Arthur A. Neu—77

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By Secretary of the Senate, Ralph R. Brown—301

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Badges and jackets—8

Reports—62, 79, 80-81, 91, 93, 187, 211, 225, 238

Resolutions relating to:

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Senate Concurrent Resolution 7—55-58

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Resignations—202, 1049

Sergeant-at-Arms, R. K. Shawhan took oath of office—836

ORR, JOAN—Senator Thirty-sixth District

Bills introduced—49, 138, 168, 221, 288, 310, 329, 392, 464, 470, 490, 491, 492, 584

Amendments filed—375, 403, 439, 622, 681-682, 1018, 1032, 1149, 1150, 1448, 1522, 1544, 1718, 1727

Amendments offered—471, 486, 1044, 1164, 1176, 1391, 1607, 1616

Amendments withdrawn—485, 1607, 1616, 1741

Committee appointments—19, 88, 147, 160, 586, 588

Petitions presented—130, 288, 362, 595, 611, 659, 718, 752, 763, 783, 834, 897

Presided at sessions of the Senate—1194

Reports—280, 391, 498, 558, 882, 917, 973

Resolutions offered—1247, 1330, 1852, 1899, 1932

Rulings—1195

Subcommittee assignments—340, 341, 489, 571, 656, 657, 828, 890, 1636, 2032

PALMER, WILLIAM D.—Senator Thirty-second District

Bills introduced—25, 58, 69, 87, 125, 129, 138, 141, 153, 165, 166, 196, 206, 223, 281, 288, 316, 317, 329, 331, 333, 378, 420, 424, 490, 491, 492

Amendments filed—152, 170, 246, 299, 414, 500, 501, 622, 805, 991-992, 1032, 1049, 1049-1050, 1060, 1382, 1522, 1544, 1558, 1681, 1718, 1730, 1781, 1854, 1904

Amendments offered—269-270, 485, 543, 560, 977, 979, 1326, 1387, 1391, 1528, 1571, 1796, 2036, 2075

Amendments withdrawn—543, 1796, 2075

Committee appointments—19, 103, 587, 671

Petitions presented—248, 479, 676, 698, 764, 811, 834, 897

Reports—493, 881, 1065

Resolutions offered—966, 1247, 1330, 1552, 1852, 2137-2138, 2138

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Subcommittee assignments—339, 340, 341, 342, 488, 489, 570, 571, 656, 657, 827, 828, 890, 957, 1113, 1331

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(See also Officers and Employees)

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Reports—62, 79, 93, 187, 211, 225, 238, 1049, 1066

Resolutions relating to:

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Senate Concurrent Resolution 7—55-58

Senate Concurrent Resolution 17—186

Senate Resolution 1—9

House Concurrent Resolution 2—11

House Concurrent Resolution 13—224, 235, 238-241, 246, 248-250, 279, 289-292

Resignations—202, 1049

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Appointed—55

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PLYMAT, WILLIAM N.—Senator Thirtieth District

Bills introduced—90, 125, 150, 207, 208, 209, 274, 294, 295, 316, 317, 318, 342, 343, 374, 385, 395, 414, 420, 485
 Amendments filed—195, 258, 281, 287, 317, 372, 436, 437, 438, 673, 829, 1032, 1061, 1147-1148, 1304, 1429-1430, 1449, 1557-1558, 1588-1589, 1589-1590, 1590, 1591, 1623-1624, 1725, 1752, 1854-1855, 1935, 2152
 Amendments offered—448, 453, 865, 1081, 1367, 1604
 Amendments withdrawn—449, 452
 Call of the Senate—1412
 Committee appointments—10, 20, 22, 87, 102, 103, 242, 587, 588, 1992
 Petitions presented—131, 595, 659, 676, 687, 718, 752, 763, 783, 835, 928
 Presided at sessions of the Senate—1309
 Reports—209, 211, 353, 769, 1913, 2037
 Resolutions offered—10, 149, 966, 1144, 1247, 1330
 Subcommittee appointments—21
 Subcommittee assignments—339, 341, 342, 411, 412, 488, 489, 570, 571, 656, 827, 828, 890, 1114, 2032

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POTTER, RALPH W.—Senator Fifteenth District

Bills introduced—SJR—8; 12, 15, 32, 38, 71, 87, 106, 119, 138, 139, 169, 184, 207, 208, 209, 212, 223, 270, 283, 329, 333, 343, 365, 438, 439
 Amendments filed—235, 371, 622, 672, 750, 990, 1017, 1032, 1076, 1276, 1448, 1544, 1623, 1687, 1687-1688, 1726-1727, 1751-1752, 1752, 1779-1780, 1935
 Amendments offered—283, 665, 719, 755, 1290, 1842, 1908, 1988
 Amendments withdrawn—1294
 Committee appointments—11, 20, 87, 147, 587, 589, 1328, 1774, 1997
 Petitions presented—625, 637, 659, 878, 1136
 Presided at sessions of the Senate—41, 229, 264, 285, 364, 377, 407, 409, 432, 485, 518, 539, 540, 613, 618, 627, 690, 722, 742, 743, 789, 837, 962, 978, 1123, 1124, 1126, 1136, 1137, 1350, 1371, 1386, 1389, 1421, 1435, 1439, 1455, 1489, 1537, 1563, 1611, 1627, 1653, 1660, 1661, 1704, 1707, 1734, 1736, 1737, 1764, 1837, 1858, 1906, 1908, 1919, 1958, 1976, 1988, 1991, 2042
 Reports—65, 210, 280, 352, 391, 498, 558, 767, 881, 917, 1022, 1492, 1931-1932, 2050-2052
 Resolutions offered—966, 1247, 1330, 1932
 Rulings—613, 615, 616, 1613, 1614
 Subcommittee appointments—21
 Subcommittee assignments—339, 340, 341, 342, 412, 413, 489, 570, 571, 656, 730, 731, 827, 828, 890, 957, 1114, 1424, 1636
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 Welcomed the Honorable Vern Lisle, former member of the Senate—1563

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 (See Lieutenant Governor Arthur A. Neu, President of the Senate)PRESIDENT PRO TEMPORE OF THE SENATE—Senator Vernon H. Kyhl
 (See Kyhl, Vernon H.—Senator Nineteenth District, President pro tempore)

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PRIEBE, BERL E.—Senator Fourth District

Bills introduced—SJR 1, 4; 111, 129, 130, 138, 180, 190, 218, 221, 226, 227, 230,

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379, 380, 385, 412, 414, 431, 432, 453, 507
Amendments filed—299, 309-310, 347, 462-463, 555-556, 622, 685, 694, 714, 749,
876, 891, 925, 1032, 1132, 1150, 1219, 1360, 1399, 1521, 1522, 1544, 1592,
1625, 1687, 1752, 1756, 1823, 2033-2034
Amendments offered—449, 497, 641, 643, 756, 815, 824, 936, 999, 1163, 1178,
1408, 1409, 1438, 1509, 1571, 1741, 1762-1763, 1769, 1842, 1861-1862
Amendments withdrawn—379, 756, 1139, 2127
Committee appointments—9, 20, 103, 588, 589, 765, 1883, 1956
Petitions presented—125, 171, 377, 479, 573, 610, 611, 625, 659, 676, 687, 752,
784, 811, 835, 859, 961
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Resolutions offered—547, 692, 1016, 1247, 1330, 1932, 2136, 2137
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Subcommittee assignments—339, 340, 342, 411, 413, 488, 489, 571, 656, 657,
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House File 242—1071
House File 287—1583
House File 328—1270
House File 612—1583
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RABEDEAUX, W. R.—Senator Thirty-eighth District

Bills introduced—25, 86, 87, 129, 133, 139, 180, 184, 186, 195, 196, 207, 208,
209, 218, 250, 254, 263, 285, 289, 329, 394, 414, 424, 457, 466

Amendments filed—526, 622, 992, 1017, 1092, 1133, 1448, 1522, 1544, 1752,
1753, 2033-2034

Amendments offered—577, 2127

Amendments withdrawn—1506, 1999, 2127

Call of the Senate—1412, 2130-2131

Committee appointments—12, 20, 86, 87, 147, 391, 586, 588, 765, 1773, 2056

Petitions presented—130, 142, 154, 189, 237, 288, 301, 377, 752

Presided at sessions of the Senate—54, 330, 444, 455, 964, 994

Reports—187, 211, 225, 812, 882, 1049, 1144, 1468, 1494, 1979-1980, 2085

Resolutions offered—42, 692, 1330, 1899

Subcommittee assignments—339, 341, 342, 411, 412, 489, 571, 655, 656, 657,
827, 828, 1113, 1114, 1823

Received consent that William H. Huff, Commissioner of Insurance and Arnold M. Reeve, Commissioner of Public Health remain in Senate Chamber as consultants on SF 25—260

RAMSEY, RICHARD R.—Senator Forty-seventh District

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Bills introduced—SJR 4; 104, 116, 131, 207, 208, 209, 285, 329

Amendments filed—389, 511-512, 680, 802, 1382, 1399, 1429-1430, 1544, 1586-1587, 1589, 1590-1591, 1591, 1681-1682, 1682-1687, 1687, 1719-1720, 1720-1721, 1721, 1725, 1752, 1824, 1857-1858, 1903, 2146, 2147

Amendments offered—456, 541, 562, 900, 1123, 1160, 1168, 1565, 1613, 1738-1739, 1767, 1833, 1834, 1848

Amendments withdrawn—421, 542, 1159, 1291, 1738, 1742, 1848

Committee appointments—58, 102, 391, 586, 587, 671, 1070, 1774

Petitions presented—320, 659, 676, 687, 752, 764, 783, 811, 834, 860, 878, 1035

Presided at sessions of the Senate—1026, 1284

Reports—353, 735, 767, 769, 1065, 1488, 1931-1932

Resolutions offered—1466, 1552, 2137

Subcommittee assignments—339, 340, 341, 342, 411, 412, 413, 489, 570, 656, 730, 731, 827, 828, 890, 957, 1030

RAY, GOVERNOR ROBERT D.—

(See Governor Ray, Robert D.)

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Bills introduced—23, 26, 30, 56, 65, 87, 96, 97, 105, 106, 125, 129, 138, 140, 150, 167, 187, 188, 189, 190, 191, 192, 193, 194, 205, 207, 208, 209, 222, 230, 246, 249, 279, 294, 296, 312, 331, 353, 354, 374, 379, 442, 443, 447, 485

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Amendments offered—183, 261, 262, 265, 271, 355, 393, 423, 432, 457, 522, 534,

900, 1083, 1086, 1138, 1164, 1165, 1237, 1309, 1370, 1371, 1548, 1640, 1667, 1835, 1942-1943, 2132

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 Amendments offered—661, 867, 1178, 1349, 1533, 2091
 Amendments withdrawn—619, 871, 1534
 Committee appointments—20, 86, 102, 588, 1773
 Petitions presented—98, 517, 595, 610, 611, 626, 676, 687, 718, 752, 784, 811, 835, 897, 1230, 1431
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 Resolutions offered—185, 966, 1197, 1247, 1552, 2136, 2137
 Rulings—1368
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- Ruled Out of Order:
 On Senate File 583—1613
 On "Unwritten Senate Coat rule"—1661
- Rule 3 on the following:
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 On Senate File 609—1941
 On House File 670—2027
- Received consent:
 On House File 670—2027
- Lost:
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- Ruled Out of Order:
 On Senate File 583—1614
- Rule 5 on the following:
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- Withdrawn:
 On Senate File 139—1064
- Rules 5, 6, 7, 10, 38, 41 and 42 on the following:
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 On Senate File 360—1773
 On Senate Concurrent Resolution 52—1938
 On House File 595—2091
 On House File 657—1925
 On House File 772—1977
 On House File 804—2060
- Prevailed:
 On House File 595—2091
 On House File 657—1926
- Received consent:
 On Senate Concurrent Resolution 52—1938
 On House File 804—2060
- Lost:
 On Senate File 360—1774
 On House File 772—1977-1978
- Withdrawn:
 On Senate File 4—1010
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 On Senate File 108—458
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 On Senate File 250—1906
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 On Senate File 115—564
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- Lost:
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 - Senate File 50—954
 - Substitute motion:**
 - Senate File 50—954
 - Prevailed:**
 - Senate File 50—954
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- Appointed—17**
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- Amendments offered—14, 92, 312, 313**
- Temporary rules adopted—14-15**
- Amendments to temporary rules offered—14, 92**
- Announcement by President of the Senate, Arthur A. Neu re rules—306**
- Assignment of amendment to Senate Rule 3 and amendment to Senate Rule 44—1777**
- Motion to record secret caucuses by both parties in journal, substitute motion to refer to Committee on Rules prevailed—60-61**
- Temporary rules adopted as permanent rules—312-314**
- Joint Rules of Senate and House adopted—321**
- Rules governing Lobbyists—232-234, 251, 252, 301-306**
- Amendment to Senate Rules Governing Lobbyists (Rule 6) adopted—738**
- Reports—309, 988**
- Resolutions offered, HCR 14—274-278, 286, 309, 320-321**

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(See Chief Justice of the Supreme Court, The Honorable C. Edwin Moore)

- SCHABEN, JAMES F.—Senator Twenty-seventh District, Minority Floor Leader**
 - Bills introduced—25, 58, 86, 99, 138, 141, 168, 184, 217, 268, 281, 288, 355, 412, 431, 490**
 - Amendments filed—361, 388, 393, 402, 465, 527, 622, 694, 1032, 1219, 1281, 1398-1399, 1429, 1544, 1592, 1622-1623, 1718, 1752, 1756, 1832, 1856, 1903**
 - Amendments offered—54, 57, 240, 271, 393, 394, 540, 562, 580, 600, 615, 648, 705, 841, 904, 963, 1403, 1437, 1535, 1537, 1706-1707, 1744, 1767, 1944, 1998, 2025, 2044**
 - Amendments withdrawn—1573, 2048**
 - Committee appointments—20, 156, 587**

Petitions presented—126, 595, 611, 637, 676, 698, 811, 859, 897, 948
 Reports—1021
 Resolutions offered—10, 42, 149, 198, 279, 509, 525, 547, 692, 840, 907, 966,
 1102, 1171, 1172, 1247, 1330, 1782, 1782-1783, 1784, 1932, 2030, 2035, 2136,
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Appointed—17
 Bills introduced—126, 219, 362, 497, 515
 Amendments filed—345-347, 714-715
 Amendments offered—363, 740
 Reports—476, 988, 1304, 1447, 1713

SCHWENGELS, FORREST V.—Senator Forty-fourth District

Bills introduced—164, 165, 168, 180, 183, 184, 207, 208, 209, 221, 285, 289, 333,
 385, 387, 414, 424
 Amendments filed—831, 852-853, 1032, 1151, 1276, 1304, 1361-1362, 1448, 1544,
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 Amendments offered—883, 886, 1286, 1307, 1308, 1566-1567, 1862-1863, 1863
 Amendments withdrawn—1294, 2105
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 Committee appointments—10, 20, 32, 102, 103, 194, 293, 586, 589, 671, 1953,
 1961
 Petitions presented—171, 179, 207, 595, 611, 625, 659, 676, 687, 764, 835, 878,
 897, 1230
 Reports—493, 814, 862, 930, 1064, 2018-2019, 2077-2084
 Resolutions offered—149, 941, 1247, 1330, 1552, 1932, 2137
 Subcommittee assignments—340, 341, 342, 412, 413, 488, 489, 570, 571, 655,
 656, 730, 731, 827, 828, 957, 1030, 1114, 1228, 1331, 1636
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SCHWIEGER, BARTON L.—Senator Seventeenth District

Bills introduced—SJR 4; 25, 66, 67, 68, 71, 74, 75, 94, 125, 130, 138, 150, 183,
 186, 207, 208, 209, 211, 229, 233, 268, 280, 288, 294, 295, 306, 329, 331, 360,
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 Amendments filed—402, 490, 607, 622, 684-685, 714, 761, 874, 945-946, 968,
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 Amendments offered—283, 579, 705, 935, 937, 962, 965, 1084, 1166, 1187, 1292,
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 Amendments withdrawn—271, 771, 1920, 2127
 Committee appointments—4, 20, 76, 102, 103, 586, 587, 589, 1330, 1947, 2087
 Petitions presented—142, 301, 835
 Reports—4-6, 53, 154, 765, 766, 814, 1020, 1811-1819, 2029-2030, 2108-2110
 Resolutions offered—509, 907, 966, 1102, 1247, 1330, 1552, 1932, 2030, 2137
 Subcommittee appointments—21
 Subcommittee assignments—339, 340, 341, 411, 412, 489, 571, 655, 656, 731,
 828, 1030, 1114
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SCOTT, KENNETH D.—Senator Sixth District

Bills introduced—SJR 4; 87, 111, 165, 233, 238, 285, 287, 288, 289, 298, 302,
 307, 308, 310, 325, 329, 333, 334, 392, 412, 419, 424, 431, 458, 490, 491
 Amendments filed—226, 685, 761, 968, 1032, 1050, 1448, 1521, 1522, 1544, 1682-
 1687, 1721, 1752
 Amendments offered—1187, 1569, 1647
 Amendments withdrawn—1742

Committee appointments—20, 86, 588, 589, 1947
 Petitions presented—126, 131, 141, 142, 154, 189, 196, 611, 676, 734, 783, 834, 897, 914
 Presided at sessions of the Senate—1316
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 Resolutions offered—966, 1247, 1330, 1932, 2132, 2137
 Subcommittee appointments—21, 339
 Subcommittee assignments—340, 341, 412, 413, 489, 571, 656, 657, 730, 731, 824, 828, 957
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(Also see Secretary of the Senate—Carroll A. Lane)
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SECRETARY OF THE SENATE—Carroll A. Lane

(Also see Secretary of the Senate—Ralph R. Brown)
 Elected Carroll A. Lane, temporary Secretary of Senate—4
 Took oath of office—4, 12-13
 Elected permanent Secretary of the Senate—12
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SHAFF, ROGER J.—Senator Thirty-ninth District

Bills introduced—24, 34, 35, 90, 195, 207, 208, 289, 298, 318, 337, 340, 359, 378, 381, 392

Amendments filed—178, 243, 244, 255, 280, 287, 326, 438, 439, 490, 556, 591, 635, 695, 695-696, 829, 851-852, 1032, 1092, 1503, 1727

Amendments offered—251, 302, 313, 456, 598, 640, 743, 753, 754, 978, 1308, 1407, 1510, 2132

Amendments withdrawn—302, 744, 755, 772, 871, 978, 1106, 1666

Committee appointments—8, 20, 51, 102, 103, 586, 588, 671, 1105, 1953

Petitions presented—288, 637, 763, 859

Reports—79, 353, 493, 734, 738, 1065, 1198, 2018-2019

Resolutions offered—1330, 2137-2138, 2138

Subcommittee appointments—22, 401

Subcommittee assignments—340, 341, 412, 489, 730, 731, 1114, 1424, 1636

SHAW, ELIZABETH—Senator Fortleth District

Bills introduced—SJR 13, 14; 31, 47, 101, 134, 144, 161, 181, 183, 196, 207, 208, 310, 323, 352, 399, 417, 424, 451, 485

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Amendments withdrawn—707, 708, 1080, 2048

Committee appointments—8, 21, 76, 88, 102, 103, 587, 588, 917, 1951, 1956, 1971

Petitions presented—179, 247, 611, 625, 687, 859, 972, 1136, 1342, 1364, 1385

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Resolutions offered—654, 941, 966, 1247, 1932

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(See General Assembly)

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Appointed—17
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Amendments filed—359, 401, 571, 919, 1059, 1073-1074, 1146, 1200, 1332-1341, 1382, 1620-1622, 1713
Amendments offered—469, 775, 1284, 1433, 1729, 1792, 2027, 2036, 2106-2107, 2107
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(See Chief Justice of Supreme Court, The Honorable C. Edwin Moore)

TAYLOR, RAY—Senator Fifth District

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 329, 363, 412, 414, 491
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