

State of Iowa

**JOURNAL
OF THE SENATE**

**EIGHTY-FIFTH
GENERAL ASSEMBLY**

2014 REGULAR SESSION

Volume I

**PAM JOCHUM, President of the Senate
MICHAEL E. MARSHALL, Secretary of the Senate**

Published by the
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Des Moines

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EIGHTY-FIFTH GENERAL ASSEMBLY
2014 Regular Session

OFFICERS OF THE SENATE

| | |
|---|-----------------|
| PAM JOCHUM, <i>President of the Senate</i> | Dubuque |
| STEVEN J. SODDERS, <i>President Pro Tempore</i> | State Center |
| MICHAEL E. GRONSTAL, <i>Majority Leader</i> | Council Bluffs |
| JOE BOLKCOM, <i>Majority Whip</i> | Iowa City |
| WILLIAM A DOTZLER, JR., <i>Assistant Majority Leader</i> | Waterloo |
| WALLY E. HORN., <i>Assistant Majority Leader</i> | Cedar Rapids |
| MATT McCOY, <i>Assistant Majority Leader</i> | Des Moines |
| AMANDA RAGAN, <i>Assistant Majority Leader</i> | Mason City |
| BILL DIX, <i>Minority Leader</i> | Shell Rock |
| JACK WHITVER, <i>Minority Whip</i> | Ankeny |
| JONI K. ERNST, <i>Assistant Minority Leader</i> | Red Oak |
| RANDY FEENSTRA, <i>Assistant Minority Leader</i> | Hull |
| DAVID JOHNSON, <i>Assistant Minority Leader</i> | Ocheyedan |
| TIM L. KAPUCIAN, <i>Assistant Minority Leader</i> | Keystone |
| ROBY SMITH, <i>Assistant Minority Leader</i> | Davenport |
| MICHAEL E. MARSHALL, <i>Secretary of the Senate</i> | West Des Moines |
| TOM ASHWORTH, <i>Minority Caucus Senior Research Analyst</i> | Carlisle |
| ERIC BAKKER, <i>Senior Administrative Asst. to Majority Leader II</i> | Cumming |
| MICHELLE BAUER, <i>Administrative Services Officer</i> | |
| KRIS BELL, <i>Senior Administrative Asst. to President</i> | West Des Moines |
| JENNIFER BEMINIO, <i>Administrative Services Officer</i> | |
| ROBERT BIRD, <i>Minority Caucus Research Analyst</i> | Des Moines |

| | |
|--|-----------------|
| K'ANN BRANDT, <i>Administrative Services Officer III</i> | |
| JOSHUA BRONSINK, <i>Minority Caucus Research Analyst II</i> | Des Moines |
| LOIS J. BROWNELL, <i>Senior Finance Officer III</i> | Ankeny |
| JERRY CARLSON, <i>Sergeant-at-Arms</i> | Des Moines |
| LEILA CARLSON, <i>Postmistress</i> | Des Moines |
| ANGELA COX, <i>Administrative Services Officer I</i> | Des Moines |
| CHRIS DORSEY, <i>Administrative Asst. to Minority Leader I</i> | |
| PAMELA DUGDALE, <i>Minority Caucus Senior Research Analyst</i> | West Des Moines |
| CATHERINE ENGEL, <i>Majority Caucus Research Analyst III</i> | West Des Moines |
| ED FALOR, <i>Senior Administrative Asst. to Minority Leader II</i> | |
| LINDA FLAHERTY, <i>Doorkeeper</i> | Des Moines |
| SUE FOECKE, <i>Majority Caucus Research Analyst III</i> | Des Moines |
| JAMES FRIEDRICH, <i>Minority Caucus Senior Research Analyst</i> | Ankeny |
| BRIDGET GODES, <i>Majority Caucus Senior Research Analyst</i> | Des Moines |
| JANET HAWKINS, <i>Assistant Secretary of the Senate III</i> | Bondurant |
| GANNON HENDRICK, <i>Minority Caucus Research Analyst I</i> | Maxwell |
| JESSE HUGHES, <i>Administrative Services Officer</i> | Des Moines |
| ERIC JOHANSEN, <i>Minority Caucus Staff Director</i> | |
| DEBBIE KATTENHORN, Sr. <i>Administrative Asst. to Majority Leader II</i> | |
| THERESA L. KEHOE, <i>Majority Caucus Senior Research Analyst</i> | Des Moines |
| SHARON KIMBERLIN, <i>Doorkeeper</i> | Des Moines |
| WILLIAM KRIEG, <i>Doorkeeper</i> | Des Moines |
| ROBERT LANGBEHN, <i>Doorkeeper</i> | Des Moines |
| JO ANN LARSON, <i>Switchboard Operator</i> | Indianola |
| FRANK LOEFFEL, <i>Doorkeeper</i> | Des Moines |

| | |
|--|-----------------|
| RUSTY MARTIN, <i>Majority Caucus Communications Director</i> | Des Moines |
| JACE MIKELS, <i>Majority Caucus Research Analyst III</i> | Waukee |
| JACK MILLER, <i>Doorkeeper</i> | Des Moines |
| JAY MOSHER, <i>Bill Clerk</i> | Milo |
| KATHY OLAH, <i>Administrative Services Officer III</i> | West Des Moines |
| RON PARKER, <i>Majority Caucus Senior Staff Director</i> | Des Moines |
| CHRISTINE PORTER, <i>Switchboard Operator</i> | Indianola |
| DALE SCHROEDER, <i>Doorkeeper</i> | Des Moines |
| KERRY SCOTT, <i>Majority Caucus Research Analyst III</i> | |
| ERICA SHANNON STUEVE, <i>Admin Assistant to Senate President</i> | Indianola |
| BETTY SHEA, <i>Administrative Services Officer I</i> | Altoona |
| ERICA SHORKEY, <i>Majority Caucus Research Analyst III</i> | Des Moines |
| JULIE T. SIMON, <i>Majority Caucus Senior Research Analyst</i> | Des Moines |
| KATHY STACHON, <i>Senate Lobbyist Clerk</i> | Des Moines |
| MAUREEN TAYLOR, <i>Administrative Services Officer I</i> | Des Moines |
| AARON TODD, <i>Majority Caucus Research Analyst I</i> | |
| RUSS TRIMBLE, <i>Minority Caucus Senior Research Analyst</i> | West Des Moines |

JOINT EMPLOYEES OF THE SENATE AND HOUSE

| | |
|---|---------------|
| MARK L. WILLEMSSEN, <i>Senior Facilities Manager</i> | Johnston |
| ZACHARY L. BUNKERS, <i>Conservation/Restoration Specialist II</i> | Des Moines |
| MARK S. LUNDBERG, <i>Conservation/Restoration Manager</i> | Des Moines |
| SHAWNA S. FERGUSON, <i>Legislative Security Coordinator</i> | Norwalk |
| KATHLEEN BACUS, <i>Security Officer I</i> | Knoxville |
| ROBERT CORNWELL, <i>Security Officer I</i> | Johnston |
| SAM GROVES, <i>Security Officer I</i> | Ankeny |
| TIM KNAPP, <i>Security Officer I</i> | |
| BARB MALONE, <i>Security Officer I</i> | Pleasant Hill |
| GERALD McCURDY, <i>Security Officer I</i> | Des Moines |
| KERT SCHNELL, <i>Security Officer I</i> | Newton |
| CURTIS SCOTT, <i>Security Officer I</i> | Waukee |
| GORDON SKEFFINGTON, <i>Security Officer I</i> | Waukee |
| LEO R. SKEFFINGTON, <i>Security Officer I</i> | Adel |
| RICHARD TAYLOR, <i>Security Officer I</i> | Earlham |
| SHIRLEY ROACH, <i>Senior Copy Center Operator</i> | Des Moines |
| BRANDIE GARDINER, <i>Assistant Copy Center Operator</i> | |

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

| | |
|--|-------------|
| TERRY E. BRANSTAD, <i>Governor</i> | Des Moines |
| KIM REYNOLDS, <i>Lieutenant Governor</i> | Osceola |
| MATT SCHULTZ, <i>Secretary of State</i> | Truro |
| MARY MOSIMAN, <i>Auditor of State</i> | Ames |
| MICHAEL L. FITZGERALD, <i>Treasurer of State</i> | Waukee |
| BILL NORTHEY, <i>Secretary of Agriculture</i> | Spirit Lake |
| TOM MILLER, <i>Attorney General</i> | Des Moines |

JUSTICES OF THE IOWA SUPREME COURT

| | |
|---|-----------------|
| MARK S. CADY, <i>Chief Justice</i> | Fort Dodge |
| BRENT R. APPEL, <i>Justice</i> | Ackworth |
| DARYL L. HECHT, <i>Justice</i> | Sioux City |
| EDWARD M. MANSFIELD, <i>Justice</i> | Des Moines |
| THOMAS D. WATERMAN, <i>Justice</i> | Pleasant Valley |
| DAVID S. WIGGINS, <i>Justice</i> | West Des Moines |
| BRUCE B. ZAGER, <i>Justice</i> | Waterloo |

JUDGES OF THE IOWA COURT OF APPEALS

| | |
|--|-------------|
| DAVID DANILSON, <i>Chief Judge</i> | Boone |
| THOMAS N. BOWER, <i>Judge</i> | Cedar Falls |
| RICHARD H. DOYLE, <i>Judge</i> | Des Moines |
| CHRISTOPHER LEE McDONALD, <i>Judge</i> | Des Moines |
| MICHAEL R. MULLINS, <i>Judge</i> | Washington |
| GAYLE NELSON VOGEL, <i>Judge</i> | Spirit Lake |
| AMANDA POTTERFIELD, <i>Judge</i> | Tiffin |
| MARY TABOR, <i>Judge</i> | Des Moines |
| ANURADHA VAITHESWARAN, <i>Judge</i> | Des Moines |

MEMBERS OF THE SENATE

EIGHTY-FIFTH GENERAL ASSEMBLY 2014 Regular Session

(Underlined county indicates the county of residence.)

BILL ANDERSON

Address Pierson
Age 36
Occupation Small Business Owner/Policy Advisor, Congressman Steve King
Political Party Republican
Previous Legislative Service Senate: 2011–2013
Senatorial District 3–Plymouth, Woodbury

DARYL BEALL

Address Fort Dodge
Age 67
Occupation Former Journalist and Teacher
Political Party Democratic
Previous Legislative Service Senate: 2003–2013
Senatorial District 5–Calhoun, Humboldt, Pocahontas, Webster

JERRY BEHN

Address Boone
Age 60
Occupation Farmer/Agribusiness
Political Party Republican
Previous Legislative Service Senate: 1997–2013
Senatorial District 24–Boone, Greene, Hamilton, Story, Webster

RICK BERTRAND

Address Sioux City
Age 44
Political Party Republican
Previous Legislative Service Senate: 2011–2013
Senatorial District 7–Woodbury

DENNIS H. BLACK

Address Grinnell
Age 74
Occupation Retired Conservationist
Political Party Democratic
Previous Legislative Service House: 1983–1994; Senate: 1995–2013
Senatorial District 15–Jasper, Polk

NANCY J. BOETTGER

Address Harlan
 Age 71
 Occupation Retired Farmer/Former Educator/Bed and Breakfast Owner/Operator
 Political Party Republican
 Previous Legislative Service Senate: 1995–2013
 Senatorial District 9–Crawford, Harrison, Ida, Monona,
Shelby, Woodbury

JOE BOLKCOM

Address Iowa City
 Age 57
 Occupation Outreach Dir.–UI Ctr. for Global and Regional Envtl. Research
 Political Party Democratic
 Previous Legislative Service Senate: 1999–2013
 Senatorial District 43–Johnson

TOD BOWMAN

Address Maquoketa
 Age 48
 Occupation Educator
 Political Party Democratic
 Previous Legislative Service Senate: 2011–2013
 Senatorial District 29–Dubuque, Jackson, Jones

CHRIS BRASE

Address Muscatine
 Age 51
 Occupation Firefighter/Paramedic
 Political Party Democratic
 Previous Legislative Service Senate: 2013
 Senatorial District 46–Muscatine, Scott

MICHAEL BREITBACH

Address Strawberry Point
 Age 57
 Occupation Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2013
 Senatorial District 28–Allamakee, Clayton, Fayette, Winneshiek

JAKE CHAPMAN

Address Adel
 Age 29
 Occupation Businessman/EMT
 Political Party Republican
 Previous Legislative Service Senate: 2013
 Senatorial District 10–Adair, Cass, Dallas, Guthrie, Polk

MARK CHELGREN

Address Ottumwa
 Age 45
 Occupation Entrepreneur
 Political Party Republican
 Previous Legislative Service Senate: 2011–2013
 Senatorial District 41–Davis, Jefferson, Van Buren, Wapello

THOMAS G. COURTNEY

Address Burlington
 Age 66
 Occupation Retired
 Political Party Democratic
 Previous Legislative Service Senate: 2003–2013
 Senatorial District 44–Des Moines, Louisa, Muscatine

JEFF DANIELSON

Address Cedar Falls
 Age 43
 Occupation Career Firefighter, City of Cedar Falls
 Political Party Democratic
 Previous Legislative Service Senate: 2005–2013
 Senatorial District 30–Black Hawk

DICK L. DEARDEN

Address Des Moines
 Age 75
 Occupation Retired Job Developer–5th Judicial District
 Political Party Democratic
 Previous Legislative Service Senate: 1995–2013
 Senatorial District 16–Polk

BILL DIX

Address Shell Rock
 Age 51
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 1997–2007; Senate: 2011–2013
 Senatorial District 25–Butler, Grundy Hardin, Story

WILLIAM A. DOTZLER, JR.

Address Waterloo
 Age 66
 Occupation Retired–John Deere
 Political Party Democratic
 Previous Legislative Service House: 1997–2002; Senate: 2003–2013
 Senatorial District 31–Black Hawk

ROBERT E. DVORSKY

Address Coralville
 Age 65
 Occupation Retired Executive Officer–6th District DCS
 Political Party Democratic
 Previous Legislative Service House: 1987–1993; Senate: 1994*–2013
 Senatorial District 37–Cedar, Johnson, Muscatine
 *Elected in special election held on February 22, 1994.

JONI K. ERNST

Address Red Oak
 Age 43
 Occupation Iowa Army National Guard/Former County Auditor
 Political Party Republican
 Previous Legislative Service Senate: 2011*–2013
 Senatorial District 12–Fremont, Mills, Montgomery, Page, Ringgold, Taylor
 *Elected in special election held on January 4, 2011.

RANDY FEENSTRA

Address Hull
 Age 45
 Occupation Finance and Insurance–Iowa State Bank/ Adjunct Professor
 Political Party Republican
 Previous Legislative Service Senate: 2009–2013
 Senatorial District 2–Cherokee, O'Brien, Plymouth, Sioux

JULIAN B. GARRETT

Address Indianola
Age 73
Political Party Republican
Previous Legislative Service House: 2011–2013*
Senatorial District 13–Madison, Warren

*Elected to the Senate in special election held on November 19, 2013.

SANDRA H. GREINER

Address Washington
Age 68
Occupation Farmer
Political Party Republican
Previous Legislative Service House: 1993–2000, 2003–2009;
Senate: 2001–2002, 2011–2013
Senatorial District 39–Johnson, Keokuk, Washington

MICHAEL E. GRONSTAL

Address Council Bluffs
Age 64
Political Party Democratic
Previous Legislative Service House: 1983–1984; Senate: 1985–2013
Senatorial District 8–Pottawattamie

DENNIS GUTH

Address Klemme
Age 58
Occupation Farmer
Political Party Republican
Previous Legislative Service Senate: 2013
Senatorial District 4–Emmet, Hancock, Kossuth, Winnebago, Wright

RITA HART

Address Wheatland
Age 57
Occupation Farmer
Political Party Democratic
Previous Legislative Service Senate: 2013
Senatorial District 49–Clinton, Scott

JACK HATCH

Address Des Moines
 Age 64
 Occupation Real Estate Developer
 Political Party Democratic
 Previous Legislative Service House: 1985–1992, 2001–2002; Senate: 2003–2013
 Senatorial District 17–Polk

ROBERT M. HOGG

Address Cedar Rapids
 Age 47
 Occupation Attorney
 Political Party Democratic
 Previous Legislative Service House: 2003–2006; Senate: 2007–2013
 Senatorial District 33–Linn

WALLY E. HORN

Address Cedar Rapids
 Age 80
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1973–1982; Senate: 1983–2013
 Senatorial District 35–Linn

HUBERT HOUSER

Address Carson
 Age 71
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 1993–2001; Senate: 2002*–2013
 Senatorial District 11–Adams, Cass, Pottawattamie, Union
 *Elected in special election held on June 12, 2001.

PAM JOCHUM

Address Dubuque
 Age 59
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1993–2008; Senate: 2009–2013
 Senatorial District 50–Dubuque

DAVID JOHNSON

Address Ocheyedan
 Age 63
 Occupation Fmr Dairy Herdsman/ Newspaper Owner-Editor/
 Polar Research/Agribusiness
 Political Party Republican
 Previous Legislative Service House: 1999–2002; Senate: 2003–2013
 Senatorial District 1–Clay, Dickinson, Lyon, Osceola, Palo Alto

TIM L. KAPUCIAN

Address Keystone
 Age 57
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2009–2013
 Senatorial District 38–Benton, Iowa, Poweshiek

LIZ MATHIS

Address Cedar Rapids
 Age 56
 Occupation Business Owner
 Political Party Democratic
 Previous Legislative Service Senate: 2012*–2013
 Senatorial District 34–Linn

*Elected in special election held on November 8, 2011.

MATT McCOY

Address Des Moines
 Age 48
 Occupation Owner of Resource Development Consultants (RDC)
 Political Party Democratic
 Previous Legislative Service House: 1993–1996; Senate: 1997–2013
 Senatorial District 21–Polk, Warren

JANET PETERSEN

Address Des Moines
 Age 43
 Occupation Marketing Communications Consultant
 Political Party Democratic
 Previous Legislative Service House: 2001–2012; Senate: 2013
 Senatorial District 18–Polk

HERMAN C. QUIRMBACH

Address Ames
 Age 63
 Occupation Associate Professor of Economics—Iowa State University
 Political Party Democratic
 Previous Legislative Service Senate: 2003–2013
 Senatorial District 23—Story

AMANDA RAGAN

Address Mason City
 Age 59
 Occupation Exec Dir. of Comm. Kitchen N Iowa/Exec Dir. of Meals on Wheels
 Political Party Democratic
 Previous Legislative Service Senate: 2002*–2013
 Senatorial District 27—Butler, Cerro Gordo, Franklin
 *Elected in special election held on March 12, 2002.

KEN ROZENBOOM

Address Oskaloosa
 Age 62
 Occupation Farmer/Ag Business
 Political Party Republican
 Previous Legislative Service Senate: 2013
 Senatorial District 40—Appanoose, Mahaska, Marion, Monroe, Wapello

CHARLES SCHNEIDER

Address West Des Moines
 Age 40
 Occupation Counsel—Principal Financial Group
 Political Party Republican
 Previous Legislative Service Senate: 2013*
 Senatorial District 22—Dallas, Polk
 *Elected in special election held on December 11, 2012.

BRIAN SCHOENJAHN

Address Arlington
 Age 64
 Occupation Legislator/EMT—Arlington Fire Department
 Political Party Democratic
 Previous Legislative Service Senate: 2005–2013
 Senatorial District 32—Black Hawk, Bremer, Buchanan, Fayette

MARK SEGEBART

Address Vail
 Age 63
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013
 Senatorial District 6—Audubon, Buena Vista, Carroll, Crawford, Sac

JOE M. SENG

Address Davenport
 Age 67
 Occupation Veterinarian
 Political Party Democratic
 Previous Legislative Service House: 2001–2002; Senate: 2003–2013
 Senatorial District 45—Scott

AMY SINCLAIR

Address Allerton
 Age 38
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013
 Senatorial District 14—Clarke, Decatur, Jasper, Lucas
 Marion, Wayne

ROBY SMITH

Address Davenport
 Age 36
 Occupation Small Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2011–2013
 Senatorial District 47—Scott

STEVEN J. SODDERS

Address State Center
 Age 44
 Occupation Deputy Sheriff
 Political Party Democratic
 Previous Legislative Service Senate: 2009–2013
 Senatorial District 36—Black Hawk, Marshall, Tama

RICH TAYLOR

Address Mt Pleasant
 Age 59
 Occupation Master HVAC/R Technician/Master Electrician
 Political Party Democratic
 Previous Legislative Service Senate: 2013
 Senatorial District 42—Henry, Jefferson, Lee, Washington

JACK WHITVER

Address Ankeny
 Age 33
 Occupation Business Owner/Attorney
 Political Party Republican
 Previous Legislative Service Senate: 2011*–2013
 Senatorial District 19—Polk

*Elected in special election held on January 18, 2011.

MARY JO WILHELM

Address Cresco
 Age 59
 Occupation Appraiser
 Political Party Democratic
 Previous Legislative Service Senate: 2009–2013
 Senatorial District 26—Cerro Gordo, Chickasaw, Floyd, Howard,
 Mitchell, Winneshiek, Worth

BRAD ZAUN

Address Urbandale
 Age 52
 Occupation Director—Grapnel Tech Services/iapps24
 Political Party Republican
 Previous Legislative Service Senate: 2005–2013
 Senatorial District 20—Polk

DAN ZUMBACH

Address Ryan
 Age 53
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013
 Senatorial District 48—Buchanan, Delaware, Jones, Linn

JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 13, 2014

Pursuant to chapter two (2), sections two point one (2.1) and two point three (2.3), Code of Iowa, the 2014 Regular Session of the Eighty-fifth General Assembly convened at 10:06 a.m., and the Senate was called to order by President Jochum.

Prayer was offered by Sister Dorothy Schwendinger, Mother Superior of the Order of the Franciscan Sisters in Dubuque. She was the guest of Senator Jochum.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Beall.

OPENING REMARKS BY THE PRESIDENT OF THE SENATE

President Jochum addressed the Senate with the following remarks:

Good morning.

Welcome to the 2014 session of the 85th GA of the Iowa Legislature.

Let's give a special welcome to our newest member, Julian Garrett.

In 1963, President John Kennedy defended his economic policies by saying that "a rising tide lifts all boats."

By helping people at the bottom, Kennedy and Johnson created a rising tide that lifted everyone up, making every American more secure.

Take Medicare, government guaranteed health insurance for seniors, passed in 1965.

Before Medicare, it was common for seniors to fall into abject poverty—and an early grave—due to medical bills and lack of care.

Medicare helps everyone. After all, you, like me, hope to become a senior. Perhaps you, like me, have helped care for an aging parent or a person with a disability.

Medicare was a rising tide that lifted all boats. It helped seniors, their families, and the economy, which benefited from the creation of millions of American jobs.

Iowa got off to a great start by creating our own rising tide to lift all boats.

Before Iowa legislators built this amazing building, they laid the foundations of Iowa's local public and private schools, the junior colleges that became our community colleges, and our public and private universities and private colleges.

Unlike leaders in some other states, the leaders who built our state were determined to provide every Iowan with access to educational opportunity, regardless of WHERE they lived or HOW MUCH their parents earned.

The result was a highly educated state with productive, innovative people. A prosperous state. Other states took notice, followed our example and some are now ahead of us.

Now a bipartisan generation of Iowa legislators are doing our part to support a rising tide of Iowa education achievement that will lift all boats.

That's why Democrats and Republicans froze university tuition last year.

That's why Democratic and Republican lawmakers expanded workforce training opportunities across the state last year.

AND THAT'S WHY THIS YEAR we should eliminate the waiting lists preventing every Iowa family from having access to universal, high quality preschool.

When Democrats and Republicans increased the Earned Income Tax Credit last year, we helped thousands of low wage workers make ends meet.

When Democrats and Republicans created and passed the Iowa Health and Wellness Plan we provided health security and peace of mind to 150,000 working Iowans, reduced the \$1 billion in uncompensated care at our hospitals, protected families from bankruptcy if a parent, or spouse, or child becomes ill, and put Iowa on a path to become the healthiest state in the nation.

There are still too many Iowans, especially children, who have been left behind.

Over the last 30 years, American workers have led the world in productivity gains. Despite working harder and producing more with less and with lower costs, the vast majority of Iowans have not seen much real wage growth. That's happened even as Iowa workers have become better educated and more skilled.

As a result, 44 percent of Iowa children under the age of 5 live in homes that cannot meet their basic needs of food, shelter, child care.

That is shameful. It is shameful. As state leaders, we should be embarrassed and deeply concerned about those children.

The effects of so many Iowa children growing up in poverty will have a profoundly negative impact on the social and economic well-being of our state.

That's why I share Governor Branstad's goal of reducing the number of Iowans who currently have to rely on public assistance programs to meet their basic needs.

It should be our number one goal. We must expand Iowa's middle class. We must help more Iowans earn enough to provide for themselves and their family.

It is time to raise the Iowa minimum wage again.

Iowa Republicans and Iowa Democrats are already asking why national corporations tell their own employees to seek out food banks, free medical clinics, and other public services INSTEAD of paying them a living wage.

Iowa Republicans and Iowa Democrats are already asking why taxpayers should have to subsidize the low wages paid by profitable corporations.

I think we can find bipartisan agreement that every employer should pay a wage that supports their employees' most basic needs of food, shelter, health care, and child care.

Governor Branstad signed legislation to increase the minimum wage in the past. It's time for him to do so again.

A rising tide of wages will lift all boats. Higher wages will keep more money in the Iowa economy, money that would otherwise pile up in overflowing corporate bank accounts located out of state or out of the country.

As with the creation of health care for seniors in the 1960s, and the creation of Iowa's schools before that, raising the minimum wage will help everyone by helping Iowa's lowest paid workers.

A rising tide lifts all boats. In America and in Iowa, we count on the middle class to be our engine of prosperity.

Let this session be known as a time that reflected all that is good about Iowa—our strong sense of community and duty to each other. A session that is worthy of our rich history for civil rights and opportunity for all Iowans.

Let's get to work.

Thank you.

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.

REMARKS BY THE MAJORITY LEADER

Senator Gronstal addressed the Senate with the following remarks:

Welcome back, everyone!

Before I talk about what I hope we can accomplish THIS session, I want all of us to reflect for a moment on some of the good things we did for our constituents LAST session.

Often, we don't appreciate the positive impact that our decisions as legislators have on Iowans across this great state.

So, let me start this session by talking about three Iowans who got a ticket to a better life because of our bipartisan efforts during the 2013 session.

Donald Katterhenry is from Mason City. Thanks to the GAP Tuition Program we funded last year, he has earned his Commercial Driver's License at North Iowa Community College and is now employed by TMC Transportation.

A couple of years ago, Constanica Hansen was a dietary aide at the Stratford nursing home, struggling to earn enough to support her two-year-old son.

Thanks to our investment in workforce training, she earned her GED and completed non-credit classes to become a Certified Nurses Aid at Iowa Central Community College.

Constancia is now a CNA at the Stratford nursing home, can now support herself and her son, has her own place and car, and is thinking about earning a nursing degree.

Jade Johnson lives in Council Bluffs. After years working late nights as a bartender, Jade recently completed the Certified Medical Coding Class at Iowa Western Community College—thanks in part to the GAP tuition assistance program.

Today, Jade is earning more to support her family, and she is there with her kids at night when they go to bed, and on the weekends.

We should be proud of Donald, Constanica, Jade and many, many other Iowans like them.

With a little bit of help, they improved their skills and qualified for career opportunities in high demand in our state. They are building a better life for themselves and their families AND ALSO helping the Iowa economy grow.

They are just three examples of our on-going effort to expand and strengthen Iowa's middle class.

I'm proud that even though Iowa has divided government, the Legislature and Governor Branstad delivered for the people we represent and the state we love.

We find common ground, because, if we don't, nothing gets done.

And I know, beyond a shadow of a doubt, that each and every Democratic and Republican member of the Iowa House and the Iowa Senate, and Republican Governor Branstad WANTS to do something to help our state move forward.

Strengthening and expanding Iowa's middle class is what each of us should be thinking about from the moment we walk into this building in the morning, to the time the doors close behind us at night.

Last year, we did the right thing by investing in community colleges, freezing tuition at our public universities, and expanding the Earned Income Tax Credit.

But when it comes to our local schools, our record of bipartisan accomplishment is decidedly more mixed.

Last year, we finally approved reforms designed to improve Iowa schools by increasing our support and training for teachers.

But there are still many parents, teachers, school board members, business leaders and community volunteers who are skeptical that the Legislature and Governor will make good on our promises on education.

I DON'T blame them.

Iowa's Democratic Senate, Republican-controlled House, and Republican Governor Branstad are sending mixed messages when it comes to supporting our local schools.

On the one hand, Iowa law has long required the Legislature to give local school funding high priority treatment, ahead of most other issues.

In 1995, the Republican-controlled House and Democratic-controlled Senate passed and Republican Governor Terry Branstad signed legislation to REQUIRE that within 30 days of the governor's budget being unveiled, the Legislature MUST let local schools know how much they will have to work with for the school year that starts the following year.

Since Democrats and Republicans started sharing control of Iowa's state government in 2011, the Senate has followed the law on school funding and the House has ignored the law.

This is bad news for Iowa schools.

Even worse, the Republican-controlled House insisted during the 2011 session on no increase in state funding. That was the LOWEST increase since the allowable growth school funding system was created in 1973!

The next year, Republicans insisted on only a 2 percent increase.

Last year, again after months of contentious debate, the House Republicans missed the deadline again, creating havoc with local school budgets. In the end, Democrats and Republicans agreed to something that could be called a 4 percent increase, if you squint hard enough.

The bottom line is that divided government in the Iowa Statehouse is failing to adequately fund our schools.

The Democratic leadership of the Iowa Senate will, as we have the last three years, follow state law by approving a modest increase in funding for local schools within the one month deadline.

The Republican leadership of the Iowa House and Iowa's Republican Governor Branstad should, unlike previous years, also follow state law.

After several lean years, it is time to start investing in our schools again.

Our budget is balanced and we have record-high amounts in our reserve funds.

Tomorrow, Governor Branstad should step up and lead by proposing a modest increase in basic state funding for Iowa schools.

Let's again show Iowans we can work together to put their top priorities ahead of party politics.

Let's show Iowans that Republicans and Democrats agree that there is nothing more important to Iowa's economy and our bipartisan goal of expanding the middle class than our children's education.

REMARKS BY THE MINORITY LEADER

Senator Dix addressed the Senate with the following remarks:

Madam President,

I am proud and honored to stand here today and address my fellow legislators and Iowans.

The 2013 Legislative session proved very productive as we made great strides in property tax and education reforms. However, it is important not to rest on our laurels. The people entrusted us to make our great state stronger, and be attentive in creating an Iowa where everyone prospers. We can do even better.

Since adjourning in May, many of us have spent the past seven months talking with our constituents and neighbors. It is through these conversations around kitchen tables across Iowa, we have learned more about the issues facing families and our state.

Iowans worry about making ends meet. They want us to remain steadfast in creating an environment where jobs are as plentiful as the crops Iowans produce to feed the world. They share their stories and concerns about easing the tax burdens and limiting the scope of government. Senate Republicans are listening.

While we are all proud of the accomplishments of the 2013 Legislative session, President Thomas Jefferson said it best, "I like the dreams of the future better than the history of the past." We must be mindful of the issues impacting Iowa families, and act responsibly in 2014 with sensible legislation to strengthen our economy, foster job creation and provide Iowans a world-class education.

New federal taxes passed by Congress are looming on the horizon to fund such things as Obamacare, among other government programs. At the end of the day, these new taxes will burden the middle class and many Iowa families. It is up to us—as state lawmakers—to help ease that burden.

We must explore income tax reform to put more money back in Iowans' pockets, as well as make Iowa more appealing for businesses looking to expand or relocate in our great state.

With our state growing stronger, Iowa is in a great position to achieve economic success. Senate Republicans know we must remain focused on providing substantial tax relief which empowers hard-working Iowans. Significant tax relief emboldens businesses and leads to job creation.

A strong Iowa has a business climate that is as rich as the soil where our farmers flourish. We must reduce the regulatory and tax burdens on those who create jobs, because those who work hard to earn their money tend to spend it more wisely than those who collect it through tax levies.

With the reform packages passed in 2013, it is vital we maintain fiscally responsible budgeting practices. We need to ensure that commitments we made to Iowans in regard to education and property tax reform are met in the coming years without burdening Iowans by raising taxes.

Though our coffers are full, it is important to stay focused on minding the store. We, as legislators, must exhibit bold leadership by insisting that we return some of the overpayment in tax money back to the people. After all, it is their money; it does not belong to us, or to the government that we comprise.

There are many who believe that the 2014 Legislative session may not be as productive as last year. I disagree. There is a lot of work still to be done on behalf of Iowans, and Senate Republicans give you our assurance we will not give up on that fight. That is the government you expect, the representation you deserve and the leadership you elected us to provide.

It is through hard work, dedication and determination we will create a legacy of opportunity for Iowa's future. Let's make it happen!

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Black, Chair; Horn, and Chapman.

COMMITTEE TO NOTIFY THE GOVERNOR

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

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Bolckcom, Chair; Dvorsky, and Garrett.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:34 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 10:43 a.m., President Jochum presiding.

SUPPLEMENTAL REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals for appointment as officers and employees of the Senate for the 2014 Session of the Eighty-fifth General Assembly:

Secretary of the Senate's Office

Administrative Services Officer Michelle Bauer

President of the Senate's Office

Administrative Assistant to Leader I Erica Shannon Stueve
Administrative Secretary to Leader Taylor VanDeKrol

Democratic Leader's Office

Administrative Secretary to Leader Katie Rielly

Republican Leader's Office

Administrative Assistant to Leader I Chris Dorsey
Administrative Secretary to Leader Larissa Wurm

Republican Caucus

Research Analyst Robert Bird, Jr.

Sergeant-at-Arms

Doorkeeper Sharon Kimberlin

Secretaries to Senators

Committee Secretary Molly Clause
Committee Secretary Libby Crimmings
Committee Secretary Hans Erickson
Committee Secretary Caitlin Leehey
Committee Secretary Kathleen Peterson
Committee Secretary Kevin Protzmann
Committee Secretary Laurel Rhame
Committee Secretary Peter Schumacher
Committee Secretary Matthew Uttermark
Secretary Sarah Bowman
Secretary Molly Dennert

Secretary Nancy Garrett
 Secretary Tressa Hart
 Secretary Dan Howard
 Secretary Ily Lane
 Secretary Dane Nealson
 Secretary Evan Sinclair

MICHAEL E. GRONSTAL, Chair

Senator Gronstal moved the adoption of the report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn to their oaths of office.

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.

REPORT OF THE COMMITTEE ON
 RULES AND ADMINISTRATION

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following persons as Pages for the Senate for the 2014 Session of the Eighty-fifth General Assembly:

- Clare Barcus, Des Moines
- Brooke Beatty, West Des Moines
- Caleb Bell, Ames
- Alexandra Cook, West Des Moines
- Kyra Cooper, Windsor Heights
- Kassandra Decuir, Essex
- Ryan Halder, Iowa Falls
- Zachary Parle, Humboldt
- Will Seiler, Van Meter
- Randy Tapia, West Liberty
- Allen Teggatz, Hampton
- Millie Varley, Johnston

MICHAEL E. GRONSTAL, Chair

Senator Gronstal moved the adoption of the report and the appointment of the Senate Pages.

The motion prevailed by a voice vote, and the foregoing Senate Pages appeared before the bar of the Senate and were duly sworn to their oaths of office.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

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

The report was accepted, and the committee was discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Black 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 was discharged.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 101, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Bertrand, Courtney, Dearden, Dvorsky, Ernst, Ragan, Rozenboom, and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOIN RULE 17.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 101, by Committee on Rules and Administration, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

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

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 101.

Senate Concurrent Resolution 101

On motion of Senator Gronstal, **Senate Concurrent Resolution 101**, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes, was taken up for consideration.

Senator Gronstal moved the adoption of Senate Concurrent Resolution 101, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Concurrent Resolution 101** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:54 a.m. until 9:00 a.m., Tuesday, January 14, 2014.

APPENDIX

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MADAM PRESIDENT: Pursuant to Senate Concurrent Resolution 4, your committee on Rules and Administration submits the following names of officers and employees of the Senate for the Eighty-fifth General Assembly, 2014 Session, and their respective classifications, grades and steps:

| | | <u>CLASS</u> | <u>GRADE</u> | <u>STEP</u> |
|------------------------------------|----------------------|--------------|--------------|-------------|
| Admin Services Officer | Michelle Bauer | P-FT | 23 | 4 |
| Admin Asst. to Leader I | Erica Shannon Stueve | P-FT | 29 | 1 |
| Admin Asst. to Leader I | Christopher Dorsey | P-FT | 29 | 1 |
| Research Analyst | Robert Bird, Jr. | P-FT | 27 | 3 |
| Admin Sec to Leader | Katie Rielly | S-O | 21 | 1 |
| Admin Sec to Leader | Taylor VanDeKrol | S-O | 21 | 1 |
| Admin Sec to Leader | Larissa Wurm | S-O | 21 | 1 |
| Legislative Secretary | Sarah Bowman | S-O | 16 | 1 |
| Legislative Secretary | Molly Dennert | S-O | 16 | 1 |
| Legislative Secretary | Nancy Garrett | S-O | 17 | 1 |
| Legislative Secretary | Tressa Hart | S-O | 16 | 1 |
| Legislative Secretary | Dan Howard | S-O | 16 | 1 |
| Legislative Secretary | Ily Lane | S-O | 15 | 1 |
| Legislative Secretary | Dane Neelson | S-O | 17 | 1 |
| Legislative Secretary | Evan Sinclair | S-O | 16 | 1 |
| Legislative Committee Secretary | Molly Clause | S-O | 17 | 2 |
| Legislative Committee Secretary | Libby Crimmings | S-O | 17 | 1 |
| Legislative Committee Secretary | Hans Erickson | S-O | 18 | 1 |
| Legislative Committee Secretary | Caitlin Leehey | S-O | 18 | 2 |
| Legislative Committee Secretary | Kathleen Peterson | S-O | 18 | 5(+2) |
| Legislative Committee Secretary | Kevin Protzmann | S-O | 18 | 1 |
| Legislative Committee Secretary | Laurel Rhame | S-O | 18 | 1 |
| Legislative Committee Secretary | Peter Schumacher | S-O | 18 | 1 |
| Legislative Committee Secretary | Matthew Uttermark | S-O | 18 | 1 |
| Doorkeeper | Sharon Kimberlin | S-O | 11 | 1 |
| Page | Clare Barcus | S-O | 9 | 1 |
| Page | Brooke Beatty | S-O | 9 | 1 |

| | | | | |
|------|------------------|-----|---|---|
| Page | Caleb Bell | S-O | 9 | 1 |
| Page | Alexandra Cook | S-O | 9 | 1 |
| Page | Kyra Cooper | S-O | 9 | 1 |
| Page | Kassandra Decuir | S-O | 9 | 1 |
| Page | Ryan Halder | S-O | 9 | 1 |
| Page | Zachary Parle | S-O | 9 | 1 |
| Page | Will Seiler | S-O | 9 | 1 |
| Page | Randy Tapia | S-O | 9 | 1 |
| Page | Allen Tegatz | S-O | 9 | 1 |
| Page | Millie Varley | S-O | 9 | 1 |

MICHAEL E. GRONSTAL, Chair

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MADAM PRESIDENT: Pursuant to Senate Concurrent Resolution 4, the committee on Rules and Administration submits the following increases, reclassifications, and the effective dates of Senate employees:

| | | |
|--|----------------------|--|
| Sr. Admin. Asst. to Ldr. II | Debbie Kattenhorn | Step 4 to Step 5 Effective 12/13 |
| Sr. Legis. Research Analyst | Bridget Godes | Step 6 to Step 7 Effective 12/13 |
| Sr. Legis. Research Analyst | Julie Simon | Step 6 to Step 7 Effective 12/13 |
| Legis. Research Analyst III | Kerry Scott | Step 5 to Step 6 Effective 12/13 |
| Legis. Research Analyst III | Sue Foecke | Step 3 to Step 4 Effective 12/13 |
| Legis. Research Analyst III | Cathy Engel | Step 3 to Step 4 Effective 12/13 |
| Legis. Research Analyst III | Jace Mikels | Step 2 to Step 3 Effective 12/13 |
| Legis. Research Analyst III to Sr. Legis. Research Analyst | Erica Shorkey | Grade 35, Step 4 to Grade 38, Step 2 Effective 12/13 |
| Legis. Research Analyst I to Legis. Research Analyst II | Aaron Todd | Grade 29, Step 4 to Grade 32, Step 2 Effective 6/14 |
| Sr. Admin. Asst. to Ldr. II | Kris Bell | Step 6 to Step 7 Effective 6/14 |
| Admin. Asst. to Ldr. I | Erica Shannon Stueve | Step 1 to Step 2 Effective 12/13 |
| Sr. Admin. Asst. to Ldr. II | Ed Failor, Jr. | Step 4 to Step 5 Effective 5/14 |

| | | |
|---|-------------------------------|---|
| Legis. Research Analyst I to Admin. Asst. to Ldr. I Caucus Staff Director | Chris Dorsey Eric Johansen | Step 1 to Step 2 Effective 12/13 Step 2 to Step 3 Effective 7/14 |
| Sr. Legis. Research Analyst | Russ Trimble | Step 7 to Step 8 Effective 9/14 |
| Sr. Legis. Research Analyst | Tom Ashworth | Step 3 to Step 4 Effective 12/13 |
| Legis. Research Analyst II to Legis. Research Analyst III | Josh Bronsink | Grade 32, Step 3 to Grade 35, Step 1 Effective 6/14 |
| Legis. Research Analyst I | Gannon Hendrick | Step 2 to Step 3 Effective 6/14 |
| Legis. Research Analyst | Bob Bird | Step 3 to Step 4 Effective 5/14 |
| Asst. Sec. of Senate III | Janet Hawkins | Step 2 to Step 3 Effective 12/13 |
| Sr. Finance Officer III | Lois Brownell | Step 6 to Step 7 Effective 12/13 |
| Admin. Services Officer III | Kathy Olah | Step 7 to Step 8 Effective 12/13 |
| Admin. Services Officer I | Maureen Taylor | Step 4 to Step 5 Effective 12/13 |
| Admin. Services Officer I | Betty Shea | Step 3 to Step 4 Effective 6/14 |
| Admin. Services Officer I | Angela Cox | Step 3 to Step 4 Effective 12/13 |
| Admin. Services Officer | Jennifer Beminio | Step 3 to Step 4 Effective 12/13 |
| Admin. Services Officer | Jesse Hughes | Step 3 to Step 4 Effective 12/13 |
| Admin. Services Officer | Michelle Bauer | Step 4 to Step 5 Effective 7/14 |
| Conf. Sec. to Leader to Legis. Comm. Secretary | Molly Clause | Grade 27, Step 2 to Grade 17, Step 2 Effective 1/14 |
| Legislative Committee Secretary | Joanne Wengert | Step 7 to Step 8 Effective 1/14 |
| Legislative Secretary | Sarah Bowman | Step 1 to Step 2 Effective 4/14 |
| Legislative Secretary | Martha Fullerton | Grade 17, Step 3 to Grade 16, Step 3 Effective 1/14 |
| Legislative Secretary | Nancy Garrett | Step 1 to Step 2 Effective 3/14 |
| Legislative Secretary | Shaun Hudson | Grade 15, Step 1 to Grade 18, Step 1 Effective 1/14 |
| Legislative Secretary | Marce Huhn | Step 5 to Step 6 Effective 2/14 |

| | | |
|-----------------------|----------------|------------------------------------|
| Legislative Secretary | Dede Zaun | Step 2 to Step 3 Effective 1/14 |
| Bill Room Clerk | Jay Mosher | Step 7 to Step 8 Effective 3/14 |
| Doorkeeper | Linda Flaherty | Step 1 to Step 2 Effective 2/14 |
| Doorkeeper | Jack Miller | Step 1 to Step 2 Effective 2/1 |

MICHAEL E. GRONSTAL, Chair

SUPPLEMENTAL REPORT OF THE COMMITTEE ON MILEAGE

MADAM PRESIDENT: Pursuant to Section 2.10, Code 2013, the following has been determined to be the set or updated mileage to which the following Senator is entitled for the Eighty-fifth General Assembly, 2014 Session:

ROUND TRIP MILES

GARRETT, Julian..... 54

STEVEN J. SODDERS, Chair
 NANCY J. BOETTGER
 MICHAEL BREITBACH
 LIZ MATHIS

REPORT OF THE COMMITTEE ON CREDENTIALS

MADAM PRESIDENT: We, your committee on credentials, respectfully report that we find the persons named in the attached copy of the certification of the Secretary of State duly elected to and entitled to seats in the Senate for the Eighty-fifth General Assembly.

ROBERT E. DVORSKY, Chair
 WALLY E. HORN
 AMANDA RAGAN
 MARK CHELGREN
 ROBY SMITH

STATE OF IOWA

Office of the
Secretary Of State
CERTIFICATION

To the Honorable, The Secretary of the Senate:

I, MATT SCHULTZ, 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 Special Election held on November 19, 2013, the following named person was duly elected to the office of State Senate to represent District 13 for the residue of the term ending January 1, 2015:

DISTRICT

Thirteenth Julian Garrett

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this twenty-fifth day of November, 2013.

(SEAL)

MATT SCHULTZ
Secretary of State

I hereby acknowledge receipt of the original copy of this document on this twenty-fifth day of November, 2013.

MICHAEL E. MARSHALL
Secretary of the Senate

STANDING COMMITTEES APPOINTED

The Majority and Minority Leaders announced the following appointments to the standing committees of the Senate for the Eighty-fifth General Assembly, 2014 session:

*Vice Chair
**Ranking Member

AGRICULTURE—13 Members

Seng, Chair
Taylor*
Zumbach**
Beall

Black
Bowman
Brase

Greiner
Guth
Hart

Houser
Kapucian
Sodders

APPROPRIATIONS—21 Members

| | | | |
|----------------|---------|-----------|------------|
| Dvorsky, Chair | Dotzler | Kapucian | Schoenjahn |
| Danielson* | Ernst | Mathis | Segebart |
| Chapman** | Garrett | McCoy | Smith |
| Black | Guth | Petersen | |
| Bolkcom | Hatch | Ragan | |
| Courtney | Hogg | Rozenboom | |

COMMERCE—15 Members

| | | | |
|--------------|-----------|------------|----------|
| McCoy, Chair | Bertrand | Hatch | Seng |
| Petersen* | Bolkcom | Mathis | Sinclair |
| Anderson** | Breitbach | Schneider | Wilhelm |
| Beall | Chapman | Schoenjahn | |

ECONOMIC GROWTH—15 Members

| | | | |
|----------------|-----------|-----------|---------|
| Sodders, Chair | Chelgren | Hatch | Taylor |
| Bowman* | Danielson | Houser | Whitver |
| Bertrand** | Dotzler | Mathis | Wilhelm |
| Behn | Hart | Schneider | |

EDUCATION—15 Members

| | | | |
|------------------|----------|---------|----------|
| Quirnbach, Chair | Behn | Hart | Sinclair |
| Schoenjahn* | Boettger | Hogg | Wilhelm |
| Ernst** | Bowman | Johnson | Zaun |
| Beall | Dvorsky | Mathis | |

ETHICS—6 Members

| | | | |
|-------------|-----------|----------|------|
| Horn, Chair | Greiner** | Boettger | Seng |
| Dearden* | Behn | | |

GOVERNMENT OVERSIGHT—5 Members

| | | | |
|-----------------|-----------|---------|-------|
| Petersen, Chair | Garrett** | Greiner | McCoy |
| Schoenjahn* | | | |

HUMAN RESOURCES—13 Members

| | | | |
|--------------|---------|--------|-----------|
| Ragan, Chair | Bolkcom | Hatch | Quirnbach |
| Wilhelm* | Dotzler | Jochum | Segebart |
| Johnson** | Ernst | Mathis | Whitver |
| Boettger | | | |

JUDICIARY—13 Members

| | | | |
|-------------|---------|-----------|---------|
| Hogg, Chair | Dvorsky | Petersen | Taylor |
| Courtney* | Garrett | Quirnbach | Whitver |
| Schneider** | Horn | Sodders | Zaun |
| Boettger | | | |

LABOR AND BUSINESS RELATIONS—11 Members

| | | | |
|-------------|----------|---------|---------|
| Horn, Chair | Anderson | Dix | Seng |
| Dearden* | Brase | Dotzler | Sodders |
| Houser** | Chapman | Hatch | |

LOCAL GOVERNMENT—11 Members

| | | | |
|----------------|----------|------------|--------|
| Wilhelm, Chair | Chelgren | Hart | Taylor |
| Brase* | Dvorsky | Quirnbach | Zaun |
| Sinclair** | Guth | Schoenjahn | |

NATURAL RESOURCES AND ENVIRONMENT—13 Members

| | | | |
|----------------|-----------|-----------|------------|
| Dearden, Chair | Brase | Johnson | Schoenjahn |
| Black* | Breitbach | Ragan | Seng |
| Greiner** | Hogg | Rozenboom | Zumbach |
| Bolkcom | | | |

RULES AND ADMINISTRATION—11 Members

| | | | |
|-----------------|----------|-----------|---------|
| Gronstal, Chair | Courtney | Ernst | Sodders |
| Jochum* | Dearden | Ragan | Whitver |
| Dix** | Dvorsky | Rozenboom | |

STATE GOVERNMENT—15 Members

| | | | |
|------------------|----------|----------|-----------|
| Danielson, Chair | Bertrand | Dearden | Petersen |
| Jochum* | Bowman | Feenstra | Schneider |
| Smith** | Chapman | Horn | Sodders |
| Anderson | Courtney | McCoy | |

TRANSPORTATION—13 Members

| | | | |
|---------------|-----------|----------|---------|
| Bowman, Chair | Brase | Dearden | McCoy |
| Beall* | Breitbach | Dvorsky | Taylor |
| Kapucian** | Danielson | Feenstra | Zumbach |
| Behn | | | |

VETERANS AFFAIRS—11 Members

| | | | |
|--------------|----------|-------|----------|
| Beall, Chair | Black | Hart | Segebart |
| Danielson* | Chelgren | Horn | Sodders |
| Rozenboom** | Ernst | Ragan | |

WAYS AND MEANS—15 Members

| | | | |
|----------------|----------|----------|-----------|
| Bolkcom, Chair | Bertrand | Hogg | Quirnbach |
| Seng* | Black | Jochum | Schneider |
| Feenstra** | Chapman | McCoy | Smith |
| Behn | Dotzler | Petersen | |

SENATE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

| | | |
|---------------|--------|-------|
| Mathis, Chair | Guth** | Ernst |
| Danielson* | Brase | |

AGRICULTURE AND NATURAL RESOURCES

| | | |
|--------------|-------------|---------|
| Black, Chair | Rozenboom** | Wilhelm |
| Dearden* | Greiner | |

ECONOMIC DEVELOPMENT

| | | |
|----------------|------------|------|
| Dotzler, Chair | Boettger** | Seng |
| Hart* | Schneider | |

EDUCATION

| | | |
|-------------------|-----------|----------|
| Schoenjahn, Chair | Smith** | Sinclair |
| Horn* | Quirnbach | |

HEALTH AND HUMAN SERVICES

| | | |
|--------------|------------|---------|
| Hatch, Chair | Segebart** | Johnson |
| Ragan* | Bolkcom | |

JUSTICE SYSTEM

| | | |
|-----------------|-----------|--------|
| Courtney, Chair | Garrett** | Taylor |
| Hogg* | Chelgren | |

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS

| | | |
|--------------|------------|--------|
| McCoy, Chair | Kapucian** | Bowman |
| Beall* | Anderson | |

SENATORS AND THEIR RESPECTIVE COMMITTEES

| | |
|----------------|--|
| ANDERSON, Bill | Commerce, Ranking Member Labor and Business Relations State Government Transportation, Infrastructure, and Capitals Appropriations Subcommittee |
| BEALL, Daryl | Agriculture Commerce Education Transportation, Vice Chair Veterans Affairs, Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair |

| | |
|--------------------|--|
| BEHN, Jerry | Economic Growth Education Ethics Transportation Ways and Means |
| BERTRAND, Rick | Commerce Economic Growth, Ranking Member State Government Ways and Means |
| BLACK, Dennis H. | Agriculture Appropriations Natural Resources and Environment, Vice Chair Veterans Affairs Ways and Means Agriculture and Natural Resources Appropriations Subcommittee, Chair |
| BOETTGER, Nancy J. | Education Ethics Human Resources Judiciary Economic Development Appropriations Subcommittee, Ranking Member |
| BOLKCOM, Joe | Appropriations Commerce Human Resources Natural Resources and Environment Ways and Means, Chair Health and Human Services Appropriations Subcommittee |
| BOWMAN, Tod | Agriculture Economic Growth, Vice Chair Education State Government Transportation, Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee |
| BRASE, Chris | Agriculture Labor and Business Relations Local Government, Vice Chair Natural Resources and Environment Transportation Administration and Regulation Appropriations Subcommittee |
| BREITBACH, Michael | Commerce Natural Resources and Environment Transportation |

| | |
|------------------|---|
| CHAPMAN, Jake | Appropriations, Ranking Member Commerce Labor and Business Relations State Government Ways and Means |
| CHELGREN, Mark | Economic Growth Local Government Veterans Affairs Justice System Appropriations Subcommittee |
| COURTNEY, Thomas | Appropriations Judiciary, Vice Chair Rules and Administration State Government Justice System Appropriations Subcommittee, Chair |
| DANIELSON, Jeff | Appropriations, Vice Chair Economic Growth State Government, Chair Transportation Veterans Affairs, Vice Chair Administration and Regulation Appropriations Subcommittee, Vice Chair |
| DEARDEN, Dick | Ethics, Vice Chair Labor and Business Relations, Vice Chair Natural Resources and Environment, Chair Rules and Administration State Government Transportation Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair |
| DIX, Bill | Labor and Business Relations Rules and Administration, Ranking Member |
| DOTZLER, William | Appropriations Economic Growth Human Resources Labor and Business Relations Ways and Means Economic Development Appropriations Subcommittee, Chair |
| DVORSKY, Robert | Appropriations, Chair Education Judiciary Local Government Rules and Administration Transportation |

| | |
|--------------------|---|
| ERNST, Joni | Appropriations Education, Ranking Member Human Resources Rules and Administration Veterans Affairs Administration and Regulation Appropriations Subcommittee |
| FEENSTRA, Randy | State Government Transportation Ways and Means, Ranking Member |
| GARRETT, Julian B. | Appropriations Government Oversight, Ranking Member Judiciary Justice System Appropriations, Subcommittee, Ranking Member |
| GREINER, Sandra | Agriculture Ethics, Ranking Member Government Oversight Natural Resources and Environment, Ranking Member Agriculture and Natural Resources Appropriations Subcommittee |
| GRONSTAL, Michael | Rules and Administration, Chair |
| GUTH, Dennis | Agriculture Appropriations Local Government Administration and Regulation Appropriations Subcommittee, Ranking Member |
| HART, Rita | Agriculture Economic Growth Education Local Government Veterans Affairs Economic Development Appropriations Subcommittee, Vice Chair |
| HATCH, Jack | Appropriations Commerce Economic Growth Human Resources Labor and Business Relations Health and Human Services Appropriations Subcommittee, Chair |

| | |
|----------------|---|
| HOGG, Robert | Appropriations Education Judiciary, Chair Natural Resources and Environment Ways and Means Justice System Appropriations Subcommittee, Vice Chair |
| HORN, Wally | Ethics, Chair Judiciary Labor and Business Relations, Chair State Government Veterans Affairs Education Appropriations Subcommittee, Vice Chair |
| HOUSER, Hubert | Agriculture Economic Growth Labor and Business Relations, Ranking Member |
| JOCHUM, Pam | Human Resources Rules and Administration, Vice Chair State Government, Vice Chair Ways and Means |
| JOHNSON, David | Education Human Resources, Ranking Member Natural Resources and Environment Health and Human Services Appropriations Subcommittee |
| KAPUCIAN, Tim | Agriculture Appropriations Transportation, Ranking Member Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member |
| MATHIS, Liz | Appropriations Commerce Economic Growth Education Human Resources Administration and Regulation Appropriations Subcommittee, Chair |
| McCOY, Matt | Appropriations Commerce, Chair Government Oversight State Government Transportation |

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| | Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair |
| PETERSEN, Janet | Appropriations Commerce, Vice Chair Government Oversight, Chair Judiciary State Government Ways and Means |
| QUIRMBACH, Herman | Education, Chair Human Resources Judiciary Local Government Ways and Means Education Appropriations Subcommittee |
| RAGAN, Amanda | Appropriations Human Resources, Chair Natural Resources and Environment Rules and Administration Veterans Affairs Health and Human Services Appropriations Subcommittee, Vice Chair |
| ROZENBOOM, Ken | Appropriations Natural Resources and Environment Rules and Administration Veterans Affairs, Ranking Member Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member |
| SCHNEIDER, Charles | Commerce Economic Growth Judiciary, Ranking Member State Government Ways and Means Economic Development Appropriations Subcommittee |
| SCHOENJAHN, Brian | Appropriations Commerce Education, Vice Chair Government Oversight, Vice Chair Local Government Natural Resources and Environment Education Appropriations Subcommittee, Chair |

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| SEGEBART, Mark | Appropriations Human Resources Veterans Affairs Health and Human Services Appropriations Subcommittee, Ranking Member |
| SENG, Joe | Agriculture, Chair Commerce Ethics Labor and Business Relations Natural Resources and Environment Ways and Means, Vice Chair Economic Development Appropriations Subcommittee |
| SINCLAIR, Amy | Commerce Education Local Government, Ranking Member Education Appropriations Subcommittee |
| SMITH, Roby | Appropriations State Government, Ranking Member Ways and Means Education Appropriations Subcommittee, Ranking Member |
| SODDERS, Steven | Agriculture Economic Growth, Chair Judiciary Labor and Business Relations Rules and Administration State Government Veterans Affairs |
| TAYLOR, Rich | Agriculture, Vice Chair Economic Growth Judiciary Local Government Transportation Justice System Appropriations Subcommittee |
| WHITVER, Jack | Economic Growth Human Resources Judiciary Rules and Administration |
| WILHELM, Mary Jo | Commerce Economic Growth Education Human Resources, Vice Chair Local Government, Chair Agriculture and Natural Resources Appropriations Subcommittee |

ZAUN, Brad

Education
Judiciary
Local Government

ZUMBACH, Dan

Agriculture, Ranking Member
Natural Resources and Environment
Transportation

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Acceptance of Funds Report for FY 2013, pursuant to Iowa Code section 8A.108(1). Report received on July 31, 2013.

Annual Report for FY 2013, pursuant to Iowa Code section 7A.3. Report received on August 8, 2013.

Comprehensive Annual Financial Report for FY 2013, pursuant to Iowa Code section 8A.502(8). Report received on December 24, 2013.

Goals and Objectives Annual Report for FY 2013, pursuant to Iowa Code section 7E.3. Report received on October 2, 2013.

Salary Report for FY 2013, pursuant to Iowa Code section 8A.341(2). Report received on November 13, 2013.

State Employee Retirement Incentive Program (SERIP) Report for FY 2013, pursuant to 2010 Iowa Acts, SF 2062, section 1(6)(c). Report received on October 17, 2013.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on July 19, 2013.

Judicial Review Report FY 2012, pursuant to Iowa Code section 625.29(7). Report received on January 9, 2014.

Judicial Review Report FY 2013, pursuant to Iowa Code section 625.29(7). Report received on January 9, 2014.

Loess Hills Alliance Board of Directors Report, pursuant to Iowa Code section 161D.6(6). Report received on January 9, 2014.

Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2(1)(b). Report received on October 24, 2013.

STATE APPEAL BOARD

Claims Report, pursuant to Iowa Code section 669.12. Report received on January 9, 2014.

AUDITOR OF STATE

Combined Report on Institutions under the Control of the Iowa Department of Corrections, pursuant to Iowa Code section 11.2. Report received on October 17, 2013.

Combined Report on Institutions under the Control of the Iowa Department of Human Services, pursuant to Iowa Code section 11.2. Report received on October 17, 2013.

Department of Administrative Services Recommendations 3/26/12–4/27/12 Report, pursuant to Iowa Code section 11.4. Report received on August 15, 2013.

Department of Agriculture and Land Stewardship Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.4. Report received on August 15, 2013.

Department for the Blind Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.4. Report received on August 15, 2013.

Department of Commerce Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.2. Report received on October 17, 2013.

Department of Education Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.2. Report received on August 1, 2013.

Department of Inspections and Appeals Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.4. Report received on August 15, 2013.

Department of Justice Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.4. Report received on August 15, 2013.

Department of Public Defense Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.2. Report received on August 1, 2013.

Department of Public Health Recommendations Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.4. Report received on August 15, 2013.

Honey Creek Resort Operations Account Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.24. Report received on December 24, 2013.

Iowa Agricultural Development Authority Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.2. Report received on November 21, 2013.

Iowa Corn Promotion Board Independent Auditor's Report for Year Ended August 31, 2013 and 2012, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Iowa Federal Family Education Loan Program Division Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Iowa Judicial Branch – County Clerks of District Courts Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.2. Report received on October 17, 2013.

Iowa Judicial Retirement System Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Iowa Lottery Authority Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.2. Report received on November 21, 2013.

Iowa Medical Assistance Disproportionate Share Hospital Payments Program Report for Year Ended June 30, 2010, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Iowa Petroleum Underground Storage Tank Board Independent Auditor's Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.2. Report received on October 17, 2013.

Iowa Public Television Audit Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Office of Treasurer of State, Iowa Educational Savings Plan Trust Report for Year Ended June 30, 2012, pursuant to Iowa Code section 11.6. Report received on November 8, 2013.

Peace Officers' Retirement, Accident, and Disability System Independent Auditors Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Special Investigation of the City of Farmington 7/1/09–11/30/12 Report, pursuant to Iowa Code section 11.6. Report received on August 1, 2013.

Special Investigation of the City of Riverside 7/1/06–12/31/12 Report, pursuant to Iowa Code section 11.6. Report received on December 30, 2013.

Special Investigation of the City of Sloan 5/19/09–3/31/13 Report, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Special Investigation of Creston Water Works 7/1/05–11/16/12 Report, pursuant to Iowa Code section 11.6. Report received on June 24, 2013.

Special Investigation of the Garner Volunteer Ambulance Service 7/1/11–6/30/12 Report, pursuant to Iowa Code section 11.6. Report received on December 24, 2013.

Special Investigation of the Iowa Department of Transportation 1/29/94–7/7/11 Report, pursuant to Iowa Code section 11.24. Report received on October 17, 2013.

Addendum to a Special Investigation of the Iowa Department of Transportation 1/29/94–6/30/13 Report, pursuant to Iowa Code section 11.24. Report received on October 17, 2013.

Targeted Small Business Compliance Report, pursuant to Iowa Code section 11.26. Report received on December 18, 2013.

Xenia Rural Water District Independent Auditor's Report Years Ended 12/31/12 and 12/31/11, pursuant to Iowa Code section 11.6. Report received on June 27, 2013.

DEPARTMENT FOR THE BLIND

Joint Investment Trust Report for FY 2013, pursuant to Iowa Code section 12B.10A(7). Report received on July 2, 2013.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on July 2, 2013.

Performance Report for FY 2013, pursuant to Iowa Code section 7E.3. Report received on December 2, 2013.

Recycling Report for FY 2012, pursuant to Iowa Code section 216B.3(12)(d). Report received on July 2, 2013.

Recycling Report for FY 2013, pursuant to Iowa Code section 216B.3(12)(d). Report received on December 2, 2013.

COLLEGE STUDENT AID COMMISSION

Accelerated Career Education Grants Report for FY 2013, pursuant to Iowa Code section 261.22(6). Report received on December 2, 2013.

Barber and Cosmetology Arts and Sciences Tuition Grant Program Report for FY 2013, pursuant to Iowa Code section 261.18(7)(d). Report received on December 5, 2013.

College Student Aid Commission Annual Report for FY 2013, pursuant to Iowa Code section 261.2(8). Report received on December 30, 2013.

College Student Aid Commission Tuition Grant Report for FY 2013, pursuant to Iowa Code section 261.15(4). Report received on December 9, 2013.

Iowa Grant Program Report, pursuant to Iowa Code section 261.96. Report received on December 30, 2013.

Iowa Hope Loan Annual Report for FY 2013, pursuant to Iowa Code section 261.17A(5)(d). Report received on December 2, 2013.

Iowa Minority Academic Grants for Economic Success Program Report FY 2013, pursuant to Iowa Code section 261.104(5). Report received on January 8, 2014.

Iowa Vocational-Technical Tuition Grant Program Report for FY 2013, pursuant to Iowa Code section 261.17(7)(d). Report received on December 5, 2013.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on December 12, 2013.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on December 31, 2013.

Registered Nurse and Nurse Educator Loan Forgiveness Program Report, pursuant to Iowa Code section 261.23. Report received on January 2, 2014.

Skilled Workforce Shortage Tuition Grant Program Report, pursuant to Iowa Code section 261.130. Report received on December 23, 2013.

Teacher Shortage Loan Forgiveness Program Report, pursuant to Iowa Code section 261.112. Report received on January 2, 2014.

Teacher Shortage Forgivable Loan Program Report, pursuant to Iowa Code section 261.111(9). Report received on January 2, 2014.

DEPARTMENT OF COMMERCE (ALCOHOLIC BEVERAGES COMMISSION)

Goals and Objectives Annual Report for FY 2013, pursuant to Iowa Code section 7E.3. Report received on December 6, 2013.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on November 1, 2013.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on November 1, 2013.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B. Report received on November 4, 2013.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Financial Literacy Education Expenditures Report, pursuant to 2013 Iowa Acts, HF 648, section 9. Report received on September 27, 2013.

DEPARTMENT OF COMMERCE (CREDIT UNION DIVISION)

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on December 3, 2013.

Joint Investment Trust Report for FY 2012, pursuant to Iowa Code section 12B.10A(7). Report received on December 5, 2013.

Judicial Review Report for FY 2012, pursuant to Iowa Code section 625.29(7). Report received on December 3, 2013.

Judicial Review Report for FY 2013, pursuant to Iowa Code section 625.29(7). Report received on December 3, 2013.

Vertical Infrastructure Report for FY 2012, pursuant to Iowa Code section 8.57B. Report received on December 3, 2013.

Vertical Infrastructure Report for FY 2013, pursuant to Iowa Code section 8.57B. Report received on December 3, 2013.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Joint Investment Trust Report for FY 2012, pursuant to Iowa Code section 12B.10A(7). Report received on December 5, 2013.

Joint Investment Trust Report for FY 2013, pursuant to Iowa Code section 12B.10A(7). Report received on December 5, 2013.

DEPARTMENT OF CORRECTIONS

Annual Report FY 2013, pursuant to Iowa Code section 904.115. Report received on January 9, 2014.

Electronic Monitoring System Report, pursuant to Iowa Code section 904.115. Report received on November 22, 2013.

Vertical Infrastructure Report FY 2013, pursuant to Iowa Code section 8.57B. Report received on January 12, 2014.

OFFICE OF DRUG CONTROL POLICY

2012 Iowa Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b). Report received on November 1, 2013.

2014 Iowa Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b). Report received on November 4, 2013.

DEPARTMENT OF EDUCATION

Charter School and Innovation Zone School Annual Report, pursuant to Iowa Code section 256F.10(2). Report received on December 30, 2013.

Commission on Educator Leadership and Compensation Report, pursuant to 2013 Iowa Acts, Chapter 121, section 70. Report received December 17, 2013.

Competency-Based Instruction Task Force Final Report, pursuant to 2012 Iowa Acts, SF 2284, section 2. Report received on December 9, 2013.

Disaster Waiver Report, pursuant to Iowa Code section 256.9(59). Report received on December 12, 2013.

Iowa Autism Council Report, pursuant to Iowa Code section 256.35A(4). Report received on December 30, 2013.

Iowa Extended Learning Time Pilot Project Report, pursuant to 2013 Iowa Acts, HF 215, section 109. Report received on December 17, 2013.

Iowa Vocational Rehabilitation Services Report, pursuant to 2013 Iowa Acts, SF 2321, section 5(3). Report received on December 9, 2013.

Online Curriculum for Uniform Transfer of Academic Credit Report, pursuant to 2013 Iowa Acts, HF 604, section 7. Report received on January 3, 2014.

STEM Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3(3)(j). Report received on June 26, 2013.

Suicide Prevention and Trauma-Informed Care Task Force Report, pursuant to 2013 Iowa Acts, SF 446, section 109. Report received on December 16, 2013.

DEPARTMENT OF HUMAN RIGHTS

Community Action Agencies Report, pursuant to Iowa Code section 216A.92(2)(d). Report received on January 9, 2014.

Family Development and Self-Sufficiency Grant Program Report, pursuant to Iowa Code section 216A.107(4)(e). Report received on December 3, 2013.

Individual Development Accounts Report for FY 2013, pursuant to 2013 Iowa Acts, HF 648, section 9. Report received on September 27, 2013.

Public Safety Advisory Board Funding Report, pursuant to Iowa Code section 216A.133A(5). Report received on December 2, 2013.

Twenty and Five-year Criminal and Juvenile Justice Plan Report, pursuant to Iowa Code section 216A.135. Report received on December 2, 2013.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B. Report received on January 8, 2014.

DEPARTMENT OF HUMAN SERVICES

Autism Support Program Fund Report, pursuant to 2013 Iowa Acts, SF 446, section 82. Report received on January 2, 2014.

Child Abuse Assessments Administrative Appeals Final Report, pursuant to 2012 Iowa Acts, HF 2226, section 7. Report received on November 26, 2013.

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23. Report received on January 2, 2014.

Crisis Stabilization Program Pilot Project Report Update, pursuant to 2013 Iowa Acts, SF 406, section 10A.901. Report received on December 17, 2013.

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235B.13. Report received on January 2, 2014.

Family Support Subsidy Program Report for FY 2013, pursuant to Iowa Code section 225C.42(1). Report received on November 1, 2013.

Healthy and Well Kids in Iowa (Hawk-i) Report, pursuant to Iowa Code section 514.I.5(7)(g). Report received on December 30, 2013.

Hospital Bed Tracking System Report, pursuant to 2013 Iowa Acts, SF 406. Report received on December 17, 2013.

Independent Living Services Report, pursuant to Iowa Code section 234.35(4). Report received on January 2, 2014.

Inventory of Parenthood Support Programs Report, pursuant to 2013 Iowa Acts, SF 446, section 8. Report received on December 17, 2013.

IowaCare Transition Plan Report, pursuant to 2013 Iowa Acts, SF 446, section 6. Report received on September 24, 2013.

Iowa's Quality Rating System for Child Care Providers Report, pursuant to 2013 Iowa Acts, SF 446, section 16. Report received on December 17, 2013.

Mental Health and Disability Services Risk Pool Fund Distribution and Expenditures Report, pursuant to 2012 Iowa Acts, Chapter 1133, section 67. Report received on December 30, 2013.

Mercy Autism Center Report, pursuant to 2013 Iowa Acts, Chapter 138, section 18. Report received on December 30, 2013.

DEPARTMENT OF INSPECTIONS AND APPEALS

Background Check Improvements and Requirements for Home Health Service Providers Report, pursuant to 2013 Iowa Acts, SF 347, section 5. Report received on December 27, 2013.

Fraud in Public Assistance Programs Report, pursuant to 2013 Iowa Acts, HF 603, section 13. Report received on December 10, 2013.

IOWA GAMING ASSOCIATION

Report on Casino Incidents, pursuant to 2013 Iowa Acts, SF 447, section 51. Report received on December 12, 2013.

IOWA HIGHER EDUCATION LOAN AUTHORITY

2013 Annual Report, pursuant to Iowa Code section 261A.21. Report received on November 22, 2013

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Comprehensive Annual Financial Report for FY 2013, pursuant to Iowa Code section 97B.4(4)(a). Report received on December 27, 2013.

Report on Iran-Related Divestment Activities for FY 2013, pursuant to Iowa Code section 12H.5(2). Report received on October 2, 2013.

Report on Sudan-Related Divestment Activities for FY 2013, pursuant to Iowa Code section 12F.5(2). Report received on October 2, 2013.

IOWA SCHOOLS JOINT INVESTMENT TRUST

Iowa Association of School Boards Annual Financial Report for FY 2013, pursuant to Iowa Code section 12B.10A. Report received on December 27, 2013.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107(7). Report received on December 31, 2013.

Court Technology and Modernization Fund Report, pursuant to 2013 Iowa Acts, Chapter 133.1. Report received on January 12, 2014.

Enhanced Court Collections Fund Report, pursuant to 2013 Iowa Acts, Chapter 133.1. Report received on January 12, 2014.

Iowa Judicial Retirement Fund Report, pursuant to Iowa Code section 602.9116(1). Report received on December 31, 2013.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on January 12, 2014.

Juvenile Victim Restitution Program Report, pursuant to Iowa Code section 232A.3. Report received on January 12, 2014.

DEPARTMENT OF JUSTICE

Iowa Consumer Credit Code Annual Report, pursuant to Iowa Code section 537.6104(5). Report received on September 23, 2013.

Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2. Report received on January 2, 2014.

LEGISLATIVE SERVICES AGENCY

Stray Electric Current and Agriculture Study Committee Report, pursuant to Iowa Code section 2.42. Report received on December 17, 2013.

IOWA LOTTERY AUTHORITY

Annual Report 2013, pursuant to Iowa Code section 99G.7. Report received on December 17, 2013.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on November 7, 2013.

June 2013 Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on September 17, 2013.

Quarter 1 of FY 2014 Report, pursuant to Iowa Code section 99G.7. Report received on October 16, 2013.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

FY 2013 Annual Report, pursuant to Iowa Code section 411.5. Report received on December 30, 2013.

FY 2013 Report on Iran-Related Divestment Activities, pursuant to Iowa Code section 12H.5(2). Report received on October 16, 2013.

FY 2013 Report on Sudan-Related Divestment Activities, pursuant to Iowa Code section 12F.5(2). Report received on October 16, 2013.

DEPARTMENT OF NATURAL RESOURCES

Aquatic Invasive Species Report, pursuant to Iowa Code section 462A.52. Report received on January 8, 2014.

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134(14). Report received on December 9, 2013.

Greenhouse Gas Emissions Inventory 2012 Report, pursuant to Iowa Code section 455B.104(4). Report received on December 18, 2013.

Hazardous Substance Remedial Fund FY 2013 Report, pursuant to Iowa Code section 455B.425. Report received on January 2, 2014.

Hazardous Waste Disposal Site Registry Annual Report, pursuant to Iowa Code section 455B.427(1). Report received on January 2, 2014.

Household Hazardous Waste Account FY 2013 Report, pursuant to Iowa Code section 455E.11(2)(c). Report received on January 2, 2014.

Lake Restoration Report, pursuant to Iowa Code section 456A.33B(1). Report received on January 3, 2014.

Low-level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1(3)(i)(1). Report received on January 3, 2014.

Mercury Thermostat Recycling Report, pursuant to Iowa Code section 455D.16(7)(c). Report received on January 3, 2014.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 10, 2014.

Onsite Wastewater Assistance Program Report, pursuant to Iowa Code section 466.8(4). Report received on July 1, 2013.

IOWA PROPANE EDUCATION AND RESEARCH COUNCIL

Iowa Propane Education and Research Council Audit CY 2011–2012 Report, pursuant to Iowa Code section 101C.3(10). Report received on September 9, 2013.

Iowa Propane Education and Research Council Programs and Projects CY 2012 Report, pursuant to Iowa Code section 101C.3(10). Report received on October 2, 2013.

DEPARTMENT OF PUBLIC DEFENSE

Annual Report, pursuant to Iowa Code section 29A.12. Report received on December 19, 2013.

Vertical Infrastructure Report FY 2012, pursuant to Iowa Code section 8.57B. Report received on January 9, 2014.

Vertical Infrastructure Report FY 2013, pursuant to Iowa Code section 8.57B. Report received on January 9, 2014.

PUBLIC EMPLOYMENT RELATIONS BOARD

Public Employment Relations Board Annual Report for FY 2012, pursuant to Iowa Code section 7E.3. Report received on November 14, 2013.

Public Employment Relations Board Annual Report for FY 2013, pursuant to Iowa Code section 7E.3. Report received on December 3, 2013.

Public Employment Relations Board Joint Investment Trust Report, pursuant to Iowa Code section 12B.10(7). Report received on June 28, 2013.

Public Employment Relations Board Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on June 28, 2013.

DEPARTMENT OF PUBLIC HEALTH

Anatomical Gift Public Awareness Donation and Compliance Report, pursuant to Iowa Code section 142C.17. Report received on December 5, 2013.

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2). Report received on November 25, 2013.

Iowa Collaborative Safety Net Provider Network Care Coordination Progress Report, pursuant to 2013 Iowa Acts, Chapter 138, section 3. Report received on January 2, 2014.

Mental Health and Disabilities Workforce Workgroup Report, pursuant to 2012 Iowa Acts, Chapter 1120.24. Report received on January 12, 2014.

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9(5)(a). Report received on November 25, 2013.

Recommendations for Improvements in the Intraoperability and Interoperability of Technology Report, pursuant to 2013 Iowa Acts, Chapter 138, section 3.9. Report received on December 12, 2013.

Sports Injury Prevention Report, pursuant to 2013 Iowa Acts, SF 446. Report received on January 13, 2014.

IOWA PUBLIC INFORMATION BOARD

Iowa Public Information Board Project Charter, pursuant to 2012 Iowa Acts, Chapter 1115, section 16. Report received on October 29, 2013.

DEPARTMENT OF PUBLIC SAFETY

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on December 31, 2013.

State Interoperable Communications System Board Report, pursuant to Iowa Code section 80.29(14). Report received on January 2, 2014.

IOWA PUBLIC TELEVISION

Joint Investment Trust, pursuant to Iowa Code section 12B.10A(7). Report received on October 30, 2013.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on October 30, 2013.

BOARD OF REGENTS

Annual Articulation Report, pursuant to Iowa Code section 262.9(33)(i). Report received on January 9, 2014.

Beginner Farmer Center Report, pursuant to Iowa Code section 266.39(E). Report received on January 8, 2014.

College Bound and IMAGES Annual Report, pursuant to Iowa Code section 262.93. Report received on January 8, 2014.

Cooperative Purchasing Plan Report, pursuant to Iowa Code section 262.9B(5). Report received on October 25, 2013.

FY 2013 Report on Iran-Related Divestment Activities, pursuant to Iowa Code section 12H.5(2). Report received on September 27, 2013.

FY 2013 Report on Sudan-Related Divestment Activities, pursuant to Iowa Code section 12F.5(2). Report received on September 27, 2013.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on November 25, 2013.

Postsecondary Enrollment Program Annual Report, pursuant to Iowa Code section 262.9(35). Report received on October 1, 2013.

State University of Iowa, University of Iowa Hospitals and Clinics Audited Financial Report, pursuant to Iowa Code section 263A.13. Report received on January 8, 2014.

Transfer of Funds Report, pursuant to 2012 Iowa Acts, SF 2321, section 6. Report received on September 5, 2013.

DEPARTMENT OF REVENUE

Dependent Health Care Coverage Report, pursuant to 2013 Iowa Acts, SF 389. Report received on January 3, 2014.

Iowa's Redevelopment Tax Credit Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 12, 2014.

Iowa Tax Increment Financing Evaluation and Study, pursuant to Iowa Code section 2.48. Report received on January 12, 2014.

Solar Energy Tax Credit Annual Report, pursuant to Iowa Code section 422.11L. Report received on December 31, 2013.

State Board of Tax Review 2012 Annual Report, pursuant to Iowa Code section 421.1(4)(f). Report received on November 5, 2013.

DEPARTMENT OF TRANSPORTATION

2013 Small Businesses and Disadvantaged Business Enterprises Report, pursuant to 2010 Iowa Acts, HF 2460. Report received on November 1, 2013.

FY 2013 Use of Reversions Report, pursuant to Iowa Code section 307.46(2)(b). Report received on September 17, 2013.

TREASURER OF STATE

Iowa Education Savings Plan Trust Report, pursuant to Iowa Code section 12D.8(1)(a). Report received on November 22, 2013.

Public Fund Iran-Related Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on September 27, 2013.

Public Fund Sudan-Related Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 27, 2013.

IOWA UTILITIES BOARD

Customer Contribution Utility Fund Report, pursuant to Iowa Code section 476.66(6). Report received on January 10, 2014.

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48. Report received on December 30, 2013.

DEPARTMENT OF VETERANS AFFAIRS

Allocation Programs for Veterans Affairs FY 2013 Report, pursuant to Iowa Code 35A.5(14). Report received on October 4, 2013.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 10, 2014.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B. Report received on January 10, 2014.

IOWA VETERANS HOME

Annual Report FY 2013, pursuant to Iowa Code section 35D.17. Report received on December 23, 2013.

Judicial Review Report, pursuant to Iowa Code 625.29(7). Report received on December 23, 2013.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2013, pursuant to Iowa Code section 8D.10, were received from the following agencies:

DEPARTMENT OF ADMINISTRATIVE SERVICES – Report received on November 26, 2013.

ALCOHOLIC BEVERAGES DIVISION (DEPARTMENT OF COMMERCE) – Report received on August 15, 2013.

COLLEGE STUDENT AID COMMISSION – Report received on July 18, 2013.

DEPARTMENT of CORRECTIONS – Report received on January 9, 2014.

CREDIT UNION DIVISION (DEPARTMENT OF COMMERCE) – Report received on December 3, 2013.

DEPARTMENT OF EDUCATION – Report received on December 10, 2013.

ETHICS AND CAMPAIGN DISCLOSURE BOARD – Report received on January 3, 2014.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM – Report received on July 15, 2013.

IOWA LOTTERY AUTHORITY – Report received on November 7, 2013.

DEPARTMENT OF MANAGEMENT – Report received on September 12, 2013.

STATE PUBLIC DEFENDER – Report received on December 18, 2013.

DEPARTMENT OF PUBLIC HEALTH – Report received on August 2, 2013.

DEPARTMENT OF PUBLIC SAFETY – Report received on December 31, 2013.

IOWA PUBLIC TELEVISION – Report received on August 15, 2013.

DEPARTMENT OF REVENUE – Report received on December 23, 2013.

SECRETARY OF STATE – Report received on October 23, 2013.

IOWA VETERANS HOME – Report received on December 23, 2013.

IOWA VOCATIONAL REHABILITATION SERVICES – Report received on September 27, 2013.

IOWA WORKFORCE DEVELOPMENT – Report received on December 30, 2013

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Family Development and Self-Sufficiency program – For helping more than 50,000 low-income families overcome multiple poverty barriers and achieve self-sufficiency. Senator Mathis.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Monday, January 13, 2014, 3:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Anderson, Ranking Member; Bertrand, and Hatch (all excused).

Committee Business: SCR 102.

Adjourned: 3:20 p.m.

EDUCATION

Convened: Monday, January 13, 2014, 2:05 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Boettger (excused).

Committee Business: Organizational meeting.

Adjourned: 2:15 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, January 13, 2014, 2:00 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Houser, Ranking Member; Brase, Chapman, Dix, Dotzler, and Seng.

Members Absent: Anderson, Hatch, and Soddors (all excused).

Committee Business: Organizational meeting.

Adjourned: 2:10 p.m.

RULES AND ADMINISTRATION

Convened: Monday, January 13, 2014, 10:35 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dearden, Dvorsky, Ernst, Ragan, Rozenboom, Soddors, and Whitver.

Members Absent: None.

Committee Business: SCR 101 and reports for employees and pages.

Adjourned: 10:40 a.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 102, by McCoy, Anderson, Jochum, Dotzler, Seng, Gronstal, Courtney, Taylor, Petersen, Hart, Bolkcom, Ragan, Mathis, Brase, Beall, Schoenjahn, Quirnbach, Black, Horn, Hatch, Dearden, Chapman, Dix, Behn, Bertrand, Bowman, Breitbach, Chelgren, Danielson, Dvorsky, Ernst, Feenstra, Garrett, Greiner, Guth, Hogg, Johnson, Kapucian, Rozenboom, Schneider, Segebart, Sinclair, Smith, Soddors, Whitver, Wilhelm, Zaun, and Zumbach, a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management,

rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration.

Read first time under Rule 28 and referred to committee on **Commerce**.

INTRODUCTION OF BILLS

Senate File 2001, by Jochum, a bill for an act relating to the transfer of real property by requiring disclosure of the use of property for the manufacture, use, storage, or sale of methamphetamine and making a penalty applicable.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2002, by Jochum, a bill for an act establishing a notification requirement for mammogram reports and written statements to patients.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2003, by Rozenboom, a bill for an act relating to the operations and dissolution of rural improvement zones and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 2004, by Breitbach, a bill for an act relating to factors considered in determining the best interest of the child in child custody arrangements.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2005, by Hogg, a bill for an act establishing a solar energy initiative involving specified institutions under the control of the state board of regents, and making an appropriation.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2006, by Sodders, a bill for an act authorizing the establishment of a philanthropy account within a student activity fund.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2007, by Sodders, a bill for an act relating to the disposition of seized firearms or ammunition.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2008, by Sodders, a bill for an act relating to the issuance of a citation to a parent or guardian for failure to use child restraint devices in a motor vehicle, and making a penalty applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2009, by Sodders, a bill for an act establishing a lyme disease task force.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2010, by Taylor, a bill for an act requiring the natural resource commission to allow catfish to be taken by hand fishing and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2011, by Mathis, a bill for an act relating to the reporting of immunizations or vaccinations to the statewide immunization registry.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2012, by Soddors, a bill for an act providing an exemption from liability for certain actions by an officer or employee of a municipality under the Iowa municipal tort claims Act.

Read first time under Rule 28 and referred to committee on **Judiciary**.

FINAL COMMITTEE REPORT OF BILL ACTION

COMMERCE

Bill Title: SENATE CONCURRENT RESOLUTION 102, a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration.

Recommendation: DO PASS.

Final Vote: Ayes, 12: McCoy, Petersen, Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 3: Anderson, Bertrand, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOIN RULE 17.

JOURNAL OF THE SENATE

SECOND CALENDAR DAY
SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 14, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Deacon Greg Lievens of the Holy Family Parish in Reinbeck and Parkersburg, Iowa. He was the guest of Senator Dix.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Clare Barcus.

The Journal of Monday, January 13, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 13, 2014, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Concurrent Resolution 101, a concurrent resolution providing for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Tuesday, January 14, 2014, at 10:00 a.m. for Governor Terry E. Branstad to deliver his condition of the state message.

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

House Concurrent Resolution 102, a concurrent resolution providing for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Wednesday, January 15, 2014, at 10:00 a.m. for Chief Justice Mark S. Cady to present his message of the condition of the judicial branch.

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

House Concurrent Resolution 103, a concurrent resolution to provide for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Wednesday, February 5, 2014, at 10:00 a.m. for Major General Timothy Orr to present his message of the condition of the Iowa National Guard.

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

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Concurrent Resolutions 101, 102, and 103.

House Concurrent Resolution 101

On motion of Senator Gronstal, **House Concurrent Resolution 101**, a concurrent resolution providing for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Tuesday, January 14, 2014, at 10:00 a.m. for Governor Terry E. Branstad to deliver his condition of the state message, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 101, which motion prevailed by a voice vote.

House Concurrent Resolution 102

On motion of Senator Gronstal, **House Concurrent Resolution 102**, a concurrent resolution providing for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Wednesday, January 15, 2014, at 10:00 a.m. for Chief Justice

Mark S. Cady to present his message of the condition of the judicial branch, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 102, which motion prevailed by a voice vote.

House Concurrent Resolution 103

On motion of Senator Gronstal, **House Concurrent Resolution 103**, a concurrent resolution to provide for a joint convention of the two houses of the 2014 session of the Eighty-fifth General Assembly to be held on Wednesday, February 5, 2014, at 10:00 a.m. for Major General Timothy Orr to present his message of the condition of the Iowa National Guard, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 103, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Concurrent Resolutions 101, 102, and 103** be **immediately messaged** to the House.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:34 a.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 14, 2014, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 101, a concurrent resolution amending the joint rules of the Senate and House of Representatives relating to session timetable changes.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

The joint convention convened at 9:45 a.m., President Jochum presiding.

Senator Gronstal 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 by a voice vote.

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

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor Terry E. Branstad that the joint convention was ready to receive him.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Beall, Ragan, and Boettger on the part of the Senate, and Representatives Cownie, Stanerson, and Dunkel on the part of the House.

Secretary of State Matt Schultz, Treasurer of State Mike Fitzgerald, Secretary of Agriculture Bill Northey, Auditor of State Mary Mosiman, and Attorney General Tom Miller were escorted into the House chamber.

The Chief Justice and the Justices of the Supreme Court and the Chief Judge and the Judges of the Court of Appeals were escorted into the House chamber.

Lieutenant Governor Kim Reynolds, her husband, and their daughter Jen Fagan were escorted into the House chamber.

Chris Branstad, the Governor's wife, and other family members, were escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

President Jochum presented Governor Terry E. Branstad, who delivered the following Condition of the State Address:

Madam Lieutenant Governor, Madam President, Mr. Speaker, Leaders, justices, judges, legislators, elected officials, distinguished guests, family, friends and fellow Iowans, good morning.

I offer a special welcome this morning to new Representatives Brian Meyer and Stan Gustafson and new Senator Julian Garrett. I look forward to working with you and all members of the General Assembly.

I stand here today honored to be serving as your Governor, humbled by the opportunity and eager to meet the challenges we face.

I am pleased to report on the condition of our state.

Over the past year, we have come together as families, as communities, as Iowans, putting our differences aside to move Iowa forward.

Because of our hard work last legislative session, Iowa's economy, educational system and health are moving forward.

Iowans have proved time and time again, when working with one another rather than against one another, we can overcome any challenge.

For example, the International Olympic Committee last year took action to eliminate wrestling from the Olympics.

More than 25,000 people joined us through an online petition to keep Olympic wrestling, the entire Iowa Congressional delegation joined us and more than 30 other governors came together joining me in a letter to the IOC to keep wrestling. And together, we kept wrestling in the Olympics and the Olympic dreams of Iowa wrestlers alive.

My friends, Iowa faces another challenge where we can come together again and rally around what is best for our state. The EPA has proposed reducing the level of biofuels outlined in the Renewable Fuels Standard (RFS).

If this rule is adopted, it would be a devastating setback to the agriculture sector of the Iowa economy.

The proposed rule comes at a time when our state continues to implement new pioneering policies encouraging growth and innovation in the renewable energy sector.

In a partnership with Iowa State University, we launched the "Fueling Our Future" program last October, which will bring Iowa to the forefront in the use of E30 fuel.

This new program is a reflection of the importance of further advancing the renewable fuels industry, and how the RFS is helping to create important Iowa jobs.

The RFS has led to a cleaner environment, opened the markets for Iowa corn and soybeans and reduced our nation's dependence on foreign oil. Thousands of Americans are coming together to support the RFS.

We will be holding a public hearing later this month to give Iowans the opportunity to voice their concerns with the EPA's proposal. Lt. Governor Reynolds and I are pleased the entire Iowa Congressional Delegation and Secretary of Agriculture Bill Northey have agreed to co-host this important forum.

Today, I call on the General Assembly, as its first order of business, in bipartisan fashion, to pass a resolution in support of maintaining a robust Renewable Fuels Standard.

Whether it is our sense of community that saved wrestling or collaboration in support of agriculture and renewable fuel, Iowans come together.

It is this sense of community and collaboration that defines us as Iowans. And it should again shape our approach to governing this year.

As we've demonstrated before, we should again attack our problems with the same common sense and seriousness as Iowans across our state:

-working hard,

-working together, and

- working to make things better than we found them.

To me, this is the Iowa Dream. That dream of opportunity and prosperity which can become a reality for every Iowan willing to work for it.

The seeds of that dream have been planted with our work over the past three years. But now we must cultivate that dream of opportunity – of a great job and a great place to raise a family – so that it can grow and flourish.

The simple truth is we Iowans are a people of faith, of tenacity who each year plant the seeds of our livelihood with the devout belief that with hard work and the grace of God we will reap a bountiful harvest.

Today it is my duty and honor to report to you on the condition of our state. And I am here to tell you, with great pride: the State of Iowa is working.

With more Iowans going to work each and every day, the current unemployment rate stands at 4.4 percent: Iowa is working and our citizens are working toward their Iowa Dream.

With personal incomes growing: Iowa is working.

With schools and students improving their performance and their standing compared to other states around the nation: Iowa is working.

The Federal government has been paralyzed by partisanship leading to cliffs, ceilings, sequesters and shutdown, Iowa leaders have done the opposite; we have come together to work on behalf of Iowans.

We put aside our political differences, to achieve common sense compromise in cutting taxes, improving education and modernizing health care in our state: All evidence that Iowa is working.

Three years ago, like many other states, Iowa faced serious budget challenges. The path to prosperity was grim. Yet the charge to us was clear: restore predictability and stability to the state to get our fiscal house in order.

Working together, we have done just that.

We have passed two biennial budgets that restore predictability to the state budget.

These are budgets that hard-working Iowa taxpayers can depend on, budgets that work for Iowans by prioritizing education, economic development and job training.

Today, Iowa's rainy day and economic emergency funds are full and we are fortunate to have a healthy budget surplus. Iowa is working.

We have taken a similar common sense approach to health care in our state by working to improve the health of Iowans, bringing more doctors to Iowa and providing better care for low-income Iowans.

Since announcing the Healthiest State Initiative, Iowa has improved from 19th to 9th in Well-Being.

During this address last year, students from Des Moines University (DMU) joined us in seeking increased support for a public-private partnership that would encourage more doctors to move to rural Iowa.

Today, the private sector, rural communities and the state are coming together to ensure more doctors will be coming to underserved communities.

These students will benefit from this partnership and our state will benefit from their commitment. As doctors they will work to improve the health of our citizens and as valuable members of rural Iowa their work will help bring jobs to our communities.

Thank you, DMU students, for joining us again this year.

The Iowa Health and Wellness Plan is now in place. Thousands of Iowans are now receiving more than just access, they are getting health care designed to get them healthier.

The Iowa Health and Wellness Plan is using health risk assessments and physicals to empower Iowans to take ownership of their own health. On top of that, more Iowans are receiving private insurance than ever before.

Iowans living longer, healthier lives will improve the health of our state, our economy and our families.

We may not have always agreed on the path to these policies, but we can all resoundingly agree on this: Our plan was designed by Iowans, not out of touch bureaucrats in Washington, DC., and it is going to make Iowans healthier. Iowa is working.

Three years ago, more than 100,000 Iowans were out of work. Jobs were hard to come by and investment in our state was inadequate.

We refocused our economic development efforts by changing our approach. Together, we created the Iowa Partnership for Economic Progress.

This public-private partnership is reaping dividends for our economy with more investments and more jobs for Iowans.

In the last three years, Iowa has seen 7.5 billion dollars in new capital investment, and I am pleased to report that since taking office, over 130,000 new jobs have been created in this state.

Perhaps the best example of our state's turnaround and of our policies working for middle-class families is seen in Lee County, which had the highest unemployment rate in the state when I took office in 2011.

Iowans in Lee County are getting back to work, thanks in part to the largest on-shore purchase of wind turbines in history and a multi-billion dollar, world-class fertilizer plant bringing much needed jobs and investment to the area.

Thanks to these projects, unemployment in Lee County has dropped by 40 percent, and many southeast Iowans are back to work!

To help Iowans keep more of their hard-earned money, and to help employers invest and grow in Iowa, you passed and I signed into law the largest property tax cut in Iowa history!

This historic measure will provide more than 4.4 billion dollars in tax relief, slashing taxes for middle class families and encouraging businesses to grow.

Middle class families are working hard every day to achieve their version of the Iowa dream and providing this much needed tax relief will help them achieve it.

Improving education in our state is imperative to improving our jobs outlook, our economic outlook and the outlook for the Iowa Dream itself.

Together, we have taken steps to help keep our best teachers in classrooms, increase school choice and better equip our students for college and the workforce. We have begun to reform Iowa's education system, and we can expect Iowa schools to pull away from the middle of the pack and reclaim preeminence in student achievement as measured against the rest of the United States.

The demands of both college and the workforce have changed.

In the 21st century, the skills needed to succeed and compete globally include science, technology, engineering and math. Through the STEM advisory council led by Lt. Governor Kim Reynolds and Vermeer CEO, Mary Andringa, about 60,000 additional students are expected to have access to innovative STEM-focused opportunities this school year.

Today, students across Iowa are learning to build robots and solve complex math problems, preparing them for the jobs of tomorrow. In the gallery are students from Des Moines East High School and Greenwood Elementary School. Please join me in welcoming them to their Capitol.

We have worked together and invested in students, teachers and schools.

We have worked together and invested in the health and well-being of our state.

We have worked together and invested in middle-class families, main street businesses and our communities.

I am proud of what we have been able to accomplish working together. The results of our work will have a positive impact in the lives of many Iowans.

However, there is still much more work to be done. Together, let's make this another successful and productive session.

This year, let's continue to work to overcome the obstacles that stand in the way of our citizens as they seek the Iowa Dream.

Skyrocketing college costs have made reaching the Iowa Dream unattainable for too many. Those who do pursue higher education are often strapped with massive amounts of student debt that they spend decades paying off.

We've taken steps to ease this burden. Last year, we provided historic financial support for our community colleges.

We increased the Iowa Tuition Grant for those who attend private colleges. We provided targeted support for high achievers entering the teaching profession, and providing rural health care.

And last year, the budget that you passed, and I signed, provided Regent universities with the necessary resources to freeze tuition for the first time in 30 years.

This year, my budget proposes another investment in key tuition assistance programs so we can continue the fight against escalating student debt.

This year, I am submitting a budget to once again freeze tuition for Iowa students at Regent institutions.

We need to reinforce with our students that if they borrow, they need to borrow only enough to pay the bills. The University of Northern Iowa is requiring all students receiving loans to participate in financial literacy programs.

And it is working!

Last year, student debt at the University of Northern Iowa decreased by eight percent!

Today, I am calling on members of the Iowa Legislature to join me in working to reduce costs to make college affordable and reduce the amount of debt incurred by Iowa students and their families.

What if more students could earn while they learn? Apprenticeships allow just that opportunity by providing focused and streamlined training.

One of the positive outgrowths of the historic capital investments made throughout our state is increased demand for jobs. Apprenticeship programs allow us to quickly and effectively train workers to meet this demand.

The budget I propose to you today triples support for apprenticeship programs. These programs strengthen our middle class, our businesses and our economy. Together we can further build the pipeline of skilled workers. Together we can ensure our workers have the skills they need to fill the jobs they want.

But we need to do more if Iowa is going to remain a national and global competitor. This means we need to be connected. Iowans are now interacting differently.

Interacting differently with businesses, with their government and with each other.

Through technology, we can connect our dreams to reality. Technology will improve educational instruction and make new resources available for our students. It can connect businesses to new customers and new markets. It can connect you to your dream job.

Technology connects the entrepreneur without a dime in her pocket to the billion dollar idea in her dreams.

We've had great success in Iowa in the tech sector. We are home to data centers with household names like Google, Microsoft, and Facebook. We have thriving tech startup communities in Des Moines, Cedar Rapids, Iowa City, and elsewhere, all with entrepreneurs looking to create the next Dwolla, Pinterest or WebFilings.

Cedar Falls has become a Gigabit City, and three Iowa communities have distinguished themselves as Connected Communities. Yet as a state, we need to do better.

In September, I announced our initiative to Connect Every Iowan, with the goal of making Iowa the Most Connected State in the Midwest. I charged the STEM Advisory Council's Broadband Committee with developing recommendations for our consideration.

Today, I propose The Connect Every Iowan Act, with incentives to encourage access, adoption and use of broadband technology by businesses and individuals.

My plan includes programs that will train workers for 21st century careers in information and communications technology.

My plan also calls for moving to ICN 2.0, repurposing the Iowa Communications Network so it can partner with the private sector to provide connectivity in underserved areas of our state.

Together, we can use broadband technology to grow the Iowa Dream throughout our state, especially in rural areas. As our connection speeds increase, so does the pace of our economic progress, so does our ability to grow jobs, and so does our ability to turn the Iowa Dream into reality.

To keep the Iowa Dream alive, we must keep rural Iowa vibrant and working. As I visit communities throughout our state during my annual 99 county tour, this vibrancy is seen, felt and heard.

From the enjoyment experienced at Watermelon Day in Stanhope, the Bell Tower Festival in Jefferson, and at the Swamp-Fox Festival in Marion. To the early morning farmers markets, and the Rotary Clubs at Noon, day-to-day life reflects our shared Iowa values.

Yet, some of the schools and public buildings which used to be the source of that pride are now empty shells dotting the landscapes of our communities. Once filled with the hustle and bustle of schoolchildren and their teachers, these are more than just abandoned buildings. They hold a part of our childhood. They hold a part of us.

Instead of letting these treasures stand empty, let's turn them into the economic centers of our communities. Let's once again make them part of our daily lives.

We will submit legislation to provide tax incentives to repurpose abandoned schools and public buildings.

Let's turn what used to be our centers of education into centers of commerce. Let's repurpose the crumbling structures with renewed investment, and reinforce the foundation with new jobs.

As we repurpose our schools of yesterday, let's also refocus on our students of today.

Sadly, for some children in Iowa, the bully they face makes every day feel more like a nightmare.

As they consider whether they can continue to take abuse from the bully, they don't know where to turn. Even if they turn to school officials, our laws have tied their hands.

Imagine being that child.

Imagine being unable to escape, as the bully relentlessly pursues them online, in a form accessible 24/7. Imagine how bleak it must be. Imagine how lonely it must feel.

This session, we can let our children know they are not alone. I call on both houses and both parties to support the Bully Free Iowa Act of 2014.

We can take action to empower students and their parents.

We can untie the hands of schools to allow them to better address cyberbullying.

And we can get educators the training they need to respond effectively to bullying.

As we take action to protect our children from bullies, let us also commit to honoring and better serving the men and women that protect our liberties and rights every day.

This session, the centerpiece of my agenda is Home Base Iowa. It is a bipartisan jobs plan focusing on recruiting service members to Iowa and matching them with good, high paying careers.

Here today in the gallery we are joined by members of the Iowa National Guard and veterans organizations. They have served our country and our state with dignity and honor.

Please join me in thanking them for their service.

Theodore Roosevelt once said, "A man who is good enough to shed his blood for his country is good enough to be given a square deal afterwards."

In November, I announced the Home Base Iowa initiative to recruit veterans to Iowa, because I believe Iowa can offer our nation's veterans something even greater than a square deal. We can offer them a better opportunity to live the Iowa Dream. We can give them the best life America has to offer.

Joining me in this endeavor are two men who have served their country, two men who share my uncompromising passion for honoring our veterans.

Please join me in recognizing the Co-Chairs of Home Base Iowa, Congressman Leonard Boswell, and Bob Myers, CEO of Casey's General Stores. Thank you both for your continued service.

We want our veterans to know that in Iowa, if you dream it – you can achieve it. In Iowa, you can find a home you can afford.

In Iowa, you can find a good paying job. In Iowa, you can send your kids to a good school and they can play in a safe neighborhood.

And in Iowa, we honor our veterans – not only with words and ceremonies; but with action.

Today, I call on the legislature to pass the Home Base Iowa Act. Join me in telling veterans that we will no longer tax their military pensions.

Let's increase support for the Military Homeownership Assistance Program, which provides up to \$5,000 in down payment or closing cost assistance.

Let's give veterans credit for their military training and experience as they pursue occupational licensure in our state.

And let's make Iowa the destination for veterans to continue their education. Already, the University of Iowa has been named the 6th best university for veterans by U.S. News and World Report. But we can do even better.

I will be asking the State Board of Education to join the Regents institutions by passing rules giving veterans, their spouses, and their dependents automatic in-state tuition at our community colleges.

I will also be convening stakeholders from the Regents, community colleges, and private colleges to develop consistent policies to provide veterans academic credit for their military training and experience.

Our veterans have risked their lives defending our freedom. To show our gratitude, let's make Iowa the leader in respect, support and opportunity for veterans.

Ladies and gentlemen, Iowa is working.

Our state is open to new ideas, open to honest dialogue and open to more business. Iowa is working.

Our efforts are making a difference in the lives of everyday families as they pursue their Iowa dreams.

Our schools are getting better, our communities are coming together and our government is working. But that success tells me that we have an even greater opportunity.

An opportunity to build upon what is great about our state and our people, so that we are competitive now, and in the future.

With those significant accomplishments passed, the opportunity to do even more is at hand.

Iowa is working. The Iowa dream is here to be realized. But I believe we can—and we must—dream even bigger.

As we look to the future, our path is not dictated. We have opportunities not seen in other states or other parts of the world. To be true to our constituents, and ourselves, we must dream big.

We must dream of an Iowa that is competitive with any other place in the world. An Iowa where it is easier to build a business. To build your ideas. To support a family.

We must dream of an Iowa where a world class education is not a dream, but a reality for every Iowa child. An Iowa that embraces the simple goal that every child should be ready to compete in a 21st century marketplace.

We must dream of an Iowa that continually asks the question, how can government better serve people? An Iowa that uses technology for greater transparency and accountability for the taxpayers.

Now is not the time to shy away from the challenges and the opportunities. Now is the time to embrace them, to be bold, to move Iowa forward, to increase the competitiveness of our state and its people today and for years to come.

Iowa is working. But there is more work to be done to realize the Iowa Dream. Let's show everyone we are up to the challenge.

Thank you. God bless you. And God bless the people of Iowa.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:38 a.m. until 4:30 p.m.

APPENDIX—1

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF PUBLIC HEALTH

Gambling Treatment Program January 2014 Report, pursuant to Iowa Code section 135.150(2). Report received on January 14, 2014.

IOWA PUBLIC TELEVISION

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B. Report received on January 14, 2014.

DEPARTMENT OF REVENUE

Iowa Capital Investment Board Annual Report, pursuant Iowa Code section 15E.63(9). Report received on January 14, 2014.

State Debt Coordinator Report, pursuant 2013 Iowa Acts, Chapter 129, section 60. Report received on January 14, 2014.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2013, pursuant to Iowa Code section 8D.10, were received from the following agencies:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP – Report received on January 14, 2014.

INSURANCE DIVISION (DEPARTMENT OF COMMERCE) – Report received on January 14, 2014.

IOWA COMMUNICATIONS NETWORK – Report received on January 14, 2014.

REPORT OF COMMITTEE MEETING

STATE GOVERNMENT

Convened: Monday, January 13, 2014, 2:30 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, Petersen, Schneider, and Sodders.

Members Absent: Anderson, Bertrand, and McCoy (all excused).

Committee Business: Organizational meeting.

Adjourned: 2:45 p.m.

INTRODUCTION OF BILLS

Senate File 2013, by McCoy, a bill for an act relating to land disposal of yard waste.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2014, by Sodders, a bill for an act relating to the possession of a pistol, revolver, or ammunition by a person under the age of twenty-one in certain circumstances and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2015, by Sodders and Chapman, a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Read first time under Rule 28 and referred to committee on **Judiciary**.

EVENING SESSION

The Senate reconvened at 4:38 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 14, 2014, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 105, a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration.

Read first time and attached to **companion Senate Concurrent Resolution 102**.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 102.

Senate Concurrent Resolution 102

On motion of Senator McCoy, **Senate Concurrent Resolution 102**, a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration, with report of committee recommending passage, was taken up for consideration.

Senator McCoy asked and received unanimous consent that **House Concurrent Resolution 105** be **substituted** for **Senate Concurrent Resolution 102**.

House Concurrent Resolution 105

On motion of Senator McCoy, **House Concurrent Resolution 105**, a concurrent resolution urging the Federal Emergency Management Agency to reverse its unilateral decision to place new and unachievable conditions on the eligibility of the Department of Homeland Security and Emergency Management, rural electric cooperatives, and municipal utilities to receive storm recovery funding in the event of a presidential major disaster declaration, was taken up for consideration.

Senator McCoy moved the adoption of House Concurrent Resolution 105, which motion prevailed by a voice vote.

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate Concurrent Resolution 102** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Concurrent Resolution 105** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:46 p.m. until 9:00 a.m., Wednesday, January 15, 2014.

APPENDIX—2

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Innovation Corporation Annual Report FY 2013, pursuant to Iowa Code section 15.107. Report received on January 14, 2014.

LEGISLATIVE SERVICES AGENCY

Preliminary Analysis of Governor's FY 2015 Budget Report. Report received on January 14, 2014.

DEPARTMENT OF PUBLIC DEFENSE

Enhanced 911 Status Report, pursuant to Iowa Code section 34A.7A(3)(a). Report received on January 14, 2014.

Flood Mitigation Board Annual Report, pursuant to Iowa Code section 418.8. Report received on January 14, 2014.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, January 14, 2014, 4:05 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, and Whitver.

Members Absent: Boettger and Zaun (both excused).

Committee Business: Introductions.

Adjourned: 4:10 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 14, 2014, 2:30 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkom, Brase, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: Breitbach (excused).

Committee Business: Organizational meeting.

Adjourned: 2:50 p.m.

TRANSPORTATION

Convened: Tuesday, January 14, 2014, 3:00 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach.

Members Absent: Breitbach (excused).

Committee Business: Organizational meeting.

Adjourned: 3:20 p.m.

INTRODUCTION OF BILLS

Senate File 2016, by Johnson, a bill for an act requiring schools to post annual reports on bullying and harassment data online.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2017, by Taylor, a bill for an act relating to the property tax exemption for property designated to be a native prairie or wetland and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED

SSB 3001 Human Resources

Relating to renewal process simplification for programs under the purview of the department of human services.

SSB 3002 Natural Resources and Environment

Concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

SSB 3003 Natural Resources and Environment

Providing for the issuance of a paddlefish fishing license and tag and providing penalties.

SSB 3004 Natural Resources and Environment

Relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

SSB 3005 Labor and Business Relations

Providing for the use of an electronic filing and notice system by the public employment relations board.

SSB 3006 Human Resources

Relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

SSB 3007 Human Resources

Relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

SSB 3008 Human Resources

Making changes to the controlled substance schedules, and providing penalties.

SSB 3009 Human Resources

Relating to the practice of nursing, including defining the functions of an advanced registered nurse practitioner and requiring background checks on nursing students.

SSB 3010 Human Resources

Providing for an executive director of the dental board.

SSB 3011 Human Resources

Relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

SSB 3012 Human Resources

Relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2002**

HUMAN RESOURCES: Mathis, Chair; Boettger and Ragan

Senate File 2008

TRANSPORTATION: Brase, Chair; Breitbach and Danielson

Senate File 2009

HUMAN RESOURCES: Mathis, Chair; Quirnbach and Segebart

Senate File 2010

NATURAL RESOURCES AND ENVIRONMENT: Brase, Chair; Johnson and Ragan

Senate File 2011

HUMAN RESOURCES: Mathis, Chair; Ragan and Whitver

Senate File 2013

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Greiner

SSB 3001

HUMAN RESOURCES: Wilhelm, Chair; Dotzler and Johnson

SSB 3002

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Breitbach and Ragan

SSB 3003

NATURAL RESOURCES AND ENVIRONMENT: Black, Chair; Schoenjahn and Zumbach

SSB 3004

NATURAL RESOURCES AND ENVIRONMENT: Bolkcom, Chair; Hogg and Rozenboom

SSB 3005

LABOR AND BUSINESS RELATIONS: Brase, Chair; Anderson and Sodders

SSB 3006

HUMAN RESOURCES: Bolkcom, Chair; Boettger and Ragan

SSB 3007

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Johnson

SSB 3008

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Ernst

SSB 3009

HUMAN RESOURCES: Bolkcom, Chair; Boettger and Dotzler

SSB 3010

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

SSB 3011

HUMAN RESOURCES: Mathis, Chair; Bolkcom and Segebart

SSB 3012

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Johnson

JOURNAL OF THE SENATE

THIRD CALENDAR DAY
THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 15, 2014

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

Prayer was offered by Jim Laupp, pastor of the First Baptist Church in Fort Dodge, Iowa. He was the guest of Senator Beall.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Tuesday, January 14, 2014, was approved.

COMMITTEE FROM THE HOUSE

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

The Senate stood at ease at 9:19 a.m. until the fall of the gavel.

The Senate resumed session at 9:52 a.m., President Jochum presiding.

In accordance with House Concurrent Resolution 102, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 102, duly adopted, the joint convention was called to order at 9:56 a.m., President Jochum presiding.

Senator Gronstal 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 by a voice vote.

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

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the Condition of the Iowa Judiciary Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Bowman, Hart, and Greiner on the part of the Senate, and Representatives Hagenow, Gustafson, and Meyer on the part of the House.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Honorable Mark S. Cady, Chief Justice of the Iowa Supreme Court, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Hogg, Courtney, and Schneider on the part of the Senate, and Representatives Worthan, Hess, and Wolfe on the part of the House.

Secretary of State Matt Schultz, State Treasurer Mike Fitzgerald, Secretary of Agriculture Bill Northey, Auditor of State Mary Mosiman, and Attorney General Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and the Judges of the Court of Appeals, and the Chief Judges of the District Courts were escorted into the House chamber.

Becky Cady, wife of Chief Justice Cady; his son, Spencer Cady; and daughter-in-law, Reilly Cady were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him into the House chamber.

The committee waited upon Chief Justice Mark S. Cady and escorted him to the Speaker's station.

President Jochum then presented Chief Justice Mark S. Cady who delivered the following Condition of the Judiciary Message:

Madame President, Mr. Speaker, Distinguished Members of the General Assembly, Governor Branstad, Lt. Governor Reynolds, state officials, colleagues, family, friends, and all Iowans.

While the holiday season has now passed, the memories left behind from when families gather together continue to nourish and guide us today and will be with us tomorrow. For me, these memories now include the special joy of a granddaughter and a greater appreciation for the importance of values passed from parent to child and grandchild. One such value instilled in me by my parents was to lead a life of gratitude and be quick to express gratitude to others. So, this morning, I begin my remarks on behalf of the Iowa Judicial Branch with two important words: "Thank you." I want this legislative body and Governor Branstad to know how much we appreciate your support and cooperation throughout this past year. This support has lifted our spirits to better reveal the possibilities of what can be and brought into better focus the steps we can take to reach our goal of becoming the best court system in the nation.

This morning I am pleased to share the progress made by the judicial branch during the past year and to discuss what we must accomplish before we can be the best. I view this annual State of the Judiciary Address as one of my most important duties as chief justice, and I appreciate the kind invitation from President Jochum and Speaker Paulson to be here today. I invite everyone to join the members of the supreme court, and other members of the judicial branch, for a reception downstairs in our historic courtroom immediately following my remarks.

Last year, I described six priorities for the judicial branch shaped from what Iowans have told us they expect and need from their courts. These priorities continue to be:

- Protecting Iowa's children;
- Providing full-time access to justice;
- Operating an efficient, full-service court system;
- Providing faster and less costly resolution of legal disputes;
- Being open and transparent; and
- Providing fair and impartial justice for all.

With your support and cooperation, we continue to do these things every day for more and more Iowans. I will address each priority.

We have strengthened Iowa's commitment to juvenile justice by adding thirteen juvenile court officers across the state. This action has improved our ability to meet face-to-face with children who have engaged in delinquent behavior. Meaningful court intervention guides these children towards productive lives as adults and saves taxpayers the cost of paying for future incarceration or treatment of more serious conditions that too often occur without such intervention. Last year, I described the frustration of juvenile court officers across the state who were increasingly unable to

meet face-to-face with children in trouble. This year, say the additional juvenile court officers and the continued use of evidence-based practices have replaced the frustration with renewed enthusiasm. Gary Niles, a Chief JCO in northwest Iowa, told me that with the additional staff, his team can now personally meet with and assist each troubled child who enters the juvenile system in his district. This interaction allows juvenile court officers to better discover the root cause of negative behavior and to introduce positive influences in the life of a child at the time they are needed most and can do the most good.

We know what works to help at-risk children. We also know the goal of protecting Iowa's children is within reach. And, we all know what it means for Iowa's future to achieve this goal. We are committed, in every individual case, to break the cycle of juvenile delinquency that leads to broken homes and adult incarceration.

Equal access to justice for all begins with a full-time justice system that is open to all. Consistent with the goal of providing full-time access to justice, last September we were able to reopen every clerk of court office in every county courthouse on a full-time basis. These offices were closed to full-time public access for the past four years. With your support, once again, our courthouse doors are open to everyone.

As you know, an important part of our efforts to improve access to justice and to operate an efficient and full-service court system is EDMS, our electronic document management system. Last year, we expanded our paperless court system into 28 additional counties, and EDMS is now operational in forty-three counties. The results have exceeded our expectations. The Herculean efforts of Ken Bosier, our Director of Information Systems and Technology, and his very talented team, have given more and more court users, including law enforcement officers, the Department of Human Services, and hospitals—to name a few—secure, prompt, and easy access to judges, court records, and the court system. Within two years, this project will be complete, and Iowa will be a national leader and a model of efficiency with the first totally paperless court system in the nation.

Last year, we also introduced our business court. This court is a pilot project led by three judges highly skilled in business litigation. Iowa's initial business court judges are Mike Huppert of Des Moines, Annette Scieszinski of Albia, and John Telleen of Davenport. Businesses with legal disputes are now taking advantage of the innovative and efficient processes offered by this specialty court. We strengthen the entire court system when we leverage the expertise of our district courts with targeted innovations such as the business court. The business court will help make Iowa an even better place to create and expand business opportunities.

This past year, the supreme court began to develop a new litigation track for civil cases filed in district court with claims less than \$75,000. This litigation track has been designed to schedule a trial within one year. Reduced costs and greater court efficiencies for litigants would be achieved with streamlined discovery and trial processes. I invite you to review the details of this proposal on our website. We are currently seeking input from the public to ensure this new litigation track is a success. This new approach to litigation will offer greater access to justice for Iowans with legitimate claims and defenses that were not considered cost effective in the traditional court system.

We also continue to work to be the most open and transparent court system possible. Iowans deserve to know about their courts, and we have taken a major step towards maintaining our role as a national leader in media access to our courts by proposing new expanded media coverage rules. These rules are consistent with the approach that has served this state so well for thirty-five years. The proposed rules would accommodate new forms of communication, social media, and media forums. In fact, last year a reporter, for the first time, sent a live tweet from the courtroom of the

Iowa Supreme Court during oral arguments. And, for historical accuracy, I can report that the first word tweeted was ... “bedbugs.”

To enhance Iowans’ understanding of their courts and for us to better understand the expectations and needs of Iowans, we continue our outreach efforts across the state. Last year, the supreme court was back on the road to hear oral arguments in four communities outside of Des Moines. We visited Sioux City, Dubuque, Fort Dodge, and Burlington.

The supreme court benefits from these travels by talking with Iowans and student groups about the value of our state government, including our court system. Many of you have taken the time to attend these events and talk with us afterwards, and we thank you. The court will visit Clarinda and Toledo this spring, so a heads up to Senators Ernst and Sodders and Representatives Dolecheck and Fisher: we are headed your way. I will also continue my office hours here at the Capitol during the legislative session, and I invite each of you to visit with me.

Let me reflect on our priority of providing fair and impartial justice equally to all persons. Justice for all is, and always has been, our most important goal. Every year, hundreds of thousands of Iowans turn to the courts to seek fair resolution of disputes. And, every day, the judges in this state work hard to apply your laws with impartiality, honesty, and integrity. Every judge in our state also maintains a profound commitment to justice and a genuine respect for the people of Iowa, which will be found at the heart of every decision we make. Our fair and impartial courts have given Iowa a proud history of justice and will ensure a proud future.

We have taken important steps to promote these six priorities during the past year, and we continue to search for new and innovative ways to meet the needs and expectations of all Iowans.

We have learned that creating partnerships between courts and communities is an effective way to address the core problems responsible for many crimes and broken families. These partnerships have created new and innovative courts, such as Drug Courts, Mental Health Courts, and Family Treatment Courts. These courts work with community professionals to empower people to break free from the grip of substance abuse or other problems and take control of their future. While some may consider judges in these courts to be working outside their traditional role, results from around the country and here at home show that these partnerships improve lives and save taxpayer dollars otherwise spent on incarceration. These are the results Iowans want, and they could not be more compatible with justice.

As a district associate judge thirty years ago, I presided over termination of parental rights cases and saw firsthand how addictions can destroy families. Like our juvenile court judges today, I am also very aware of the tragic cycle created when destructive conduct by parents is imprinted on children and then repeated when those children become parents. These problems are not new, but they are in need of a new solution. Our Family Treatment Courts offer much promise as part of this new solution. They work intensively with a community treatment team of human services workers, substance abuse counselors, mental health providers, and many others to help parents overcome their addictions and assume responsibility for their lives.

I would like to share one successful story from our Family Treatment Courts using the compelling words of a 14-year-old boy, written in a letter to his mother on the eve of her graduation from the program. His mother entered Family Treatment Court feeling, in her words, “hopeless,” “unwanted,” and “totally broken.” Her son wrote:

Mom, I’m very proud of you. Together you and I have come pretty far. I remember many times when at night I would stay up praying and wishing you would stop drinking. Pretty soon I gave up. . . . I

didn't think you were ever going to stop. I will never forget the night you passed out drunk on the couch with a cigarette in your hand. Lizzy (his baby sister) was hungry and we had no food for her to eat. She was very tired and I was too. But, I knew I couldn't fall asleep because I had to keep an eye on you and make sure you were okay. . . .

The brave young man continued:

But that's all over now. You are a completely changed woman. . . . You have become the mom I've always wanted. I love that you are devoted and willing to change a lot to become the sober, loving, and caring mother you are today. I love you mom. And, no matter what happens, I will be here for you.

We were there for this child and his mother. She left this program with her children safely at her side and the promise of a productive life ahead. With your help, we can be there for more parents and children in their times of crisis. We must give life to the hope of every child. Success comes one family, one parent, one child at a time. Family Treatment Courts can reunite broken families and will create a better Iowa for all of us.

For example, in Wapello County, Juvenile Court Judge William Owens achieved national recognition last year for the success of his community's Family Treatment Court. As a long-time juvenile judge, Judge Owens was frustrated by the number of parents suffering from substance abuse who appeared in his courtroom for hearings on termination of parental rights. The number of hearings was increasing each year, so in 2006, Judge Owens began working with members of his community to create a Family Treatment Court. Before starting a Family Treatment Court, Judge Owens saw an average of twenty-four parental terminations each year. That number has now dropped to ten.

The Wapello County Family Treatment Court is now one of six federally funded Iowa Family Treatment Court pilot sites. Since our Family Treatment Court pilot project began, 463 families in Iowa, composed of 549 parents and almost 900 children, have participated in the program through March of last year. As a result, nearly eighty percent of the children have been able to remain in the custody of a parent or caregiver, and ninety-five percent of the children did not suffer a recurrence of abuse or neglect. Additionally, our six pilot courts have saved Iowa's taxpayers \$3.5 million.

One problem we face, today, is that our Family Treatment Courts are sprinkled across the state and can only help a fraction of Iowa's troubled parents and at-risk children. Additionally, the federal funding for these pilot courts expires this summer. Even as federal funding is about to run out, more and more people are asking us to expand Family Treatment Courts into their communities. We all know that family services of such critical importance should not be limited to only a handful of communities. All Iowans will benefit from a systematic statewide implementation of Family Treatment Courts. This is what we should do. By working together for a better Iowa, we can and must do our best to end the tragic cycle of broken families and broken lives.

During the past year, we made progress towards reaching our goal to be the best court system in the nation. As we travel across the state, we see this progress through the work of our dedicated, skilled, and experienced judges. We witness this progress when we meet with our committed court staff and administrators. We hear about our progress from Iowans who come to meet us when we visit their communities. What we

hear the most is simply, "Keep up the good work." To you and to all Iowans, I promise you that we will.

We will reach our goal of eliminating all unnecessary delays in our court system, so that the time needed for courts to resolve disputes will only be the time needed to render a fair and just result. Justice can only be delivered with the greatest amount of care, but it can never fully be delivered when accompanied by unnecessary delays. Only then can we be the best.

We will take the necessary steps to continue to attract the best and brightest attorneys in our state to serve as judges. We will work with you to build Iowa's judiciary, so that all aspects of the job of a judge, including compensation, will appeal to all Iowa attorneys, and enable us to keep our devoted and experienced judges. Iowa must maintain the high quality of its judiciary, a judiciary that is enhanced by greater gender and racial diversity. We are strongest when attorneys from all backgrounds, from both the public and private sectors, aspire to be judges. Only then can we be the best.

We will work with all of you, as well as law enforcement, schools, and many others, to find practical solutions to eliminate racial disparity in our criminal justice system. Today there is a disproportionate number of African-Americans in Iowa's corrections system. This is a problem we must all address. It is a community problem that requires a community solution and all three branches of government working together in each community. We can, and we must, do better as a state to address all inequities in our criminal justice system. Only then can we be the best.

We will listen and respond to the requests of Iowans to improve their court system. In the same way, we will continue to work with you on those problems that we need to solve together. We must resolve every problem and reach every goal before our court system can be its best. We must continue our spirit of support and cooperation so the problems we tackle in the future will only be those we cannot yet see. Only then can we be the best.

Our progress comes from the power of support and cooperation. Our goals can be achieved through this power of support and cooperation. Together, we can build the best court system in the nation. It would be a profound and wonderful legacy for our children and grandchildren. As my mom would remind me, "Where there is a will, there is a way." We have both, and by working together, our state will shine as bright as the gold dome of this magnificent building, and we will be the best.

Thank you.

Chief Justice Mark S. Cady was escorted from the House chamber by the committee previously appointed.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:43 a.m. until 9:00 a.m., Thursday, January 16, 2014.

APPENDIX**COMMUNICATIONS RECEIVED**

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

State Pseudorabies Advisory Committee Report, pursuant to Iowa Code section 166D.3(2). Report received on January 15, 2014.

Water Quality Initiative Preliminary 2014 Report, pursuant to 2013 Iowa Acts, Chapter 132, section 11. Report received on January 15, 2014.

AUDITOR OF STATE

City Examination Program Annual Report, pursuant to Iowa Code section 11.6. Report received on January 15, 2014.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on January 15, 2014.

Qualified Student Loan Bond Issuer Report, pursuant to Iowa Code section 7C.13. Report received on January 15, 2014.

DEPARTMENT OF EDUCATION

Kindergarten Literacy Assessment Report, pursuant to Iowa Code section 279.60. Report received on January 15, 2014.

Online Learning Survey Report, pursuant to Iowa Code section 256.7. Report received on January 15, 2014.

Reading Research Center Annual Report, pursuant to Iowa Code section 256.7(5). Report received on January 15, 2014.

SAVE/SILO FY 2013 Annual Report, pursuant to Iowa Code section 256.9(19). Report received on January 15, 2014.

School Association FY 2013 Report, pursuant to Iowa Code section 279.38. Report received on January 15, 2014.

JUDICIAL BRANCH

Jury and Witness Fees Report, pursuant to Iowa Code section 602.1302. Report received on January 15, 2014.

DEPARTMENT OF JUSTICE

Mortgage Servicing Settlement Fund Report, pursuant to 2012 Iowa Acts, Chapter 1138, section 7. Report received on January 15, 2014.

DEPARTMENT OF NATURAL RESOURCES

Vertical Infrastructure FY 2014 Report, pursuant to Iowa Code section 8.57B. Report received on January 15, 2014.

BOARD OF REGENTS

Patents and Licenses Report, pursuant to Iowa Code section 262B.3(3). Report received on January 15, 2014.

Technology Commercialization, Marketing and Business Development Report, pursuant to 2013 Iowa Acts, Chapter 141, section 30. Report received January 15, 2014.

Technology Transfer and Economic Development Report, pursuant to 2013 Iowa Acts, Chapter 141, section 53. Report received January 15, 2014.

IOWA STUDENT LOAN

Responding to Students' Changing Needs 2013 Year in Review Report, pursuant to Iowa Code section 7C.13(2). Report received on January 15, 2014.

DEPARTMENT OF TRANSPORTATION

Highway Construction Program Expenditures and Contractual Obligations Report, pursuant to Iowa Code section 307.12(1)(o). Report received on January 15, 2014.

Vertical Infrastructure Report FY 2014, pursuant to Iowa Code section 8.57B. Report received on January 15, 2014.

IOWA VETERANS HOME

Vertical Infrastructure Report FY 2014, pursuant to Iowa Code section 8.57B. Report received on January 15, 2014.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2012, pursuant to Iowa Code section 8D.10, were received from the following agencies:

IOWA COMMUNICATIONS NETWORK – Report received on January 15, 2014.

Iowa Communications Network (ICN) usage reports for FY 2013, pursuant to Iowa Code section 8D.10, were received from the following agencies:

DEPARTMENT ON AGING – Report received on January 15, 2014.

DEPARTMENT OF COMMERCE (BANKING DIVISION) – Report received on January 15, 2014.

DEPARTMENT OF TRANSPORTATION – Report received on January 15, 2014.

IOWA VETERANS HOME – Report received on January 15, 2014.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, January 15, 2014, 3:00 p.m.

Members Present: Seng, Chair; Taylor, Vice Chair; Zumbach, Ranking Member; Beall, Black, Bowman, Brase, Greiner, Guth, Hart, and Kapucian.

Members Absent: Houser and Soddors (both excused).

Committee Business: SR 101.

Adjourned: 3:15 p.m.

ECONOMIC GROWTH

Convened: Tuesday, January 14, 2014, 2:30 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Behn, Chelgren, Danielson, Dotzler, Hart, Hatch, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; and Houser (both excused).

Committee Business: Organizational meeting.

Adjourned: 2:55 p.m.

ETHICS

Convened: Tuesday, January 14, 2014, 3:30 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Greiner, Ranking Member; Behn, and Seng.

Members Absent: Boettger (excused).

Committee Business: Organizational meeting.

Adjourned: 3:45 p.m.

GOVERNMENT OVERSIGHT

Convened: Wednesday, January 15, 2014, 2:40 p.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; and Greiner.

Members Absent: McCoy (excused).

Committee Business: Introductions.

Adjourned: 2:45 p.m.

LOCAL GOVERNMENT

Convened: Monday, January 13, 2014, 2:30 p.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Chelgren, Dvorsky, Guth, Hart, Quirmbach, Schoenjahn, Taylor, and Zaun.

Members Absent: None.

Committee Business: Introductions.

Adjourned: 2:35 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 101, by Ragan, Anderson, Beall, Behn, Bertrand, Black, Boettger, Bolkcom, Bowman, Brase, Breitbach, Chapman, Chelgren, Courtney, Danielson, Dearden, Dix, Dotzler, Dvorsky, Ernst, Feenstra, Garrett, Greiner, Gronstal, Guth, Hart, Hatch, Hogg, Horn, Houser, Jochum, Johnson, Kapucian, Mathis, McCoy, Petersen, Quirmbach, Rozenboom, Schneider, Schoenjahn, Segebart, Seng, Sinclair, Smith, Soddors, Taylor, Whitver, Wilhelm, Zaun, and Zumbach, a resolution urging the United States government to renew its commitment to farmers, lower fuel prices, and the environment by supporting a robust and sustainable renewable fuel standard.

Read first time under Rule 28 and referred to committee on **Agriculture**.

INTRODUCTION OF BILLS

Senate File 2018, by Dvorsky, a bill for an act concerning school instructional days and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2019, by Petersen, a bill for an act relating to the use of restraints against a pregnant inmate or detainee, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2020, by McCoy, a bill for an act increasing penalties for animal neglect.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2021, by McCoy, a bill for an act relating to the criminal offense of animal torture and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2022, by Zaun, a bill for an act relating to instruction of students with reading disabilities.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2023, by Zaun, a bill for an act relating to unfair motor vehicle repair practices in the practice of insurance and providing penalties.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2024, by Zaun, a bill for an act relating to persons who are subject to motor vehicle dealer licensing requirements.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2025, by Sinclair, a bill for an act relating to the opening of certain adoption records.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 3013 Human Resources

Concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

SSB 3014 Human Resources

Relating to programs and services under the purview of the department of public health.

SSB 3015 Ways and Means

Relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

SSB 3016 Ways and Means

Relating to the administration of the streamlined sales tax agreement by the department of revenue.

SSB 3017 Transportation

Concerning the employment of motor vehicle enforcement officers.

SSB 3018 Transportation

Relating to the licensing of vehicle recyclers by defining the term “scrapping”.

FINAL COMMITTEE REPORT OF BILL ACTION

AGRICULTURE

Bill Title: SENATE RESOLUTION 101, a resolution urging the United States government to renew its commitment to farmers, lower fuel prices, and the environment by supporting a robust and sustainable renewable fuel standard.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Seng, Taylor, Zumbach, Beall, Black, Bowman, Brase, Greiner, Guth, Hart, and Kapucian. Nays, none. Absent, 2: Houser and Sodders.

Fiscal Note: NOT REQUIRED UNDER JOIN RULE 17.

SUBCOMMITTEE ASSIGNMENTS

SSB 3013

HUMAN RESOURCES: Quirnbach, Chair; Mathis and Segebart

SSB 3014

HUMAN RESOURCES: Wilhelm, Chair; Dotzler and Johnson

SSB 3015

WAYS AND MEANS: Hogg, Chair; Bolkcom and Feenstra

SSB 3016

WAYS AND MEANS: Dotzler, Chair; Petersen and Schneider

SSB 3017

TRANSPORTATION: Danielson, Chair; Brase and Feenstra

SSB 3018

TRANSPORTATION: Bowman, Chair; Kapucian and Taylor

JOURNAL OF THE SENATE

FOURTH CALENDAR DAY
FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 16, 2014

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Bishop Jeff Campbell, of the Church of Jesus Christ of Latter Day Saints in Boone, Iowa. He was the guest of Senator Chapman.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Wednesday, January 15, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 101.

Senate Resolution 101

On motion of Senator Hart, **Senate Resolution 101**, a resolution urging the United States government to renew its commitment to farmers, lower fuel prices, and the environment by supporting a robust and sustainable renewable fuel standard, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved the adoption of Senate Resolution 101, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:15 a.m. until 9:00 a.m., Friday, January 17, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Review of 6th Judicial District Department of Correctional Services 7/1/08–6/30/12 Report, pursuant to Iowa Code section 11.24. Report received on January 16, 2014.

JUDICIAL BRANCH

Annual Budget Report FY 2015, pursuant to Iowa Code section 602.1301. Report received on January 16, 2014.

DEPARTMENT OF REVENUE

Child and Dependent Care Tax Credit and Early Childhood Development Tax Credits Evaluation Study Report, pursuant to Iowa Code section 2.48. Report received on January 15, 2014.

Endow Iowa Tax Credit Evaluation Study Report, pursuant to Iowa Code section 2.48. Report received on January 15, 2014.

DEPARTMENT OF TRANSPORTATION

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 16, 2014.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convended: Thursday, January 16, 2014, 11:35 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Review of Governor's budget recommendations.

Adjourned: 12:05 p.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, January 16, 2014, 11:30 a.m.

Members Present: Schoenjahn, Chair; Horn, Vice Chair; Smith, Ranking Member; Quirmbach, and Sinclair.

Members Absent: None.

Committee Business: Review of Governor's budget recommendations.

Adjourned: 11:55 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Thursday, January 16, 2014, 11:30 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:45 a.m.

INTRODUCTION OF BILL

Senate File 2026, by Taylor, a bill for an act providing a property assessment adjustment for certain property of persons who have attained the age of sixty-five, applying income limitations, providing a penalty, and including retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED**SSB 3019 Education**

Relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

SSB 3020 Education

Relating to the national guard educational assistance program by removing residency requirements and providing for the nonreversion of certain funds, and including effective date provisions.

SSB 3021 Education

Providing for the establishment of an Iowa middle school extended learning time pilot project grant program.

SSB 3022 Judiciary

Relating to the possession of precursor substances used to manufacture controlled substances, and providing penalties.

SSB 3023 Judiciary

Relating to the considerations of a court in awarding spousal support.

SSB 3024 Judiciary

Relating to the civil commitment of sexually violent predators.

SSB 3025 Judiciary

Providing for increases in designated monetary limits specified in the consumer credit code.

SSB 3026 Judiciary

Relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

SSB 3027 Judiciary

Establishing the Gideon fellowship program in the office of the state public defender.

SSB 3028 Education

Relating to school instructional time.

SSB 3029 Education

Relating to the administrator quality program and to a coaching and support system for school district administrators.

SSB 3030 Education

Relating to standards for educational and instructional models, programs, and supplementary weighting for students identified as limited English proficient.

SSB 3031 Education

Relating to professional development services for elementary teachers to improve students' literacy skills.

SSB 3032 Education

Relating to transitional coaching authorizations issued by the board of educational examiners.

SUBCOMMITTEE ASSIGNMENTS**Senate File 57**

JUDICIARY: Sodders, Chair; Dvorsky and Zaun

Senate File 65

JUDICIARY: Sodders, Chair; Boettger and Courtney

Senate File 105
(Reassigned)

JUDICIARY: Sodders, Chair; Hogg and Schneider

Senate File 111
(Reassigned)

JUDICIARY: Taylor, Chair; Schneider and Sodders

Senate File 118
(Reassigned)

JUDICIARY: Taylor, Chair; Garrett and Horn

Senate File 325

JUDICIARY: Dvorsky, Chair; Courtney and Zaun

Senate File 333

JUDICIARY: Quirnbach, Chair; Boettger and Petersen

Senate File 382

JUDICIARY: Petersen, Chair; Schneider and Taylor

Senate File 399

JUDICIARY: Petersen, Chair; Boettger and Dvorsky

Senate File 2003

LOCAL GOVERNMENT: Brase, Chair; Schoenjahn and Sinclair

Senate File 2012

JUDICIARY: Hogg, Chair; Courtney and Garrett

Senate File 2015

JUDICIARY: Hogg, Chair; Soddors and Whitver

Senate File 2019

JUDICIARY: Petersen, Chair; Boettger and Quirnbach

Senate File 2025

JUDICIARY: Petersen, Chair; Garrett and Horn

House File 159

JUDICIARY: Taylor, Chair; Courtney and Garrett

House File 168

JUDICIARY: Quirnbach, Chair; Boettger and Courtney

House File 475

JUDICIARY: Soddors, Chair; Horn and Schneider

SSB 3019

EDUCATION: Mathis, Chair; Bowman and Sinclair

SSB 3020

EDUCATION: Beall, Chair; Behn and Wilhelm

SSB 3021

EDUCATION: Hart, Chair; Boettger and Schoenjahn

SSB 3022

JUDICIARY: Taylor, Chair; Courtney and Garrett

SSB 3023

JUDICIARY: Horn, Chair; Boettger and Petersen

SSB 3024

JUDICIARY: Sodders, Chair; Hogg and Schneider

SSB 3025

JUDICIARY: Sodders, Chair; Garrett and Horn

SSB 3026

JUDICIARY: Courtney, Chair; Dvorsky and Whitver

SSB 3027

JUDICIARY: Courtney, Chair; Dvorsky and Schneider

SSB 3028

EDUCATION: Dvorsky, Chair; Ernst and Schoenjahn

SSB 3029

EDUCATION: Mathis, Chair; Bowman and Ernst

SSB 3030

EDUCATION: Beall, Chair; Ernst and Hart

SSB 3031

EDUCATION: Quirnbach, Chair; Ernst and Schoenjahn

SSB 3032

EDUCATION: Bowman, Chair; Ernst and Wilhelm

JOURNAL OF THE SENATE

FIFTH CALENDAR DAY
FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, January 17, 2014

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

The Journal of Thursday, January 16, 2014, was approved.

ADJOURNMENT

On motion of Senator Sodders, the Senate adjourned at 9:02 a.m. until 10:00 a.m., Tuesday, January 21, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Secondary Career and Technical Programming Task Force-Interim Progress Report, pursuant to 2013 Iowa Acts Chapter 141, section 52. Report received on January 16, 2014.

STUDY BILLS RECEIVED

SSB 3033 Judiciary

Relating to the use of remotely operated aerial vehicles and providing a penalty.

SSB 3034 Judiciary

Relating to the criminal offense of interference with official acts, and providing penalties.

SSB 3035 Judiciary

Relating to a magistrate acting as counsel for clients within the jurisdiction of the magistrate.

SSB 3036 Judiciary

Relating to elections or appointments to a county magistrate appointing commission.

SSB 3037 Judiciary

Relating to payments from the indigent defense fund by the state public defender, and providing penalties.

SSB 3038 Judiciary

Relating to the appointment and removal of clerks of the district court.

SSB 3039 Judiciary

Relating to the definition of domestic abuse in civil domestic abuse and criminal domestic abuse assault cases.

SSB 3040 Judiciary

Modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

SSB 3041 Judiciary

Relating to the ethical standards of certified shorthand reporters and shorthand reporting firms.

SUBCOMMITTEE ASSIGNMENTS**Senate File 285**

JUDICIARY: Horn, Chair; Quirnbach and Zaun

Senate File 2007

JUDICIARY: Hogg, Chair; Courtney and Garrett

Senate File 2020

JUDICIARY: Courtney, Chair; Boettger and Taylor

Senate File 2021

JUDICIARY: Courtney, Chair; Garrett and Taylor

SSB 3033

JUDICIARY: Taylor, Chair; Hogg and Schneider

SSB 3034

JUDICIARY: Hogg, Chair; Garrett and Taylor

SSB 3035

JUDICIARY: Taylor, Chair; Hogg and Whitver

SSB 3036

JUDICIARY: Taylor, Chair; Garrett and Hogg

SSB 3037

JUDICIARY: Taylor, Chair; Hogg and Whitver

SSB 3038

JUDICIARY: Taylor, Chair; Horn and Whitver

SSB 3039

JUDICIARY: Petersen, Chair; Boettger and Sadders

SSB 3040

JUDICIARY: Petersen, Chair; Schneider and Sadders

SSB 3041

JUDICIARY: Horn, Chair; Courtney and Garrett

JOURNAL OF THE SENATE

NINTH CALENDAR DAY
SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 21, 2014

The Senate met in regular session at 10:00 a.m., President Pro Tempore Sodders presiding.

The Journal of Friday, January 17, 2014, was approved.

ADJOURNMENT

On motion of Senator Dearden, the Senate adjourned at 10:01 a.m. until 10:00 a.m., Wednesday, January 22, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Medical Malpractice Insurance Annual CY 2012 Report, pursuant to Iowa Code section 505.27. Report received on January 21, 2014.

IOWA LOTTERY AUTHORITY

Quarterly Report FY 2014, pursuant to Iowa Code section 99G.7. Report received on January 17, 2014.

IOWA STUDENT LOAN

2013 Year in Review Report, pursuant to Iowa Code section 7C.13. Report received on January 21, 2014.

DEPARTMENT OF TRANSPORTATION

Secondary Road Research Fund FY 2013 Report, pursuant to Iowa Code section 310.36. Report received on January 17, 2014.

Street Research Fund FY 2013 Report, pursuant to Iowa Code section 312.3A. Report received on January 17, 2014.

DEPARTMENT OF VETERAN AFFAIRS

Allocation Program for Veterans FY 2013 Report, pursuant to Iowa Code section 35A.5. Report received on January 21, 2014.

Allocation Program for Veterans FY 2014 Report, pursuant to Iowa Code section 35A.5. Report received on January 17, 2014.

County Commissions FY 2013 Report, pursuant to Iowa Code section 35A.5. Report received on January 21, 2014.

County Commissions FY 2014 Report, pursuant to Iowa Code section 35A.5. Report received on January 17, 2014.

Trust Fund CY 2013 Report, pursuant to Iowa Code section 35A.13(8). Report received on January 17, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Ron Spillane – For 39 years of service with United Way of Dubuque Tri-States. Senator Jochum.

INTRODUCTION OF BILL

Senate File 2027, by Soddors, a bill for an act relating to harassment of minors, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

JOURNAL OF THE SENATE

TENTH CALENDAR DAY
SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 22, 2014

The Senate met in regular session at 10:09 a.m., President Jochum presiding.

Prayer was offered by Chaplain Craig Nelson of the Iowa Veterans Home in Marshalltown, Iowa. He was the guest of Senator Sodders.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Cook.

The Journal of Tuesday, January 21, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:28 a.m. until 9:00 a.m., Thursday, January 23, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF PHARMACY

2013 Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on January 22, 2014.

2014 Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on January 22, 2014.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Wednesday, January 22, 2014, 10:40 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Thursday, January 16, 2014, 11:35 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Schneider, and Seng.

Members Absent: Boettger, Ranking Member (excused).

Committee Business: Presentation by LSA.

Adjourned: 12:00 p.m.

ALSO:

Convened: Wednesday, January 22, 2014, 10:35 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Presentation by Mary Cownie from the Department of Cultural Affairs.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Wednesday, January 22, 2014, 10:30 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkom, and Johnson.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 12:05 p.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Wednesday, January 22, 2014, 10:40 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Review of Governor's FY 2014 and FY 2015 recommendations for transportation and infrastructure budgets.

Adjourned: 11:50 a.m.

INTRODUCTION OF BILLS

Senate File 2028, by Bolkcom, a bill for an act relating to the establishment of a senior living coordinating unit within the department on aging.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2029, by Bolkcom, a bill for an act directing the state board of regents and the department of education to convene a commission to study financing strategies for the state's public postsecondary institutions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2030, by Soddors, a bill for an act relating to the possession of alcohol by certain minors and juvenile court jurisdiction, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2031, by Soddors, a bill for an act relating to corrections system health care costs.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2032, by Ragan, a bill for an act extending placement in service requirements in relation to qualification for the renewable energy facility tax credit.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2033, by Ragan, a bill for an act providing for the criminal offense of service dog abuse, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2034, by Hogg, a bill for an act establishing a tornado resistance infrastructure program, making an appropriation, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2035, by Feenstra, a bill for an act relating to teacher licensure of applicants from other states or countries by the board of educational examiners.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2036, by Soddors, a bill for an act concerning the use of hidden compartments in vehicles, and providing penalties.

Read first time under Rule 28 and referred to committee on **Transportation**.

STUDY BILLS RECEIVED

SSB 3042 Human Resources

Relating to the Iowa health information network.

SSB 3043 Human Resources

Relating to a physician assistant's or advanced registered nurse practitioner's authority in regard to life-sustaining procedures.

SSB 3044 Natural Resources and Environment

Relating to the possession of a pistol, revolver, or ammunition by a person under the age of twenty-one in certain circumstances and making penalties applicable.

SSB 3045 Education

Relating to programs and accounts administered by the college student aid commission.

SSB 3046 Education

Relating to incentives for whole grade sharing and reorganization or dissolution by school districts.

SSB 3047 Education

Relating to school employees and the duties and responsibilities of the board of educational examiners, and providing penalties.

SSB 3048 Education

Relating to required core curriculum and twenty-first century learning skills addressed in rules adopted by the state board of education.

SSB 3049 Economic Growth

Concerning the Iowa finance authority in regard to the title guaranty program and private activity boards.

SSB 3050 Economic Growth

Relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

SSB 3051 Economic Growth

Relating to the administration of the Iowa reinvestment Act.

SSB 3052 Economic Growth

Relating to the administration of the job training program and fund by the economic development authority and making an appropriation.

SUBCOMMITTEE ASSIGNMENTS

Senate File 58 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Garrett

Senate File 62 (Reassigned)

JUDICIARY: Hogg, Chair; Courtney and Schneider

Senate File 63 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 64 (Reassigned)

JUDICIARY: Hogg, Chair; Petersen and Schneider

Senate File 76 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 78 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 84 (Reassigned)

JUDICIARY: Hogg, Chair; Petersen and Schneider

Senate File 96 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 148

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 167 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 177 (Reassigned)

JUDICIARY: Petersen, Chair; Boettger and Dvorsky

Senate File 206

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 209

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 214

JUDICIARY: Hogg, Chair; Horn and Schneider

Senate File 251 (Reassigned)

JUDICIARY: Hogg, Chair; Quirnbach and Schneider

Senate File 252 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 254 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 255 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 256 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 276 (Reassigned)

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

Senate File 344

JUDICIARY: Hogg, Chair; Petersen and Zaun

Senate File 352

JUDICIARY: Hogg, Chair; Horn and Schneider

Senate File 363

JUDICIARY: Hogg, Chair; Schneider and Sadders

Senate File 401

AGRICULTURE: Hart, Chair; Greiner and Sadders

Senate File 2004

JUDICIARY: Petersen, Chair; Hogg and Zaun

Senate File 2006

EDUCATION: Wilhelm, Chair; Beall and Sinclair

Senate File 2014

JUDICIARY: Hogg, Chair; Courtney and Garrett

Senate File 2016

EDUCATION: Hogg, Chair; Hart and Johnson

Senate File 2018

EDUCATION: Dvorsky, Chair; Johnson and Schoenjahn

Senate File 2022

EDUCATION: Schoenjahn, Chair; Quirnbach and Zaun

Senate File 2028

HUMAN RESOURCES: Dotzler, Chair; Hatch and Johnson

House File 158

JUDICIARY: Hogg, Chair; Dvorsky and Schneider

House File 219

JUDICIARY: Hogg, Chair; Garrett and Petersen

House File 534

JUDICIARY: Soddors, Chair; Hogg and Zaun

House File 535

JUDICIARY: Hogg, Chair; Petersen and Zaun

House File 537

JUDICIARY: Hogg, Chair; Boettger and Petersen

House File 558

JUDICIARY: Hogg, Chair; Quirnbach and Schneider

House File 572

JUDICIARY: Hogg, Chair; Quirnbach and Whitver

SSB 3029
(Reassigned)

EDUCATION: Mathis, Chair; Behn and Bowman

SSB 3031
(Reassigned)

EDUCATION: Quirnbach, Chair; Schoenjahn and Sinclair

SSB 3042

HUMAN RESOURCES: Quirnbach, Chair; Boettger and Wilhelm

SSB 3043

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

SSB 3044

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Ragan and Zumbach

SSB 3045

EDUCATION: Quirnbach, Chair; Behn and Mathis

SSB 3046

EDUCATION: Beall, Chair; Boettger and Bowman

SSB 3047

EDUCATION: Schoenjahn, Chair; Boettger and Dvorsky

SSB 3048

EDUCATION: Quirnbach, Chair; Behn and Dvorsky

SSB 3049

ECONOMIC GROWTH: Taylor, Chair; Danielson and Schneider

SSB 3050

ECONOMIC GROWTH: Hart, Chair; Whitver and Wilhelm

SSB 3051

ECONOMIC GROWTH: Danielson, Chair; Bertrand and Mathis

SSB 3052

ECONOMIC GROWTH: Dotzler, Chair; Bowman and Chelgren

JOURNAL OF THE SENATE

ELEVENTH CALENDAR DAY
EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 23, 2014

The Senate met in regular session at 9:03 a.m., President Pro Tempore Sodders presiding.

Prayer was offered by Reverend Dr. Frantz Whitfield of the Mt. Carmel Missionary Baptist Church in Waterloo, Iowa. He was the guest of Senator Dotzler.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kyra Cooper.

The Journal of Wednesday, January 22, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:14 a.m. until 1:00 p.m., Monday, January 27, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF NATURAL RESOURCES

Environmental Protection Commission 2013 Annual Report, pursuant to Iowa Code section 455B.105(5). Report received on January 23, 2014.

Natural Resource Commission 2013 Annual Report, pursuant to Iowa Code section 455A.5. Report received on January 23, 2014.

LEGISLATIVE SERVICES AGENCY

Iowa Skilled Worker and Job Creation Fund Study Committee Final Report, pursuant to Iowa Code section 2.42. Report received on January 23, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Cherokee County – Honoring them for their Veterans Appreciation. Senator Anderson.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, January 23, 2014, 11:35 a.m.

Members Present: Seng, Chair; Beall, Bowman, Brase, Greiner, Guth, Hart, Kapucian, and Sodders.

Members Absent: Taylor, Vice Chair; Zumbach, Ranking Member; Black, and Houser (all excused).

Committee Business: Presentation by Iowa Wine Growers Association panel.

Adjourned: 12:10 p.m.

APPROPRIATIONS

Convened: Wednesday, January 15, 2014, 2:00 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Dotzler, Ernst, Garrett, Guth, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Courtney and Hatch (both excused).

Committee Business: Introductions.

Adjourned: 2:05 p.m.

EDUCATION

Convened: Wednesday, January 22, 2014, 3:00 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Presentation by Brad Buck, Director of the Iowa Department of Education.

Adjourned: 3:40 p.m.

GOVERNMENT OVERSIGHT

Convened: Wednesday, January 22, 2014, 2:10 p.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; and Greiner.

Members Absent: McCoy (excused).

Committee Business: Iowa Lottery presentation.

Adjourned: 2:55 p.m.

HUMAN RESOURCES

Convened: Thursday, January 16, 2014, 11:00 a.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Bolkom, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver.

Members Absent: Boettger, Dotzler, and Ernst (all excused).

Committee Business: Introductions.

Adjourned: 11:05 a.m.

JUDICIARY

Convened: Tuesday, January 14, 2014, 4:05 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, and Whitver.

Members Absent: Boettger and Zaun (both excused).

Committee Business: Introductions.

Adjourned: 4:10 p.m.

ALSO:

Convened: Wednesday, January 22, 2014, 1:00 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Taylor, Whitver, and Zaun.

Members Absent: Soddors (excused).

Committee Business: Presentation from Family Treatment Court.

Adjourned: 1:30 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, January 22, 2014, 3:00 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Anderson, Brase, Chapman, Dotzler, Seng, and Soddors.

Members Absent: Houser, Ranking Member; Dix, and Hatch (all excused).

Committee Business: Discussion of hold over bills.

Adjourned: 3:05 p.m.

LOCAL GOVERNMENT

Convened: Thursday, January 23, 2014, 1:00 p.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Chelgren, Dvorsky, Guth, Hart, Quirmbach, Schoenjahn, and Zaun.

Members Absent: Taylor (excused).

Committee Business: Organizational meeting.

Adjourned: 1:05 p.m.

STATE GOVERNMENT

Convened: Thursday, January 23, 2014, 1:00 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bowman, Chapman, Courtney, Feenstra, Horn, McCoy, Schneider, and Soddors.

Members Absent: Bertrand, Dearden, and Petersen (all excused).

Committee Business: Presentation by the Red Cross.

Adjourned: 1:25 p.m.

TRANSPORTATION

Convened: Wednesday, January 22, 2014, 4:05 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Behn, Brase, Danielson, Dearden, Dvorsky, Feenstra, and Taylor.

Members Absent: Kapucian, Ranking Member; Breitbach, McCoy, and Zumbach (all excused).

Committee Business: Presentation by Pat Hoye.

Adjourned: 4:40 p.m.

VETERANS AFFAIRS

Convened: Wednesday, January 15, 2014, 2:30 p.m.

Members Present: Beall, Chair; Danielson, Vice Chair; Rozenboom, Ranking Member; Black, Chelgren, Ernst, Hart, Horn, Ragan, Segebart, and Soddors.

Members Absent: None.

Committee Business: Orientation.

Adjourned: 2:45 p.m.

ALSO:

Convened: Wednesday, January 22, 2014, 2:05 p.m.

Members Present: Beall, Chair; Danielson, Vice Chair; Rozenboom, Ranking Member; Black, Chelgren, Ernst, Hart, Horn, Ragan, Segebart, and Soddors.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:25 p.m.

WAYS AND MEANS

Convened: Thursday, January 16, 2014, 10:35 a.m.

Members Present: Bolkom, Chair; Seng, Vice Chair; Behn, Black, Chapman, Dotzler, Hogg, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: Feenstra, Ranking Member; Bertrand, Jochum, and McCoy (all excused).

Committee Business: Discussion of senate files from previous session.

Adjourned: 10:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Wednesday, January 22, 2014, 10:35 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Presentations by LSA, State Auditor, Secretary of State Office, and Office of Drug Control Policy.

Adjourned: 11:45 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, January 23, 2014, 10:15 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 16, 2014, 11:30 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:50 a.m.

ALSO:

Convened: Wednesday, January 22, 2014, 10:30 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 12:05 p.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, January 16, 2014, 11:30 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; and Taylor.

Members Absent: Chelgren (excused).

Committee Business: Organizational meeting.

Adjourned: 12:00 p.m.

ALSO:

Convened: Wednesday, January 22, 2014, 10:40 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren, and Taylor.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

INTRODUCTION OF BILLS

Senate File 2037, by Wilhelm, a bill for an act relating to filling school board vacancies.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2038, by Quirnbach, a bill for an act relating to vapor products, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2039, by Quirnbach, a bill for an act to increase the state minimum hourly wage.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2040, by Dvorsky, a bill for an act including certain parole officer employees of a judicial district department of correctional services in the protection occupation category of the Iowa public employees' retirement system.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2041, by Anderson, a bill for an act creating a silver alert program within the department of public safety for missing cognitively impaired persons.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2042, by Sinclair, Zaun, Guth, Greiner, Chelgren, and Rozenboom, a bill for an act providing for an annual transfer of revenue to the road use tax fund.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2043, by Sinclair, Zaun, Chapman, Greiner, Guth, Chelgren, Breitbach, Whitver, Schneider, Garrett, and Segebart, a bill for an act providing an exemption from the computation of net income for the individual income tax of net capital gain from the sale or exchange of qualified capital stock and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2044, by Sinclair, Zaun, Chapman, Greiner, Chelgren, Breitbach, and Zumbach, a bill for an act extending the repeal date of certain requirements relating to educational instruction delivered primarily over the internet.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2045, by Taylor, a bill for an act requiring state employees at fault for an employment action resulting in an award of relief to an aggrieved state employee to pay a civil penalty equal to the cost of the relief awarded and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2046, by Quirmbach, a bill for an act relating to persons who qualify for a veterans driver's license.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2047, by Anderson, a bill for an act authorizing the issuance of a three-day hunting license to certain nonresidents and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2048, by Anderson, a bill for an act reducing the individual and corporate income tax rates and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2049, by Johnson, a bill for an act authorizing a school district to petition to join the nearest contiguous area education agency.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2050, by Johnson, a bill for an act authorizing area education agencies to competitively bid to provide services to school districts and accredited nonpublic schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2051, by Wilhelm, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2052, by Wilhelm, a bill for an act authorizing the creation of county improvement districts, authorizing the imposition, collection, and expenditure of certain tax revenue within a district, authorizing the issuance of bonds for a district, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 2053, by Jochum, a bill for an act relating to deliberations or actions of governmental bodies under Iowa's open meetings law.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2054, by Jochum, a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 3053 Human Resources

Relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

SSB 3054 Human Resources

Relating to third-party payment of services provided by physical therapists and occupational therapists.

SSB 3055 Human Resources

Relating to the admission or retention of participants in an adult day services program.

SSB 3056 State Government

Relating to city elections.

SSB 3057 State Government

Providing for the licensing of polysomnographic technologists, making penalties applicable, and including effective date provisions.

SSB 3058 State Government

Providing for ongoing absentee voter status.

SSB 3059 State Government

Concerning the rights of parties to private construction contracts and including applicability provisions.

SSB 3060 State Government

Relating to elections and voter registration by modifying proof of identity requirements for election day and in-person absentee registration, requiring proof of identification to vote and creating a criminal offense for falsely swearing certain related oaths and affidavits, and including applicability provisions.

SSB 3061 State Government

Creating the manufactured housing program fund and making appropriations.

SSB 3062 State Government

Relating to the policy administration of election and voter registration laws by the secretary of state, including the voter registration age, absentee voting, certain posting requirements,

candidate nomination filing requirements for merged area, school district, and city elections and related filing requirements, the filling of vacancies in certain city, county, and school district offices, and authorizing certain cities to conduct city elections by absentee ballot, and including effective date provisions.

SSB 3063 State Government

Requiring the secretary of state to conduct a study related to absent voter signature verification.

SSB 3064 State Government

Requiring the inclusion of specified information in reports submitted biennially by designated entities to the secretary of state.

SSB 3065 State Government

Relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

SSB 3066 State Government

Requiring the local location and provision of public safety answering point services within enhanced 911 service areas.

SSB 3067 State Government

Allowing a state or county statutory political committee to establish a building fund to be used for the purposes of establishing and maintaining committee headquarters.

SSB 3068 State Government

Relating to the authority of cities to regulate and restrict the occupancy of residential rental property and including effective date provisions.

SSB 3069 State Government

Relating to city elections.

SSB 3070 Judiciary

Relating to theft and making penalties applicable.

SSB 3071 Judiciary

Prohibiting employers from refusing to hire job applicants based on certain criminal history and providing penalties.

SSB 3072 Judiciary

Relating to the criminal offense of fraudulent practice and making penalties applicable.

SSB 3073 Judiciary

Authorizing the placement of a child in group or family foster care pursuant to a consent decree entered in juvenile court.

SSB 3074 Judiciary

Relating to the fees and expenses of a court appointed attorney or guardian ad litem representing an indigent person in a guardianship, conservatorship, or dissolution proceeding.

SSB 3075 Judiciary

Relating to serving a subpoena on a peace officer.

SSB 3076 Judiciary

Relating to the definition of a sexually violent predator for purposes of civil commitment procedures.

SSB 3077 Judiciary

Requiring the department of public safety to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state.

SSB 3078 Judiciary

Relating to the employment of legal counsel in a pending action or proceeding to protect the interests of the state.

SSB 3079 Judiciary

Relating to kidnapping, and providing penalties.

SSB 3080 Local Government

Relating to vital records by increasing fees on marriage licenses.

SSB 3081 Local Government

Restricting the regulatory authority of the Iowa utilities board with regard to the deposit and debt collection policies of municipal utilities.

SSB 3082 Judiciary

Relating to common forms of co-ownership of real property and including effective date and applicability provisions.

SSB 3083 Judiciary

Relating to the criminal sentencing of juveniles in district court.

SSB 3084 Transportation

Concerning the removal of damaged or disabled vehicles from the roadway following an accident and the removal of abandoned vehicles by the department of transportation.

SSB 3085 Commerce

Relating to consumer lending transactions by modifying provisions applicable to certain loan charges and increasing designated monetary limits specified in the consumer credit code.

SSB 3086 Commerce

Relating to matters under the purview of the banking division of the department of commerce.

SSB 3087 Commerce

Relating to the regulation of pharmacy benefit managers.

SSB 3088 Commerce

Relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions.

SSB 3089 Commerce

Relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

SSB 3090 Commerce

Relating to the regulation of insurance company holding systems and providing assessments and penalties.

SSB 3091 Commerce

Relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

SSB 3092 Commerce

Relating to matters under the purview of the utilities division of the department of commerce.

SSB 3093 Commerce

Modifying provisions applicable to matters under the regulatory authority of the utilities board of the utilities division of the department of commerce.

SSB 3094 Commerce

Modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

SSB 3095 Commerce

Regulating the sale of portable electronics insurance, including requiring licensure, and providing for fees and penalties.

SSB 3096 Commerce

Relating to requirements for recycling facilities and making penalties applicable.

SSB 3097 Ethics

Amending the Senate Code of Ethics relating to employment restrictions for senators.

SSB 3098 Appropriations

Relating to veterans and military service members and including appropriations and retroactive applicability provisions.

SSB 3099 Appropriations

Relating to and providing for the facilitation of broadband access in unserved or underserved areas of the state, including a property tax exemption for broadband infrastructure, and making appropriations.

SSB 3100 Appropriations

Relating to annual salary rates for justices, judges, and magistrates, and making appropriations.

SSB 3101 Human Resources

Relating to vapor products and alternative nicotine products, providing penalties, and including effective date provisions.

SSB 3102 State Government

Relating to emergency management assistance in a disaster emergency concerning emergency personnel and mutual aid arrangements and agreements.

SSB 3103 State Government

Providing for employment protections for volunteer emergency services providers.

SSB 3104 State Government

Establishing a mass notification and emergency messaging system fund.

SSB 3105 Education

Establishing the state percent of growth and including effective date provisions.

SSB 3106 Education

Establishing the categorical state percent of growth and including effective date provisions.

SSB 3107 Education

Relating to school district property tax replacement payments.

SUBCOMMITTEE ASSIGNMENTS

Senate File 40
(Reassigned)

STATE GOVERNMENT: Horn, Chair; Courtney and Feenstra

Senate File 46
(Reassigned)

STATE GOVERNMENT: McCoy, Chair; Jochum and Schneider

Senate File 61
(Reassigned)

STATE GOVERNMENT: Soddors, Chair; Courtney and Feenstra

Senate File 81
(Reassigned)

STATE GOVERNMENT: Jochum, Chair; Courtney and Feenstra

Senate File 85
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Jochum and Smith

Senate File 94
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Feenstra and Horn

Senate File 97
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Jochum and Smith

Senate File 166
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Anderson and Horn

Senate File 168
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Anderson and Horn

Senate File 195
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Feenstra and McCoy

Senate File 280
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Dearden and Feenstra

Senate File 311
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Courtney and Schneider

Senate File 397

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

Senate File 2001

COMMERCE: Mathis, Chair; Anderson and Wilhelm

Senate File 2005

APPROPRIATIONS: Hogg, Chair; Chapman and Dvorsky

Senate File 2023

COMMERCE: McCoy, Chair; Petersen and Sinclair

Senate File 2024

TRANSPORTATION: Bowman, Chair; Behn and Brase

Senate File 2027

JUDICIARY: Hogg, Chair; Courtney and Schneider

Senate File 2029

EDUCATION: Dvorsky, Chair; Ernst and Hogg

Senate File 2030

JUDICIARY: Taylor, Chair; Petersen and Whitver

Senate File 2031

JUDICIARY: Hogg, Chair; Courtney and Schneider

Senate File 2033

JUDICIARY: Sodders, Chair; Boettger and Hogg

Senate File 2034

APPROPRIATIONS: Hogg, Chair; Chapman and Dvorsky

Senate File 2035

EDUCATION: Schoenjahn, Chair; Boettger and Dvorsky

Senate File 2036

TRANSPORTATION: Brase, Chair; Breitbach and Danielson

House File 350
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Chapman and Horn

SSB 3053

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Segebart

SSB 3054

HUMAN RESOURCES: Wilhelm, Chair; Boettger and Dotzler

SSB 3055

HUMAN RESOURCES: Mathis, Chair; Johnson and Ragan

SSB 3056

STATE GOVERNMENT: Horn, Chair; Chapman and Jochum

SSB 3057

STATE GOVERNMENT: Danielson, Chair; Chapman and Courtney

SSB 3058

STATE GOVERNMENT: Danielson, Chair; Chapman and Petersen

SSB 3059

STATE GOVERNMENT: Sodders, Chair; McCoy and Schneider

SSB 3060

STATE GOVERNMENT: Danielson, Chair; Courtney and Smith

SSB 3061

STATE GOVERNMENT: Danielson, Chair; Horn and Smith

SSB 3062

STATE GOVERNMENT: Danielson, Chair; Chapman and Courtney

SSB 3063

STATE GOVERNMENT: Danielson, Chair; Courtney and Feenstra

SSB 3064

STATE GOVERNMENT: Danielson, Chair; Courtney and Smith

SSB 3065

STATE GOVERNMENT: Danielson, Chair; Feenstra and Petersen

SSB 3066

STATE GOVERNMENT: McCoy, Chair; Chapman and Soddors

SSB 3067

STATE GOVERNMENT: Danielson, Chair; Petersen and Smith

SSB 3068

STATE GOVERNMENT: Danielson, Chair; Feenstra and McCoy

SSB 3069

STATE GOVERNMENT: Danielson, Chair; Chapman and Horn

SSB 3070

JUDICIARY: Hogg, Chair; Garrett and Soddors

SSB 3071

JUDICIARY: Hogg, Chair; Petersen and Schneider

SSB 3072

JUDICIARY: Soddors, Chair; Courtney and Garrett

SSB 3073

JUDICIARY: Petersen, Chair; Dvorsky and Whitver

SSB 3074

JUDICIARY: Taylor, Chair; Courtney and Garrett

SSB 3075

JUDICIARY: Hogg, Chair; Courtney and Whitver

SSB 3076

JUDICIARY: Hogg, Chair; Petersen and Schneider

SSB 3077

JUDICIARY: Courtney, Chair; Schneider and Taylor

SSB 3078

JUDICIARY: Hogg, Chair; Courtney and Schneider

SSB 3079

JUDICIARY: Hogg, Chair; Petersen and Schneider

SSB 3080

LOCAL GOVERNMENT: Hart, Chair; Brase and Guth

SSB 3081

LOCAL GOVERNMENT: Brase, Chair; Chelgren and Taylor

SSB 3082

JUDICIARY: Schneider, Chair; Hogg and Horn

SSB 3083

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 3084

TRANSPORTATION: Brase, Chair; Beall and Zumbach

SSB 3085

COMMERCE: Petersen, Chair; Breitbach and Wilhelm

SSB 3086

COMMERCE: McCoy, Chair; Anderson and Seng

SSB 3087

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

SSB 3088

COMMERCE: Mathis, Chair; Bolcom and Chapman

SSB 3089

COMMERCE: McCoy, Chair; Breitbach and Petersen

SSB 3090

COMMERCE: McCoy, Chair; Breitbach and Petersen

SSB 3091

COMMERCE: McCoy, Chair; Anderson and Wilhelm

SSB 3092

COMMERCE: Petersen, Chair; Mathis and Schneider

SSB 3093

COMMERCE: McCoy, Chair; Anderson and Mathis

SSB 3094

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

SSB 3095

COMMERCE: Petersen, Chair; Bolkcom and Schneider

SSB 3096

COMMERCE: McCoy, Chair; Breitbach and Petersen

SSB 3097

ETHICS: Horn, Chair; Behn, Boettger, Dearden, Greiner, and Seng

SSB 3098

APPROPRIATIONS: Dvorsky, Chair; Chapman

SSB 3099

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3100

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3101

HUMAN RESOURCES: Dotzler, Chair; Johnson, and Quirmbach

SSB 3102

STATE GOVERNMENT: McCoy, Chair; Anderson, and Danielson

SSB 3103

STATE GOVERNMENT: Courtney, Chair; Horn, and Schneider

SSB 3104

STATE GOVERNMENT: Petersen, Chair; Bowman, and Chapman

SSB 3105

EDUCATION: Quirnbach, Chair; Johnson, and Schoenjahn

SSB 3106

EDUCATION: Quirnbach, Chair; Schoenjahn, and Zaun

SSB 3107

EDUCATION: Beall, Chair; Boettger, and Hart

FINAL COMMITTEE REPORT OF BILL ACTION**WAYS AND MEANS**

Bill Title: SENATE FILE 303 (SSB 1158), a bill for an act exempting federal retirement pay of a resident received for military service from the state individual income tax and including retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5001.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Quirnbach, Schneider, and Smith. Nays, none. Absent, 2: Bertrand and Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR**TERM**

CORRECTIONS, BOARD OF (Sec. 904.104)

Lawrence Kudej, Swisher

10/23/2013 – 04/30/2015

ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105)

Linda Crookham-Hansen, Oskaloosa

10/23/2013 – 04/30/2014

EDUCATION, DIRECTOR OF THE DEPARTMENT OF (Sec. 256.8)

Brad Buck, Urbandale

08/30/2013 – Pleasure of the Governor

ELECTRICAL EXAMINING BOARD (Sec. 103.2)

Jeffrey Quigle, West Des Moines

11/15/2013 – Pleasure of the Governor

ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)

| | |
|-----------------------|-------------------------|
| Chad Ingels, Randalia | 07/01/2013 – 04/30/2017 |
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MENTAL HEALTH RISK POOL BOARD (Sec. 26B.5(2)(c))

| | |
|---------------------------|-------------------------|
| Patrick Schmitz, Kingsley | 05/01/2013 – 04/30/2015 |
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PAROLE, BOARD OF (Sec. 904A.1)

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| Charles Larson, Sr., Des Moines | 10/09/2013 – 04/30/2017 |
|---------------------------------|-------------------------|

PAROLE - ALTERNATE, BOARD OF (Sec. 904A.2A)

| | |
|-----------------------|-------------------------|
| Nancy Boyd, Urbandale | 07/01/2013 – 04/30/2017 |
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|-----------------------------|-------------------------|
| W. Ray Richardson, Waterloo | 07/01/2013 – 04/30/2017 |
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| Jacklyn Romp, Des Moines | 07/01/2013 – 04/30/2017 |
|--------------------------|-------------------------|

PODIATRY, BOARD OF (Sec. 147.14(1)(s))

| | |
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| K. Linda Bratkiewicz, Clive | 07/01/2013 – 04/30/2016 |
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PUBLIC SAFETY, COMMISSIONER OF (Sec. 80.2)

| | |
|---------------------|---------------------------------------|
| Larry Noble, Ankeny | 09/04/2013 – Pleasure of the Governor |
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REGENTS, STATE BOARD OF (Sec. 262.1)

| | |
|-------------------------|-------------------------|
| Milt Dakovich, Waterloo | 06/04/2013 – 04/30/2019 |
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|------------------------------|-------------------------|
| Larry McKibben, Marshalltown | 06/04/2013 – 04/30/2013 |
|------------------------------|-------------------------|

TRANSPORTATION COMMISSION, STATE (Sec. 307.3)

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|-----------------------|-------------------------|
| Tom Rielly, Oskaloosa | 05/24/2013 – 04/30/2017 |
|-----------------------|-------------------------|

UTILITIES BOARD (Sec. 474.1)

| | |
|----------------------|-------------------------|
| Sheila Tipton, Clive | 08/19/2013 – 04/30/2015 |
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|---------------------|-------------------------|
| Nick Wagner, Marion | 05/24/2013 – 04/30/2019 |
|---------------------|-------------------------|

VETERANS AFFAIRS, EXECUTIVE DIRECTOR OF THE COMMISSION OF (Sec. 35A.8)

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|-----------------------------|---------------------------------------|
| Col. Robert King, Urbandale | 05/23/2013 – Pleasure of the Governor |
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VETERANS HOME, COMMANDANT OF THE IOWA (Sec. 35D.13)

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|------------------------------------|---------------------------------------|
| Brig. Gen. Jodi Tymeson, Winterset | 10/03/2013 – Pleasure of the Governor |
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The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on January 23, 2014:

COMMERCE

Sheila Tipton – Utilities Board
Nick Wagner – Utilities Board

ECONOMIC GROWTH

Linda Crookham-Hansen – Economic Development Authority

EDUCATION

Brad Buck – Director of the Department of Education
Milt Dakovich – State Board of Regents
Larry McKibben – State Board of Regents

JUDICIARY

Lawrence Kudej – Board of Corrections
Charles Larson, Sr. – Board of Parole
Nancy Boyd – Parole – Board of Parole - Alternate
W. Ray Richardson – Board of Parole - Alternate
Jacklyn Romp – Board of Parole - Alternate

LOCAL GOVERNMENT

Patrick Schmitz – Mental Health Risk Pool Board

NATURAL RESOURCES AND ENVIRONMENT

Chad Ingels – Environmental Protection Commission

STATE GOVERNMENT

Jeffrey Quigle – Electrical Examining Board
K. Linda Bratkiewicz – Board of Podiatry

TRANSPORTATION

Larry Noble – Commissioner of Public Safety
Tom Rielly – State Transportation Commission

VETERANS AFFAIRS

Col. Robert King – Executive Director of the Commission of Veterans Affairs
Brig. Gen. Jodi Tymeson – Commandant of the Iowa Veterans Home

WITHDRAWAL OF
GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on January 23, 2014:

I am withdrawing the name of Tom Rielly to serve as a member of the Transportation Commission from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENT FILED

S-5001 S.F. 303 Ways and Means

JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 27, 2014

The Senate met in regular session at 1:05 p.m., President Jochum presiding.

Prayer was offered by Pastor Gayle Wilcox of the Lovely Lane United Methodist Church in Cedar Rapids, Iowa. She was the guest of Senator Mathis.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kassi Decuir.

The Journal of Thursday, January 23, 2014, was approved.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand, Chelgren, Greiner, and Segebart, until they arrive, on request of Senator Dix.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:15 p.m. until 2:30 p.m.

RECONVENED

The Senate reconvened at 2:31 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 303.

Senate File 303

On motion of Senator Quirnbach, **Senate File 303**, a bill for an act exempting federal retirement pay of a resident received for military service from the state individual income tax and including retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Quirnbach offered amendment S-5001, filed by the committee on Ways and Means on January 23, 2014, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5001 was adopted by a voice vote.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 303), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Horn | Schoenjahn |
| Beall | Dix | Houser | Seng |
| Behn | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Gronstal | Petersen | Wilhelm |
| Breitbach | Guth | Quirnbach | Zaun |
| Chapman | Hart | Ragan | Zumbach |
| Courtney | Hatch | Rozenboom | |
| Danielson | Hogg | Schneider | |

Nays, none.

Absent, 4:

Bertrand

Chelgren

Greiner

Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 303** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:47 p.m. until 9:00 a.m., Tuesday, January 28, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT ON AGING

Long-term Care Ombudsman's 2013 Report, pursuant to Iowa Code section 231.42(2)(d). Report received on January 27, 2014.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Mortgage Servicing Settlement Fund 2013 Report, pursuant to 2012 Iowa Acts, Chapter 1138, section 7. Report received on January 24, 2014.

OFFICE OF THE GOVERNOR

Reprieves, Commutations, Pardons, and Remission of Fines CY 2013 Report, pursuant to Iowa Code section 7A.5. Report received on January 27, 2014.

LEGISLATIVE SERVICES AGENCY

All Terrain and Off Road Utility Vehicle Study Committee Final Report, pursuant to Iowa Code section 2.42. Report received on January 24, 2014.

DEPARTMENT OF PUBLIC HEALTH

Statewide Health Care Delivery Infrastructure and Resources Strategic Plan for 2014, pursuant to Iowa Code section 135.164(4). Report received on January 24, 2014.

IOWA PUBLIC INFORMATION BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on January 27, 2014.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on January 27, 2014.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B. Report received on January 27, 2014.

DEPARTMENT OF TRANSPORTATION

Biodiesel and Biodiesel Blended Fuel Revolving Fund FY 2013 Report, pursuant to Iowa Code section 307.20(1). Report received on January 27, 2014.

Midwest Regional Rail Passenger Initiative 2014 Report, pursuant to Iowa Code section 327J.3. Report received on January 27, 2014.

Passenger Rail Service Revolving Fund 2014 Report, pursuant to Iowa Code section 327J.3(1). Report received on January 27, 2014.

Use of Recycled Products FY 2013 Report, pursuant to Iowa Code section 307.21(3). Report received on January 27, 2014.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2013, pursuant to Iowa Code section 8D.10, were received from the following agencies:

DEPARTMENT OF CORRECTIONS – Report received on January 27, 2014.

IOWA PUBLIC INFORMATION BOARD – Report received on January 27, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Andrea Scott, Muscatine – For her excellence in mentoring and dedication to Big Brothers/Big Sisters. Senator Brase.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, January 23, 2014, 2:05 p.m.

Members Present: McCoy, Chair; Anderson, Ranking Member; Beall, Bolkcom, Breitbach, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Petersen, Vice Chair; Bertrand, Chapman, and Hatch (all excused).

Committee Business: Presentation by David Lyons with CoOpportunity Health Insurance.

Adjourned: 3:00 p.m.

EDUCATION

Convened: Monday, January 27, 2014, 2:55 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, and Wilhelm.

Members Absent: Zaun (excused).

Committee Business: SF 2018.

Adjourned: 3:05 p.m.

WAYS AND MEANS

Convened: Thursday, January 23, 2014, 3:10 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Quirnbach, Schneider, and Smith.

Members Absent: Bertrand and Petersen (both excused).

Committee Business: Consideration of SF 303 and amendments.

Adjourned: 3:15 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Thursday, January 16, 2014, 11:35 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; and Brase.

Members Absent: Ernst (excused).

Committee Business: Organizational meeting.

Adjourned: 11:40 a.m.

ALSO:

Convened: Thursday, January 23, 2014, 10:05 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:45 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Thursday, January 23, 2014, 10:15 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider and Seng.

Members Absent: None.

Committee Business: Presentation by Iowa Workforce Development.

Adjourned: 11:25 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, January 23, 2014, 10:05 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; and Chelgren.

Members Absent: Taylor (excused).

Committee Business: Organizational meeting.

Adjourned: 11:25 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 2001, by Beall, a joint resolution urging the United States government to renew its commitment to

farmers, lower fuel prices, and the environment by supporting a robust and sustainable renewable fuel standard, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate Resolution 102, by Beall and Kapucian, a resolution honoring the over 200 years of peace, prosperity, and kinship between the peoples of Canada and the United States, and recognizing February 4, 2014, as Canada Day at the Iowa Capitol.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 2055, by Beall, a bill for an act relating to financing work within drainage or levee districts.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 2056, by Beall, a bill for an act relating to whole grade sharing incentives for school districts.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2057, by Beall, a bill for an act providing for a study of the housing of sex offenders and other hard-to-place individuals in need of a nursing facility level of care, making an appropriation, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2058, by Beall, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2059, by Beall, a bill for an act relating to the definition of motorized bicycle.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2060, by Petersen, a bill for an act relating to the issuance of lifetime hunting licenses to Iowa residents.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2061, by Johnson, a bill for an act requiring immediate parental notification for reported incidents of harassment or bullying in school.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2062, by Johnson, a bill for an act relating to dropout prevention programs by modifying certain definitions, modifying the purposes for which dropout prevention funding may be used, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED

SSB 3108 **State Government**

Relating to fantasy sports contests.

SSB 3109 **Commerce**

Relating to matters under the purview of the credit union division of the department of commerce.

SSB 3110 Transportation

Relating to matters under the purview of the department of transportation.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2017**

WAYS AND MEANS: Black, Chair; Behn and Bolkcom

Senate File 2026

WAYS AND MEANS: Bolkcom, Chair; Bertrand and Petersen

Senate File 2032

WAYS AND MEANS: Hogg, Chair; Schneider and Seng

Senate File 2038

HUMAN RESOURCES: Dotzler, Chair; Johnson and Quirmbach

Senate File 2039

LABOR AND BUSINESS RELATIONS: Dearden, Chair; Anderson and Dotzler

Senate File 2042

WAYS AND MEANS: Dotzler, Chair; Behn and McCoy

Senate File 2043

WAYS AND MEANS: Bolkcom, Chair; Dotzler and Feenstra

Senate File 2044

EDUCATION: Dvorsky, Chair; Hogg and Sinclair

Senate File 2045

LABOR AND BUSINESS RELATIONS: Dearden, Chair; Chapman and Horn

Senate File 2047

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Breitbach

Senate File 2048

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Smith

SSB 3108

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

SSB 3109

COMMERCE: Bolkcom, Chair; Chapman and Schoenjahn

SSB 3110

TRANSPORTATION: Bowman, Chair; Danielson and Kapucian

FINAL COMMITTEE REPORT OF BILL ACTION

EDUCATION

Bill Title: SENATE FILE 2018, a bill for an act concerning school instructional days and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirmbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, and Wilhelm. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on January 27, 2014, to investigate the appointment and reappointment of the following appointees:

COMMERCE

As members of the Utilities Board:

Sheila Tipton – McCoy, Chair; Anderson and Petersen
Nick Wagner – McCoy, Chair; Anderson and Hatch

ECONOMIC GROWTH

As a member of the Economic Development Authority:

Linda Crookham-Hansen – Taylor, Chair; Schneider and Wilhelm

EDUCATION

As the Director of the Department of Education:

Brad Buck – Wilhelm, Chair; Beall and Ernst

As members of the State Board of Regents:

Milt Dakovich – Dvorsky, Chair; Ernst and Mathis

Larry McKibben – Dvorsky, Chair; Ernst and Mathis

JUDICIARY

As a member of the Board of Corrections:

Lawrence Kudej – Dvorsky, Chair; Hogg and Schneider

As a member of the Board of Parole:

Charles Larson, Sr. – Hogg, Chair; Courtney and Schneider

As members of the Board of Parole – Alternate:

Nancy Boyd – Parole – Hogg, Chair; Courtney and Schneider

W. Ray Richardson – Hogg, Chair; Courtney and Schneider

Jacklyn Romp – Hogg, Chair; Courtney and Schneider

LOCAL GOVERNMENT

As a member of the Mental Health Risk Pool Board:

Patrick Schmitz – Brase, Chair; Hart and Sinclair

NATURAL RESOURCES AND ENVIRONMENT

As a member of the Environmental Protection Commission:

Chad Ingels – Black, Chair; Bolkcom and Rozenboom

STATE GOVERNMENT

As a member of the Electrical Examining Board:

Jeffrey Quigle – Bowman, Chair; Dearden and Smith

As a member of the Board of Podiatry:

K. Linda Bratkiewicz – Soddors, Chair; Chapman and Jochum

TRANSPORTATION

As the Commissioner of Public Safety:

Larry Noble – Bowman, Chair; Danielson and Kapucian

VETERANS AFFAIRS

As the Executive Director of the Commission of Veterans Affairs:

Col. Robert King – Beall, Chair; and Ragan

As the Commandant of the Iowa Veterans Home:

Brig. Gen. Jodi Tymeson – Beall, Chair; and Ragan

JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 28, 2014

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by the Honorable Daryl Beall, member of the Senate from Webster County, Fort Dodge, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ryan Halder.

The Journal of Monday, January 27, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:06 a.m. until 9:00 a.m., Wednesday, January 29, 2014.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

George and Marty Grimshaw, Burlington – For celebrating their 50th anniversary. Senator Courtney.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, January 28, 2014, 2:05 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Bertrand and Hatch (both excused).

Committee Business: Presentation by the Iowa Utilities Board.

Adjourned: 2:55 p.m.

ECONOMIC GROWTH

Convened: Tuesday, January 28, 2014, 3:05 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Behn, Chelgren, Danielson, Dotzler, Hart, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; and Hatch (both excused).

Committee Business: Presentations.

Adjourned: 3:50 p.m.

HUMAN RESOURCES

Convened: Tuesday, January 28, 2014, 1:10 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: Dotzler, Ernst, and Hatch (all excused).

Committee Business: Childcare presentations.

Adjourned: 1:50 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 28, 2014, 3:00 p.m.

Members Present: Dearden, Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: Black, Vice Chair (excused).

Committee Business: Governor appointees and presentation on State Soil and Water Conservation.

Adjourned: 3:50 p.m.

TRANSPORTATION

Convened: Monday, January 27, 2014, 4:00 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach.

Members Absent: None.

Committee Business: Presentation by the Department of Transportation.

Adjourned: 5:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Tuesday, January 28, 2014, 10:05 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, January 28, 2014, 10:00 a.m.

Members Present: Schoenjahn, Chair; Horn, Vice Chair; Smith, Ranking Member; Quirmbach, and Sinclair.

Members Absent: None.

Committee Business: Community College presentations.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 23, 2014, 10:00 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 12:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, January 28, 2014, 10:00 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren, and Taylor.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Tuesday, January 28, 2014, 10:15 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

STUDY BILLS RECEIVED

SSB 3111 Judiciary

Relating to the grounds for termination of parental rights.

SSB 3112 Judiciary

Modifying the periods of time to bring civil and criminal actions relating to the sexual abuse of minors.

SSB 3113 Judiciary

Providing an exemption from liability for an officer or employee of a school district or local school board under the Iowa municipal tort claims Act due to a person's participation in a non-school-sponsored extracurricular activity on school grounds.

SSB 3114 Judiciary

Relating to criminal gang participation.

SSB 3115 Judiciary

Relating to the scope and nature of use restrictions on land.

SSB 3116 Judiciary

Creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

SSB 3117 Ways and Means

Relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

SSB 3118 Transportation

Relating to driving on a roadway laned for traffic, and making penalties applicable.

SSB 3119 Economic Growth

Providing for the expansion of the availability of broadband access across the state, and including income tax credits and property tax exemptions for broadband infrastructure installations and making an appropriation.

SSB 3120 Commerce

Relating to federal home loan bank rights regarding collateral pledged by insurer-members.

SSB 3121 Economic Growth

Relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

SSB 3122 Veterans Affairs

Relating to property taxes of veterans by providing an additional homestead credit for certain disabled veterans, modifying the military service property tax exemption and credit, making penalties applicable, and including applicability provisions.

SSB 3123 Veterans Affairs

A study bill for an act permitting the adjutant general to procure and issue Cold War victory awards to eligible persons.

SSB 3124 Veterans Affairs

Concerning the issuance of disabled veteran motor vehicle registration plates to certain disabled veterans.

SSB 3125 Veterans Affairs

Exempting from the state individual income tax the federal retirement pay of a resident received for military service and including retroactive applicability provisions.

INTRODUCTION OF RESOLUTION

Senate Resolution 103, by Beall, Dotzler, Ragan, Hogg, Hart, Dvorsky, Danielson, Bowman, Mathis, Schoenjahn, Quirmbach, McCoy, Brase, Black, Seng, Soddors, Jochum, Gronstal, Courtney, Dearden, Horn, Taylor, Wilhelm, Hatch, Bolkcom, Anderson, Bertrand, Feenstra, Kapucian, Zumbach, Breitbach, Whitver, Smith, Sinclair, Garrett, Ernst, Boettger, Rozenboom, Segebart, Johnson, and Petersen, a resolution in support of extending the federal production tax credit for wind energy.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

INTRODUCTION OF BILLS

Senate File 2063, by Soddors, a bill for an act relating to an exemption from municipal liability for recreational trails.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2064, by Chelgren, a bill for an act relating to fireworks possession, use, sales, transfers, and purchases, including by transferring sales taxes on certain fireworks to a new local fire department equipment fund, and providing penalties.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2065, by Chelgren, a bill for an act relating to community-directed attendant care requirements, and including effective, retroactive, and applicability date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2066, by Courtney, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2067, by Feenstra, a bill for an act relating to transitional coaching authorizations issued by the board of educational examiners.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2068, by Chelgren, a bill for an act requiring the rates of the excise taxes on motor fuel and certain special fuel used in motor vehicles to be based on changes in the consumer price index and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Transportation**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2041

JUDICIARY: Sodders, Chair; Boettger and Courtney

Senate File 2046

TRANSPORTATION: Bowman, Chair; Danielson and Feenstra

Senate File 2049

EDUCATION: Dvorsky, Chair; Hogg and Johnson

Senate File 2050

EDUCATION: Hogg, Chair; Bowman and Johnson

Senate File 2052

ECONOMIC GROWTH: Wilhelm, Chair; Behn and Bowman

Senate File 2058

TRANSPORTATION: Beall, Chair; Brase and Zumbach

Senate File 2059

TRANSPORTATION: Taylor, Chair; Behn and Danielson

Senate File 2060

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Greiner

SSB 3111

JUDICIARY: Horn, Chair; Boettger and Hogg

SSB 3112

JUDICIARY: Soddors, Chair; Petersen and Schneider

SSB 3113

JUDICIARY: Dvorsky, Chair; Petersen and Schneider

SSB 3114

JUDICIARY: Hogg, Chair; Courtney and Schneider

SSB 3115

JUDICIARY: Hogg, Chair; Petersen and Schneider

SSB 3116

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 3117

WAYS AND MEANS: Jochum, Chair; Bolkcom and Feenstra

SSB 3118

TRANSPORTATION: Bowman, Chair; Brase and Breitbach

SSB 3119

ECONOMIC GROWTH: Sodders, Chair; Hart, Mathis, Schneider, and Whitver

SSB 3120

COMMERCE: Petersen, Chair; Breitbach and Mathis

SSB 3121

ECONOMIC GROWTH: Dotzler, Chair; Bowman and Chelgren

SSB 3122

VETERANS AFFAIRS: Ragan, Chair; Segebart and Sodders

SSB 3123

VETERANS AFFAIRS: Horn, Chair; Ragan and Rozenboom

SSB 3124

VETERANS AFFAIRS: Danielson, Chair; Chelgren and Sodders

SSB 3125

VETERANS AFFAIRS: Hart, Chair; Beall and Rozenboom

JOURNAL OF THE SENATE

SEVENTEENTH CALENDAR DAY
ELEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 29, 2014

The Senate met in regular session at 9:00 a.m., President Jochum presiding.

Prayer was offered by Simon Estes, who sang “God Bless America”. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Zachary Parle.

The Journal of Tuesday, January 28, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Thursday, January 30, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

School District Reporting Requirement Review 2014, pursuant to 2013 Iowa Acts, Chapter 121, section 106. Report received on January 29, 2014.

CHIEF INFORMATION OFFICER

lowAccess Revolving Fund 2013 Annual Report, pursuant to Iowa Code section 8B.33. Report received on January 29, 2014.

BOARD OF REGENTS

Affirmative Action, Diversity and Multicultural Accomplishment 2013 Annual Report, pursuant to Iowa Code section 19B.5. Report received on January 29, 2014.

Minority and Women Educators Enhancement Program 2013 Annual Report, pursuant to Iowa Code section 262.82. Report received on January 29, 2014.

Research and Development School Advisory Council Report (UNI), pursuant to Iowa Code section 256G.4. Report received on January 29, 2014.

Grow Iowa Values Fund Report, pursuant to Iowa Code section 15G.111(5). Report received on January 29, 2014.

DEPARTMENT OF TRANSPORTATION

Registered Flexible Fuel Vehicles Annual Report, pursuant to Iowa Code section 452A.33. Report received on January 29, 2014.

TREASURER OF STATE

Linked Investments for Tomorrow 2013 Report, pursuant to Iowa Code section 12.38. Report received on January 29, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Max and Dorothy Henderson, Council Bluffs – For celebrating their 60th wedding anniversary. Senator Gronstal.

Michael Kirchner, Council Bluffs – For winning the 2013 Rose Francis Elevator Pitch competition out of the John Pappajohn Entrepreneurial Center at the University of Iowa. Senator Gronstal.

Aimee Lenth, Luana – For completing an internship with State Senator Tod Bowman. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convended: Wednesday, January 29, 2014, 1:00 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Approved SSBs 3105, 3106, and 3107; presentations.

Adjourned: 2:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Wednesday, January 29, 2014, 10:10 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, January 28, 2014, 10:00 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; and Bolkcom.

Members Absent: Johnson (excused).

Committee Business: Presentations.

Adjourned: 11:45 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Wednesday, January 29, 2014, 10:15 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2002, by Chelgren, a joint resolution proposing an amendment to the Constitution of the State of Iowa creating an administrative rules review committee in the legislative department and granting the committee powers.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 2069, by Mathis, a bill for an act relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects and establishing a county threshold committee.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 2070, by Schoenjahn, a bill for an act relating to the definition of dyslexia, screening for dyslexia, and professional development opportunities and requirements and endorsement for instruction on reading disabilities including dyslexia.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2071, by Wilhelm, a bill for an act increasing the amount of the volunteer fire fighter and volunteer emergency medical services personnel tax credit and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2072, by Chelgren and Guth, a bill for an act making an appropriation for secondary road infrastructure projects.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2073, by McCoy, a bill for an act establishing a criminal penalty for a violent habitual offender.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2074, by Brase, a bill for an act relating to public access to audio recordings of enhanced 911 service calls.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2075, by Mathis, a bill for an act allowing parents, guardians, or custodians of a minor to confer health care treatment decisions related to that minor to other adult persons.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2076, by Mathis, a bill for an act establishing an Iowa employment rides initiative in the department of transportation and making appropriations.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2077, by committee on Education, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2078, by committee on education, a bill for an act relating to school district property tax replacement payments.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2079, by committee on education, a bill for an act establishing the state percent of growth and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 3126 Education

Establishing a legal aid attorney loan forgiveness program to be administered by the college student aid commission.

SSB 3127 Local Government

Relating to county recorder duties, fees, and recordkeeping.

SUBCOMMITTEE ASSIGNMENTS**Senate File 98**
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Feenstra and Horn

Senate File 127
(Reassigned)

STATE GOVERNMENT: Dearden, Chair; Feenstra and Sodders

Senate File 180
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Courtney and Schneider

Senate File 2053

STATE GOVERNMENT: Jochum, Chair; Anderson and Sodders

Senate File 2054

STATE GOVERNMENT: Jochum, Chair; Bowman and Schneider

Senate File 2055

AGRICULTURE: Beall, Chair; Hart and Kapucian

Senate File 2065

HUMAN RESOURCES: Jochum, Chair; Dotzler and Whitver

Senate File 2066

HUMAN RESOURCES: Jochum, Chair; Dotzler and Whitver

Senate File 2067

EDUCATION: Bowman, Chair; Behn and Wilhelm

Senate File 2070

EDUCATION: Schoenjahn, Chair; Boettger, Bowman, Quirmbach, and Sinclair

SSB 3126

EDUCATION: Hogg, Chair; Behn and Dvorsky

SSB 3127

LOCAL GOVERNMENT: Brase, Chair; Guth and Hart

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: SENATE FILE 2077 (SSB 3106), a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 6: Ernst, Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2078 (SSB 3107), a bill for an act relating to school district property tax replacement payments.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2079 (SSB 3105), a bill for an act establishing the state percent of growth and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 6: Ernst, Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 30, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Father John “Jack” Paisley of Clarke University in Dubuque, Iowa. He was the guest of Senators Jochum and Breitbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Will Seiler.

The Journal of Wednesday, January 29, 2014, was approved.

INTRODUCTION OF GOVERNOR’S APPOINTEES

The Secretary of the Senate introduced General Jodi Tymeson, the governor’s appointee to be the Commandant of the Iowa Veterans Home. She was the guest of Senators Beall and Ernst and the committee on Veterans Affairs.

The Secretary of the Senate introduced Colonel Robert King, the governor’s appointee to be the Director of the Iowa Department of Veterans Affairs. He was the guest of Senators Beall and Ernst and the committee on Veterans Affairs.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:19 a.m. until 1:00 p.m., Monday, February 3, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Capitol Planning Commission 2013 Annual Report, pursuant to Iowa Code section 8A.373. Report received on January 30, 2014.

DEPARTMENT OF EDUCATION

Condition of Education 2013 Annual Report, pursuant to Iowa Code section 256.7. Report received on January 29, 2014.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, January 30, 2014, 11:30 a.m.

Members Present: Seng, Chair; Zumbach, Ranking Member; Beall, Black, Bowman, Brase, Guth, Hart, Kapucian, and Sadders.

Members Absent: Taylor, Vice Chair; Greiner, and Houser (all excused).

Committee Business: Presentations.

Adjourned: 11:55 a.m.

APPROPRIATIONS

Convened: Wednesday, January 29, 2014, 4:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Black and Hatch (both excused).

Committee Business: Presentation by the Department of Management.

Adjourned: 5:00 p.m.

COMMERCE

Convened: Thursday, January 30, 2014, 1:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Bertrand, Bolkcom, and Hatch (all excused).

Committee Business: Approved SSB 3094.

Adjourned: 1:10 p.m.

JUDICIARY

Convened: Tuesday, January 28, 2014, 4:00 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Soddors, Taylor, and Zaun.

Members Absent: Quirmbach and Whitver (both excused).

Committee Business: Presentations.

Adjourned: 4:55 p.m.

ALSO:

Convened: Thursday, January 30, 2014, 2:00 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Whitver, and Zaun.

Members Absent: Taylor (excused).

Committee Business: Approved SSB 3072; and approved SSBs 3073 and 3082, as amended.

Adjourned: 2:10 p.m.

STATE GOVERNMENT

Convened: Wednesday, January 29, 2014, 2:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Soddors.

Members Absent: Bertrand (excused).

Committee Business: Presentation by the Department of Administrative Services.

Adjourned: 2:45 p.m.

TRANSPORTATION

Convened: Wednesday, January 29, 2014, 3:05 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Dearden, Dvorsky, Feenstra, McCoy, and Zumbach.

Members Absent: Danielson and Taylor (both excused).

Committee Business: Distracted driving presentation and simulator .

Adjourned: 3:30 p.m.

WAYS AND MEANS

Convened: Wednesday, January 29, 2014, 4:10 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: Behn and Bertrand (both excused).

Committee Business: Passed SR 103; presentation.

Adjourned: 4:30 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, January 28, 2014, 10:00 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:20 a.m.

ALSO:

Convened: Wednesday, January 29, 2014, 10:00 a.m.

Recessed: 11:30 a.m.

Reconvened: 12:10 p.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Budget presentations.

Adjourned: 12:15 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, January 30, 2014, 10:15 a.m.

Members Present: Black, Chair; Rozenboom, Ranking Member; Greiner and Wilhelm.

Members Absent: Dearden, Vice Chair (excused).

Committee Business: Presentation by Bill Northey, Secretary of Agriculture.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, January 30, 2014, 10:10 a.m.

Members Present: Schoenjahn, Chair; Horn, Vice Chair; Smith, Ranking Member; Quirmbach and Sinclair.

Members Absent: None.

Committee Business: Presentation by the Department of Education.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 30, 2014, 10:00 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom and Johnson.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, January 30, 2014, 10:15 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; and Anderson.

Members Absent: Bowman (excused).

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

INTRODUCTION OF BILLS

Senate File 2080, by committee on Human Resources, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2081, by Hatch, a bill for an act relating to exception to policy provisions for Medicaid home and community-based services waivers.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2082, by Ragan, Beall, Hart, Jochum, Black, Petersen, Brase, Schoenjahn, Mathis, McCoy, Gronstal, Courtney, Dearden, Horn, Wilhelm, Bowman, Seng, Danielson, Dotzler, Bolkcom, Hogg, Hatch, and Soddors, a bill for an act relating to the submission of a Medicaid state plan amendment for the provision of home and community-based services to elders.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2083, by committee on Human Resources, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2084, by Soddors, Hatch, Black, McCoy, Beall, Hart, Brase, Bolkcom, Dvorsky, Dotzler, Petersen, Taylor, Horn, Dearden, Courtney, Gronstal, Jochum, Seng, Schoenjahn, Wilhelm, Ragan, and Bowman, a bill for an act relating to the services provided through the department of human services for children and young adults, including through the Iowa juvenile home, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2085, by Beall, a bill for an act relating to real estate transfer receipts and real property enhancement and making appropriations.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2086, by McCoy and Soddors, a bill for an act relating to the criminal transmission of a contagious or infectious disease, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2087, by McCoy, a bill for an act concerning the issuance of temporary visitor driver's licenses to certain foreign nationals.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2088, by Zaun, a bill for an act providing an exemption from the state sales tax for investment counseling services.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2089, by Bowman, a bill for an act concerning the hybrid formula for calculating benefits under the Iowa public employees' retirement system.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2090, by committee on Human Resources, a bill for an act establishing a lyme disease task force.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 3128 Judiciary

Relating to sex offender registry requirements for juveniles.

SSB 3129 Economic Growth

Relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and applicability provisions.

SSB 3130 State Government

Permitting electronic voter registration and including penalties and effective date provisions.

SSB 3131 State Government

Relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, requiring that absentee ballots be received before the polls close on election day, and allowing for changes to the envelopes provided to absentee voters.

SSB 3132 Appropriations

Relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

SSB 3133 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective and applicability date provisions.

SSB 3134 Judiciary

Relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

SSB 3135 Judiciary

Establishing a conditional plea in a criminal case.

SSB 3136 Transportation

Providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

SSB 3137 Appropriations

Making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2051**

JUDICIARY: Courtney, Chair; Garrett and Petersen

Senate File 2057

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2063

JUDICIARY: Hogg, Chair; Courtney and Whitver

Senate File 2069

LOCAL GOVERNMENT: Brase, Chair; Sinclair and Taylor

Senate File 2071

WAYS AND MEANS: Quirmbach, Chair; Bolcom and Chapman

Senate File 2072

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2073

JUDICIARY: Hogg, Chair; Courtney and Schneider

Senate File 2075

JUDICIARY: Hogg, Chair; Garrett and Petersen

SSB 3084
(Reassigned)

TRANSPORTATION: Brase, Chair; McCoy and Zumbach

SSB 3128

JUDICIARY: Hogg, Chair; Petersen and Whitver

SSB 3129

ECONOMIC GROWTH: Taylor, Chair; Dotzler and Schneider

SSB 3130

STATE GOVERNMENT: Danielson, Chair; Chapman and Courtney

SSB 3131

STATE GOVERNMENT: Courtney, Chair; Dearden and Feenstra

SSB 3132

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3133

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3134

JUDICIARY: Schneider, Chair; Hogg and Quirmbach

SSB 3135

JUDICIARY: Soddors, Chair; Courtney and Whitver

SSB 3136

TRANSPORTATION: Bowman, Chair; Beall and Feenstra

SSB 3137

APPROPRIATIONS: Mathis, Chair; Guth and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: SENATE FILE 2080 (SSB 3007), a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkom Dotzler, Ernst, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2083 (SSB 3013), a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2090 (formerly SF 2009), a bill for an act establishing a lyme disease task force.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2090, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: SENATE RESOLUTION 103, a resolution in support of extending the federal production tax credit for wind energy.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, 2: Behn and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

TWENTY-SECOND CALENDAR DAY
THIRTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 3, 2014

The Senate met in regular session at 1:14 p.m., President Jochum presiding.

Prayer was offered by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Randy Tapia.

The Journal of Thursday, January 30, 2014, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Brad Buck, the governor's appointee to be the Director of the Department of Education. He was the guest of Senator Wilhelm and the committee on Education.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:39 p.m. until 9:00 a.m., Tuesday, February 4, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Report for Review of Selected and General Application Controls over Vehicle Registration and Title System, pursuant to Iowa Code section 11.4. Report received on February 3, 2014.

DEPARTMENT OF HUMAN RIGHTS

Iowa Collaboration for Youth Development Council 2014 Annual Report, pursuant to Iowa Code section 216A.140(7)(g). Report received on January 31, 2014.

Sex Offender Research Council 2014 Report, pursuant to Iowa Code section 216A.139(5). Report received on January 31, 2014.

Twenty-year and Five-year Criminal and Juvenile Justice Plan FY 2013 Report, pursuant to Iowa Code section 216A.135. Report received on January 31, 2014.

DEPARTMENT OF MANAGEMENT

Standing Appropriations Report, pursuant to Iowa Code section 8.6(2). Report received on February 3, 2014.

DEPARTMENT OF PUBLIC HEALTH

Board of Medicine and Board Physician Assistants 2014 Joint Report, pursuant to Iowa Code section 148C.12. Report received on January 31, 2014.

National Center for Sports Safety-Municipal Youth Sports Injury Prevention Study and Report, pursuant to 2013 Iowa Acts, Chapter 138, section 108. Report received on February 3, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Andrew McCulley, LeClaire – For his work with Big Brothers Big Sisters of the Mississippi Valley. Senator Hart.

REPORT OF COMMITTEE MEETING

EDUCATION

Convened: Monday, February 3, 2014, 2:35 p.m.

Members Present: Quirmbach, Chair; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Schoenjahn, Vice Chair; and Ernst, Ranking Member (both excused).

Committee Business: SF 2006; presentation.

Adjourned: 3:10 p.m.

INTRODUCTION OF BILLS

Senate File 2091, by committee on Judiciary, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2092, by committee on Judiciary, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2093, by committee on Commerce, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2094, by Quirmbach, a bill for an act modifying provisions relating to the regulation of delayed deposit services businesses, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2095, by committee on Judiciary, a bill for an act authorizing the placement of a child in group or family foster care pursuant to a consent decree entered in juvenile court.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2096, by Petersen, a bill for an act relating to limited English proficient education by modifying the supplementary weighting for limited English proficient students, requiring the establishment of a limited English proficient advisory group, requiring the creation of a committee within the department of education, modifying provisions relating to the special instruction of limited English proficient students, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2097, by Petersen, a bill for an act relating to the safe routes to school program, making appropriations, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2098, by Ernst, a bill for an act relating to intercepting communications involving human trafficking.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2099, by Ernst, a bill for an act relating to certificates of merit and noneconomic damages in medical malpractice actions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2100, by Anderson, a bill for an act permitting the use of crossbows to hunt deer and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

STUDY BILLS RECEIVED

SSB 3138 State Government

Relating to reporting and other requirements concerning the department of administrative services and other state agencies.

SSB 3139 State Government

Relating to the licensure of naturopathic physicians.

SSB 3140 Local Government

Relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

SUBCOMMITTEE ASSIGNMENTS

Senate File 26
(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

Senate File 28
(Reassigned)

STATE GOVERNMENT: Courtney, Chair; Danielson and Smith

Senate File 47
(Reassigned)

STATE GOVERNMENT: Petersen, Chair; McCoy and Smith

Senate File 113
(Reassigned)

STATE GOVERNMENT: Petersen, Chair; Feenstra and Soddors

Senate File 138

STATE GOVERNMENT: Danielson, Chair; Feenstra and Horn

Senate File 2037

STATE GOVERNMENT: Danielson, Chair; Anderson and Horn

Senate File 2061

EDUCATION: Hogg, Chair; Johnson and Schoenjahn

Senate File 2062

EDUCATION: Hogg, Chair; Johnson and Schoenjahn

Senate File 2068

TRANSPORTATION: McCoy, Chair; Breitbach and Dearden

Senate File 2076

TRANSPORTATION: Danielson, Chair; Behn and Brase

Senate File 2081

HUMAN RESOURCES: Jochum, Chair; Boettger and Ragan

Senate File 2082

HUMAN RESOURCES: Jochum, Chair; Johnson and Ragan

Senate File 2084

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

SSB 3138

STATE GOVERNMENT: Danielson, Chair; Petersen and Schneider

SSB 3139

STATE GOVERNMENT: Soddors, Chair; Dearden and Smith

SSB 3140

LOCAL GOVERNMENT: Brase, Chair; Chelgren and Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 2093 (SSB 3094), a bill for an act modifying provisions relating to the regulation of delayed deposit services businesses, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: McCoy, Petersen, Anderson, Beall, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 3: Bertrand, Bolkcom, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2093, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 2091 (SSB 3082), a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Whitver, and Zaun. Nays, none. Absent, 1: Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2091, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2092 (SSB 3072), a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Whitver, and Zaun. Nays, none. Absent, 1: Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2095 (SSB 3073), a bill for an act authorizing the placement of a child in group or family foster care pursuant to a consent decree entered in juvenile court.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Whitver, and Zaun. Nays, none. Absent, 1: Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2095, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 102, a resolution honoring the over 200 years of peace, prosperity, and kinship between the peoples of Canada and the United States, and recognizing February 4, 2014, as Canada Day at the Iowa Capitol.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Gronstal, Jochum, Dix, Courtney, Dvorsky, Ernst, Ragan, and Whitver. Nays, none. Absent, 3: Dearden, Rozenboom, and Soddors.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNORTERM

ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)

LaQuanda Hoskins, LeClaire

01/24/2014 – 04/30/2017

TRANSPORTATION COMMISSION (Sec. 307.3)

Leonard Boswell, Davis City

01/29/2014 – 04/30/2017

The appointments were referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on February 3, 2014:

NATURAL RESOURCES AND ENVIRONMENT

LaQuanda Hoskins – Environmental Protection Commission

TRANSPORTATION

Leonard Boswell – State Transportation Commission

APPOINTED POSITIONS

The following lists of appointed positions, requiring action pursuant to Iowa Code Section 2.32(7), were submitted to the Secretary of the Senate:

BY THE GOVERNOR

NUMBER OF POSITIONS

| | |
|--|---|
| ACCOUNTANCY EXAMINING BOARD | 2 |
| COMMISSION ON THE STATUS OF AFRICAN AMERICANS | 2 |
| ALCOHOLIC BEVERAGES COMMISSION | 1 |
| ALCOHOLIC BEVERAGES DIVISION | 1 |
| ARCHITECTURAL EXAMINING BOARD | 3 |
| COMMISSION OF ASIAN AND PACIFIC ISLANDER AFFAIRS | 3 |
| BOARD OF ATHLETIC TRAINING | 3 |
| IOWA AUTISM COUNCIL | 4 |
| BOARD OF BARBERING | 2 |
| BOARD OF BEHAVIORAL SCIENCE | 3 |

| | |
|---|---|
| COMMISSION FOR THE BLIND | 1 |
| BOILER AND PRESSURE VESSEL BOARD | 3 |
| IOWA CAPITAL INVESTMENT BOARD | 1 |
| CHILD ADVOCACY BOARD | 4 |
| BOARD OF CHIROPRACTIC | 3 |
| CITY DEVELOPMENT BOARD | 2 |
| COMMISSION ON COMMUNITY ACTION AGENCIES | 3 |
| BOARD OF CORRECTIONS | 1 |
| BOARD OF COSMETOLOGY ARTS AND SCIENCES | 5 |
| CREDIT UNION REVIEW BOARD | 1 |
| CRIMINAL AND JUVENILE JUSTICE PLANNING ADVISORY COUNCIL | 7 |
| COMMISSION OF DEAF SERVICES | 1 |
| BOARD OF DENTISTRY | 3 |
| BOARD OF DIETETICS | 2 |
| IOWA DRUG POLICY ADVISORY COUNCIL | 2 |
| EARLY CHILDHOOD IOWA STATE BOARD | 3 |
| ECONOMIC DEVELOPMENT AUTHORITY | 4 |
| STATE BOARD OF EDUCATION | 4 |
| STATE BOARD OF EDUCATIONAL EXAMINERS | 2 |
| ELECTRICAL EXAMINING BOARD | 3 |
| ELEVATOR SAFETY BOARD | 3 |
| EMPLOYMENT APPEAL BOARD | 2 |
| ENGINEERING AND LAND SURVEYING EXAMINING BOARD | 4 |
| FLOOD MITIGATION BOARD | 2 |
| IOWA GRAIN INDEMNITY FUND BOARD | 2 |
| IOWA GREAT PLACES ADVISORY BOARD | 4 |
| HEALTHY AND WELL KIDS IN IOWA BOARD (HAWK-I) | 2 |
| BOARD OF HEARING AID DISPENSERS | 2 |

| | |
|---|---|
| HIGHER EDUCATION LOAN AUTHORITY | 1 |
| HUMAN SERVICES COUNCIL | 1 |
| INTERIOR DESIGN EXAMINING BOARD | 2 |
| STATE JUDICIAL NOMINATING COMMISSION | 3 |
| LANDSCAPE ARCHITECTURAL EXAMINING BOARD | 3 |
| LATINO AFFAIRS COMMISSION | 4 |
| LAW ENFORCEMENT ACADEMY COUNCIL | 3 |
| IOWA LOTTERY AUTHORITY BOARD OF DIRECTORS | 2 |
| BOARD OF MASSAGE THERAPY | 4 |
| BOARD OF MEDICINE | 4 |
| MENTAL HEALTH AND DISABILITY SERVICES COMMISSION | 7 |
| MENTAL HEALTH RISK POOL BOARD | 3 |
| BOARD OF MORTUARY SCIENCE | 4 |
| COMMISSION OF NATIVE AMERICAN AFFAIRS | 1 |
| BOARD OF NURSING | 3 |
| BOARD OF NURSING HOME ADMINISTRATORS | 2 |
| BOARD OF OPTOMETRY | 3 |
| BOARD OF PAROLE | 4 |
| PEACE OFFICERS' RETIREMENT ACCIDENT AND DISABILITY SYSTEMS TRUSTEE | 1 |
| COMMISSION OF PERSONS WITH DISABILITIES | 4 |
| BOARD OF PHARMACY | 3 |
| BOARD OF PHYSICAL AND OCCUPATIONAL THERAPY | 4 |
| BOARD OF PHYSICIAN ASSISTANTS | 2 |
| PLUMBING AND MECHANICAL SYSTEMS BOARD | 5 |
| BOARD OF PODIATRY | 2 |
| PREVENTION OF DISABILITIES POLICY COUNCIL | 2 |
| BOARD OF PSYCHOLOGY | 4 |
| PUBLIC EMPLOYMENT RELATIONS BOARD | 1 |

| | |
|--|---|
| IOWA PUBLIC INFORMATION BOARD | 5 |
| STATE RACING AND GAMING COMMISSION | 2 |
| REAL ESTATE APPRAISER EXAMINING BOARD | 2 |
| REAL ESTATE COMMISSION | 4 |
| RENEWABLE FUEL INFRASTRUCTURE BOARD | 3 |
| BOARD OF RESPIRATORY CARE | 2 |
| SCHOOL BUDGET REVIEW COMMITTEE | 1 |
| BOARD OF SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS | 4 |
| BOARD OF SOCIAL WORK | 2 |
| BOARD OF SPEECH PATHOLOGY AND AUDIOLOGY | 2 |
| COMMISSION ON THE STATUS OF WOMEN | 5 |
| TECHNOLOGY ADVISORY COUNCIL | 1 |
| IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION | 1 |
| COMMISSION ON TOBACCO USE PREVENTION AND CONTROL | 3 |
| TRANSPORTATION COMMISSION | 2 |
| COMMISSION OF VETERANS AFFAIRS | 3 |
| IOWA BOARD OF VETERINARY MEDICINE | 2 |
| VISION IOWA BOARD | 4 |
| IOWA WORKFORCE DEVELOPMENT BOARD | 5 |

BY THE IOWA STATE RACING AND GAMING COMMISSION

NUMBER OF POSITIONS

| | |
|---|---|
| IOWA STATE RACING AND GAMING COMMISSION | 1 |
|---|---|

JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 4, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Reverend Jon Rollefson, pastor of Our Saviour's Lutheran Church in Callender, Iowa. He was the guest of Senators Beall and Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Allen Tegatz.

The Journal of Monday, February 3, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 102.

Senate Resolution 102

On motion of Senator Beall, **Senate Resolution 102**, a resolution honoring the over 200 years of peace, prosperity, and kinship between the peoples of Canada and the United States, and recognizing February 4, 2014, as Canada Day at the Iowa Capitol, with report of committee recommending passage, was taken up for consideration.

Senator Beall moved the adoption of Senate Resolution 102, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Beall introduced to the Senate chamber His Excellency Jamshed Merchant, the Canadian Consul General. He was accompanied by the Speaker of the Legislative Assembly of Saskatchewan, the Honorable Dan D'Autremont; and members of the legislative assembly, Mr. John Nilson, Mr. Greg Brkich, and Ms. Victoria Jurgens.

Consul General Merchant addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

WITHDRAWN

Senator Gronstal asked and received unanimous consent that the following bills be **withdrawn** from further consideration of the Senate:

| | |
|-----------------|----------------|
| Senate File 272 | House File 477 |
| Senate File 338 | House File 621 |
| House File 198 | House File 634 |

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:21 a.m. until 9:00 a.m., Wednesday, February 5, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ADMINISTRATIVE SERVICES

IowaAccess Revolving Fund FY 2013 Report, pursuant to Iowa Code section 8A.224(2). Report received on February 4, 2014.

DEPARTMENT OF NATURAL RESOURCES

Resources Enhancement and Protection Recommendations 2014 Report, pursuant to Iowa Code section 455A.17. Report received on February 4, 2014.

DEPARTMENT OF PUBLIC HEALTH

Obstetrical Care in Iowa 2014 Report, pursuant to Iowa Code section 135.11(16). Report received on February 4, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Christina Bautista, owner of La Juanita Mexican Restaurant, of Sioux City – For being named Esquire Magazine’s America’s Top 5 Most Life-Changing Burrito. Senator Bertrand.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, February 4, 2014, 2:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Hatch (excused).

Committee Business: Approved SSBs 3086, 3090, and 3091; presentation.

Adjourned: 2:45 p.m.

ECONOMIC GROWTH

Convened: Tuesday, February 4, 2014, 3:05 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Bertrand, Ranking Member; Chelgren, Danielson, Dotzler, Hart, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Behn, Hatch, and Houser (all excused).

Committee Business: Presentations.

Adjourned: 4:00 p.m.

HUMAN RESOURCES

Convened: Monday, February 3, 2014, 4:20 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Hatch, Jochum, Mathis, Segebart, and Whitver.

Members Absent: Ernst and Quirmbach (both excused).

Committee Business: Presentations.

Adjourned: 6:20 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 4, 2014, 3:00 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: None.

Committee Business: Assigned bills; governor appointees; presentations.

Adjourned: 3:55 p.m.

STATE GOVERNMENT

Convened: Monday, February 3, 2014, 3:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Sadders.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 3:15 p.m.

TRANSPORTATION

Convened: Monday, February 3, 2014, 4:05 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach.

Members Absent: Feenstra (excused).

Committee Business: Presentation.

Adjourned: 5:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Tuesday, February 4, 2014, 10:10 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, January 28, 2014, 10:10 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:15 a.m.

ALSO:

Convened: Wednesday, January 29, 2014, 10:10 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 10:50 a.m.

ALSO:

Convened: Thursday, January 30, 2014, 10:10 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, January 30, 2014, 10:00 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Presentations.

Adjourned: 11:40 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Tuesday, February 4, 2014, 10:10 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:20 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 104, by Dearden, a resolution congratulating the Grandview University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 2101, by Bowman, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2102, by Taylor, a bill for an act relating to acceptance of applications for health care coverage through the American health benefits exchange created for this state pursuant to the federal Patient Protection and Affordable Care Act.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2103, by Schoenjahn, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices.

Read first time under Rule 28 and referred to committee on **Transportation**.

STUDY BILLS RECEIVED

SSB 3141 Economic Growth

Providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

SSB 3142 Economic Growth

Relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

SSB 3143 Judiciary

Relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

SSB 3144 Judiciary

Modifying the parole and work release eligibility for persons convicted of robbery in the first or second degree.

SSB 3145 Judiciary

Relating to the regulation of unmanned aerial vehicles, and providing penalties.

SSB 3146 Judiciary

Relating to the service of mandatory minimum sentences by juveniles.

SSB 3147 State Government

Relating to an exemption from municipal liability for recreational trails.

SSB 3148 Transportation

Allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

SSB 3149 Education

Relating to state and school antiharassment and antibullying policies, establishing an office of harassment and bullying prevention and response, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2051**
(Reassigned)

JUDICIARY: Courtney, Chair; Petersen and Schneider

Senate File 2086

JUDICIARY: Hogg, Chair; Schneider and Soddors

Senate File 2087

TRANSPORTATION: Dvorsky, Chair; Behn and Dearden

Senate File 2088

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Smith

Senate File 2100

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Greiner

Senate File 2101

TRANSPORTATION: Bowman, Chair; Brase and Kapucian

SSB 3024
(Reassigned)

JUDICIARY: Hogg, Chair; Petersen and Schneider

SSB 3141

ECONOMIC GROWTH: Danielson, Chair; Behn and Wilhelm

SSB 3142

ECONOMIC GROWTH: Dotzler, Chair; Hart and Schneider

SSB 3143

JUDICIARY: Garrett, Chair; Hogg and Horn

SSB 3144

JUDICIARY: Hogg, Chair; Schneider and Sodders

SSB 3145

JUDICIARY: Taylor, Chair; Hogg and Schneider

SSB 3146

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 3147

STATE GOVERNMENT: Sodders, Chair; McCoy and Schneider

SSB 3148

TRANSPORTATION: Bowman, Chair; Taylor and Zumbach

SSB 3149

EDUCATION: Hogg, Chair; Hart and Johnson

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on February 4, 2014, to investigate the appointment and reappointment of the following appointees:

NATURAL RESOURCES AND ENVIRONMENT

As a member of the Environmental Protection Commission:

LaQuanda Hoskins – Black, Chair; Bolkcom and Rozenboom

TRANSPORTATION

As a member of the State Transportation Commission:

Leonard Boswell – Bowman, Chair; Brase and Kapucian

JOURNAL OF THE SENATE

TWENTY-FOURTH CALENDAR DAY
FIFTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 5, 2014

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Tuesday, February 4, 2014, was approved.

The Senate stood at ease at 9:14 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:47 a.m., President Jochum presiding.

The Senate stood at ease at 9:49 a.m. until the fall of the gavel for the purpose of a joint convention.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 103, duly adopted, the joint convention was called to order at 9:52 a.m., President Jochum presiding.

Senator Gronstal 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 by a voice vote.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the House chamber.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Ragan, Bowman, and Bertrand on the part of the Senate, and Representatives Hanusa, Rogers, and Kearns on the part of the House.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Adjutant General of the Iowa National Guard, Major General Tim Orr, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Beall, Quirnbach, and Ernst on the part of the Senate, and Representatives Alons, Landon, and Prichard on the part of the House.

Secretary of State, Matt Schultz; and State Auditor, Mary Mosiman were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

Major General Tim Orr's wife, Suzanne Orr, and invited guest, Brigadier General Gashi from the Republic of Kosovo were escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him into the House chamber.

The committee waited upon Major General Tim Orr, Adjutant General of the Iowa National Guard, and escorted him to the Speaker's station.

President Jochum presented Major General Tim Orr, Adjutant General of the Iowa National Guard. Major General Tim Orr delivered the following Condition of the Guard Address:

Good morning Ladies and gentlemen—thank you for that wonderful welcome. Speaker Paulsen, President Jochum, distinguished members of the House and Senate—thank you for the opportunity to once again address this joint convention of the Eighty-Fifth General Assembly of the Iowa Legislature.

Governor Branstad, Lieutenant Governor Reynolds, distinguished guests, and fellow Iowans. Today, I deliver my fifth Condition of the Guard address and it is indeed an honor and a privilege to be here.

Today, I am proud to report that the Iowa National Guard continues to be “Mission Focused and Warrior Ready”.

I want to begin by saying thank you—thank you to Governor Branstad and Lieutenant Governor Reynolds for your strong support and outstanding leadership during this most significant period of time in the history of the Iowa National Guard. You have been with us every step of the way.

I want to publically thank you for your efforts to attend our homecomings, sendoffs, military ceremonies, and for your untiring efforts to work critical issues between the Council of Governors, the Department of Defense, and the National Guard. Your steadfast support for all Iowans who serve our nation in uniform today is deeply appreciated. Thank you for everything you do for our servicemen and women, our National Guard families, and our employers.

I also want to sincerely thank you, our citizen-legislators, who have done so much to honor and support the men and women of the Iowa National Guard. Through your legislative efforts and participation in our events, you have done a great deal for our Soldiers and Airmen. The state of Iowa has one of the strongest traditions of any state for its commitment to their National Guard and veterans. Our success is directly attributed to what you have done for your Iowa National Guard—we sincerely thank you. But above all, I want to thank the people of Iowa. Your support for our Soldiers, Airmen, and families has been absolutely incredible, particularly over the past 12 years. The members of the Iowa National Guard that make up our all-volunteer force are our State and Nation’s decisive advantage. Those who serve in the Iowa National Guard are the source of our unrivaled strength. Today, your Iowa National Guard is a national leader in the quality of the Soldiers and Airmen that we recruit. More than 29% of our Basic Training or Advanced Individual Training graduates are either honor or distinguished graduates, on the commandant’s list, or in the top 10% at their respective military schools.

I owe a special thank you to the mothers and fathers who continue to show their support for the Iowa National Guard by continuing to entrust us with their most sacred treasure—their sons and daughters—and allowing them to serve. I don’t take this responsibility lightly and nothing is more important or a greater testament to the vitality of our organization than for a parent to trust us with whom they cherish most. I will continue to do everything I can to honor that trust and strive to never allow it to be broken.

As we near the conclusion of America’s longest, continuous period of war, a time also marked by natural and manmade disasters of magnitudes rarely seen in any similar period of our state’s and nation’s history, the Iowa National Guard remains a proven, dual-mission force. The past 12 years have brought vast improvements in the overall training, equipping, and readiness of our force. This reality, combined with significant combat experience, has created a “dividend” in the Iowa National Guard. We have the most proficient, capable, accessible, and battle-tested National Guard in the history of the state.

However, going forward, the need for the powerful capabilities the National Guard provides cannot be overstated. Difficult national budgetary realities come at a time of emerging and increasing threats around the world. Constitutionally unique by its federal and state missions, the Iowa National Guard remains capable and ready to rapidly respond to complex civilian and military challenges. Today’s threats demand the full capability the Iowa National Guard provides, and its adaptability to meet critical future missions.

This period of time also finds the Iowa National Guard at a strategic inflection point. The responsibility for defending our nation is one the National Guard as an organization has proudly carried for more than 375 years, since the establishment of the Massachusetts Bay Colony militia in 1636. Here in Iowa since 1839, the Iowa National Guard has been built on a foundation of strong units, strong families, strong civilian employers, and strong communities. From our origins as protectors of fellow settlers on the prairie, over the past 175 years we've grown into global guardians.

As we examine how the past decade has affected our force and apply those lessons to the way ahead, we face three challenging transitions which will test our leadership and shape our future: First of all, we will transition from war, but in the context of an increasingly complex and competitive security environment. Secondly, we will transition from abundant to constrained resources. And lastly, many active duty service members and their families will transition into civilian life, looking for meaningful professional opportunities and a quality way of life. Any one of these issues by itself would be challenging to understand and resolve. All three combined will test our leadership at every level. Taken together, these are no small tasks. How we chart our course and successfully adapt for the future will be important, not just for the Iowa National Guard but for our entire nation.

The Iowa National Guard has not faced such a profound time of change since the end of World War II. As we return home to our armories and communities after more than a decade of war, we face an exceptionally challenging era. Now is the time that the Iowa National Guard needs to reflect, reassess, reexamine, and in certain areas reshape, who we are as a military force, to best fulfill our responsibilities to our State and Nation. Our core missions will continue to remain: providing combat-ready Soldiers and Airmen for the global warfight and operational missions; responding here at home with robust homeland security and domestic response capabilities; making our communities better places to live; and building partnership capacity with regionally-aligned partners.

Throughout the 175-year history of the Iowa National Guard, the one constant that will never change is the importance of our people. Created by the Territorial Legislature in January 1839 and strengthened by experiences borne of wars and disasters, the men and women of your Iowa National Guard are the most seasoned, prepared, and well-led military force in the history of our state.

More than 4,000 currently-serving Iowa National Guard Soldiers and Airmen are combat veterans, nearly 45 percent of our force. In the last ten years, we've mobilized more than 17,000 Soldiers and Airmen onto active duty for combat and combat support duties in Iraq, Afghanistan, and other global locations, peacekeeping duties in the Balkans and on the Sinai Peninsula, and domestic support missions in various states across the country. Our men and women have operated in more than 35 different nations since 9/11.

The demand for Iowa National Guard forces over the past two decades has required almost continuous use of our Soldiers and Airmen. Since the large deployment in 2010-2011 of the 2nd Brigade Combat Team, we've seen a significant decline in the demand for Iowa National Guard forces. Today, I am happy to report, that after 12 years of war, all Iowa National Guard units are home from Iraq and Afghanistan.

Currently we have approximately 100 Soldiers and Airmen deployed around the world. With the exception of only a few deployed personnel, all of our Soldiers and Airmen were home with their families for the holidays this year for the first time since 2003.

The approximately 100 Soldiers and Airmen currently deployed is the lowest number of deployed service members from the Iowa National Guard since the start of Operations Enduring and Iraqi Freedom.

Most recently, 40 selected Soldiers assigned to Company B, 248th Aviation Support Battalion from Boone, with detachments in Waterloo, and Davenport, deployed to Kosovo, where they are providing aviation maintenance support for an aviation brigade. We expect these Soldiers to return to Iowa in late 2014.

While we are grateful that so many of our Iowa National Guard Warriors have returned home from their deployments, we must not forget about those still recovering from wounds, injuries, or illnesses related to their mobilizations.

Over the past year, 44 of our wounded, injured, or ill Warriors back from deployments have received medical care, either at military treatment facilities across the country or from health care providers in their local communities.

Today, I am proud to say we continue to make progress with only 18 Soldiers currently receiving treatment at these facilities. However, for me, those deployments are not truly over until all of our Warriors have returned back home to their families.

Two years ago, President Obama announced his intention that the United States military would be withdrawing from Afghanistan by the close of 2014. We are now at a point where current and projected demands for Army and Air Force assets will continue to decrease. We currently have only two Iowa National Guard units that have received notification for potential overseas deployments later this year.

In addition to the drawdown of forces, we are working the transition of the 132nd Fighter Wing, Des Moines, from F-16 fighter aircraft into three new missions: a Remotely Piloted Aircraft squadron; an intelligence surveillance reconnaissance group; and a cyber security mission. I am extremely proud of the unit leadership and members for their willingness to accept the new missions and to take care of each other through this challenging process. The 132nd has executed every task required of them for this conversion and is on schedule to complete a very complicated transition process and be fully mission capable.

Out of the nearly four hundred positions originally subject to elimination at the 132nd, these three new missions allowed us to keep approximately 970 personnel at the Des Moines Airbase, a loss of only approximately 30 personnel, which was managed through retirements and transfers. The unit has aggressively shifted its focus to sending Airmen to Air Force schools for training in their new assignments.

As the unit provides nearly \$50 million in economic infusion to Iowa annually through salaries and unit purchases from the local economy, retaining these highly-skilled Airmen and this unit significantly benefits Des Moines and the entire state of Iowa. Additionally, future military construction necessary at the Des Moines Airbase for the mission conversion over the next several years is estimated at \$15-20 million.

Despite the departure of the last F-16 fighter jet this past October from Des Moines, aeronautical missions continue at the airbase. By virtue of the 132nd's outstanding reputation for F-16 maintenance, the unit leadership successfully acquired an aircraft speedline at Des Moines, where highly-skilled 132nd maintainers refurbish and upgrade F-16 aircraft from Air National Guard units across the country. By executing this process at the Des Moines Airbase through September 2014, the 132nd will save taxpayers more than \$2.7 million.

Additionally, the airbase continues to serve as an emergency divert site for military aircraft of all types.

Another way we're supporting and adapting to the changing global and operational environment is through the National Guard's State Partnership Program, or SPP. The Iowa National Guard's State Partnership Program with the Republic of Kosovo continues to make great progress since its inception in March 2011.

The current focus of the program is on non-commissioned officer and commissioned officer professional development, as well as cooperative initiatives in the disaster

response and emergency management area. Partnering with Kosovo is a natural fit for the Iowa National Guard and the state of Iowa.

Last year, Kosovo Prime Minister Hashim Thaci made his first-ever visit to Iowa and met with Iowa leaders from across the public and private sectors. Governor Branstad reciprocated by visiting Kosovo last July and officially signed the Iowa's ninth Sister State agreement with this new democracy.

Since the inception of the State Partnership Program with Kosovo, we have expanded our vision of a "Whole of Iowa/Whole of Kosovo" relationship and have conducted more than 50 engagements between Iowa government and private entities, the Kosovo Security Force, Kosovo's Ministries of Agriculture, Health, Education, and Economic Development, and other Kosovo agencies over the past two years.

Two of our near-term goals with our partnership were to establish a Sister State agreement between Kosovo and Iowa, and establish a Sister City relationship between an Iowa community and a Kosovo community, which has been accomplished between Peja, Kosovo and the city of Johnston.

Finally, in 2013, another tangible sign of progress in the development of this relationship is the enduring presence of our Kosovo friends in Iowa. During Governor Branstad's visit to Kosovo last July, he met with President Ahtifete Jahjaga and Prime Minister Thaci, where they announced that the Republic of Kosovo will establish a consulate and trade office in Iowa in 2014, which will greatly expedite trade and other opportunities between Kosovo and Iowa.

Today, I am honored to introduce the Republic of Kosovo's first ever attaché assigned to the United States, Brigadier General Xhavit Gashi, as my honored guest.

Please join me in giving General Gashi a warm Iowa welcome.

We also face historic challenges much closer to home. One of the more difficult realities our Servicemen and women from all branches face during periods of fiscal uncertainty is the reduction of our military forces.

For many of our active duty service members, despite their commitment to our nation, they will lose an opportunity to continue their service in the military or the ability to earn an active duty military retirement due to the significant planned reduction of active duty military personnel.

Over the next five years, several hundred thousand men and women from all services will be released from active duty and returned to civilian status. Although transitioning to civilian careers will be difficult for many of them, it provides the State of Iowa with an historic opportunity.

From his experience working with the Department of Defense as co-chair of the Council of Governors working group, Governor Branstad had the foresight to develop an initiative called Home Base Iowa, which he introduced this past Veterans Day and expanded on during his Condition of the State address last month. Over the next five years, Home Base Iowa has tremendous potential to attract veterans and their families to Iowa. Those veterans will be leaving the active duty military, searching for a new career, and looking to put down roots and contribute to a safe, quality community where they can raise and educate their families and own a home. Iowa can be that place where many of these veterans and their families can live a quality life and reach their dreams.

One initiative that makes Iowa attractive to veterans and their families is our Military Homeownership Assistance Program, which has provided up to a \$5,000 matching grant for hundreds of qualified Iowa veterans since its creation in 2005. Governor Branstad is also proposing in-state tuition for veterans and their dependents, exempting military retirement pay from state tax, and reciprocal credentialing and licensure in Iowa for certain highly-skilled military specialties.

The Iowa National Guard plays a key role in the Home Base Iowa initiative. We can provide these servicemen and women an opportunity to continue their service in the military. What we call the "Service for Life" concept allows those coming off of active duty to join the Iowa National Guard; this continuum of service allows the service member to apply their valuable experience and training immediately as members of the Iowa National Guard, instantly enhancing our organizational readiness.

In addition to recruiting qualified prior service members for opportunities in the Iowa National Guard, we have implemented a "one-stop shop" concept for offering services for veterans, their families, and military retirees at Camp Dodge. Our new service member Support Center, located in the center of Camp Dodge, provides all veterans and military members with assistance in receiving state and federal veterans' services, acquiring military identification cards, and requesting military records. Additionally, information and resources are available for civilian employment and training, opportunities in the Iowa National Guard, employer support and outreach for Reserve Component personnel, education benefits, and retirement services.

The Iowa Legislature is one of our strongest allies for keeping the Iowa National Guard ready and strong today and in the future, particularly through your support to the development of our Soldiers and Airmen, and to our organization's infrastructure.

The Iowa National Guard has been able to maintain our position as a national leader in readiness among our fellow states because of programs like the Iowa National Guard Educational Assistance Program or NGEAP, a program funded in its entirety by the state of Iowa.

This critical recruiting and retention tool helps ensure our readiness and provides an invaluable benefit to our Soldiers and Airmen, and ultimately to the state of Iowa. This year, nearly 1,200 of our members received up to 100% tuition paid at the State Regents' rate to attend Iowa colleges, universities, and community colleges through this program, keeping our young people here in the state and providing them with a high-quality, Iowa education.

We also need multifunctional and well-maintained infrastructure to keep the Iowa National Guard ready for the warfight and for emergency response here at home.

On Camp Dodge, we just completed building the Medical Simulation Training Center. This is a world-class training facility that provides standardized medical training to both medical and non-medical personnel in both a classroom environment and under simulated battlefield conditions.

Camp Dodge was utilized by more than 400,000 service members, law enforcement officers, civilians, and museum visitors last year, and has become a regional training center in the Midwest for military, law enforcement, and other local, state, and federal agencies. In 2013, only five other major National Guard training installations in the United States had more visitors than Camp Dodge.

As less than one percent of all Americans currently serve in our military, it has never been more critical than it is today to teach our future generations about the importance of military service and to preserve Iowa's rich military heritage. The Iowa Gold Star Military Museum on Camp Dodge continues to get better every year, with more exhibits, equipment displays, and visitors. This last year we completed the second Notable Iowans exhibit, installed the P-40 Tomahawk aircraft in the main gallery, placed the restored Sherman tank outside the museum entrance, and continued to expand the outdoor military equipment displays. Nearly 20,000 visitors experienced the museum this past year. I want to sincerely thank the legislature for providing \$4 million in funding during the 2006 legislative session necessary to construct the museum's addition and renovate the existing facility, which nearly tripled the facility's capacity and provides educational and meeting facilities for a wide

variety of events and groups. I would encourage everyone to come and visit the museum; it is an outstanding tribute to Iowa's veterans of all services and eras.

For the past 175 years, protecting Iowa's citizens and communities has remained a core mission of the Iowa National Guard. I am very pleased to report that 2013 has been a relatively quiet year for our emergency response operations. We used this additional time to plan, prepare, and exercise for potential disaster response support on a variety of scenarios.

And that training paid off this fall when we deployed nine medical evacuation aviators and crew members from Iowa in support of the floods in northern Colorado, providing Medevac and search and rescue capability to the state of Colorado in remote, mountainous areas.

One of our key core competencies is our ability to plan for the future. One of my priorities is to focus on homeland support mission by developing, synchronizing, and rehearsing a series of disaster scenarios that have potential to impact Iowa in the future. One of the greatest threats we live with in Iowa is tornadoes. After watching Joplin, Missouri and the entire state of Missouri respond to their catastrophic tornado last year, I've directed the staff to develop plans and capabilities necessary to support the state of Iowa in the event of a similar, large-scale disaster in our state. The next step is to exercise that plan with our local, state, and federal partners.

As I come to a close, I hope I have left you confident that the Iowa National Guard is in good hands and is moving in the spirit of one. We have executed every mission assigned, served our state and communities here at home, and deployed wherever needed in a moment's notice.

For 175 years, the men and women of the Iowa National Guard have played a significant role in maintaining peace and security for our State and the Nation. I am very proud of our Soldiers, Airmen, their families, our rich heritage, and our resolve as we continue our role in the preservation of the ideals upon which our nation and state were founded.

Today, we are faced with historic opportunity as we stand at the confluence of a new fiscal environment and the transition from combat to stability operations. The Iowa National Guard is postured to rise to new challenges, but we will remain focused on the fundamental mission of the Iowa National Guard: Defend America—at home and abroad. We will continue to provide affordable, flexible, tailored and community-based solutions to national defense and domestic response, and remain a critical reserve component for the Army and the Air Force.

To fulfill our mission, the Iowa National Guard must ensure its full range of capabilities are "Always Ready, Always There," just as we have since 1839.

This team will continue to take care of our Soldiers, Airmen, families, and employers as we continue to serve so proudly as your hometown military. And we are so grateful for the continued support we receive from the Iowa General Assembly and the people of Iowa.

On behalf of our men and women and their families, I want to thank you for this opportunity to provide an update and assessment of the Iowa National Guard.

Thank you, Ladies and Gentlemen.

Major General Tim Orr was escorted from the House chamber by the committee previously appointed.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

The Senate returned to the Senate chamber.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:32 a.m. until 12:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 12:06 p.m., President Jochum presiding.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 46 present, 4 absent, and a quorum present.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Houser, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2079, 2077, and 2078.

Senate File 2079

On motion of Senator Quirnbach, **Senate File 2079**, a bill for an act establishing the state percent of growth and including effective date provisions, was taken up for consideration.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2079), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Ernst | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |

Absent, 1:

Houser

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

Senate File 2077

On motion of Senator Quirnbach, **Senate File 2077**, a bill for an act establishing the categorical state percent of growth and including effective date provisions, was taken up for consideration.

On the question "Shall the bill pass?" (S.F. 2077), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 23:

| | | | |
|----------|----------|---------|----------|
| Anderson | Chelgren | Guth | Sinclair |
| Behn | Dix | Johnson | Smith |

| | | | |
|-----------|----------|-----------|---------|
| Bertrand | Ernst | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |

Absent, 1:

Houser

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

Senate File 2078

On motion of Senator Beall, **Senate File 2078**, a bill for an act relating to school district property tax replacement payments, was taken up for consideration.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2078), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

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

CONSIDERATION OF RESOLUTION
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 103.

Senate Resolution 103

On motion of Senator Beall, **Senate Resolution 103**, a resolution in support of extending the federal production tax credit for wind energy, with report of committee recommending passage, was taken up for consideration.

Senator Beall moved the adoption of Senate Resolution 103.

A record roll call was requested.

On the question "Shall the resolution be adopted?" (S.R. 103), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

The resolution, having received a constitutional majority, was declared to have passed the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2077, 2078, and 2079** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 12:58 p.m. until 9:00 a.m., Thursday, February 6, 2014.

APPENDIX**COMMUNICATION RECEIVED**

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Condition of Iowa's Community College 2013 Report, pursuant to Iowa Code section 260C.14(21)(c). Report received on February 5, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Larry Martin, Waterloo – For celebrating his 90th birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS**APPROPRIATIONS**

Convened: Tuesday, February 4, 2014, 1:00 p.m.

Recessed: 2:00 p.m.

Reconvened: 5:00 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: None.

Committee Business: Approved SSB 3137.

Adjourned: 5:15 p.m.

EDUCATION

Convened: Wednesday, February 5, 2014, 1:35 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Passed SF 2006, as amended; presentation.

Adjourned: 2:30 p.m.

JUDICIARY

Convened: Tuesday, February 4, 2014, 4:05 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SF 177; approved SSBs 3041 and 3112.

Adjourned: 4:30 p.m.

INTRODUCTION OF BILLS

Senate File 2104, by committee on Commerce, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2105, by committee on Commerce, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2106, by McCoy, a bill for an act relating to the spaying and neutering of pets, by establishing a board and fund, providing for an income tax checkoff, providing for special motor vehicle registration plates, establishing fees, and making appropriations.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2107, by Bolkcom and Hogg, a bill for an act relating to solar energy purchase requirements applicable to certain electric utilities.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2108, by Dearden, a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2109, by committee on Judiciary, a bill for an act modifying the periods of time to bring civil and criminal actions relating to the sexual abuse of minors.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2110, by committee on Appropriations, a bill for an act making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 2111, by Soddors and Hatch, a bill for an act relating to the state military forces by establishing response and reporting requirements for the handling of allegations of sexual abuse in the state military forces.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 2112, by Hatch, a bill for an act providing for the establishment of the Iowa health insurance marketplace and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2113, by Schneider and Soddors, a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2114, by committee on Judiciary, a bill for an act relating to the ethical standards of certified shorthand reporters and shorthand reporting firms.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2115, by committee on Commerce, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2116, by Mathis and Bolkom, a bill for an act providing for the licensure of music therapists and providing for fees.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2117, by Ragan, a bill for an act relating to elder abuse and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2118, by committee on Judiciary, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 3150 Education

Modifying supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions.

SSB 3151 State Government

Concerning the determination of native horses for purposes of pari-mutuel wagering.

SSB 3152 Appropriations

Relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

SSB 3153 Local Government

Relating to the definition of mobile home park for purposes of residential landlord and tenant laws.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2085

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2096

EDUCATION: Dvorsky, Chair; Boettger and Mathis

Senate File 2097

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2098

JUDICIARY: Dvorsky, Chair; Hogg and Schneider

Senate File 2099

JUDICIARY: Hogg, Chair; Petersen and Schneider

Senate File 2102

HUMAN RESOURCES: Ragan, Chair; Boettger and Wilhelm

Senate File 2103

TRANSPORTATION: Brase, Chair; Breitbach and Danielson

Senate File 2106

WAYS AND MEANS: McCoy, Chair; Behn and Seng

Senate File 2113

EDUCATION: Schoenjahn, Chair; Behn and Dvorsky

Senate File 2116

HUMAN RESOURCES: Mathis, Chair; Whitver and Wilhelm

Senate File 2117

HUMAN RESOURCES: Wilhelm, Chair; Johnson and Mathis

SSB 3150

EDUCATION: Mathis, Chair; Dvorsky and Ernst

SSB 3151

STATE GOVERNMENT: Horn, Chair; Bertrand and Jochum

SSB 3152

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kapucian

SSB 3153

LOCAL GOVERNMENT: Taylor, Chair; Hart and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 2110 (SSB 3137), a bill for an act making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 19: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith. Nays, 2: Chapman and Guth. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMERCE

Bill Title: SENATE FILE 2104 (SSB 3090), a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2105 (SSB 3091), a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2115 (SSB 3086), a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2115, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 2109 (SSB 3112), a bill for an act modifying the periods of time to bring civil and criminal actions relating to the sexual abuse of minors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2114 (SSB 3041), a bill for an act relating to the ethical standards of certified shorthand reporters and shorthand reporting firms.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2118 (formerly SF 177), a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2118, and they were attached to the committee report.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LOCAL GOVERNMENT

Patrick Schmitz – Mental Health Risk Pool Board

JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 6, 2014

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

Prayer was offered by Pastor Terry Hamilton-Poore of United Church of Christ in Ames, Iowa. She was the guest of Senator Quirnbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Wednesday, February 5, 2014, was approved.

ADJOURNMENT

On motion of Senator Ragan, the Senate adjourned at 9:13 a.m. until 1:00 p.m., Monday, February 10, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

PREVENTION OF DISABILITIES POLICY COUNCIL

2013 Disability Policy Summit: Preventing Disabilities and Assuring Access to Care Report, pursuant to 2013 Iowa Acts, Chapter 138, section 27. Report received on February 6, 2014.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, February 6, 2014, 11:35 a.m.

Members Present: Seng, Chair; Zumbach, Ranking Member; Beall, Bowman, Brase, Greiner, Guth, Hart, Kapucian, and Sodders.

Members Absent: Taylor, Vice Chair; Black, and Houser (all excused).

Committee Business: Presentation.

Adjourned: 12:30 p.m.

APPROPRIATIONS

Convened: Thursday, February 6, 2014, 12:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Kapucian (excused).

Committee Business: Approved SSB 3152.

Adjourned: 12:50 p.m.

COMMERCE

Convened: Thursday, February 6, 2014, 1:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Bertrand and Hatch (both excused).

Committee Business: Approved SSBs 3089, 3092, and 3120.

Adjourned: 1:20 p.m.

ECONOMIC GROWTH

Convened: Thursday, February 6, 2014, 3:05 p.m.

Members Present: Sodders, Chair; Bowman, Vice Chair; Chelgren, Danielson, Dotzler, Hart, Mathis, Schneider, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; Behn, Hatch, Houser, and Taylor (all excused).

Committee Business: Presentations.

Adjourned: 3:45 p.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, February 6, 2014, 2:00 p.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 3:00 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 5, 2014, 3:35 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: Hatch (excused).

Committee Business: Consideration of SSBs 3006 and 3008.

Adjourned: 3:40 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, February 5, 2014, 2:35 p.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Dvorsky, Guth, Hart, Taylor, and Zaun.

Members Absent: Chelgren, Quirnbach, and Schoenjahn (all excused).

Committee Business: Governor's appointee.

Adjourned: 2:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 6, 2014, 11:30 a.m.

Members Present: Dearden, Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: Black, Vice Chair; and Hogg (both excused).

Committee Business: Presentations.

Adjourned: 12:30 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 5, 2014, 2:35 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Courtney, Dearden, Feenstra, Horn, Petersen, and Schneider.

Members Absent: Chapman, McCoy, and Soddors (all excused).

Committee Business: Approved SSB 3065; presentation.

Adjourned: 3:05 p.m.

TRANSPORTATION

Convened: Wednesday, February 5, 2014, 3:30 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Passed SF 2058; presentation.

Adjourned: 4:10 p.m.

WAYS AND MEANS

Convened: Wednesday, February 5, 2014, 4:40 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Dotzler, Hogg, Jochum, Petersen, Schneider, and Smith.

Members Absent: Behn, Bertrand, Black, Chapman, McCoy, and Quirnbach (all excused).

Committee Business: Presentation.

Adjourned: 5:20 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, February 4, 2014, 10:30 a.m.

Members Present: Mathis, Chair; Danielson, Vice Chair; Guth, Ranking Member; Brase, and Ernst.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, February 6, 2014, 10:05 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, February 6, 2014, 10:00 a.m.

Members Present: McCoy, Chair; Kapucian, Ranking Member; and Bowman.

Members Absent: Beall, Vice Chair; and Anderson (both excused).

Committee Business: Presentation.

Adjourned: 11:50 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 105, by McCoy, a resolution requesting the legislative council to establish a legislative interim committee on indigent defense for the 2014 legislative interim.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 2119, by committee on State Government, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2120, by committee on Human Resources, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2121, by committee on Human Resources, a bill for an act making changes to the controlled substance schedules, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2122, by Petersen, a bill for an act authorizing the payment of commissions in connection with motor vehicle rental collision damage waiver sales.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2123, by Zaun, Feenstra, Sinclair, Behn, Chelgren, Chapman, Rozenboom, Breitbach, Bertrand, Guth, Segebart, Ernst, and Anderson, a bill for an act relating to the Iowa core curriculum and core content standards for school districts and accredited nonpublic schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2124, by Quirnbach and Boettger, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2125, by Chapman, Anderson, Sinclair, Johnson, Feenstra, Rozenboom, Greiner, Ernst, Kapucian, Breitbach, Chelgren, Boettger, and Behn, a bill for an act providing for a fiscal analysis of all proposed rules and a process for a review and prospective five-year recision of existing rules.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate File 2126, by Zaun, Feenstra, Sinclair, Behn, Chelgren, Chapman, Rozenboom, Breitbach, Guth, Segebart, and Ernst, a bill for an act providing for the development of a mandatory defined contribution pension plan for certain public employees.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2127, by McCoy, a bill for an act requiring radon testing and mitigation in public schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2128, by committee on Transportation, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2129, by committee on Education, a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2130, by committee on Appropriations, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Read first time under Rule 28 and **placed on Appropriations calendar**.

STUDY BILLS RECEIVED

SSB 3154 Appropriations

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

SSB 3155 Education

Relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive and authorizing state aid for the incentive.

SUBCOMMITTEE ASSIGNMENTS

Senate File 328

STATE GOVERNMENT: Danielson, Chair; Anderson and McCoy

Senate File 376

COMMERCE: Mathis, Chair; Chapman and Wilhelm

Senate File 2124

EDUCATION: Quirnbach, Chair; Boettger and Hart

SSB 3154

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3155

EDUCATION: Quirnbach, Chair; Boettger and Schoenjahn

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2130 (SSB 3152), a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Dvorsky, Danielson, Chapman, Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith. Nays, none. Absent, 1: Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 2129 (formerly SF 2006), a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 6: Ernst, Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2129, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2120 (SSB 3006), a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2121 (SSB 3008), a bill for an act making changes to the controlled substance schedules, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 2119 (SSB 3065), a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Courtney, Dearden, Feenstra, Horn, Petersen, and Schneider. Nays, none. Absent, 3: Chapman, McCoy, and Sadders.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 2128 (formerly SF 2058), a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

VETERANS AFFAIRS

Col. Robert King – Executive Director of the Commission of Veterans Affairs

Brig. Gen. Jodi Tymeson – Commandant of the Iowa Veterans Home

EXPLANATION OF VOTE

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on January 27, 2014, when the vote was taken on Senate File 303. Had I been present, I would have voted "Aye".

RICK BERTRAND

JOURNAL OF THE SENATE

TWENTY-NINTH CALENDAR DAY
SEVENTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 10, 2014

The Senate met in regular session at 1:09 p.m., President Jochum presiding.

Prayer was offered by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Clare Barcus.

The Journal of Thursday, February 6, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:16 p.m. until 9:00 a.m., Tuesday, February 11, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

COLLEGE STUDENT AID COMMISSION

Scholarship and Tuition Grant Reserve Fund Report FY 2012, pursuant to Iowa Code section 261.20. Report received on February 7, 2014.

Scholarship and Tuition Grant Reserve Fund Report FY 2013, pursuant to Iowa Code section 261.20. Report received on February 7, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Roger B. Smith, Waterloo – For celebrating his 90th birthday. Senator Dotzler.

REPORT OF COMMITTEE MEETING

EDUCATION

Convened: Monday, February 10, 2014, 2:05 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Johnson (excused).

Committee Business: Presentations.

Adjourned: 2:45 p.m.

INTRODUCTION OF BILLS

Senate File 2131, by committee on Commerce, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2132, by committee on Commerce, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2133, by committee on Commerce, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2134, by Hogg, a bill for an act relating to utilization of energy efficient forms of lighting with regard to city and county exterior flood lighting and certain parking facility lighting.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 2135, by Beall, a bill for an act relating to identification required for operation of a railroad train.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2136, by McCoy, a bill for an act relating to a school infrastructure safety and security fund and program, making appropriations, and including effective dates.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2137, by Mathis, a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2138, by committee on Veterans Affairs, a bill for an act relating to property taxes of veterans by providing an additional homestead credit for certain disabled veterans, modifying the military service property tax exemption and credit, making penalties applicable, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 3156 Judiciary

Relating to the imposition of a term of parole or work release for forcible felons, and providing penalties.

SSB 3157 Judiciary

Relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

SSB 3158 State Government

Concerning the Iowa public employees' retirement system and including effective date and retroactive applicability provisions.

SSB 3159 State Government

Concerning public retirement systems, including the public safety peace officers' retirement, accident, and disability system, the Iowa public employees' retirement system, the statewide fire and police retirement system, the judicial retirement system, making appropriations, and including effective date and retroactive applicability provisions.

SSB 3160 Education

Establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

SSB 3161 State Government

Concerning allowable uses for purse moneys designated for standardbred horse racing.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2040**

STATE GOVERNMENT: Courtney, Chair; Anderson and McCoy

Senate File 2056

EDUCATION: Beall, Chair; Boettger and Bowman

Senate File 2089

STATE GOVERNMENT: Courtney, Chair; Bowman and Schneider

Senate File 2108

TRANSPORTATION: Dearden, Chair; Brase and Feenstra

Senate File 2123

EDUCATION: Dvorsky, Chair; Hogg and Sinclair

Senate File 2127

EDUCATION: Bowman, Chair; Behn and Hart

SSB 3156

JUDICIARY: Hogg, Chair; Sodders and Whitver

SSB 3157

JUDICIARY: Schneider, Chair; Hogg and Horn

SSB 3158

STATE GOVERNMENT: Courtney, Chair; Anderson and McCoy

SSB 3159

STATE GOVERNMENT: Courtney, Chair; Danielson and Schneider

SSB 3160

EDUCATION: Quirnbach, Chair; Behn and Hart

SSB 3161

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 2131 (SSB 3089), a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Bertrand and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2132 (SSB 3092), a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Bertrand and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2133 (SSB 3120), a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Bertrand and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 2138 (SSB 3122), a bill for an act relating to property taxes of veterans by providing an additional homestead credit for certain disabled veterans, modifying the military service property tax exemption and credit, making penalties applicable, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Beall, Danielson, Rozenboom, Chelgren, Ernst, Hart, Horn, Ragan, Segebart, and Soddors. Nays, none. Absent, 1: Black.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Veterans Affairs Committee on Senate File 2138, and they were attached to the committee report.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

PAROLE, BOARD OF (Sec. 904A.1)

John Hodges, Bondurant

02/03/2014 – 04/30/2014

Sue Lerdal, Urbandale

02/03/2014 – 04/30/2016

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on February 10, 2014:

JUDICIARY

John Hodges – Board of Parole

Sue Lerdal – Board of Parole

JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 11, 2014

The Senate met in regular session at 9:13 a.m., President Jochum presiding.

Prayer was offered by Reverend Cory Stout, pastor of the Community Heights Alliance Church in Newton, Iowa. He was the guest of Senator Taylor.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Monday, February 10, 2014, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2138** be referred from the Regular Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 9:39 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:07 a.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:08 a.m. until 12:30 p.m.

RECONVENED

The Senate reconvened at 12:37 p.m., President Jochum presiding.

The Senate stood at ease at 12:38 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:46 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chelgren, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2110.

Senate File 2110

On motion of Senator Mathis, **Senate File 2110**, a bill for an act making a supplemental appropriation for the low-income home energy assistance program and including effective date provisions, was taken up for consideration.

Senator Rozenboom offered amendment S-5002, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2110), the vote was:

Yeas, 22:

| | | | |
|-----------|---------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Ernst | Kapucian | Whitver |
| Bertrand | Garrett | Rozenboom | Zaun |
| Boettger | Greiner | Schneider | Zumbach |
| Breitbach | Guth | Segebart | |
| Chapman | Houser | Sinclair | |

Nays, 27:

| | | | |
|---------|----------|--------|------------|
| Beall | Dearden | Hogg | Ragan |
| Black | Dotzler | Horn | Schoenjahn |
| Bolkcom | Dvorsky | Jochum | Seng |
| Bowman | Feenstra | Mathis | Sodders |

| | | | |
|-----------|----------|-----------|---------|
| Brase | Gronstal | McCoy | Taylor |
| Courtney | Hart | Petersen | Wilhelm |
| Danielson | Hatch | Quirnbach | |

Absent, 1:

Chelgren

Amendment S-5002 lost.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2110), the vote was:

Yeas, 41:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dotzler | Jochum | Segebart |
| Beall | Dvorsky | Johnson | Seng |
| Bertrand | Ernst | Kapucian | Sinclair |
| Black | Garrett | Mathis | Smith |
| Boettger | Greiner | McCoy | Sodders |
| Bolkcom | Gronstal | Petersen | Taylor |
| Bowman | Hart | Quirnbach | Wilhelm |
| Brase | Hatch | Ragan | Zaun |
| Courtney | Hogg | Rozenboom | |
| Danielson | Horn | Schneider | |
| Dearden | Houser | Schoenjahn | |

Nays, 8:

| | | | |
|-----------|---------|----------|---------|
| Behn | Chapman | Feenstra | Whitver |
| Breitbach | Dix | Guth | Zumbach |

Absent, 1:

Chelgren

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2110** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:10 p.m. until 9:00 a.m., Wednesday, February 12, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF PUBLIC SAFETY

FY 2012 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 11, 2014.

FY 2013 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 11, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Iris Hemmingson, Le Mars – For being named Le Mars Citizen of the Year and for her service and commitment to her fellow citizens. Senator Anderson.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Monday, February 10, 2014, 4:10 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Boettger, Bolkom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: Johnson, Ranking Member; and Hatch (both excused).

Committee Business: Approved SSBs 3010, 3011, 3012, and 3054; presentation.

Adjourned: 4:40 p.m.

STATE GOVERNMENT

Convened: Monday, February 10, 2014, 3:00 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, Petersen, Schneider, and Sadders.

Members Absent: McCoy (excused).

Committee Business: Approved SSB's 3059 and 3108; presentation.

Adjourned: 4:00 p.m.

TRANSPORTATION

Convened: Monday, February 10, 2014, 4:10 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Brase, Breitbart, Danielson, Dvorsky, and Taylor.

Members Absent: Behn, Dearden, Feenstra, McCoy, and Zumbach (all excused).

Committee Business: Presentation.

Adjourned: 4:45 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Tuesday, February 11, 2014, 10:15 a.m.

Members Present: Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: Black, Chair; and Dearden, Vice Chair (both excused).

Committee Business: Presentations.

Adjourned: 10:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, February 11, 2014, 10:10 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:35 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, February 11, 2014, 10:00 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; and Taylor.

Members Absent: Chelgren (excused).

Committee Business: Organizational meeting.

Adjourned: 11:50 a.m.

INTRODUCTION OF BILLS

Senate File 2139, by Feenstra, Anderson, Bertrand, Boettger, Chapman, Greiner, Sinclair, Rozenboom, Ernst, Zumbach, Kapucian, Smith, Zaun, Whitver, Breitbach, Segebart, Behn, and Guth, a bill for an act concerning requirements for state purchasing from prison industries.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2140, by Anderson, a bill for an act providing for the issuance of special disabled veteran vehicle registration plates to certain disabled veterans who qualify for a persons with disabilities parking permit.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2141, by Ernst, a bill for an act relating to notice of human trafficking support services.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2142, by Schoenjahn, a bill for an act relating to the withdrawal of a specimen of blood or urine for chemical testing pursuant to a search warrant issued in an operating-while-intoxicated case.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2143, by Petersen, a bill for an act relating to the state child care assistance program eligibility and application provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2144, by Petersen, a bill for an act establishing an Iowa healthiest children initiative in the department of public health and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2145, by Dvorsky, a bill for an act relating to elder and dependent adult abuse, and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2146, by Bowman and Schoenjahn, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2147, by committee on Human Resources, a bill for an act providing for an executive director of the dental board.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2148, by committee on State Government, a bill for an act relating to fantasy sports contests.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2149, by Ernst, a bill for an act concerning the transfer of a portion of state sales tax revenue to the road use tax fund.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2150, by Smith and Seng, a bill for an act relating to the limitations of actions in certain sexual offenses, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2151, by Schoenjahn, a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2152, by Soddors and Boettger, a bill for an act providing for the practice of a licensed midwife and providing for a fee and a penalty.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2153, by Zaun, Johnson, Guth, Behn, Kapucian, Anderson, Garrett, Segebart, Feenstra, Ernst, Chapman, Boettger, Sinclair, and Bertrand, a bill for an act establishing religious conscience protections for employers regarding the provision of health insurance or benefit coverages that include abortion and certain contraceptive services.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2154, by Behn, Johnson, Guth, Segebart, Garrett, Sinclair, Ernst, Chapman, Rozenboom, Kapucian, Chelgren, Zaun, Anderson, Bertrand, Whitver, Boettger, Feenstra, Zumbach, Breitbach, Greiner, Schneider, Dix, Smith, and Houser, a bill for an act relating to education savings grants for pupils attending a nonpublic school or receiving competent private instruction, establishing an education savings grant fund, providing an income tax exemption, making appropriations, providing penalties, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2155, by committee on State Government, a bill for an act concerning the rights of parties to private construction contracts and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2156, by committee on Human Resources, a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2157, by Schneider, a bill for an act regulating the use of drones and unmanned aircraft, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2158, by Bowman, a bill for an act relating to an assault on a sports official, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2159, by Bolkom, a bill for an act relating to rural and urban woodlands and trees.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

STUDY BILLS RECEIVED

SSB 3162 Ways and Means

Relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

SSB 3163 State Government

Relating to the administration and operation of the Iowa communications network.

SSB 3164 State Government

Concerning requirements for state purchasing from prison industries.

SSB 3165 State Government

Providing for the revocation of certain training certificates issued to fire fighters.

SSB 3166 Appropriations

Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection and including effective date provisions.

SSB 3167 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, the economic development authority, the department of workforce development, and the state board of regents, and providing for related matters.

SSB 3168 Appropriations

Relating to appropriations to the judicial branch.

SSB 3169 Judiciary

Relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, and providing for a fee.

SSB 3170 Judiciary

Relating to nonsubstantive code corrections.

SSB 3171 Local Government

Relating to the vehicle registration duties of county treasurers.

SSB 3172 Agriculture

Allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

SUBCOMMITTEE ASSIGNMENTS**Senate File 335**

TRANSPORTATION: Taylor, Chair; Danielson and Feenstra

Senate File 2107

COMMERCE: Bolkom, Chair; Beall and Sinclair

Senate File 2112

COMMERCE: Hatch, Chair; Bolkcom and Schneider

Senate File 2122

COMMERCE: Petersen, Chair; Bertrand and Wilhelm

Senate File 2134

LOCAL GOVERNMENT: Quirmbach, Chair; Dvorsky and Sinclair

Senate File 2135

TRANSPORTATION: Beall, Chair; Behn and Brase

Senate File 2143

HUMAN RESOURCES: Mathis, Chair; Ragan and Whitver

Senate File 2144

HUMAN RESOURCES: Dotzler, Chair; Boettger and Quirmbach

Senate File 2145

HUMAN RESOURCES: Wilhelm, Chair; Johnson and Mathis

SSB 3162

WAYS AND MEANS: Dotzler, Chair; Black and Chapman

SSB 3163

STATE GOVERNMENT: McCoy, Chair; Petersen and Schneider

SSB 3164

STATE GOVERNMENT: Courtney, Chair; Feenstra and McCoy

SSB 3165

STATE GOVERNMENT: Horn, Chair; Dearden and Smith

SSB 3166

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3167

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3168

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3169

JUDICIARY: Dvorsky, Chair; Petersen and Schneider

SSB 3170

JUDICIARY: Garrett, Chair; Hogg and Horn

SSB 3171

LOCAL GOVERNMENT: Brase, Chair; Chelgren and Hart

SSB 3172

AGRICULTURE: Hart, Chair; Beall and Kapucian

FINAL COMMITTEE REPORTS OF BILL ACTION**HUMAN RESOURCES**

Bill Title: SENATE FILE 2147 (SSB 3010), a bill for an act providing for an executive director of the dental board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 2: Johnson and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2156 (SSB 3012), a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 2: Johnson and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2156, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 2148 (SSB 3108), a bill for an act relating to fantasy sports contests.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, Petersen, Schneider, and Sadders. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2155 (SSB 3059), a bill for an act concerning the rights of parties to private construction contracts and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, Petersen, Schneider, and Sadders. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2155, and they were attached to the committee report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on February 11, 2014, to investigate the appointment and reappointment of the following appointees:

JUDICIARY

As members of the Board of Parole:

John Hodges – Hogg, Chair; Courtney and Schneider
Sue Lerdal – Hogg, Chair; Courtney and Schneider

AMENDMENT FILED

S-5002 S.F. 2110 Ken Rozenboom

JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
NINETEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 12, 2014

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by Pastor Michael Wolfram of Trinity Lutheran Church in Des Moines, Iowa. He was the guest of Senators McCoy and Petersen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Cook.

The Journal of Tuesday, February 11, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 11, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2067, a bill for an act relating to the use of youth spring wild turkey hunting licenses.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 2108, a bill for an act relating to property tax assessment and taxation by modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests, and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2109, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties.

Read first time and referred to committee on **Human Resources**.

House File 2130, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Read first time and attached to **companion Senate File 2115**.

House File 2131, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility.

Read first time and attached to **companion Senate File 2093**.

House File 2132, a bill for an act establishing the Gideon fellowship program in the office of the state public defender.

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

House File 2175, a bill for an act relating to the use of telecommunications technology in terminations of pregnancies, and providing penalties.

Read first time and referred to committee on **Human Resources**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:15 a.m. until 9:00 a.m., Thursday, February 13, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Watershed Improvement Review Board 2013 Annual Report, pursuant to Iowa Code section 466A.3. Report received on February 12, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Earl and Mildred Beckman, Burlington – For celebrating their 50th anniversary. Senator Courtney.

Mildred Harbison, Morning Sun – For celebrating her 90th birthday. Senator Courtney.

Frances Pogemiller, Winfield – For celebrating her 104th birthday. Senator Courtney.

Neil and MaryAnn Stanbary, West Burlington – For celebrating their 65th anniversary. Senator Courtney.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, February 12, 2014, 11:35 a.m.

Members Present: Seng, Chair; Zumbach, Ranking Member; Beall, Bowman, Brase, Greiner, Guth, Hart, Houser, Kapucian, and Soddors.

Members Absent: Taylor, Vice Chair; and Black (both excused).

Committee Business: Passed SF 2055.

Adjourned: 11:40 a.m.

COMMERCE

Convened: Tuesday, February 11, 2014, 2:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Breitbach, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Chapman and Hatch (both excused).

Committee Business: Presentations.

Adjourned: 2:45 p.m.

ECONOMIC GROWTH

Convened: Tuesday, February 11, 2014, 3:05 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Behn, Danielson, Dotzler, Hart, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; Chelgren, and Hatch (all excused).

Committee Business: Approved SSB 3121; presentation.

Adjourned: 3:55 p.m.

EDUCATION

Convened: Wednesday, February 12, 2014, 1:05 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Ernst, Ranking Member (excused).

Committee Business: Appointments; presentations.

Adjourned: 2:00 p.m.

JUDICIARY

Convened: Tuesday, February 11, 2014, 4:00 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SFs 2015, 2019, and 2041; approved SSBs 3075, 3077, 3116, and 3143; governor's appointees.

Adjourned: 4:50 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 12, 2014, 1:00 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Houser, Ranking Member; Anderson, Brase, Chapman, Dix, Dotzler, Seng, and Sodders.

Members Absent: Hatch (excused).

Committee Business: Approved SSB 3005.

Adjourned: 1:05 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 11, 2014, 3:00 p.m.

Members Present: Dearden, Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: Black, Vice Chair (excused).

Committee Business: Presentation.

Adjourned: 3:35 p.m.

TRANSPORTATION

Convened: Wednesday, February 12, 2014, 3:05 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Passed SF 2059; presentation.

Adjourned: 3:25 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Wednesday, February 12, 2014, 10:05 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Rozenboom, Ranking Member; Greiner, and Wilhelm.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Wednesday, February 12, 2014, 10:05 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Presentation.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Wednesday, February 12, 2014, 10:00 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; and Taylor.

Members Absent: Chelgren (excused).

Committee Business: Organizational meeting.

Adjourned: 11:15 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: Tuesday, February 11, 2014, 10:20 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:45 a.m.

ALSO:

Convened: Wednesday, February 12, 2014, 10:15 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; and Anderson.

Members Absent: Bowman (excused).

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 2003, by Bolkcom, Dvorsky, and Black, a joint resolution requesting the call of a constitutional convention in order to propose an amendment to the Constitution of the United States to allow Congress and the states to prohibit or otherwise regulate the expenditure of funds for political speech by any corporation, limited liability company, or other corporate entity.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 2160, by committee on Human Resources, a bill for an act relating to third-party payment of services provided by physical therapists, occupational therapists, and speech pathologists.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2161, by Bolkcom, a bill for an act relating to the use of certain chemicals in children's products, providing civil penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2162, by Petersen, a bill for an act requiring the chief technology officer to implement a confidential common database in conjunction with state agencies involved with administering or verifying eligibility for public benefits programs.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2163, by Soddors, a bill for an act relating to the calculation of the amount of the child and dependent care tax credit, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2164, by Hatch, a bill for an act relating to the individual income tax by modifying the income tax brackets and tax

rates, increasing the net income amounts for purposes of the alternate tax and minimum filing thresholds, eliminating the deduction for federal income taxes paid, increasing the personal exemption credit for dependents, and creating an exemption for certain married wage earners, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2165, by Dvorsky, a bill for an act relating to rural water providers by making changes to water service requirements.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 2166, by McCoy, a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2167, by committee on Human Resources, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2168, by committee on Judiciary, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2169, by committee on Judiciary, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2170, by Hart, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2171, by Garrett, Segebart, Behn, Anderson, Johnson, Greiner, Bertrand, Zaun, and Rozenboom, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2172, by Chapman, a bill for an act relating to providing material support to federal agencies under certain circumstances, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2173, by Petersen, a bill for an act establishing an Iowa center for suicide prevention in the department of education and requiring school employee training and protocols relating to suicide prevention and trauma-informed care and making an appropriation.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2174, by Quirnbach, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2175, by Hart, a bill for an act concerning alcoholic beverage control, by allowing micro-distilled spirits manufacturers to sell its micro-distilled spirits at retail for on-site consumption and concerning dramshop liability insurance, and establishing fees.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2176, by Petersen, a bill for an act establishing a refugee family support services pilot program and making appropriations.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2177, by Quirnbach, a bill for an act relating to the use of construction managers for certain public improvement projects.

Read first time under Rule 28 and referred to committee on **Local Government**.

STUDY BILLS RECEIVED

SSB 3173 Commerce

Exempting internet protocol-enabled service and voice over internet protocol service from specified regulatory authority.

SSB 3174 State Government

Concerning government accountability and concerning service contract requirements.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2140

TRANSPORTATION: Danielson, Chair; Beall and Kapucian

Senate File 2153

COMMERCE: McCoy, Chair; Chapman and Petersen

Senate File 2154

EDUCATION: Dvorsky, Chair; Boettger and Hogg

Senate File 2159

NATURAL RESOURCES AND ENVIRONMENT: Bolkom, Chair; Black and Rozenboom

Senate File 2161

HUMAN RESOURCES: Bolkom, Chair; Quirnbach and Whitver

House File 2067

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Brase and Zumbach

House File 2109

HUMAN RESOURCES: Dotzler, Chair; Johnson and Quirmbach

House File 2175

HUMAN RESOURCES: Quirmbach, Chair; Bolkcom and Ernst

SSB 3173

COMMERCE: McCoy, Chair; Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Petersen, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

SSB 3174

STATE GOVERNMENT: Danielson, Chair; Dearden, Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION**HUMAN RESOURCES**

Bill Title: *SENATE FILE 2160 (SSB 3054), a bill for an act relating to third-party payment of services provided by physical therapists, occupational therapists, and speech pathologists.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, 2: Johnson and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2160, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2167 (SSB 3011), a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Boettger, Bolkcom, Dotzler, Ernst, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, 2: Johnson and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2167, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 2168 (SSB 3116), a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2169 (SSB 3143), a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

ECONOMIC GROWTH

Linda Crookham-Hansen – Economic Development Authority

AMENDMENT FILED

S-5003 S.F. 2133 Janet Petersen

JOURNAL OF THE SENATE

THIRTY-SECOND CALENDAR DAY
TWENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 13, 2014

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

Prayer was offered by Pastor Jim Mead of the New Covenant Church in Knoxville, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kyra Cooper.

The Journal of Wednesday, February 12, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:07 a.m. until 1:00 p.m., Monday, February 17, 2014.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Jack C. Porter, Des Moines – For his 20 years of service to the State of Iowa. Senator Hatch.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 13, 2014, 1:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Breitbart, Chapman, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Hatch and Mathis (both excused).

Committee Business: Approved SSBs 3087, 3093, and 3109.

Adjourned: 1:20 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 12, 2014, 3:05 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Jochum, Mathis, Quirmbach, Segebart, and Whitver.

Members Absent: Ernst and Hatch (both excused).

Committee Business: Approved SSBs 3014 and 3055.

Adjourned: 3:15 p.m.

JUDICIARY

Convened: Thursday, February 13, 2014, 2:10 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Sodders, Taylor, and Zaun.

Members Absent: Whitver (excused).

Committee Business: Passed SF 2025; approved SSBs 3026, 3076, 3079, and 3157.

Adjourned: 2:45 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 13, 2014, 3:00 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbart, Hogg, Johnson, Ragan, Schoenjahn, and Seng.

Members Absent: Rozenboom and Zumbach (both excused).

Committee Business: Passed SF 2013; approved SSBs 3003 and 3004; governor's appointee.

Adjourned: 4:00 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 12, 2014, 2:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Soddors.

Members Absent: None.

Committee Business: Passed SF 127, as amended; approved SSBs 3056, as amended, and 3151.

Adjourned: 2:25 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, February 13, 2014, 11:25 a.m.

Members Present: Black, Chair; and Rozenboom, Ranking Member.

Members Absent: Dearden, Vice Chair; Greiner, and Wilhelm (all excused).

Committee Business: Presentation.

Adjourned: 11:50 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, February 13, 2014, 10:05 a.m.

Members Present: Schoenjahn, Chair; Horn, Vice Chair; Smith, Ranking Member; and Quirmbach.

Members Absent: Sinclair (excused).

Committee Business: Presentations.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, February 13, 2014, 10:20 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; and Bowman.

Members Absent: Anderson (excused).

Committee Business: Organizational meeting.

Adjourned: 11:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 106, by Beall, Bolkcom, Anderson, Dvorsky, Dotzler, Bowman, Petersen, Taylor, Courtney, Gronstal, Bertrand, Behn, Breitbart, Sinclair, Johnson, Schneider, Segebart, Greiner, Feenstra, Rozenboom, Garrett, Houser, Zumbach, Whitver, Smith, Zaun, Mathis, Schoenjahn, Ragan, and Brase, a resolution recognizing February 28, 2014, as Rare Disease Day in Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 2178, by Bolkcom, a bill for an act prohibiting the slaughter and use of equines as food products to be used for human consumption, providing for penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 2179, by Bolkcom, a bill for an act relating to the sale or transfer of firearms, providing penalties, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2180, by committee on Economic Growth, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2181, by Ernst, a bill for an act relating to the academic and assessment standards requirements for students enrolled in school districts and accredited nonpublic schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2182, by Breitbach, a bill for an act relating to the performance of background checks for certified nurse aide training program students.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2183, by Hatch and McCoy, a bill for an act relating to the excess reserves of certain companies or corporations issuing individual and group health insurance policies or medical service contracts in this state.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 2184, by committee on Labor and Business Relations, a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2185, by committee on State Government, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2186, by committee on Judiciary, a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2187, by committee on Judiciary, a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2188, by committee on Judiciary, a bill for an act relating to serving a subpoena on a peace officer or correctional officer.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2189, by committee on Judiciary, a bill for an act requiring the department of transportation to display, under certain circumstances, the descriptive information of a cognitively impaired missing person on the dynamic message signs of the department.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2190, by committee on Judiciary, a bill for an act requiring rulemaking for the use of restraints against a pregnant inmate or detainee, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2191, by committee on Agriculture, a bill for an act relating to financing work within drainage or levee districts.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2192, by committee on Transportation, a bill for an act relating to the definition of motorized bicycle.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2193, by committee on Human Resources, a bill for an act relating to the admission or retention of participants in an adult day services program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2194, by Jochum, a bill for an act creating an Iowa woman-owned business tax credit available against the individual and corporate income tax, providing for penalties, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED

SSB 3175 Judiciary

Requiring recording of claims involving mineral rights in real estate owned by another person and providing for loss of mineral rights if a claim is not timely recorded.

SSB 3176 Judiciary

Relating to transfer of guardianship in child in need of assistance proceedings.

SSB 3177 Judiciary

Relating to the testing of a person's blood, breath, or urine in an operating-while-intoxicated case.

SSB 3178 Veterans Affairs

Relating to the home ownership assistance program for military members.

SSB 3179 Natural Resources and Environment

Relating to the regulation of snowmobiles, and making penalties applicable.

SSB 3180 Agriculture

Relating to the disposal of companion animal remains, including by providing for the licensure of persons owning or operating companion animal cemeteries and crematoriums, establishing standards and fees, making an appropriation, and providing criminal penalties.

SSB 3181 Ways and Means

Relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

SSB 3182 State Government

Relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2094**

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

Senate File 2111

VETERANS AFFAIRS: Soddors, Chair; Hart and Rozenboom

Senate File 2137

STATE GOVERNMENT: Soddors, Chair; Bowman and Chapman

Senate File 2138

WAYS AND MEANS: Bolkcom, Chair; Chapman and Petersen

Senate File 2139

STATE GOVERNMENT: Danielson, Chair; Feenstra and Horn

Senate File 2141

JUDICIARY: Dvorsky, Chair; Boettger and Petersen

Senate File 2142

JUDICIARY: Soddors, Chair; Hogg and Whitver

Senate File 2146

JUDICIARY: Hogg, Chair; Dvorsky and Whitver

Senate File 2149

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Schneider

Senate File 2150

JUDICIARY: Hogg, Chair; Schneider and Sodders

Senate File 2151

JUDICIARY: Hogg, Chair; Courtney and Whitver

Senate File 2152

STATE GOVERNMENT: Horn, Chair; Danielson and Smith

Senate File 2157

JUDICIARY: Taylor, Chair; Hogg and Schneider

Senate File 2158

JUDICIARY: Hogg, Chair; Courtney and Whitver

Senate File 2166

COMMERCE: McCoy, Chair; Bolcom and Sinclair

Senate File 2173

EDUCATION: Mathis, Chair; Bowman and Sinclair

Senate File 2174

HUMAN RESOURCES: Quirnbach, Chair; Dotzler and Whitver

Senate File 2175

COMMERCE: McCoy, Chair; Anderson and Hatch

Senate File 2176

EDUCATION: Wilhelm, Chair; Schoenjahn and Zaun

Senate File 2177

LOCAL GOVERNMENT: Quirnbach, Chair; Guth and Hart

Senate File 2183

COMMERCE: Hatch, Chair; McCoy and Sinclair

SSB 3140
(Reassigned)

LOCAL GOVERNMENT: Brase, Chair; Guth and Taylor

SSB 3175

JUDICIARY: Hogg, Chair; Dvorsky and Garrett

SSB 3176

JUDICIARY: Petersen, Chair; Courtney and Garrett

SSB 3177

JUDICIARY: Sodders, Chair; Hogg and Whitver

SSB 3178

VETERANS AFFAIRS: Danielson, Chair; Ragan and Rozenboom

SSB 3179

NATURAL RESOURCES AND ENVIRONMENT: Brase, Chair; Johnson and Schoenjahn

SSB 3180

AGRICULTURE: Seng, Chair; Black and Zumbach

SSB 3181

WAYS AND MEANS: Petersen, Chair; Bolkcom and Smith

SSB 3182

STATE GOVERNMENT: Danielson, Chair; Chapman and Horn

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: SENATE FILE 2191 (formerly SF 2055), a bill for an act relating to financing work within drainage or levee districts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Seng, Zumbach, Beall, Bowman, Brase, Greiner, Guth, Hart, Houser, Kapucian, and Sodders. Nays, none. Absent, 2: Taylor and Black.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH

Bill Title: *SENATE FILE 2180 (SSB 3121), a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Bowman, Behn, Danielson, Dotzler, Hart, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, none. Absent, 3: Bertrand, Chelgren, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 2180, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2193 (SSB 3055), a bill for an act relating to the admission or retention of participants in an adult day services program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Johnson, Boettger, Bolkom, Dotzler, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 2: Ernst and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *SENATE FILE 2186 (formerly SF 2015), a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2186, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2187 (SSB 3077), a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2187, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2188 (SSB 3075), a bill for an act relating to serving a subpoena on a peace officer or correctional officer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2188, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2189 (formerly SF 2041), a bill for an act requiring the department of transportation to display, under certain circumstances, the descriptive information of a cognitively impaired missing person on the dynamic message signs of the department.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2189, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2190 (formerly SF 2019), a bill for an act requiring rulemaking for the use of restraints against a pregnant inmate or detainee, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2190, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 2184 (SSB 3005), a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Horn, Dearden, Houser, Anderson, Brase, Chapman, Dix, Dotzler, Seng, and Soddors. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 2185 (SSB 3151), a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 2192 (formerly SF 2059), a bill for an act relating to the definition of motorized bicycle.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Feenstra, Taylor, and Zumbach. Nays, 1: Dvorsky. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

NATURAL RESOURCES AND ENVIRONMENT

Chad Ingels – Environmental Protection Commission

JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 17, 2014

The Senate met in regular session at 1:16 p.m., President Jochum presiding.

Prayer was offered by Rabbi Steve Edelman-Blank, of the Tifereth Israel Synagogue in Des Moines, Iowa. He was the guest of Senator McCoy.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kassi Decuir.

The Journal of Thursday, February 13, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 13, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2170, a bill for an act relating to school instructional time.

Read first time and attached to **similar Senate File 2018**.

House File 2194, a bill for an act relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:30 p.m. until 9:00 a.m., Tuesday, February 18, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

ECONOMIC DEVELOPMENT AUTHORITY

FY 2013 Annual Report, pursuant to Iowa Code section 15.107B. Report received on February 17, 2014.

DEPARTMENT OF EDUCATION

Job Placement of Individual with Disabilities-Vocational Rehabilitation Division Report, pursuant to 2013 Iowa Acts, Chapter 141, section 6. Report received on February 17, 2014.

Vertical Infrastructure Spending Report CY 2013, pursuant to Iowa Code section 8.57B. Report received on February 14, 2014.

DEPARTMENT OF HUMAN RIGHTS

Public Safety Advisory Board FY 2013 Report, pursuant to Iowa Code section 216A.133A(5). Report received on February 14, 2014.

Request for Information Regarding Sex Offender Special Sentence and Registry Requirements Report, pursuant to Iowa Code section 692A.106. Report received on February 14, 2014.

LEGISLATIVE SERVICES AGENCY

Administrative Costs in Higher Education Study Committee Final Report, pursuant to Iowa Code section 2.42. Report received on February 14, 2014.

Iowa Rivers and Waterways Study Committee Final Report, pursuant to Iowa Code section 2.42. Report received on February 14, 2014.

Urban Renewal Report-Tax Increment Financing FY 2013 Annual Report, pursuant to Iowa Code section 331.403. Report received on February 14, 2014.

DEPARTMENT OF PUBLIC SAFETY

2013 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 14, 2014.

DEPARTMENT OF REVENUE

Corporate Income Tax-Research Activities Tax Credit 2013 Annual Report, pursuant to Iowa Code section 422.33(5)(h). Report received on February 14, 2014.

Economic Development Award-Research Activities Credit 2013 Annual Report, pursuant to Iowa Code section 15.335(9). Report received on February 14, 2014.

Individual Income Tax-Research Activities Credit 2013 Annual Report, pursuant to Iowa Code section 422.10(6). Report received on February 14, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Margaret Judkins, Council Bluffs – For celebrating her 90th birthday. Senator Gronstal.

Tayvin Schmall, Sioux City – For being named Top Two Youth Volunteers in Iowa. Senator Bertrand.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Thursday, February 13, 2014, 3:05 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Behn, Danielson, Dotzler, Hart, Schneider, Taylor, and Wilhelm.

Members Absent: Bertrand, Ranking Member; Chelgren, Hatch, Houser, Mathis, and Whitver (all excused).

Committee Business: Approved SSB 3049.

Adjourned: 3:10 p.m.

EDUCATION

Convened: Monday, February 17, 2014, 2:05 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Passed SF 2056; approved SSBs 3019, 3021, 3045, and 3160.

Adjourned: 2:55 p.m.

INTRODUCTION OF BILLS

Senate File 2195, by committee on Commerce, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2196, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2197, by committee on Natural Resources and Environment, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2198, by committee on Natural Resources and Environment, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2199, by committee on Judiciary, a bill for an act relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2200, by committee on Judiciary, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2201, by committee on Judiciary, a bill for an act relating to kidnapping, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2202, by committee on State Government, a bill for an act relating to city elections.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2203, by committee on State Government, a bill for an act providing for the restoration of the right to register to vote and to vote and hold elective office for certain persons and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2204, by committee on Commerce, a bill for an act relating to the regulation of pharmacy benefits managers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2205, by committee on Commerce, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2206, by committee on Economic Growth, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2207, by committee on Judiciary, a bill for an act relating to the establishment of a legislative interim committee on adoption records.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2208, by Chapman, a bill for an act relating to directed blood donations to a designated recipient or from a designated donor.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2209, by Hogg, a bill for an act providing for an area education agency mental health services collaborative grant program to be administered by the department of education, and making appropriations.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2210, by Bolkcom, a bill for an act providing for the licensure of art therapists by the behavioral science board, making penalties applicable, providing for fees, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2211, by committee on Judiciary, a bill for an act relating to the civil commitment of a sexually violent predator.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2212, by committee on Natural Resources and Environment, a bill for an act relating to land disposal of yard waste.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2213, by Sodders, a bill for an act authorizing counties to impose a local tourism tax following approval at election and establishing a local tourism tax fund.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2214, by Bolkcom, McCoy, and Courtney, a bill for an act reclassifying marijuana from a schedule I controlled substance to a schedule II controlled substance.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2215, by Bolkcom, McCoy, and Courtney, a bill for an act relating to the creation of the medical cannabis Act and providing for civil and criminal penalties and fees and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2216, by Johnson, a bill for an act relating to public hospitals by allowing a hospital board to hold closed sessions for strategic planning and by allowing a city to reduce terms for trustees for city hospitals or health care facilities.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2217, by Johnson, a bill for an act relating to closed meetings of a public hospital.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 2218, by Johnson, a bill for an act establishing an Iowa great lakes management initiative, and providing appropriations to a related fund.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

INTRODUCTION OF RESOLUTION

Senate Resolution 107, by Johnson, Kapucian, Guth, Greiner, Chapman, Boettger, Whitver, Ernst, Dix, Sinclair, Breitbach, Zumbach, Zaun, Garrett, Feenstra, Segebart, Behn, Bertrand, Anderson, Schneider, Smith, Seng, Danielson, Dotzler, Dvorsky, Hogg, Hart, Bolkcom, Ragan, Brase, Hatch, Beall, Quirmbach, Schoenjahn, Black, Petersen, Jochum, Gronstal, Soddors, Dearden, Horn, Courtney, Wilhelm, Bowman, and McCoy, a resolution celebrating the 100th anniversary of the signing of the Smith-Lever Act, the founding legislation of the nationwide Cooperative Extension System.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILLS RECEIVED

SSB 3183 State Government

Concerning live dog racing at pari-mutuel dog racetracks, simultaneously telecast wagering, establishing fees, and including effective date provisions.

SSB 3184 State Government

Concerning allowable solicitations for a charitable purpose on a public road and making penalties applicable.

SSB 3185 Appropriations

Relating to appropriations to the justice system and including effective date provisions.

SSB 3186 Local Government

Relating to fees charged for the services of a lawful custodian in examining and copying public records.

SSB 3187 Local Government

Relating to the disposal of property by cities and including applicability provisions.

SSB 3188 Judiciary

Relating to the county attorney court debt collection program.

SSB 3189 Judiciary

Relating to dissemination by a young person of material depicting a sex act or nudity and sexual exploitation of a minor.

SSB 3190 Judiciary

Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

SSB 3191 Transportation

Establishing texting while driving as a primary traffic offense for purposes of law enforcement.

SSB 3192 Transportation

Relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

SSB 3193 Transportation

Relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

SSB 3194 Labor and Business Relations

Increasing the state minimum hourly wage.

SSB 3195 Commerce

Providing a procedure for the escheatment of United States savings bonds presumed abandoned.

SSB 3196 Judiciary

Relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 191 (Reassigned)

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Dearden and Houser

Senate File 2126

STATE GOVERNMENT: Danielson, Chair; Courtney and Feenstra

Senate File 2165

LOCAL GOVERNMENT: Schoenjahn, Chair; Chelgren and Taylor

Senate File 2171

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Chapman and Dearden

Senate File 2172

JUDICIARY: Hogg, Chair; Schneider and Soddors

Senate File 2179

JUDICIARY: Hogg, Chair; Garrett and Petersen

Senate File 2181

EDUCATION: Dvorsky, Chair; Ernst and Hogg

Senate File 2182

HUMAN RESOURCES: Wilhelm, Chair; Boettger and Ragan

House File 2132

JUDICIARY: Taylor, Chair; Hogg and Schneider

House File 2194

EDUCATION: Quirnbach, Chair; Boettger and Schoenjahn

SSB 3183

STATE GOVERNMENT: Danielson, Chair; Bertrand and McCoy

SSB 3184

STATE GOVERNMENT: Dearden, Chair; Anderson and Horn

SSB 3185

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3186

LOCAL GOVERNMENT: Wilhelm, Chair; Dvorsky and Guth

SSB 3187

LOCAL GOVERNMENT: Wilhelm, Chair; Brase and Sinclair

SSB 3188

JUDICIARY: Courtney, Chair; Dvorsky and Garrett

SSB 3189

JUDICIARY: Taylor, Chair; Boettger and Hogg

SSB 3190

JUDICIARY: Garrett, Chair; Hogg and Horn

SSB 3191

TRANSPORTATION: Bowman, Chair; Danielson and Kapucian

SSB 3192

TRANSPORTATION: Brase, Chair; Beall and Zumbach

SSB 3193

TRANSPORTATION: Brase, Chair; Bowman and Zumbach

SSB 3194

LABOR AND BUSINESS RELATIONS: Dearden, Chair; Chapman and Dotzler

SSB 3195

COMMERCE: Petersen, Chair; Mathis and Sinclair

SSB 3196

JUDICIARY: Hogg, Chair; Schneider and Soddors

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 2195 (SSB 3093), a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Hatch and Mathis.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2195, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2204 (SSB 3087), a bill for an act relating to the regulation of pharmacy benefits managers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: McCoy, Petersen, Anderson, Beall, Bolkcom, Breitbach, Chapman, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, 1: Bertrand. Absent, 2: Hatch and Mathis.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2204, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2205 (SSB 3109), a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Hatch and Mathis.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2205, and they were attached to the committee report.

ECONOMIC GROWTH

Bill Title: *SENATE FILE 2206 (SSB 3049), a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Soddors, Bowman, Behn, Danielson, Dotzler, Hart, Schneider, Taylor, and Wilhelm. Nays, none. Absent, 6: Bertrand, Chelgren, Hatch, Houser, Mathis, and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 2206, and they were attached to the committee report.

EDUCATION

Bill Title: SENATE FILE 2056, a bill for an act relating to whole grade sharing incentives for school districts.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *SENATE FILE 2196 (SSB 3014), a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, 2: Ernst and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2196, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 2199 (SSB 3026), a bill for an act relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2200 (SSB 3157), a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2201 (SSB 3079), a bill for an act relating to kidnapping, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2207 (formerly SF 2025), a bill for an act relating to the establishment of a legislative interim committee on adoption records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2207, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2211 (SSB 3076), a bill for an act relating to the civil commitment of a sexually violent predator.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2211, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE FILE 2197 (SSB 3004), a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Schoenjahn, and Seng. Nays, none. Absent, 2: Rozenboom and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2198 (SSB 3003), a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Schoenjahn, and Seng. Nays, none. Absent, 2: Rozenboom and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2212 (formerly SF 2013), a bill for an act relating to land disposal of yard waste.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Schoenjahn, and Seng. Nays, none. Absent, 2: Rozenboom and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 2212, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 2202 (SSB 3056), a bill for an act relating to city elections.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2202, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2203 (formerly SF 127), a bill for an act providing for the restoration of the right to register to vote and to vote and hold elective office for certain persons and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Jochum, Bowman, Courtney, Dearden, Horn, McCoy, Petersen, and Soddors. Nays, 6: Smith, Anderson, Bertrand, Chapman, Feenstra, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2203, and they were attached to the committee report.

PETITION

The following petition was presented and placed on file:

From 64 citizens of Johnson County supporting legislation to prohibit the piloting or controlling from within the state of Iowa of unmanned aerial vehicles, if they are weaponized, as well as the triggering of any weapons mounted on such vehicles. Senator Dvorsky.

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Brad Buck – Director of the Department of Education

Milt Dakovich – State Board of Regents

Larry McKibben – State Board of Regents

AMENDMENT FILED

S-5004 S.F. 2160 Mary Jo Wilhelm

JOURNAL OF THE SENATE

THIRTY-SEVENTH CALENDAR DAY
TWENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 18, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by the Honorable Dave Mulder, former member of the Senate from Sioux County, Sioux Center, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Oskaloosa String Ensemble who performed “America the Beautiful”. They were the guests of Senator Rozenboom.

The Journal of Monday, February 17, 2014, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2180** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:41 a.m. until 9:00 a.m., Wednesday, February 19, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Child Development Coordinating Council 2012–2013 Annual Report, pursuant to Iowa Code section 256A.3. Report received on February 18, 2014.

Core Curriculum Report, pursuant to Iowa Code section 256.9(54). Report received on February 18, 2014.

Returning Dropout and Dropout Prevention Report, pursuant to Iowa Code section 257.40(2). Report received on February 18, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Dorothy Baker, Burlington – For celebrating her 90th birthday. Senator Courtney.

Lisa Bluder, Cedar Rapids – Women’s Basketball Head Coach at the University of Iowa, for her record 270th career win earning the title of Iowa’s all-time winningest coach. Senator Dvorsky.

Linda Dobson, Le Mars – For her 35 years of service to Plymouth County, including her years as County Treasurer. Senator Anderson.

Jim and Mabel Kelly, West Burlington – For celebrating their 67th anniversary. Senator Courtney.

Phyllis Selser, West Burlington – For celebrating her 87th birthday. Senator Courtney.

West High Boys Swim Team – For winning the state championship with 205 points. Senator Dvorsky.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Tuesday, February 18, 2014, 1:05 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Chelgren, Danielson, Dotzler, Hart, Hatch, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; and Behn (both excused).

Committee Business: Approved SSBs 3050 and 3141, both as amended.

Adjourned: 1:15 p.m.

HUMAN RESOURCES

Convened: Tuesday, February 18, 2014, 10:50 a.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: None.

Committee Business: Consideration of SFs 2002, 2081, 2117, 2143, and 2182.

Adjourned: 11:00 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 18, 2014, 1:00 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: None.

Committee Business: Passed SF 2159, as amended; presentation.

Adjourned: 1:50 p.m.

STATE GOVERNMENT

Convened: Monday, February 17, 2014, 3:40 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Sadders.

Members Absent: None.

Committee Business: Passed SF 2054; approved SSBs 3057, 3104, 3138, and 3159.

Adjourned: 6:25 p.m.

TRANSPORTATION

Convened: Tuesday, February 18, 2014, 10:30 a.m.

Recessed: 10:35 a.m.

Reconvened: 10:55 a.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach.

Members Absent: None.

Committee Business: Passed SFs 2076, 2101, and 2108; approved SSBs 3018, 3118, and 3148; governor's appointees.

Adjourned: 11:25 a.m.

INTRODUCTION OF BILLS

Senate File 2219, by Bowman and Smith, a bill for an act providing for a voluntary program to recognize school districts and accredited nonpublic schools that participate in programs that promote financial literacy for high school students.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 2220, by Chapman and Anderson, a bill for an act relating to state financing involving the state general fund expenditure limitation by revising calculation requirements for the limitation, increasing reserve fund balances, creating a safety net fund, creating an Iowa personal income tax rate reduction fund, making transfers, and providing for related state personal income tax rate reductions, and including effective and applicability dates.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2221, by Chelgren, a bill for an act providing for the issuance of special disabled veteran vehicle registration plates to certain disabled veterans who qualify for a persons with disabilities parking permit.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2222, by Anderson, a bill for an act relating to the repeal of the state inheritance tax and the state qualified use inheritance tax.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2223, by Anderson, a bill for an act relating to the additional homestead property tax credit for disabled veterans and including applicability date provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2224, by Guth, Ernst, Anderson, Bertrand, Whitver, Kapucian, Zumbach, Breitbach, Schneider, Behn, Garrett, Zaun, Chapman, Greiner, Houser, Sinclair, Boettger, Segebart, and Rozenboom, a bill for an act relating to the justifiable use of reasonable force and providing a remedy.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2225, by Johnson and Ragan, a bill for an act relating to adoption investigation and report requirements.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2226, by committee on Education, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2227, by committee on Human Resources, a bill for an act relating to exception to policy provisions for Medicaid home and community-based services waivers.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED**SSB 3197 State Government**

Making changes to the campaign finance laws and making penalties applicable.

SSB 3198 Appropriations

Relating to and making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, and the department of workforce development, and providing for other properly related matters.

SSB 3199 State Government

Concerning pari-mutuel racetracks, by providing for live dog racing at pari-mutuel dog racetracks, alternative licensure for dog racetracks authorized to conduct gambling games, calculating the wagering tax on certain racetracks, and establishing fees.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2164**

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

Senate File 2170

WAYS AND MEANS: Dotzler, Chair; McCoy and Smith

Senate File 2194

WAYS AND MEANS: Jochum, Chair; Bertrand and Dotzler

Senate File 2208

HUMAN RESOURCES: Bolkcom, Chair; Segebart and Wilhelm

Senate File 2209

EDUCATION: Hogg, Chair; Dvorsky and Sinclair

Senate File 2210

HUMAN RESOURCES: Wilhelm, Chair; Hatch and Whitver

Senate File 2213

WAYS AND MEANS: Dotzler, Chair; Feenstra and Seng

Senate File 2218

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Johnson

Senate File 2219

EDUCATION: Bowman, Chair; Behn and Hart

Senate File 2221

TRANSPORTATION: Danielson, Chair; Breitbach and Dearden

Senate File 2222

WAYS AND MEANS: Bolkcom, Chair; Bertrand and Quirmbach

Senate File 2223

WAYS AND MEANS: Bolkcom, Chair; Bertrand and Petersen

Senate File 2225

HUMAN RESOURCES: Dotzler, Chair; Boettger and Ragan

House File 2108

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

SSB 3197

STATE GOVERNMENT: Danielson, Chair; Feenstra and Petersen

SSB 3198

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 3199

STATE GOVERNMENT: Danielson, Chair; Bertrand and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: *SENATE FILE 2226 (SSB 3160), a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, Wilhelm, and Zaun. Nays, 5: Ernst, Behn, Boettger, Johnson, and Sinclair. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2226, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2227 (formerly SF 2081), a bill for an act relating to exception to policy provisions for Medicaid home and community-based services waivers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Lawrence Kudej – Board of Corrections

Charles Larson, Sr. – Board of Parole

Nancy Boyd – Parole – Board of Parole - Alternate

W. Ray Richardson – Board of Parole - Alternate

Jacklyn Romp – Board of Parole - Alternate

STATE GOVERNMENT

Jeffrey Quigle – Electrical Examining Board

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

COMMERCE

Sheila Tipton – Utilities Board

TRANSPORTATION

Larry Noble – Commissioner of Public Safety

Leonard Boswell – State Transportation Commission

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

Pursuant to Senate Rule 59, the Commerce committee having failed to file its report within the prescribed time, the nominee, Nick Wagner as a member of the Utilities Board, is now automatically placed, without recommendation, upon the individual confirmation calendar.

Pursuant to Senate Rule 59, the State Government committee having failed to file its report within the prescribed time, the nominee, K. Linda Bratkiewicz as a member of the Board of Podiatry, is now automatically placed, without recommendation, upon the individual confirmation calendar.

JOURNAL OF THE SENATE

THIRTY-EIGHTH CALENDAR DAY
TWENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 19, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by the Most Reverend Michael Jackels, Archbishop of the Diocese of Dubuque. He was the guest of Senator Breitbach and President Jochum.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ryan Halder.

The Journal of Tuesday, February 18, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 18, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2159, a bill for an act relating to Miller trusts and including applicability provisions.

Read first time and referred to committee on **Human Resources**.

House File 2172, a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board.

Read first time and attached to **companion Senate File 2184**.

House File 2180, a bill for an act relating to transitional coaching authorizations issued by the board of educational examiners.

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

House File 2181, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

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

House File 2192, a bill for an act relating to rural water providers by making changes to water service requirements.

Read first time and referred to committee on **Economic Growth**.

House File 2199, a bill for an act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

Read first time and referred to committee on **Labor and Business Relations**.

House File 2216, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources.

Read first time and attached to **companion Senate File 2128**.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2198** be referred from the Regular Calendar to the committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:23 a.m. until 9:00 a.m., Thursday, February 20, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF NATURAL RESOURCES

Application of Liquid Manure on Snow-Covered or Frozen Ground 2012 Report, pursuant to Iowa Code section 459.313B(1). Report received on February 19, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Maria Belding, Pella – For achieving a Prudential Spirit of Community Award. Senator Rozenboom.

Up With People – For engaging students from 20 countries to live with local families, work with community members, and perform a live show featuring songs and dances from around the world. Senator Zaun.

Dian Van Wyngarden, Oskaloosa – For providing leadership that resulted in Iowa State University being named the Top Road Scholar Program in North America. Senator Rozenboom.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, February 19, 11:35 a.m.

Members Present: Seng, Chair; Taylor, Vice Chair; Zumbach, Ranking Member; Beall, Black, Bowman, Brase, Greiner, Guth, Hart, Houser, Kapucian, and Sodders.

Members Absent: None.

Committee Business: Passed SF 401; approved SSB 3172.

Adjourned: 12:05 p.m.

COMMERCE

Convened: Tuesday, February 18, 2:35 p.m.

Recessed: 2:40 p.m.

Reconvened: 3:20 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: None.

Committee Business: Passed SFs 376, 2112, and 2166; governor's appointee.

Adjourned: 3:50 p.m.

EDUCATION

Convened: Wednesday, February 19, 9:30 a.m.

Recessed: 9:35 a.m.

Reconvened: 10:10 a.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Considered SFs 2070, 2124, 2127, 2173, 2176, 2219; considered SSBs 3048, 3149, 3150, and 3155.

Adjourned: 11:20 a.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 19, 9:35 a.m.

Recessed: 9:40 a.m.

Reconvened: 9:55 a.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Houser, Ranking Member; Anderson, Brase, Chapman, Dix, Dotzler, Hatch, Seng, and Soddors.

Members Absent: None.

Committee Business: Passed SF 191, as amended; approved SSB 3194.

Adjourned: 10:30 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, February 19, 2:55 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: None.

Committee Business: Approved SSB 3179, as amended; moved governor's appointee to en bloc calendar.

Adjourned: 3:05 p.m.

WAYS AND MEANS

Convened: Wednesday, February 19, 2:50 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: None.

Committee Business: Approved SSB 3117.

Adjourned: 3:00 p.m.

INTRODUCTION OF BILLS

Senate File 2228, by committee on Transportation, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2229, by committee on Education, a bill for an act providing for the establishment of an Iowa middle school extended learning time pilot project grant program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2230, by committee on Education, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency,

reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2231, by committee on Human Resources, a bill for an act relating to the performance of background checks for certified nurse aide training program students.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2232, by committee on State Government, a bill for an act establishing a mass notification and emergency messaging system fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2233, by committee on State Government, a bill for an act concerning public retirement systems, including the public safety peace officers' retirement, accident, and disability system, the Iowa public employees' retirement system, the statewide fire and police retirement system, the judicial retirement system, making appropriations, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2234, by committee on State Government, a bill for an act providing for the licensing of polysomnographic technologists, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2235, by committee on State Government, a bill for an act concerning government accountability and relating to service contract requirements and reporting and other requirements concerning the department of administrative services and other state agencies.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2236, by Mathis, a bill for an act relating to the entrepreneur investment awards program.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 2237, by Johnson, a bill for an act relating to the testing for intoxication of motorboat or sailboat operators involved in accidents causing death or injury reasonably likely to cause death.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2238, by Hatch, a bill for an act relating to health enterprise zones, providing for tax credits and other financial assistance, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2239, by committee on Human Resources, a bill for an act relating to elder abuse and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2240, by committee on Judiciary, a bill for an act relating to nonsubstantive code corrections.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2241, by committee on Judiciary, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2242, by committee on Veterans Affairs, a bill for an act relating to the home ownership assistance program for military members.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2243, by committee on Transportation, a bill for an act relating to driving on a roadway laned for traffic, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2244, by committee on State Government, a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILL RECEIVED

SSB 3200 Appropriations

Relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2237

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Johnson

House File 2159

HUMAN RESOURCES: Dotzler, Chair; Whitver and Wilhelm

House File 2180

EDUCATION: Bowman, Chair; Behn and Dvorsky

SSB 3200

APPROPRIATIONS: Dvorsky, Chair; and Chapman

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: *SENATE FILE 2229 (SSB 3021), a bill for an act providing for the establishment of an Iowa middle school extended learning time pilot project grant program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2229, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2230 (SSB 3019), a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2230, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2231 (formerly SF 2182), a bill for an act relating to the performance of background checks for certified nurse aide training program students.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2239 (formerly SF 2117), a bill for an act relating to elder abuse and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2239, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 2240 (SSB 3170), a bill for an act relating to nonsubstantive code corrections.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2240, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2241 (formerly SF 2051), a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2241, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 2232 (SSB 3104), a bill for an act establishing a mass notification and emergency messaging system fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2232, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2233 (SSB 3159), a bill for an act concerning public retirement systems, including the public safety peace officers' retirement, accident, and disability system, the Iowa public employees' retirement system, the statewide fire and police retirement system, the judicial retirement system, making appropriations, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Courtney, Dearden, Horn, McCoy, Petersen, and Soddors. Nays, 3: Chapman, Feenstra, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2233, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2234 (SSB 3057), a bill for an act providing for the licensing of polysomnographic technologists, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Jochum, Bowman, Courtney, Dearden, Horn, McCoy, Petersen, and Soddors. Nays, 6: Smith, Anderson, Bertrand, Chapman, Feenstra, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2234, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2235 (SSB 3138), a bill for an act concerning government accountability and relating to service contract requirements and reporting and other requirements concerning the department of administrative services and other state agencies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Danielson, Jochum, Bowman, Courtney, Dearden, Horn, Petersen, and Soddors. Nays, 6: Smith, Anderson, Bertrand, Chapman, Feenstra, and Schneider. Present, 1: McCoy. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2235, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2244 (formerly SF 2054), a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Jochum, Bowman, Courtney, Dearden, Horn, McCoy, Petersen, and Soddors. Nays, 6: Smith, Anderson, Bertrand, Chapman, Feenstra, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2244, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 2228 (SSB 3148), a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2243 (SSB 3118), a bill for an act relating to driving on a roadway laned for traffic, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach. Nays, 1: Feenstra. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 2243, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: SENATE FILE 2242 (SSB 3178), a bill for an act relating to the home ownership assistance program for military members.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Beall, Danielson, Rozenboom, Chelgren, Ernst, Hart, Horn, Ragan, Segebart, and Sodders. Nays, none. Absent, 1: Black.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

THIRTY-NINTH CALENDAR DAY
TWENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 20, 2014

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Mahaska County, Oskaloosa, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Wednesday, February 19, 2014, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Larry Noble, the governor's appointee to be the Commissioner of Public Safety. He was the guest of Senator Bowman and the committee on Transportation.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2229** be referred from the Regular Calendar to the committee on **Appropriations**.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

S.F. 2018 and attached H.F. 2170

S.F. 2093 and attached H.F. 2131

S.F. 2115 and attached H.F. 2130
S.F. 2128 and attached H.F. 2216
S.F. 2184 and attached H.F. 2172

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:08 a.m. until 1:00 p.m., Monday, February 24, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 20, 2014, 9:20 a.m.

Recessed: 9:25 a.m.

Reconvened: 9:55 a.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: None.

Committee Business: Passed SF 2183, as amended; approved SSB 3195.

Adjourned: 10:35 a.m.

ECONOMIC GROWTH

Convened: Thursday, February 20, 2014, 12:30 p.m.

Members Present: Soddors, Chair; Bowman, Vice Chair; Behn, Danielson, Dotzler, Hart, Hatch, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; Chelgren, and Houser (all excused).

Committee Business: Approved SSBs 3119, 3152, and 3952.

Adjourned: 12:55 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 19, 2014, 3:15 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: None.

Committee Business: Passed SFs 2066, 2084, 2144, 2174, and 2225; approved SSB 3053.

Adjourned: 4:45 p.m.

JUDICIARY

Convened: Thursday, February 20, 2014, 1:00 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun.

Members Absent: Boettger (excused).

Committee Business: Passed SFs 2146, 2151, and 2157; approved SSBs 3038, 3111, 3115, 3146, 3176, and 3196.

Adjourned: 1:50 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, February 19, 2014, 1:05 p.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Chelgren, Dvorsky, Guth, Hart, Quirnbach, Schoenjahn, Taylor, and Zaun.

Members Absent: None.

Committee Business: Passed SF 2069, as amended, and SF 2177; approved SSBs 3140, 3171, and 3187.

Adjourned: 1:45 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 19, 2014, 1:05 p.m.

Recessed: 2:45 p.m.

Reconvened: 4:55 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider, and Soddors.

Members Absent: None.

Committee Business: Passed SFs 2137 and 2162; approved SSBs 3068, 3102, 3103, 3130, 3131, 3161, 3163, and 3182.

Adjourned: 5:25 p.m.

INTRODUCTION OF BILLS

Senate File 2245, by Bolkcom, a bill for an act providing for paid sick leave for certain employees and providing remedies and penalties and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 2246, by Smith, a bill for an act relating to financing through the home ownership assistance program for military members.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 2247, by Smith, a bill for an act relating to persons eligible to participate in the home ownership assistance program for military members.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 2248, by committee on Natural Resources and Environment, a bill for an act relating to management of the emerald ash borer.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2249, by committee on Veterans Affairs, a bill for an act concerning the issuance of disabled veteran motor vehicle registration plates to certain disabled veterans.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2250, by committee on Transportation, a bill for an act relating to the licensing of vehicle recyclers and defining the term “scrapping”.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2251, by committee on Human Resources, a bill for an act relating to the state child care assistance program eligibility and application provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2252, by committee on Human Resources, a bill for an act establishing a task force related to breast density education and notification.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2253, by committee on Commerce, a bill for an act providing for the establishment of the Iowa health insurance marketplace and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2254, by committee on Commerce, a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2255, by committee on Commerce, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2256, by committee on Economic Growth, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2257, by committee on Education, a bill for an act relating to programs and accounts administered by the college student aid commission.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2258, by committee on Education, a bill for an act providing for a voluntary program to recognize school districts and accredited nonpublic schools that participate in programs that promote financial literacy for high school students.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2259, by committee on Judiciary, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 2183, a bill for an act relating to the excess reserves of certain companies or corporations issuing individual and group health insurance policies or medical service contracts in this state.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5005.

Final Vote: Ayes, 9: McCoy, Petersen, Beall, Bolkcom, Hatch, Mathis, Schoenjahn, Seng, and Wilhelm. Nays, 6: Anderson, Bertrand, Breitbach, Chapman, Schneider, and Sinclair. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2253 (formerly SF 2112), a bill for an act providing for the establishment of the Iowa health insurance marketplace and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: McCoy, Petersen, Beall, Bolkcom, Hatch, Mathis, Schoenjahn, Seng, and Wilhelm. Nays, 6: Anderson, Bertrand, Breitbach, Chapman, Schneider, and Sinclair. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2253, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2254 (formerly SF 2166), a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: McCoy, Petersen, Beall, Bolkcom, Hatch, Mathis, Schoenjahn, Seng, and Wilhelm. Nays, 6: Anderson, Bertrand, Breitbach, Chapman, Schneider, and Sinclair. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2254, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2255 (formerly SF 376), a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 2255, and they were attached to the committee report.

ECONOMIC GROWTH

Bill Title: *SENATE FILE 2256 (SSB 3050), a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Bowman, Chelgren, Danielson, Dotzler, Hart, Hatch, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, none. Absent, 2: Bertrand and Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 2256, and they were attached to the committee report.

EDUCATION

Bill Title: *SENATE FILE 2257 (SSB 3045), a bill for an act relating to programs and accounts administered by the college student aid commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2257, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2258 (formerly SF 2219), a bill for an act providing for a voluntary program to recognize school districts and accredited nonpublic schools that participate in programs that promote financial literacy for high school students.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Wilhelm, and Zaun. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *SENATE FILE 2251 (formerly SF 2143), a bill for an act relating to the state child care assistance program eligibility and application provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2251, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2252 (formerly SF 2002), a bill for an act establishing a task force related to breast density education and notification.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2252, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 2259 (SSB 3040), a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2259, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 2248 (formerly SF 2159), a bill for an act relating to management of the emerald ash borer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Hogg, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach. Nays, none. Absent, 1: Johnson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 2248, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 2250 (SSB 3018), a bill for an act relating to the licensing of vehicle recyclers and defining the term “scrapping”.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 2250, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: SENATE FILE 2249 (SSB 3124), a bill for an act concerning the issuance of disabled veteran motor vehicle registration plates to certain disabled veterans.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Beall, Danielson, Rozenboom, Chelgren, Ernst, Hart, Horn, Ragan, Segebart, and Soddors. Nays, none. Absent, 1: Black.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

| | | | |
|--------|------|------|----------------|
| S-5005 | S.F. | 2183 | Commerce |
| S-5006 | S.F. | 2232 | Janet Petersen |

JOURNAL OF THE SENATE

FORTY-THIRD CALENDAR DAY
TWENTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 24, 2014

The Senate met in regular session at 1:11 p.m., President Jochum presiding.

Prayer was offered by Reverend Belinda Creighton Smith, pastor of the Faith Temple Baptist Church in Waterloo, Iowa. She was the guest of Senators Dotzler and Danielson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Randy Tapia.

The Journal of Thursday, February 20, 2014, was approved.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable Dave Loeb sack, member of Congress from District 2.

The Senate rose and expressed its welcome.

BILLS REFERRED TO COMMITTEES

Senator Gronstal asked and received unanimous consent that **Senate Files 2233 and 2249** be referred from the Regular Calendar to the committee on **Appropriations**; and that **Senate File 2256** be referred from the Regular Calendar to the Committee on **Ways and Means**.

The Senate stood at ease at 1:29 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:55 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Ernst, until she arrives, on request of Senator Dix.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2128, 2121, 2120, 2118, and 2109.

Senate File 2128

On motion of Senator Beall, **Senate File 2128**, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator Beall asked and received unanimous consent that **House File 2216** be **substituted** for **Senate File 2128**.

House File 2216

On motion of Senator Beall, **House File 2216**, a bill for an act concerning the definition of off-road utility vehicle for purposes of regulation by the department of natural resources, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2216), the vote was:

Yeas, 49:

| | | | |
|----------|-----------|----------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |

| | | | |
|-----------|----------|------------|---------|
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

WITHDRAWN

Senator Beall asked and received unanimous consent that **Senate File 2128** be **withdrawn** from further consideration of the Senate.

Senate File 2121

On motion of Senator Wilhelm, **Senate File 2121**, a bill for an act making changes to the controlled substance schedules, and providing penalties, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2121), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2120

On motion of Senator Bolkcom, **Senate File 2120**, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2120), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2118

On motion of Senator Petersen, **Senate File 2118**, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2118), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2109

On motion of Senator Sodders, **Senate File 2109**, a bill for an act modifying the periods of time to bring civil and criminal actions relating to the sexual abuse of minors, was taken up for consideration.

Senator Sodders offered amendment S-5009, filed by Senators Sodders and Smith from the floor to page 2 and amending the title page of the bill, and moved its adoption.

Amendment S-5009 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2109), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2109, 2118, 2120, and 2121** and **House File 2216** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2105, 2095, 2093, 2092, and 2091.

Senate File 2105

On motion of Senator McCoy, **Senate File 2105**, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2105), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2095

On motion of Senator Petersen, **Senate File 2095**, a bill for an act authorizing the placement of a child in group or family foster care pursuant to a consent decree entered in juvenile court, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2095), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2093

On motion of Senator McCoy, **Senate File 2093**, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator McCoy asked and received unanimous consent that **House File 2131** be **substituted** for **Senate File 2093**.

House File 2131

On motion of Senator McCoy, **House File 2131**, a bill for an act modifying provisions applicable to the recording of a mortgage or deed of trust executed by a transmitting utility, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2131), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate File 2093** be **withdrawn** from further consideration of the Senate.

Senate File 2092

On motion of Senator Sodders, **Senate File 2092**, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2092), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2091

On motion of Senator Schneider, **Senate File 2091**, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions, was taken up for consideration.

Senator Schneider moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2091), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2091, 2092, 2095, and 2105** and **House File 2131** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2131, 2104, 2083, 2080, and 2056.

Senate File 2131

On motion of Senator McCoy, **Senate File 2131**, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions, was taken up for consideration.

Senator McCoy offered amendment S–5012, filed by him from the floor to pages 1 and 22 of the bill, and moved its adoption.

Amendment S–5012 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2131), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2104

On motion of Senator McCoy, **Senate File 2104**, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties, was taken up for consideration.

Senator McCoy offered amendment S–5011, filed by him from the floor to page 7 of the bill, and moved its adoption.

Amendment S–5011 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2104), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2083

On motion of Senator Quirmbach, **Senate File 2083**, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2083), the vote was:

Yeas, 49:

| | | | |
|----------|-----------|--------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |

| | | | |
|-----------|----------|------------|---------|
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2080

On motion of Senator Wilhelm, **Senate File 2080**, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2080), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2056

On motion of Senator Beall, **Senate File 2056**, a bill for an act relating to whole grade sharing incentives for school districts, with report of committee recommending passage, was taken up for consideration.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2056), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

SENATE INSISTS

House File 381

Senator Danielson called up for consideration **House File 381**, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 381** on the part of the Senate: Senators Danielson, Chair; Horn, Bowman, Bertrand, and Schneider.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2056, 2080, 2083, 2104, and 2131** and **House File 381** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2197, 2192, 2190, 2189, and 2187.

Senate File 2197

On motion of Senator Bolkcom, **Senate File 2197**, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2197), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2192

On motion of Senator Taylor, **Senate File 2192**, a bill for an act relating to the definition of motorized bicycle, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2192), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Horn | Schoenjahn |
| Beall | Dearden | Houser | Segebart |
| Behn | Dix | Jochum | Seng |
| Bertrand | Dotzler | Johnson | Sinclair |
| Black | Feenstra | Kapucian | Smith |
| Boettger | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |

| | | | |
|----------------------|---------------|------------------------|---------|
| Chelgren Courtney | Hatch Hogg | Rozenboom Schneider | Zumbach |
|----------------------|---------------|------------------------|---------|

Nays, 2:

| | |
|---------|---------|
| Bolkcom | Dvorsky |
|---------|---------|

Absent, 1:

Ernst

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

Senate File 2190

On motion of Senator Petersen, **Senate File 2190**, a bill for an act requiring rulemaking for the use of restraints against a pregnant inmate or detainee, and including effective date provisions, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2190), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2189

On motion of Senator Sodders, **Senate File 2189**, a bill for an act requiring the department of transportation to display, under certain circumstances, the descriptive information of a cognitively impaired missing person on the dynamic message signs of the department, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2189), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2187

On motion of Senator Courtney, **Senate File 2187**, a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic weapons, including stun guns and tasers, by law enforcement agencies throughout the state, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2187), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2187, 2189, 2190, 2192, and 2197** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2184, 2169, 2168, 2155, and 2132.

Senate File 2184

On motion of Senator Brase, **Senate File 2184**, a bill for an act providing for the use of an electronic filing and notice system by the

public employment relations board, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator Brase asked and received unanimous consent that **House File 2172** be **substituted** for **Senate File 2184**.

House File 2172

On motion of Senator Brase, **House File 2172**, a bill for an act providing for the use of an electronic filing and notice system by the public employment relations board, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2172), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

WITHDRAWN

Senator Brase asked and received unanimous consent that **Senate File 2184** be **withdrawn** from further consideration of the Senate.

Senate File 2169

On motion of Senator Garrett, **Senate File 2169**, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions, was taken up for consideration.

Senator Garrett moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2169), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2168

On motion of Senator Hogg, **Senate File 2168**, a bill for an act creating the Iowa uniform power of attorney Act and providing

penalties and including applicability provisions, was taken up for consideration.

Senator Hogg offered amendment S-5008, filed by him from the floor to pages 15, 43, and 44 of the bill, and moved its adoption.

Amendment S-5008 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2168), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2155

On motion of Senator Sodders, **Senate File 2155**, a bill for an act concerning the rights of parties to private construction contracts and including applicability provisions, was taken up for consideration.

Senator Sodders offered amendment S-5007, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5007 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2155), the vote was:

Yeas, 34:

| | | | |
|-----------|----------|------------|---------|
| Beall | Dix | Jochum | Seng |
| Black | Dotzler | Kapucian | Smith |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Gronstal | Petersen | Wilhelm |
| Breitbach | Hart | Quirmbach | Zaun |
| Courtney | Hatch | Ragan | Zumbach |
| Danielson | Hogg | Schneider | |
| Dearden | Horn | Schoenjahn | |

Nays, 15:

| | | | |
|----------|----------|-----------|----------|
| Anderson | Chapman | Guth | Segebart |
| Behn | Chelgren | Houser | Sinclair |
| Bertrand | Garrett | Johnson | Whitver |
| Boettger | Greiner | Rozenboom | |

Absent, 1:

Ernst

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

Senate File 2132

On motion of Senator Petersen, **Senate File 2132**, a bill for an act relating to matters under the purview of the utilities division of the department of commerce, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2132), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Lawrence Kudej, Board of Corrections

Linda Crookham-Hansen, Economic Development Authority

Jeffrey Quigle, Electrical Examining Board

Chad Ingels, Environmental Protection Commission

Patrick Schmitz, Mental Health Risk Pool Board

Charles Larson, Sr., Board of Parole

Nancy Boyd, Board of Parole - Alternate

W. Ray Richardson, Board of Parole - Alternate

Jacklyn Romp, Board of Parole - Alternate

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbart | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2132, 2155, 2168, and 2169** and **House File 2172** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:12 p.m. until 9:00 a.m., Tuesday, February 25, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Competency-Based Education Pilot and Demonstration Projects Report, pursuant to 2013 Iowa Acts, Chapter 121, section 76. Report received on February 21, 2014.

REPORT OF COMMITTEE MEETINGS

TRANSPORTATION

Convened: Thursday, February 20, 2014, 10:45 a.m.

Recessed: 10:50 a.m.

Reconvened: 11:30 a.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbart, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach.

Members Absent: Feenstra (excused).

Committee Business: Passed SFs 335, 2103, and 2135; approved SSBs 3110, 3136, 3191, 3192, and 3193.

Adjourned: 12:20 p.m.

INTRODUCTION OF BILLS

Senate File 2260, by committee on Labor and Business Relations, a bill for an act increasing the state minimum hourly wage.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2261, by committee on Education, a bill for an act establishing an Iowa center for suicide prevention in the department of education and requiring school employee training and protocols relating to suicide prevention and trauma-informed care and making an appropriation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2262, by committee on Education, a bill for an act requiring radon testing and mitigation in public schools.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2263, by committee on Local Government, a bill for an act relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2264, by committee on Local Government, a bill for an act relating to the use of construction managers for certain public improvement projects.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2265, by committee on Local Government, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2266, by committee on Local Government, a bill for an act relating to the vehicle registration duties of county treasurers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2267, by committee on Local Government, a bill for an act relating to the disposal of property by cities and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2268, by committee on Education, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2269, by committee on Education, a bill for an act modifying supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2270, by committee on Education, a bill for an act establishing a refugee family support services pilot program and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2271, by committee on Education, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2272, by committee on Ways and Means, a bill for an act relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2273, by committee on Agriculture, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2274, by committee on Judiciary, a bill for an act relating to dissemination by a young person of material depicting a sex act or nudity and sexual exploitation of a minor.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2275, by committee on Human Resources, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2276, by committee on Human Resources, a bill for an act relating to adoption investigation and report requirements.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2277, by committee on State Government, a bill for an act concerning allowable uses for purse moneys designated for standardbred horse racing.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2278, by committee on State Government, a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2279, by committee on State Government, a bill for an act providing for employment protections for volunteer emergency services providers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2280, by committee on State Government, a bill for an act requiring the chief information officer to implement a confidential common database in conjunction with state agencies involved with administering or verifying eligibility for public benefits programs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2281, by committee on Economic Growth, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2282, by committee on Transportation, a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2283, by committee on Commerce, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2284, by committee on Agriculture, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2285, by committee on Human Resources, a bill for an act establishing an Iowa healthiest children initiative in the department of public health and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2286, by committee on Education, a bill for an act establishing a fine arts standards task force and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2287, by committee on Transportation, a bill for an act relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2288, by committee on Transportation, a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2289, by committee on Transportation, a bill for an act establishing texting while driving as a primary traffic offense for purposes of law enforcement.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2290, by committee on Transportation, a bill for an act relating to identification required for operation of a railroad train.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2291, by committee on Transportation, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2292, by committee on Transportation, a bill for an act establishing an Iowa employment rides initiative in the department of transportation and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2293, by committee on Human Resources, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2294, by committee on State Government, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2295, by committee on Labor and Business Relations, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2296, by committee on Judiciary, a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2297, by committee on Judiciary, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2298, by committee on Judiciary, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2299, by committee on Transportation, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2300, by committee on Natural Resources and Environment, a bill for an act relating to the regulation of snowmobiles, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2301, by committee on State Government, a bill for an act relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, modifying the deadline for receipt of absentee ballots by the commissioner, and allowing for changes to the envelopes provided to absentee voters.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2302, by committee on State Government, a bill for an act modifying provisions relating to the appointment of the executive director of the Iowa telecommunications and technology commission.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2303, by committee on State Government, a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2304, by committee on State Government, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2305, by committee on State Government, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2306, by Chelgren, a bill for an act providing for the manufacture and sale of cheese manufactured using raw milk, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 2307, by committee on Transportation, a bill for an act concerning matters relating to the transportation of railroad workers and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2308, by committee on Transportation, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2309, by committee on Judiciary, a bill for an act relating to the service of mandatory minimum sentences by juveniles.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2310, by committee on Judiciary, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2311, by committee on Judiciary, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2312, by committee on Judiciary, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2313, by committee on Judiciary, a bill for an act relating to the removal of clerks of the district court.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2314, by committee on Judiciary, a bill for an act regulating the use of drones and unmanned aircraft, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2315, by committee on Judiciary, a bill for an act relating to the scope and nature of use restrictions on land.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2316, by committee on Judiciary, a bill for an act relating to the grounds for termination of parental rights.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2317, by committee on Economic Growth, a bill for an act relating to the jobs training and apprenticeship programs and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2318, by committee on Education, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2319, by committee on Education, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2320, by committee on Human Resources, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2321, by committee on Veterans Affairs, a bill for an act relating to the state military forces by establishing response and reporting requirements for certain crimes and for the handling of allegations of sexual abuse in the state military forces.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2322, by committee on Human Resources, a bill for an act relating to services provided through the department of human services for children who have been adjudicated and establishing a state training school for delinquent females and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2323, by Dotzler, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2245

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Anderson and Horn

House File 2199

LABOR AND BUSINESS RELATIONS: Brase, Chair; Anderson and Dotzler

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: SENATE FILE 2273 (SSB 3172), a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Seng, Taylor, Zumbach, Beall, Black, Bowman, Brase, Greiner, Guth, Hart, Houser, Kapucian, and Sodders. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2284 (formerly SF 401), a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Seng, Taylor, Zumbach, Beall, Black, Bowman, Brase, Greiner, Guth, Hart, Houser, Kapucian, and Sodders. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 2284, and they were attached to the committee report.

COMMERCE

Bill Title: SENATE FILE 2283 (SSB 3195), a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: McCoy, Petersen, Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH

Bill Title: SENATE FILE 2281 (SSB 3142), a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Sodders, Bowman, Behn, Danielson, Dotzler, Hart, Hatch, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, none. Absent, 3: Bertrand, Chelgren, and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2317 (SSB 3052), a bill for an act relating to the jobs training and apprenticeship programs and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Sodders, Bowman, Danielson, Dotzler, Hart, Hatch, Mathis, Taylor, and Wilhelm. Nays, 3: Behn, Schneider, and Whitver. Absent, 3: Bertrand, Chelgren, and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 2317, and they were attached to the committee report.

EDUCATION

Bill Title: SENATE FILE 2261 (formerly SF 2173), a bill for an act establishing an Iowa center for suicide prevention in the department of education and requiring school employee training and protocols relating to suicide prevention and trauma-informed care and making an appropriation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Beall, Boettger, Bowman, Dvorsky, Hart, Hogg, Mathis, Sinclair, Wilhelm, and Zaun. Nays, 3: Ernst, Behn, and Johnson. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2262 (formerly SF 2127), a bill for an act requiring radon testing and mitigation in public schools.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirnbach, Schoenjahn, Ernst, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 5: Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2268 (SSB 3155), a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 5: Ernst, Behn, Boettger, Johnson, and Zaun. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2268, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2269 (SSB 3150), a bill for an act modifying supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Wilhelm, and Zaun. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2269, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2270 (formerly SF 2176), a bill for an act establishing a refugee family support services pilot program and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Wilhelm, and Zaun. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2271 (formerly SF 2124), a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2271, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2286 (SSB 3048), a bill for an act establishing a fine arts standards task force and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Hart, Hogg, Johnson, Mathis, Wilhelm, and Zaun. Nays, none. Absent, 2: Dvorsky and Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2286, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2318 (SSB 3149), a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 5: Ernst, Behn, Boettger, Johnson, and Zaun. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2318, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2319 (formerly SF 2070), a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Ernst, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 2319, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 2275 (formerly SF 2174), a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Ragan, Wilhelm, Bolkcom, Dotzler, Hatch, Jochum, Mathis, and Quirmbach. Nays, 5: Johnson, Boettger, Ernst, Segebart, and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2276 (formerly SF 2225), a bill for an act relating to adoption investigation and report requirements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2285 (formerly SF 2144), a bill for an act establishing an Iowa healthiest children initiative in the department of public health and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2285, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2293 (SSB 3053), a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2320 (formerly SF 2066), a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2320, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2322 (formerly SF 2084), a bill for an act relating to services provided through the department of human services for children who have been adjudicated and establishing a state training school for delinquent females and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Ragan, Wilhelm, Bolkcom, Dotzler, Hatch, Jochum, Mathis, and Quirmbach. Nays, 5: Johnson, Boettger, Ernst, Segebart, and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 2322, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 2274 (SSB 3189), a bill for an act relating to dissemination by a young person of material depicting a sex act or nudity and sexual exploitation of a minor.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2296 (formerly SF 2151), a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2297 (SSB 3196), a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2298 (SSB 3176), a bill for an act relating to transfer of guardianship in child in need of assistance proceedings.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2309 (SSB 3146), a bill for an act relating to the service of mandatory minimum sentences by juveniles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Hogg, Courtney, Dvorsky, Horn, Petersen, Quirmbach, Soddors, and Taylor. Nays, 4: Schneider, Garrett, Whitver, and Zaun. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2309, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2310 (formerly SF 2146), a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2310, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2311 (SSB 3169), a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2311, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2312 (SSB 3134), a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2312, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2313 (SSB 3038), a bill for an act relating to the removal of clerks of the district court.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2313, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2314 (formerly SF 2157), a bill for an act regulating the use of drones and unmanned aircraft, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2314, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2315 (SSB 3115), a bill for an act relating to the scope and nature of use restrictions on land.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2315, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2316 (SSB 3111), a bill for an act relating to the grounds for termination of parental rights.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, 1: Boettger.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 2316, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 2260 (SSB 3194), a bill for an act increasing the state minimum hourly wage.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Horn, Dearden, Brase, Dotzler, Hatch, Seng, and Soddors. Nays, 4: Houser, Anderson, Chapman, and Dix. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2295 (formerly SF 191), a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Horn, Dearden, Brase, Dotzler, Hatch, Seng, and Sodders. Nays, 4: Houser, Anderson, Chapman, and Dix. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Labor and Business Relations Committee on Senate File 2295, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 2263 (formerly SF 2069), a bill for an act relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Wilhelm, Brase, Sinclair, Chelgren, Dvorsky, Guth, Hart, Quirnbach, Schoenjahn, Taylor, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 2263, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2264 (formerly SF 2177), a bill for an act relating to the use of construction managers for certain public improvement projects.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Wilhelm, Brase, Dvorsky, Hart, Quirnbach, Schoenjahn, Taylor, and Zaun. Nays, 3: Sinclair, Chelgren, and Guth. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2265 (SSB 3140), a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Wilhelm, Brase, Sinclair, Chelgren, Dvorsky, Guth, Hart, Quirnbach, Schoenjahn, Taylor, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2266 (SSB 3171), a bill for an act relating to the vehicle registration duties of county treasurers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Wilhelm, Brase, Sinclair, Chelgren, Dvorsky, Guth, Hart, Quirnbach, Schoenjahn, Taylor, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2267 (SSB 3187), a bill for an act relating to the disposal of property by cities and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Wilhelm, Brase, Dvorsky, Guth, Hart, Quirnbach, Schoenjahn, Taylor, and Zaun. Nays, 2: Sinclair and Chelgren. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 2300 (SSB 3179), a bill for an act relating to the regulation of snowmobiles, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 2300, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 2277 (SSB 3161), a bill for an act concerning allowable uses for purse moneys designated for standardbred horse racing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2278 (SSB 3130), a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2279 (SSB 3103), a bill for an act providing for employment protections for volunteer emergency services providers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2279, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2280 (formerly SF 2162), a bill for an act requiring the chief information officer to implement a confidential common database in conjunction with state agencies involved with administering or verifying eligibility for public benefits programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2280, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2294 (SSB 3182), a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Danielson, Smith, Anderson, Bertrand, Bowman, Chapman, Feenstra, Horn, McCoy, and Schneider. Nays, 5: Jochum, Courtney, Dearden, Petersen, and Soddors. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2301 (SSB 3131), a bill for an act relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, modifying the deadline for receipt of absentee ballots by the commissioner, and allowing for changes to the envelopes provided to absentee voters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Danielson, Jochum, Courtney, Dearden, Horn, McCoy, Petersen, and Soddors. Nays, 7: Smith, Anderson, Bertrand, Bowman, Chapman, Feenstra, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2301, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2302 (SSB 3163), a bill for an act modifying provisions relating to the appointment of the executive director of the Iowa telecommunications and technology commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2302, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2303 (formerly SF 2137), a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2303, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2304 (SSB 3068), a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Horn, McCoy, Petersen, and Soddors. Nays, 2: Feenstra and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2304, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2305 (SSB 3102), a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Jochum, Smith, Anderson, Bertrand, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2305, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 2282 (formerly SF 2108), a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2287 (SSB 3192), a bill for an act relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, McCoy, Taylor, and Zumbach. Nays, 2: Dearden and Dvorsky. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2288 (SSB 3193), a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2289 (SSB 3191), a bill for an act establishing texting while driving as a primary traffic offense for purposes of law enforcement.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Bowman, Beall, Kapucian, Brase, Breitbach, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach. Nays, 1: Behn. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2290 (formerly SF 2135), a bill for an act relating to identification required for operation of a railroad train.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2291 (SSB 3136), a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, McCoy, Taylor, and Zumbach. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2292 (formerly SF 2076), a bill for an act establishing an Iowa employment rides initiative in the department of transportation and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Bowman, Beall, Brase, Danielson, Dearden, Dvorsky, McCoy, and Taylor. Nays, 5: Kapucian, Behn, Breitbach, Feenstra, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2299 (formerly SF 2103), a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Bowman, Beall, Brase, Danielson, Dearden, Dvorsky, McCoy, and Taylor. Nays, 4: Kapucian, Behn, Breitbach, and Zumbach. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2307 (formerly SF 335), a bill for an act concerning matters relating to the transportation of railroad workers and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Bowman, Beall, Brase, Danielson, Dearden, Dvorsky, McCoy, and Zumbach. Nays, 4: Kapucian, Behn, Breitbach, and Taylor. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 2307, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2308 (formerly SF 2101), a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, McCoy, Taylor, and Zumbach. Nays, none. Absent, none.

Fiscal Note: REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 2321 (formerly SF 2111), a bill for an act relating to the state military forces by establishing response and reporting requirements for certain crimes and for the handling of allegations of sexual abuse in the state military forces.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 11: Beall, Danielson, Rozenboom, Black, Chelgren, Ernst, Hart, Horn, Ragan, Segebart, and Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Veterans Affairs Committee on Senate File 2321, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: SENATE FILE 2272 (SSB 3117), a bill for an act relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Bolkcom, Seng, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, and Quirnbach. Nays, 6: Feenstra, Behn, Bertrand, Chapman, Schneider, and Smith. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

| | | | |
|--------|------|------|---------------------------------|
| S-5007 | S.F. | 2155 | Steven J. Soddors |
| S-5008 | S.F. | 2168 | Robert M. Hogg |
| S-5009 | S.F. | 2109 | Steven J. Soddors Roby Smith |
| S-5010 | S.F. | 2183 | Janet Petersen |
| S-5011 | S.F. | 2104 | Matt McCoy |
| S-5012 | S.F. | 2131 | Matt McCoy |
| S-5013 | S.F. | 2288 | Chris Brase |

JOURNAL OF THE SENATE

FORTY-FOURTH CALENDAR DAY
TWENTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 25, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Jeffrey Niles of the DeWitt Evangelical Free Church in DeWitt, Iowa. He was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Joseph Rehani and Kevin Gonzales from North High School.

The Journal of Monday, February 24, 2014, was approved.

SPECIAL GUESTS

Senator Beall introduced to the Senate chamber the Honorable Jeff Angelo, former member of the Senate from Union County, Creston, Iowa. He was accompanied by his family.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:11 a.m. until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:06 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hatch, until he arrives, on request of Senator Dotzler.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2241, 2232, 2230, 2228, 2212, 2211, and 2201.

Senate File 2241

On motion of Senator Courtney, **Senate File 2241**, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2241), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Hatch

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

Senate File 2232

On motion of Senator Petersen, **Senate File 2232**, a bill for an act establishing a mass notification and emergency messaging system fund, was taken up for consideration.

Senator Petersen offered amendment S-5006, filed by her on February 20, 2014, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5006 was adopted by a voice vote.

Senator Petersen offered amendment S-5017, filed by her from the floor to pages 2 and 3 of the bill, and moved its adoption.

Amendment S-5017 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2232), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schneider |
| Beall | Dearden | Horn | Schoenjahn |
| Behn | Dix | Houser | Segebart |
| Bertrand | Dotzler | Jochum | Seng |
| Black | Dvorsky | Johnson | Sinclair |
| Bolkcom | Ernst | Kapucian | Smith |
| Bowman | Feenstra | Mathis | Sodders |
| Brase | Garrett | McCoy | Taylor |
| Breitbach | Greiner | Petersen | Whitver |
| Chapman | Gronstal | Quirmbach | Wilhelm |
| Chelgren | Guth | Ragan | Zumbach |
| Courtney | Hart | Rozenboom | |

Nays, 2:

Boettger Zaun

Absent, 1:

Hatch

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

Senate File 2230

On motion of Senator Mathis, **Senate File 2230**, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2230), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2228

On motion of Senator Bowman, **Senate File 2228**, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2228), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2212

On motion of Senator Dearden, **Senate File 2212**, a bill for an act relating to land disposal of yard waste, was taken up for consideration.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2212), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2211

On motion of Senator Hogg, **Senate File 2211**, a bill for an act relating to the civil commitment of a sexually violent predator, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2211), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2201

On motion of Senator Hogg, **Senate File 2201**, a bill for an act relating to kidnapping, and providing penalties, was taken up for consideration.

Senator Hogg offered amendment S-5016, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5016 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2201), the vote was:

Yeas, 50:

| | | | |
|----------|-----------|--------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |

| | | | |
|-----------|----------|-----------|---------|
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2201, 2211, 2212, 2228, 2230, 2232, and 2241** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:56 p.m. until 3:00 p.m.

APPENDIX—1

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Robert Struble, Burlington – For celebrating his 75th birthday. Senator Courtney.

Darlene Todd, Burlington – For celebrating her 80th birthday. Senator Courtney.

INTRODUCTION OF BILLS

Senate File 2324, by committee on Economic Growth, a bill for an act providing for the expansion of the availability of broadband access across the state, and including income tax credits and property tax

exemptions for broadband infrastructure installations and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2325, by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2326, by Hart, a bill for an act modifying the number and qualification of cities that may participate in the targeted jobs withholding tax credit program.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2236

ECONOMIC GROWTH: Soddors, Chair; Chelgren and Hatch

Senate File 2246

ECONOMIC GROWTH: Soddors, Chair; Chelgren and Hatch

House File 2192

ECONOMIC GROWTH: Taylor, Chair; Chelgren and Hart

FINAL COMMITTEE REPORTS OF BILL ACTION

ECONOMIC GROWTH

Bill Title: *SENATE FILE 2324 (SSB 3119), a bill for an act providing for the expansion of the availability of broadband access across the state, and including income tax credits and property tax exemptions for broadband infrastructure installations and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Bowman, Behn, Danielson, Dotzler, Hart, Hatch, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, none. Absent, 3: Bertrand, Chelgren, and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 2324, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 2325 (SSB 3110), a bill for an act relating to matters under the purview of the department of transportation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Taylor, and Zumbach. Nays, 3: Dearden, Dvorsky, and McCoy. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 2325, and they were attached to the committee report.

RECONVENED

The Senate reconvened at 3:06 p.m., President Jochum presiding.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 45 present, 5 absent, and a quorum present.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2206 and 2205.

Senate File 2206

On motion of Senator Taylor, **Senate File 2206**, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2206), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2205

On motion of Senator Bolkcom, **Senate File 2205**, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2205), the vote was:

Yeas, 50:

| | | | |
|----------|-----------|--------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |

| | | | |
|-----------|----------|-----------|---------|
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2115.

Senate File 2115

On motion of Senator McCoy, **Senate File 2115**, a bill for an act relating to matters under the purview of the banking division of the department of commerce, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator McCoy asked and received unanimous consent that **House File 2130** be **substituted** for **Senate File 2115**.

House File 2130

On motion of Senator McCoy, **House File 2130**, a bill for an act relating to matters under the purview of the banking division of the department of commerce, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2130), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearthen | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate File 2115** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2114 and 2199.

Senate File 2114

On motion of Senator Horn, **Senate File 2114**, a bill for an act relating to the ethical standards of certified shorthand reporters and shorthand reporting firms, was taken up for consideration.

Senator Horn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2114), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2199

On motion of Senator Courtney, **Senate File 2199**, a bill for an act relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2199), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|----------|------------|
| Anderson | Danielson | Hogg | Schneider |
| Beall | Dearden | Horn | Schoenjahn |
| Bertrand | Dix | Houser | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Sinclair |
| Bolkcom | Ernst | Kapucian | Smith |
| Bowman | Feenstra | Mathis | Sodders |
| Brase | Garrett | McCoy | Taylor |
| Breitbach | Greiner | Petersen | Whitver |

| | | | |
|----------|----------|-----------|---------|
| Chapman | Gronstal | Quirnbach | Wilhelm |
| Chelgren | Hart | Ragan | Zaun |
| Courtney | Hatch | Rozenboom | Zumbach |

Nays, 2:

| | |
|------|------|
| Behn | Guth |
|------|------|

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2114, 2199, 2205, and 2206** and **House File 2130** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2018.

Senate File 2018

On motion of Senator Dvorsky, **Senate File 2018**, a bill for an act concerning school instructional days and including effective date and applicability provisions, placed on the Unfinished Business calendar on February 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Dvorsky asked and received unanimous consent that action on **Senate File 2018** be **deferred**.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2196, 2193, 2191, 2185, and 2156.

Senate File 2196

On motion of Senator Wilhelm, **Senate File 2196**, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2196), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2193

On motion of Senator Mathis, **Senate File 2193**, a bill for an act relating to the admission or retention of participants in an adult day services program, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2193), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Feenstra, until he returns, on request of Senator Dix.

Senate File 2191

On motion of Senator Beall, **Senate File 2191**, a bill for an act relating to financing work within drainage or levee districts, was taken up for consideration.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2191), the vote was:

Yeas, 49:

| | | | |
|----------|-----------|---------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |

| | | | |
|-----------|----------|------------|---------|
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

Senate File 2185

On motion of Senator Horn, **Senate File 2185**, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering, was taken up for consideration.

Senator Horn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2185), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

Senate File 2156

On motion of Senator Wilhelm, **Senate File 2156**, a bill for an act relating to in-state special or limited-use pharmacy licensure and nonresident pharmacy practices, licensure, and discipline, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2156), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2156, 2185, 2191, 2193, and 2196** be **immediately messaged** to the House.

President Pro Tempore Sodders took the chair at 3:59 p.m.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2244.

Senate File 2244

On motion of Senator Jochum, **Senate File 2244**, a bill for an act relating to confidential employees under the state merit system and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Jochum moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2244), the vote was:

Yeas, 27:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |

Nays, 22:

| | | | |
|-----------|---------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Ernst | Kapucian | Whitver |
| Boettger | Garrett | Rozenboom | Zaun |
| Breitbach | Greiner | Schneider | Zumbach |
| Chapman | Guth | Segebart | |
| Chelgren | Houser | Sinclair | |

Absent, 1:

Feenstra

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

President Jochum took the chair at 4:09 p.m.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2244** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2202 and 2147.

Senate File 2202

On motion of Senator Horn, **Senate File 2202**, a bill for an act relating to city elections, was taken up for consideration.

Senator Horn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2202), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

Senate File 2147

On motion of Senator Bolkcom, **Senate File 2147**, a bill for an act providing for an executive director of the dental board, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2147), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2147** and **2202** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2133.

Senate File 2133

On motion of Senator Petersen, **Senate File 2133**, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members, was taken up for consideration.

Senator Petersen offered amendment S-5003, filed by her on February 12, 2014, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-5003 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2133), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

BUSINESS PENDING

Senate File 2018

The Senate resumed consideration of **Senate File 2018**, a bill for an act concerning school instructional days and including effective date and applicability provisions, previously deferred.

Senator Dvorsky offered amendment S-5022, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5022 was adopted by a voice vote.

Senator Dvorsky asked and received unanimous consent that **House File 2170** be **substituted** for **Senate File 2018**.

House File 2170

On motion of Senator Dvorsky, **House File 2170**, a bill for an act concerning school instructional days and including effective date and applicability provisions, placed on the Unfinished Business Calendar on February 20, 2014, was taken up for consideration.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2170), the vote was:

Yeas, 49:

| | | | |
|----------|-----------|----------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |

| | | | |
|-----------|----------|------------|---------|
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Feenstra

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

WITHDRAWN

Senator Dvorsky asked and received unanimous consent that **Senate File 2018** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2133** and **House File 2170** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:28 p.m. until 9:00 a.m., Wednesday, February 26, 2014.

APPENDIX—2

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA WORKFORCE DEVELOPMENT

Goals and Objectives 2013 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 25, 2014.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on February 25, 2014.

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11(5). Report received on February 25, 2014.

Occupational Safety and Health 2013 Annual Report, pursuant to Iowa Code section 88.19. Report received on February 25, 2014.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convended: Tuesday, February 25, 2014, 10:30 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; and Bowman.

Members Absent: Anderson (excused).

Committee Business: Organizational meeting.

Adjourned: 11:35 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 108, by Johnson, a resolution celebrating the installation of a statue of Norman Borlaug in our nation's Capitol and recognizing March 25, 2014, as National Agriculture Day in the United States.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILL RECEIVED

SSB 3201 **Ways and Means**

Modifying provisions applicable to the solar energy system tax credit, and including retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2198

WAYS AND MEANS: Black, Chair; Behn and Seng

Senate File 2229

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2233

APPROPRIATIONS: Dvorsky, Chair; Chapman and McCoy

Senate File 2238

WAYS AND MEANS: Dotzler, Chair; Bertrand and McCoy

Senate File 2249

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 2323

WAYS AND MEANS: Dotzler, Chair; Behn and Petersen

SSB 3200
(Reassigned)

APPROPRIATIONS: Ragan, Chair; Chapman and Dvorsky

SSB 3201

WAYS AND MEANS: Hogg, Chair; Bolkcom and Smith

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

NATURAL RESOURCES AND ENVIRONMENT

LaQuanda Hoskins – Environmental Protection Commission

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------------|
| S-5014 | S.F. | 2240 | Judiciary |
| S-5015 | S.F. | 2253 | Jack Hatch |
| S-5016 | S.F. | 2201 | Robert M. Hogg |
| S-5017 | S.F. | 2232 | Janet Petersen |
| S-5018 | S.F. | 2259 | Janet Petersen |
| S-5019 | S.F. | 2243 | William A. Dotzler, Jr. |
| S-5020 | S.F. | 2243 | Tod R. Bowman |

| | | | |
|--------|------|------|--|
| S-5021 | S.F. | 2319 | Brian Schoenjahn Nancy J. Boettger Amy Sinclair Tod R. Bowman Herman C. Quirnbach Brad Zaun |
| S-5022 | S.F. | 2018 | Robert E. Dvorsky |

JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 26, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Brad Dittmer of the Centerville Assembly of God Church in Centerville, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Tuesday, February 25, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 25, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2230, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

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

House File 2253, a bill for an act relating to commission of a criminal offense involving a victim fifteen years of age or younger, and providing penalties.

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

House File 2254, a bill for an act relating to the offenses of prostitution and pimping and minors, human trafficking, and providing penalties.

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

House File 2273, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Read first time and attached to **companion Senate File 2265**.

House File 2274, a bill for an act concerning notice of fees imposed and collected by state agencies.

Read first time and referred to committee on **State Government**.

House File 2275, a bill for an act establishing asset, income, and identity verification requirements for medical assistance applicants and recipients.

Read first time and referred to committee on **Human Resources**.

House File 2278, a bill for an act restricting disclosures of specified information by regional transit districts, and providing a penalty.

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

House File 2296, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates.

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

House File 2325, a bill for an act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

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

House File 2326, a bill for an act relating to payments from the indigent defense fund by the state public defender, including effective date provisions, and providing penalties.

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

House File 2344, a bill for an act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowners.

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

BILLS REFERRED TO COMMITTEES

Senator Gronstal asked and received unanimous consent that the following Senate Files be referred from the Regular Calendar to the committee on Ways and Means:

S.F. 2265 and attached H.F. 2273
 S.F. 2281
 S.F. 2308

Senator Gronstal asked and received unanimous consent that the following Senate Files be referred from the Regular Calendar to the committee on Appropriations:

| | |
|-----------|-----------|
| S.F. 2261 | S.F. 2317 |
| S.F. 2268 | S.F. 2318 |
| S.F. 2270 | S.F. 2324 |
| S.F. 2292 | |

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:38 a.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 10:34 a.m., President Pro Tempore Sodders presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Ernst, until she arrives, on request of Senator Whitver.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2090, 2259, 2257, 2255, 2252, and 2251.

Senate File 2090

On motion of Senator Mathis, **Senate File 2090**, a bill for an act establishing a lyme disease task force, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2090), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2259

On motion of Senator Petersen, **Senate File 2259**, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable, was taken up for consideration.

Senator Petersen offered amendment S-5018, filed by her on February 25, 2014, to pages 1 and 4 of the bill, and moved its adoption.

Amendment S-5018 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2259), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2257

On motion of Senator Quirmbach, **Senate File 2257**, a bill for an act relating to programs and accounts administered by the college student aid commission, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2257), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2255

On motion of Senator Mathis, **Senate File 2255**, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2255), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2252

On motion of Senator Mathis, **Senate File 2252**, a bill for an act establishing a task force related to breast density education and notification, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2252), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Dix, until he returns, on request of Senator Whitver.

Senate File 2251

On motion of Senator Mathis, **Senate File 2251**, a bill for an act relating to the state child care assistance program eligibility and application provisions, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2251), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|--------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |

| | | | |
|-----------|----------|-----------|----------|
| Bertrand | Dotzler | Jochum | Seng |
| Black | Dvorsky | Johnson | Sinclair |
| Boettger | Feenstra | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Dix Ernst

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2090, 2251, 2252, 2255, 2257, and 2259** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:31 a.m. until 1:30 p.m.

APPENDIX—1

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Compact Education Report, pursuant to Iowa Code section 272B.1(3)(j). Report received on February 26, 2014.

AGENCY ICN REPORT

Iowa Communications Network (ICN) usage report for FY 2013, pursuant to Iowa Code section 8D.10, was received from the following agency:

ECONOMIC DEVELOPMENT AUTHORITY – Report received on February 21, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Bill Chapman, Wilton – For 58 years of service as a volunteer firefighter/EMS. Senator Dvorsky.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Wednesday, February 26, 2014, 10:30 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dearden, Dvorsky, Ragan, Rozenboom, Soddors, and Whitver.

Members Absent: Ernst (excused).

Committee Business: Passed SR 106.

Adjourned: 10:35 a.m.

INTRODUCTION OF BILL

Senate File 2327, by Smith, a bill for an act relating to consumer fraud perpetrated upon an older person, and providing a penalty.

Read first time under Rule 28 and referred to committee on **Judiciary**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2229
(Reassigned)

APPROPRIATIONS: Dvorsky, Chair; Chapman and Schoenjahn

Senate File 2256

WAYS AND MEANS: Dotzler, Chair; Bertrand and Black

Senate File 2326

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Feenstra

House File 2181

TRANSPORTATION: Bowman, Chair; Breitbach and Taylor

House File 2296

COMMERCE: Beall, Chair; Anderson and Wilhelm

FINAL COMMITTEE REPORT OF BILL ACTION**RULES AND ADMINISTRATION**

Bill Title: SENATE RESOLUTION 106, a resolution recognizing February 28, 2014, as Rare Disease Day in Iowa.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ragan, Rozenboom, Soddors, and Whitver. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RECONVENED

The Senate reconvened at 1:37 p.m., President Pro Tempore Soddors presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 25, 2014, appointed the conference committee to **House File 381**, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, and the Conference Committee members on the part of the House are: the representative from Linn, Representative Stanerson, Chair; the representative from Des Moines, Representative Cohoon; the representative from Polk, Representative Hunter; the representative from Dickinson; Representative Smith, J.; and the representative from Mahaska, Representative Vander Linden.

ALSO: That the House has on February 26, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2289, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties.

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

House File 2333, a bill for an act relating to unclaimed life insurance death benefits, providing penalties, and including effective date provisions.

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

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 41 present, 9 absent, and a quorum present.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kapucian, until he returns, on request of Senator Chelgren.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2240 and 2226.

Senate File 2240

On motion of Senator Garrett, **Senate File 2240**, a bill for an act relating to nonsubstantive code corrections, was taken up for consideration.

Senator Garrett offered amendment S-5014, filed by the committee on Judiciary on February 25, 2014, to pages 25-26 and 68-72 of the bill, and moved its adoption.

Amendment S-5014 was adopted by a voice vote.

Senator Garrett moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2240), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Houser | Sinclair |
| Bertrand | Dotzler | Jochum | Smith |
| Black | Dvorsky | Johnson | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Kapucian

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

Senate File 2226

On motion of Senator Quirmbach, **Senate File 2226**, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2226), the vote was:

Yeas, 28:

| | | | |
|----------|-----------|-------|------------|
| Beall | Courtney | Hatch | Quirmbach |
| Bertrand | Danielson | Hogg | Ragan |
| Black | Dearden | Horn | Schoenjahn |

| | | | |
|----------|----------|----------|---------|
| Bolkcom | Dotzler | Jochum | Seng |
| Bowman | Dvorsky | Mathis | Sodders |
| Brase | Gronstal | McCoy | Taylor |
| Chelgren | Hart | Petersen | Wilhelm |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Ernst | Johnson | Whitver |
| Behn | Feenstra | Rozenboom | Zaun |
| Boettger | Garrett | Schneider | Zumbach |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Sinclair | |
| Dix | Houser | Smith | |

Absent, 1:

Kapucian

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2226** and **2240** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:01 p.m. until 9:00 a.m., Thursday, February 27, 2014.

APPENDIX—2

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

CHIEF INFORMATION OFFICER

Information Technology Coordination and Management Report, pursuant to Iowa Code section 8B.13. Report received on February 26, 2014.

DEPARTMENT OF VETERAN AFFAIRS

Goals and Objectives 2013 Annual Report, pursuant to Iowa Code section 7E.3. Report received on February 26, 2014.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Wednesday, February 26, 2014, 3:00 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver.

Members Absent: None.

Committee Business: Passed HF 2159.

Adjourned: 3:05 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 26, 2014, 4:00 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Anderson, Brase, Chapman, Dotzler, Hatch, Seng, and Soddors.

Members Absent: Houser, Ranking Member; and Dix (both excused).

Committee Business: Passed HF 2199.

Adjourned: 4:05 p.m.

INTRODUCTION OF BILL

Senate File 2328, by committee on Economic Growth, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2265

WAYS AND MEANS: Seng, Chair; Quirmbach and Smith

Senate File 2281

WAYS AND MEANS: Dotzler, Chair; Bertrand and Bolkcom

Senate File 2308

WAYS AND MEANS: Dotzler, Chair; Feenstra and Hogg

Senate File 2327

JUDICIARY: Hogg, Chair; Courtney and Schneider

House File 2273

WAYS AND MEANS: Seng, Chair; Quirmbach and Smith

House File 2289

JUDICIARY: Taylor, Chair; Hogg and Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION**ECONOMIC GROWTH**

Bill Title: *SENATE FILE 2328 (SSB 3141), a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Bowman, Chelgren, Danielson, Dotzler, Hart, Hatch, Houser, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, none. Absent, 2: Bertrand and Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 2328, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: HOUSE FILE 2159, a bill for an act relating to Miller trusts and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Ernst, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: HOUSE FILE 2199, a bill for an act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Horn, Dearden, Anderson, Brase, Chapman, Dotzler, Hatch, Seng, and Sodders. Nays, none. Absent, 2: Houser and Dix.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Sue Lerdal – Board of Parole

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

JUDICIARY

John Hodges – Board of Parole

AMENDMENTS FILED

| | | | |
|--------|------|------|----------------|
| S-5023 | S.F. | 2234 | Jeff Danielson |
| S-5024 | S.F. | 2322 | Joe Bolkom |
| S-5025 | S.F. | 2288 | Chris Brase |

JOURNAL OF THE SENATE

FORTY-SIXTH CALENDAR DAY
TWENTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 27, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Brian Ochsner of the Sully Reformed Church in Sully, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Will Seiler.

The Journal of Wednesday, February 26, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 106.

Senate Resolution 106

On motion of Senator Beall, **Senate Resolution 106**, a resolution recognizing February 28, 2014, as Rare Disease Day in Iowa, with report of committee recommending passage, was taken up for consideration.

Senator Beall moved the adoption of Senate Resolution 106, which motion prevailed by a voice vote.

The Senate stood at ease at 9:19 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:32 a.m., President Pro Tempore Sodders presiding.

RECESS

On motion of Senator Dotzler, the Senate recessed at 10:33 a.m. until 11:30 a.m.

RECONVENED

The Senate reconvened at 11:36 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Ernst and Houser, until they return, on request of Senator Dix.

CONSIDERATION OF BILLS

(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2315, 2313, 2312, 2305, 2297, 2302, 2273, and 2271.

Senate File 2315

On motion of Senator Hogg, **Senate File 2315**, a bill for an act relating to the scope and nature of use restrictions on land, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2315), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |

| | | | |
|-----------|----------|-----------|---------|
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2313

On motion of Senator Taylor, **Senate File 2313**, a bill for an act relating to the removal of clerks of the district court, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2313), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2312

On motion of Senator Schneider, **Senate File 2312**, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions, was taken up for consideration.

Senator Schneider moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2312), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2305

On motion of Senator McCoy, **Senate File 2305**, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2305), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

Senate File 2297

On motion of Senator Hogg, **Senate File 2297**, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2297), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|--------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |

| | | | |
|-----------|----------|-----------|----------|
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2302

On motion of Senator McCoy, **Senate File 2302**, a bill for an act modifying provisions relating to the appointment of the executive director of the Iowa telecommunications and technology commission, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2302), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

Senate File 2273

On motion of Senator Hart, **Senate File 2273**, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2273), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

Senate File 2271

On motion of Senator Boettger, **Senate File 2271**, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission, was taken up for consideration.

Senator Boettger moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2271), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2271, 2273, 2297, 2302, 2305, 2312, 2313, and 2315** be **immediately messaged** to the House.

The Senate stood at ease at 12:26 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 1:32 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 27, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2043, a bill for an act relating to the establishment, maintenance, and funding of emergency warning systems by townships and certain counties.

Read first time and referred to committee on **Local Government**.

House File 2094, a bill for an act relating to statute of repose periods for improvements to real property involving residential and nonresidential construction and including applicability provisions.

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

House File 2271, a bill for an act relating to supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions.

Read first time and attached to **similar Senate File 2269**.

House File 2280, a bill for an act restricting the regulatory authority of the Iowa utilities board with regard to municipal utility disconnection of service requirements.

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

House File 2347, a bill for an act relating to the definitions of mobile home park in the Iowa Code chapters concerning property tax on manufactured and mobile homes and for purposes of residential landlord and tenant laws.

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

House File 2381, a bill for an act concerning the possession of firearm suppressors.

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

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2283, 2280, 2311, 2322, and 2319.

Senate File 2283

On motion of Senator Petersen, **Senate File 2283**, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2283), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2280

On motion of Senator Petersen, **Senate File 2280**, a bill for an act requiring the chief information officer to implement a confidential common database in conjunction with state agencies involved with administering or verifying eligibility for public benefits programs, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2280), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2311

On motion of Senator Dvorsky, **Senate File 2311**, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions, was taken up for consideration.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2311), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

Senate File 2322

On motion of Senator Bolkcom, **Senate File 2322**, a bill for an act relating to services provided through the department of human services for children who have been adjudicated and establishing a state training school for delinquent females and including effective date provisions, was taken up for consideration.

Senator Bolkcom offered amendment S-5024, filed by him on February 26, 2014, to pages 5, 9, and 14 of the bill, and moved its adoption.

Amendment S-5024 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2322), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Johnson | Smith |
| Behn | Dix | Kapucian | Whitver |
| Bertrand | Feenstra | Rozenboom | Zaun |
| Boettger | Garrett | Schneider | Zumbach |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Sinclair | |

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Breitbach, until he returns, on request of Senator Dix.

Senate File 2319

On motion of Senator Schoenjahn, **Senate File 2319**, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance, was taken up for consideration.

Senator Schoenjahn offered amendment S–5021, filed by Senator Schoenjahn, et al., on February 25, 2014, to page 1 of the bill, and moved its adoption.

Amendment S–5021 was adopted by a voice vote.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2319), the vote was:

Yeas, 47:

| | | | |
|----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Bertrand | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Feenstra | Mathis | Sodders |
| Bolkcom | Garrett | McCoy | Taylor |
| Bowman | Greiner | Petersen | Whitver |
| Brase | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|-----------|-------|--------|
| Breitbach | Ernst | Houser |
|-----------|-------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2280, 2283, 2311, 2319, and 2322** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2291, 2266, 2263, 2303, and 2300.

Senate File 2291

On motion of Senator Bowman, **Senate File 2291**, a bill for an act providing an exemption from registration fees for certain new

completed motor vehicles purchased by an equipment dealer for modification and resale, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2291), the vote was:

Yeas, 47:

| | | | |
|----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Bertrand | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Feenstra | Mathis | Sodders |
| Bolkcom | Garrett | McCoy | Taylor |
| Bowman | Greiner | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|-----------|-------|--------|
| Breitbach | Ernst | Houser |
|-----------|-------|--------|

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bertrand, until he returns, on request of Senator Dix.

Senate File 2266

On motion of Senator Brase, **Senate File 2266**, a bill for an act relating to the vehicle registration duties of county treasurers, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2266), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Feenstra | Mathis | Sodders |
| Bolkcom | Garrett | McCoy | Taylor |
| Bowman | Greiner | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|-----------|-------|--------|
| Bertrand | Breitbach | Ernst | Houser |
|----------|-----------|-------|--------|

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

Senate File 2263

On motion of Senator Brase, **Senate File 2263**, a bill for an act relating to county financing of certain projects by modifying provisions relating to authorization procedures for certain county projects, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2263), the vote was:

Yeas, 46:

| | | | |
|----------|----------|-----------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Feenstra | Mathis | Sodders |
| Bolkcom | Garrett | McCoy | Taylor |
| Bowman | Greiner | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |

| | | | |
|-----------|-------|------------|---------|
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|-----------|-------|--------|
| Bertrand | Breitbach | Ernst | Houser |
|----------|-----------|-------|--------|

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

Senate File 2303

On motion of Senator Sodders, **Senate File 2303**, a bill for an act providing for the establishment of a uniform statewide emergency outdoor warning system task force, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2303), the vote was:

Yeas, 34:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Horn | Schoenjahn |
| Beall | Dotzler | Jochum | Segebart |
| Black | Dvorsky | Kapucian | Seng |
| Bolkcom | Feenstra | Mathis | Smith |
| Bowman | Greiner | McCoy | Sodders |
| Brase | Gronstal | Petersen | Taylor |
| Chelgren | Hart | Quirmbach | Wilhelm |
| Courtney | Hatch | Ragan | |
| Danielson | Hogg | Schneider | |

Nays, 12:

| | | | |
|----------|---------|-----------|---------|
| Behn | Dix | Johnson | Whitver |
| Boettger | Garrett | Rozenboom | Zaun |
| Chapman | Guth | Sinclair | Zumbach |

Absent, 4:

Bertrand Breitbach Ernst Houser

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

Senate File 2300

On motion of Senator Brase, **Senate File 2300**, a bill for an act relating to the regulation of snowmobiles, and making penalties applicable, was taken up for consideration.

Senator Brase offered amendment S-5026, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-5026 was adopted by a voice vote.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2300), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Feenstra | Mathis | Sodders |
| Bolkcom | Garrett | McCoy | Taylor |
| Bowman | Greiner | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

Bertrand Breitbach Ernst Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2263, 2266, 2291, 2300, and 2303** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:59 p.m. until 12:00 p.m., Monday, March 3, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

STATE RACING AND GAMING COMMISSION

2013 Annual Report, pursuant to Iowa Code section 99D.21. Report received on February 27, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Heidi Bell, owner of From the Ground in Leon – For being named Deb Dalziel Entrepreneur of the Year. Senator Sinclair.

Mike Sexton of Real Time Ag LLC in Rockwell City – For being named Neal Smith Entrepreneur of the Year. Senator Beall.

REPORT OF COMMITTEE MEETING

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 27, 2014, 10:30 a.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: Hogg (excused).

Committee Business: Passed HF 2067, as amended.

Adjourned: 10:40 a.m.

INTRODUCTION OF BILL

Senate File 2329, by Ragan, a bill for an act relating to the tax imposed on certain natural gas consumed in the state by modifying tax rates, providing for a natural gas consumer tax supplement, making appropriations, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILL RECEIVED

SSB 3202 Appropriations

Relating to water quality programs and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2136

APPROPRIATIONS: McCoy, Chair; Dvorsky and Smith

Senate File 2261

APPROPRIATIONS: Mathis, Chair; Chapman and Dvorsky

Senate File 2268

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Ernst

Senate File 2270

APPROPRIATIONS: Petersen, Chair; Chapman and Dvorsky

Senate File 2292

APPROPRIATIONS: Mathis, Chair; Dvorsky and Kapucian

Senate File 2317

APPROPRIATIONS: Dotzler, Chair; Chapman and Dvorsky

Senate File 2318

APPROPRIATIONS: Hogg, Chair; Dvorsky and Ernst

Senate File 2324

APPROPRIATIONS: McCoy, Chair; Chapman, Dvorsky, Ernst, and Mathis

House File 2230

TRANSPORTATION: Taylor, Chair; Bowman and Kapucian

House File 2253

JUDICIARY: Hogg, Chair; Petersen and Schneider

House File 2254

JUDICIARY: Dvorsky, Chair; Petersen and Schneider

House File 2275

HUMAN RESOURCES: Bolkcom, Chair; Whitver and Wilhelm

House File 2278

JUDICIARY: Petersen, Chair; Dvorsky and Whitver

House File 2325

JUDICIARY: Courtney, Chair; Horn and Schneider

House File 2326

JUDICIARY: Taylor, Chair; Hogg and Whitver

House File 2333

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

House File 2344

AGRICULTURE: Black, Chair; Beall and Kapucian

SSB 3202

APPROPRIATIONS: Danielson, Chair; Chapman, Dvorsky, Kapucian, and Schoenjahn

FINAL COMMITTEE REPORT OF BILL ACTION

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 2067, a bill for an act relating to the use of youth spring wild turkey hunting licenses.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5027.

Final Vote: Ayes, 12: Dearden, Black, Greiner, Bolkcom, Brase, Breitbach, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach. Nays, none. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 381

A conference committee report, signed by the following Senate and House members, was filed February 27, 2014, on **House File 381**, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races:

On the part of the Senate:

JEFF DANIELSON, Chair
RICK BERTRAND
TOD R. BOWMAN
WALLY E. HORN
CHARLES SCHNEIDER

On the part of the House:

QUENTIN STANERSON, Chair
DENNIS COHOON
BRUCE HUNTER
JEFF SMITH
GUY VANDER LINDEN

AMENDMENTS FILED

| | | | |
|--------|------|------|---|
| S-5026 | S.F. | 2300 | Chris Brase |
| S-5027 | H.F. | 2067 | Natural Resources and Environment |
| S-5028 | S.F. | 2301 | Thomas G. Courtney |
| S-5029 | S.F. | 2286 | Mark Chelgren Jerry Behn Ken Rozenboom Nancy J. Boettger Michael Breitbach Jack Whitver Brad Zaun |
| S-5030 | S.F. | 2279 | Mark Chelgren Jack Whitver |
| S-5031 | S.F. | 2258 | Tod R. Bowman Roby Smith |

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 3, 2014

The Senate met in regular session at 12:04 p.m., President Jochum presiding.

Prayer was offered by Reverend Kent McKusick, pastor of the Unitarian Universalist Fellowship Church in Ames, Iowa. He was the guest of Senator Quirnbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Thursday, February 27, 2014, was approved.

The Senate stood at ease at 12:13 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:51 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Ernst and Feenstra, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2290, 2200, 2129, 2119, 2310, and 2296.

Senate File 2290

On motion of Senator Beall, **Senate File 2290**, a bill for an act relating to identification required for operation of a railroad train, was taken up for consideration.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2290), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

Senate File 2200

On motion of Senator Schneider, **Senate File 2200**, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders, was taken up for consideration.

Senator Schneider offered amendment S-5033, filed by him from the floor to pages 2-3 of the bill, and moved its adoption.

Amendment S-5033 was adopted by a voice vote.

Senator Schneider moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2200), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirnbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

President Pro Tempore Sodders took the chair at 2:02 p.m.

Senate File 2129

On motion of Senator Wilhelm, **Senate File 2129**, a bill for an act authorizing the establishment of a philanthropy account within an agency fund established by a school corporation, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2129), the vote was:

Yeas, 35:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Chelgren | Hatch | Ragan |
| Beall | Courtney | Hogg | Schoenjahn |
| Bertrand | Danielson | Horn | Segebart |
| Black | Dearden | Jochum | Seng |
| Bolkcom | Dotzler | Kapucian | Smith |
| Bowman | Dvorsky | Mathis | Sodders |
| Brase | Garrett | McCoy | Taylor |
| Breitbach | Gronstal | Petersen | Wilhelm |
| Chapman | Hart | Quirmbach | |

Nays, 13:

| | | | |
|----------|-----------|-----------|---------|
| Behn | Guth | Schneider | Zumbach |
| Boettger | Houser | Sinclair | |
| Dix | Johnson | Whitver | |
| Greiner | Rozenboom | Zaun | |

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

President Jochum took the chair at 2:18 p.m.

Senate File 2119

On motion of Senator Danielson, **Senate File 2119**, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2119), the vote was:

Yeas, 45:

| | | | |
|----------|-----------|--------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |

| | | | |
|-----------|----------|------------|---------|
| Bertrand | Dotzler | Johnson | Sodders |
| Black | Dvorsky | Kapucian | Taylor |
| Boettger | Garrett | Mathis | Whitver |
| Bolkcom | Greiner | McCoy | Wilhelm |
| Bowman | Gronstal | Petersen | Zaun |
| Brase | Guth | Quirmbach | Zumbach |
| Breitbach | Hart | Ragan | |
| Chapman | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, 3:

| | | |
|----------|-----------|-------|
| Chelgren | Rozenboom | Smith |
|----------|-----------|-------|

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

Senate File 2310

On motion of Senator Hogg, **Senate File 2310**, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2310), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Feenstra

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

Senate File 2296

On motion of Senator Hogg, **Senate File 2296**, a bill for an act relating to mental health treatment costs of certain persons accused of a crime, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2296), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Feenstra

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2119, 2129, 2200, 2290, 2296, and 2310** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2248 and 2235.

Senate File 2248

On motion of Senator Bolkcom, **Senate File 2248**, a bill for an act relating to management of the emerald ash borer, was taken up for consideration.

Senator Bolkcom offered amendment S-5032, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-5032 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2248), the vote was:

Yeas, 43:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Horn | Schoenjahn |
| Beall | Danielson | Houser | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Mathis | Smith |
| Boettger | Garrett | McCoy | Sodders |
| Bolkcom | Greiner | Petersen | Taylor |
| Bowman | Gronstal | Quirnbach | Whitver |
| Brase | Hart | Ragan | Wilhelm |
| Breitbach | Hatch | Rozenboom | Zaun |
| Chelgren | Hogg | Schneider | |

Nays, 5:

| | | |
|---------|----------|---------|
| Chapman | Guth | Zumbach |
| Dix | Kapucian | |

Absent, 2:

Ernst Feenstra

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

Senate File 2235

On motion of Senator Danielson, **Senate File 2235**, a bill for an act concerning government accountability and relating to service contract requirements and reporting and other requirements concerning the department of administrative services and other state agencies, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2235), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Johnson | Smith |
| Behn | Dix | Kapucian | Whitver |
| Bertrand | Garrett | Rozenboom | Zaun |
| Boettger | Greiner | Schneider | Zumbach |
| Breitbach | Guth | Segebart | |
| Chapman | Houser | Sinclair | |

Absent, 2:

Ernst Feenstra

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2235** and **2248** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2288 and 2278.

Senate File 2288

On motion of Senator Brase, **Senate File 2288**, a bill for an act relating to the period of revocation of a special minor's driver's license following conviction for two or more motor vehicle violations, was taken up for consideration.

Senator Brase withdrew amendment S-5013, filed by him on February 24, 2014, to page 1 and amending the title page of the bill.

Senator Brase offered amendment S-5025, filed by him on February 26, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5025 was adopted by a voice vote.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2288), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |

| | | | |
|-----------|-------|-----------|---------|
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

Senate File 2278

On motion of Senator Danielson, **Senate File 2278**, a bill for an act permitting electronic voter registration and including penalties and effective date provisions, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2278), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2278** and **2288** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2285 and 2242.

Senate File 2285

On motion of Senator Dotzler, **Senate File 2285**, a bill for an act establishing an Iowa healthiest children initiative in the department of public health and including effective date provisions, was taken up for consideration.

Senator Petersen offered amendment S-5034, filed by Senators Petersen and Dotzler from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5034 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2285), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Feenstra

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

Senate File 2242

On motion of Senator Danielson, **Senate File 2242**, a bill for an act relating to the home ownership assistance program for military members, was taken up for consideration.

Senator Danielson offered amendment S-5035, filed by him from the floor to pages 1-2 of the bill.

Senator Danielson offered amendment S-5037, filed by Senators Danielson and Smith from the floor to page 2 of amendment S-5035, and moved its adoption.

Amendment S-5037 to amendment S-5035 was adopted by a voice vote.

Senator Danielson moved the adoption of amendment S-5035, as amended.

Amendment S-5035, as amended, was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2242), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |

| | | | |
|-----------|-------|-----------|---------|
| Breitbach | Guth | Quirnbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|----------|
| Ernst | Feenstra |
|-------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2242** and **2285** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:58 p.m. until 9:00 a.m., Tuesday, March 4, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF NATURAL RESOURCES

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on February 28, 2014.

AGENCY ICN REPORT

Iowa Communications Network (ICN) usage report for FY 2013, pursuant to Iowa Code section 8D.10, was received from the following agency:

DEPARTMENT OF NATURAL RESOURCES – Report received on February 28, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Michael Chizek, Clear Lake – For achieving the rank of Eagle Scout, Troop 1030.
Senator Ragan.

Nicholas Chizek, Clear Lake – For achieving the rank of Eagle Scout, Troop 1030.
Senator Ragan.

Jacob Welper, Clear Lake – For achieving the rank of Eagle Scout, Troop 1030.
Senator Ragan.

AMENDMENTS FILED

| | | | |
|--------|------|------|---|
| S-5032 | S.F. | 2248 | Joe Bolkcom |
| S-5033 | S.F. | 2200 | Charles Schneider |
| S-5034 | S.F. | 2285 | Janet Petersen William A. Dotzler, Jr. |
| S-5035 | S.F. | 2242 | Jeff Danielson |
| S-5036 | S.F. | 2239 | Mary Jo Wilhelm Robert E. Dvorsky |
| S-5037 | S.F. | 2242 | Jeff Danielson Roby Smith |
| S-5038 | S.F. | 2258 | Tod R. Bowman Roby Smith |
| S-5039 | S.F. | 2262 | Tod R. Bowman |

JOURNAL OF THE SENATE

FIFTY-FIRST CALENDAR DAY
THIRTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 4, 2014

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Pastor Bob Dodge of United Methodist Church in Britt, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Cook.

The Journal of Monday, March 3, 2014, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2254** be referred from the Regular Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 9:22 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:51 a.m., President Pro Tempore Sadders presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Ernst, until she arrives, on request of Senator Dix.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2320.

Senate File 2320

On motion of Senator Jochum, **Senate File 2320**, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions, was taken up for consideration.

(Senate File 2320 was deferred.)

The Senate stood at ease at 11:03 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 11:17 a.m., President Pro Tempore Soddors presiding.

The Senate resumed consideration of Senate File 2320.

Senator Jochum moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2320), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Soddors |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2320** be **immediately messaged** to the House.

President Jochum took the chair at 11:29 a.m.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2301, 2295, and 2286.

Senate File 2301

On motion of Senator Courtney, **Senate File 2301**, a bill for an act relating to the administration of elections and voter registration by modifying the close of registration prior to a primary election, modifying the deadline for receipt of absentee ballots by the commissioner, and allowing for changes to the envelopes provided to absentee voters, was taken up for consideration.

Senator Courtney offered amendment S-5028, filed by him on February 27, 2014, to pages 4-5 and 10 of the bill.

Senator Courtney asked and received unanimous consent that action on amendment S-5028 be deferred.

Senator Feenstra offered amendment S-5042, filed by Senators Feenstra and Chelgren from the floor to pages 4-5 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5042 be adopted?" (S.F. 2301), the vote was:

Yeas, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Houser | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Feenstra | Kapucian | Whitver |
| Boettger | Garrett | Rozenboom | Zaun |
| Breitbach | Greiner | Schneider | Zumbach |
| Chapman | Guth | Segebart | |

Nays, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Absent, 1:

Ernst

Amendment S-5042 lost.

Senator Courtney moved the adoption of amendment S-5028, previously deferred.

Amendment S-5028 was adopted by a voice vote.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2301), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Houser | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Feenstra | Kapucian | Whitver |
| Boettger | Garrett | Rozenboom | Zaun |
| Breitbach | Greiner | Schneider | Zumbach |
| Chapman | Guth | Segebart | |

Absent, 1:

Ernst

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

Senate File 2295

On motion of Senator Dotzler, **Senate File 2295**, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2295), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Houser | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Feenstra | Kapucian | Whitver |
| Boettger | Garrett | Rozenboom | Zaun |
| Breitbach | Greiner | Schneider | Zumbach |
| Chapman | Guth | Segebart | |

Absent, 1:

Ernst

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

Senate File 2286

On motion of Senator Quirmbach, **Senate File 2286**, a bill for an act establishing a fine arts standards task force and including effective date provisions, was taken up for consideration.

Senator Chelgren offered amendment S-5029, filed by Senator Chelgren, et al., on February 27, 2014, to page 1 and amending the title page of the bill.

Senator Quirmbach raised the point of order that amendment S-5029 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5029 out of order.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2286), the vote was:

Yeas, 42:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Bertrand | Dotzler | Kapucian | Sinclair |
| Black | Dvorsky | Mathis | Smith |
| Boettger | Feenstra | McCoy | Sodders |
| Bolkcom | Garrett | Petersen | Taylor |
| Bowman | Greiner | Quirmbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Hart | Rozenboom | Zumbach |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, 7:

Behn
Chapman

Dix
Guth

Houser
Johnson

Whitver

Absent, 1:

Ernst

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2286, 2295, and 2301** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 4, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2083, a bill for an act concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Senate File 2105, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Senate File 2131, a bill for an act relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Senate File 2133, a bill for an act relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Senate File 2193, a bill for an act relating to the admission or retention of participants in an adult day services program.

Senate File 2197, a bill for an act relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Senate File 2205, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Senate File 2206, a bill for an act concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Senate File 2230, a bill for an act relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Senate File 2305, a bill for an act relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:19 p.m. until 12:45 p.m.

RECONVENED

The Senate reconvened at 12:57 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 4, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2056, a bill for an act relating to whole grade sharing incentives for school districts. (S-5045)

ALSO: That the House has on March 4, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2183, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

Read first time and referred to committee on **Local Government**.

House File 2297, a bill for an act relating to the regulation of pharmacy benefit managers.

Read first time and attached to **similar Senate File 2204**.

House File 2324, a bill for an act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code, and including applicability provisions.

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

House File 2346, a bill for an act relating to solid waste.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 2365, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions.

Read first time and attached to **similar Senate File 2167**.

House File 2366, a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office.

Read first time and referred to committee on **State Government**.

House File 2368, a bill for an act modifying security freeze provisions and extending security freeze protection to specified individuals designated as protected consumers, making penalties applicable, and including effective date provisions.

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

House File 2370, a bill for an act relating to the supervision of orthotist or prosthetist assistants.

Read first time and referred to committee on **State Government**.

House File 2427, a bill for an act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable.

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2276, 2262, 2239, and House File 2067.

Senate File 2276

On motion of Senator Dotzler, **Senate File 2276**, a bill for an act relating to adoption investigation and report requirements, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2276), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2262

On motion of Senator Bowman, **Senate File 2262**, a bill for an act requiring radon testing and mitigation in public schools, was taken up for consideration.

Senator Bowman offered amendment S-5039, filed by him on March 3, 2014, to pages 1-3 and amending the title page of the bill, and moved its adoption.

Amendment S-5039 was adopted by a voice vote.

Senator Bowman offered amendment S-5043, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S-5043 was adopted by a voice vote.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2262), the vote was:

Yeas, 35:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Bertrand | Dix | Jochum | Segebart |
| Black | Dotzler | Mathis | Seng |
| Bolkcom | Dvorsky | McCoy | Smith |
| Bowman | Garrett | Petersen | Sodders |
| Brase | Gronstal | Quirnbach | Taylor |
| Chelgren | Hart | Ragan | Whitver |
| Courtney | Hatch | Rozenboom | Wilhelm |
| Danielson | Hogg | Schneider | |

Nays, 14:

| | | | |
|-----------|----------|----------|---------|
| Anderson | Chapman | Houser | Zaun |
| Behn | Feenstra | Johnson | Zumbach |
| Boettger | Greiner | Kapucian | |
| Breitbach | Guth | Sinclair | |

Absent, 1:

Ernst

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

Senate File 2239

On motion of Senator Wilhelm, **Senate File 2239**, a bill for an act relating to elder abuse and providing penalties, was taken up for consideration.

Senator Wilhelm offered amendment S-5036, filed by Senators Wilhelm and Dvorsky on March 3, 2014, to pages 3-5, 21, 26-28, 31, 33, and 37-38 of the bill, and moved its adoption.

Amendment S-5036 was adopted by a voice vote.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2239), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

House File 2067

On motion of Senator Dearden, **House File 2067**, a bill for an act relating to the use of youth spring wild turkey hunting licenses, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dearden offered amendment S-5027, filed by the committee on Natural Resources and Environment on February 27, 2014, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5027 was adopted by a voice vote.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2067), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirmbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

IMMEDIATELY MESSAGED

Senator Bolkcom asked and received unanimous consent that **Senate Files 2239, 2262, and 2276** and **House File 2067** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Bolkcom asked and received unanimous consent to take up for consideration Senate Files 2328 and 2204.

Senate File 2328

On motion of Senator Danielson, **Senate File 2328**, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions, was taken up for consideration.

Senator Danielson offered amendment S-5041, filed by him from the floor to pages 4-8, 10-12, 14, 15, 17, 19, 23-25, 27, 39-41, 52, 53, 56, 58, 62, 64, 69, 70, 78, 79, and 88 of the bill, and moved its adoption.

Amendment S-5041 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2328), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

Senate File 2204

On motion of Senator McCoy, **Senate File 2204**, a bill for an act relating to the regulation of pharmacy benefits managers, was taken up for consideration.

Senator McCoy offered amendment S-5046, filed by him from the floor to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S-5046 was adopted by a voice vote.

Senator McCoy asked and received unanimous consent that **House File 2297** be **substituted** for **Senate File 2204**.

House File 2297

On motion of Senator McCoy, **House File 2297**, a bill for an act relating to the regulation of pharmacy benefits managers, was taken up for consideration.

Senator McCoy offered amendment S-5047, filed by him from the floor to pages 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5047 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2297), the vote was:

Yeas, 49:

| | | | |
|----------|-----------|-----------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Feenstra | Mathis | Taylor |
| Bolkcom | Garrett | McCoy | Whitver |
| Bowman | Greiner | Petersen | Wilhelm |
| Brase | Gronstal | Quirnbach | Zaun |

| | | | |
|-----------|-------|------------|---------|
| Breitbach | Guth | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Ernst

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

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate File 2204** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator McCoy asked and received unanimous consent that **Senate File 2328** and **House File 2297** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator McCoy, the Senate adjourned at 2:03 p.m. until 9:00 a.m., Wednesday, March 5, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Irene Fick, Coon Rapids – For celebrating her 100th birthday. Senator Segebart.

Kathleen Higgins, Waterloo – For celebrating her 97th birthday. Senator Dotzler.

Becca Johnson – For her over 3,000 hours of service to academic mentoring and reading programing for elementary students through AmeriCorps. Senator Jochum.

Captain Chico Jones – For being named 2013 Class 4A State Football Champions, Dowling Catholic High School, West Des Moines. Senator Zaun.

Captain Jake Kirvin – For being named 2013 Class 4A State Football Champions, Dowling Catholic High School, West Des Moines. Senator Zaun.

Captain Jake Lewton – For being named 2013 Class 4A State Football Champions, Dowling Catholic High School, West Des Moines. Senator Zaun.

Captain Joey Miller – For being named 2013 Class 4A State Football Champions, Dowling Catholic High School, West Des Moines. Senator Zaun.

Zack Rouse, Council Bluffs – For achieving the rank of Eagle Scout, Troop 23. Senator Gronstal.

Captain Ben Ryan – For being named 2013 Class 4A State Football Champions, Dowling Catholic High School, West Des Moines. Senator Zaun.

Luella Schneider, Waterloo – For celebrating her 90th birthday. Senator Dotzler.

Coach Tom Wilson – For being named 2013 Class 4A State Football Champions, Dowling Catholic High School, West Des Moines. Senator Zaun.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2254

WAYS AND MEANS: McCoy, Chair; Feenstra and Seng

Senate File 2329

WAYS AND MEANS: Hogg, Chair; Bolkcom and Feenstra

House File 2280

COMMERCE: McCoy, Chair; Anderson and Hatch

House File 2324

COMMERCE: McCoy, Chair; Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Petersen, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm

AMENDMENTS FILED

| | | | |
|--------|------|------|---------------------------------|
| S-5040 | S.F. | 2309 | Julian Garrett |
| S-5041 | S.F. | 2328 | Jeff Danielson |
| S-5042 | S.F. | 2301 | Randy Feenstra Mark Chelgren |
| S-5043 | S.F. | 2262 | Tod R. Bowman |
| S-5044 | S.F. | 2289 | Tod R. Bowman |
| S-5045 | S.F. | 2056 | House |
| S-5046 | S.F. | 2204 | Matt McCoy |
| S-5047 | H.F. | 2297 | Matt McCoy |

JOURNAL OF THE SENATE

FIFTY-SECOND CALENDAR DAY
THIRTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 5, 2014

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kyra Cooper.

The Journal of Tuesday, March 4, 2014, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:19 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:24 a.m., President Jochum presiding.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:25 a.m. until 9:00 a.m., Thursday, March 6, 2014.

APPENDIX

AGENCY ICN REPORT

Iowa Communications Network (ICN) usage report for FY 2013, pursuant to Iowa Code section 8D.10, was received from the following agency:

STATE FAIR FOUNDATION – Report received on March 5, 2014.

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

STATE FAIR FOUNDATION

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on March 5, 2014.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, March 4, 2014, 2:30 p.m.

Members Present: Dvorsky, Chair; Chapman, Ranking Member; Black, Courtney, Dotzler, Garrett, Guth, Hogg, Kapucian, Mathis, Petersen, Ragan, Schoenjahn, and Segebart.

Members Absent: Danielson, Vice Chair; Bolkcom, Ernst, Hatch, McCoy, Rozenboom, and Smith (all excused).

Committee Business: Approved SSB 3200.

Adjourned: 2:40 p.m.

COMMERCE

Convened: Wednesday, March 5, 2014, 12:30 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Breitbach, Chapman, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Bertrand and Hatch (both excused).

Committee Business: Presentation.

Adjourned: 1:30 p.m.

ECONOMIC GROWTH

Convened: Wednesday, March 5, 2014, 11:35 a.m.

Members Present: Sodders, Chair; Bowman, Vice Chair; Behn, Danielson, Dotzler, Hart, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bertrand, Ranking Member; Chelgren, Hatch, and Houser (all excused).

Committee Business: Passed HF 2192.

Adjourned: 11:50 a.m.

HUMAN RESOURCES

Convened: Wednesday, March 5, 2014, 3:05 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Jochum, Mathis, Quirmbach, Segebart, and Whitver.

Members Absent: Ernst and Hatch (both excused).

Committee Business: Presentations.

Adjourned: 3:35 p.m.

TRANSPORTATION

Convened: Wednesday, March 5, 2014, 3:00 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Passed HF 2230.

Adjourned: 3:10 p.m.

WAYS AND MEANS

Convened: Wednesday, March 5, 2014, 1:35 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, and Smith.

Members Absent: Bertrand, Ranking Member; Black, Chapman, and Schneider (all excused).

Committee Business: Presentations.

Adjourned: 2:35 p.m.

INTRODUCTION OF BILLS

Senate File 2330, by committee on Appropriations, a bill for an act relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 2331, by Schneider, Chapman, and McCoy, a bill for an act relating to the approval, imposition, and distribution of local option taxes.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

INTRODUCTION OF RESOLUTION

Senate Resolution 109, by Jochum, Black, and Wilhelm, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS

House File 2094

JUDICIARY: Courtney, Chair; Petersen and Schneider

House File 2346

NATURAL RESOURCES AND ENVIRONMENT: Brase, Chair; Breitbach and Dearden

House File 2347

JUDICIARY: Courtney, Chair; Hogg and Whitver

House File 2368

JUDICIARY: Petersen, Chair; Horn and Schneider

House File 2381

JUDICIARY: Courtney, Chair; Garrett and Sodders

House File 2427

AGRICULTURE: Black, Chair; Kapucian and Seng

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 2330 (SSB 3200), a bill for an act relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Dvorsky, Chapman, Black, Courtney, Dotzler, Garrett, Guth, Hogg, Kapucian, Mathis, Petersen, Ragan, Schoenjahn, and Segebart. Nays, none. Absent, 7: Danielson, Bolkcom, Ernst, Hatch, McCoy, Rozenboom, and Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH

Bill Title: HOUSE FILE 2192, a bill for an act relating to rural water providers by making changes to water service requirements.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Sodders, Bowman, Behn, Danielson, Dotzler, Hart, Mathis, Schneider, Taylor, Whitver, and Wilhelm. Nays, none. Absent, 4: Bertrand, Chelgren, Hatch, and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR**TERM**

ACCOUNTANCY EXAMINING BOARD (Sec. 542.4)

Shelley Laracuenta, Ankeny

05/01/2014 – 04/30/2017

Dale Leibfried, Dubuque

05/01/2014 – 04/30/2017

| | |
|---|-------------------------|
| AFRICAN AMERICANS, COMMISSION ON THE STATUS OF (Sec. 216A.142) | |
| Veronica Sutton, Dubuque | 05/01/2014 – 04/30/2018 |
| Madai Taylor, Fort Dodge | 05/01/2014 – 04/30/2016 |
| ALCOHOLIC BEVERAGES DIVISION, ADMINISTRATOR OF THE (Sec. 123.10) | |
| Stephen Larson, Johnston | 05/01/2014 – 04/30/2018 |
| ALCOHOLIC BEVERAGES COMMISSION (Sec. 123.5) | |
| Darin Beck, Cedar Falls | 05/01/2014 – 04/30/2019 |
| Gary Nystrom, Boone | 05/01/2014 – 04/30/2019 |
| ARCHITECTURAL EXAMINING BOARD (Sec. 544A.1) | |
| Tandi Dausener, Iowa City | 05/01/2014 – 04/30/2017 |
| Tyler Kamerman, Des Moines | 05/01/2014 – 04/30/2017 |
| Jerry Purdy, Adel | 05/01/2014 – 04/30/2017 |
| ASIAN AND PACIFIC ISLANDER AFFAIRS, COMMISSION OF (Sec. 216A.152) | |
| George Youi Sayavong, Sioux City | 05/01/2014 – 04/30/2018 |
| Karlai Thornburg, Ames | 05/01/2014 – 04/30/2018 |
| Michelle Yoshimura, West Des Moines | 05/01/2014 – 04/30/2018 |
| ATHLETIC TRAINING, BOARD OF (Sec. 147.14(1)(r)) | |
| Pamela Davis, Bettendorf | 05/01/2014 – 04/30/2017 |
| Josh Hamann, Storm Lake | 05/01/2014 – 04/30/2017 |
| Susan Theisen, Dyersville | 05/01/2014 – 04/30/2017 |
| AUTISM COUNCIL, IOWA (Sec. 256.35A) | |
| Rachel Heiss, West Des Moines | 05/01/2014 – 04/30/2017 |
| Jeffrey Jennings, Ankeny | 05/01/2014 – 04/30/2017 |
| Angela Logsdon, Urbandale | 05/01/2014 – 04/30/2017 |
| Jan Turbes, Sioux City | 05/01/2014 – 04/30/2017 |
| BARBERING, BOARD OF (Sec. 147.14(1)(a)) | |
| John Anderson, Nevada | 05/01/2014 – 04/30/2017 |
| BEHAVIORAL SCIENCE, BOARD OF (Sec. 147.14(1)(m)) | |
| Donald Gilbert, Bondurant | 05/01/2014 – 04/30/2017 |
| Jeff Kerber, Johnston | 05/01/2014 – 04/30/2017 |
| Sherill Whisenand, Des Moines | 05/01/2014 – 04/30/2017 |
| BLIND, COMMISSION FOR THE (Sec. 216B.2) | |
| Peggy Elliot, Grinnell | 05/01/2014 – 04/30/2017 |
| BOILER AND PRESSURE VESSEL BOARD (Sec. 89.14) | |
| Frank Ballantini, Ankeny | 05/01/2014 – 04/30/2018 |
| Thomas Dye, Norwalk | 05/01/2014 – 04/30/2018 |
| Lynne Rush, Victor | 05/01/2014 – 04/30/2018 |

CAPITAL INVESTMENT BOARD, IOWA (Sec. 15E.63)

Keith Wiggins, Cedar Rapids 05/01/2014 – 04/30/2019

CHILD ADVOCACY BOARD (Sec. 237.16)

Mark Hargrafen, Grimes 05/01/2014 – 04/30/2018

Gerald Magee, Charles City 05/01/2014 – 04/30/2018

Beth Myers, Garner 05/01/2014 – 04/30/2018

Michael Steele, Mt Pleasant 05/01/2014 – 04/30/2018

CHIROPRACTIC, BOARD OF (Sec. 147.14(1)(h))

Rex Jones, Spencer 05/01/2014 – 04/30/2017

Lorraine May, Des Moines 05/01/2014 – 04/30/2017

Nancy Netolicky, Cedar Rapids 05/01/2014 – 04/30/2017

CITY DEVELOPMENT BOARD (Sec. 368.9)

Sarah Beatty, Sigourney 05/01/2014 – 04/30/2018

Dennis Plautz, Fort Dodge 05/01/2014 – 04/30/2018

COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)

Anna Brown, De Witt 05/01/2014 – 04/30/2017

Tom Quiner, Des Moines 05/01/2014 – 04/30/2017

Mary Whisenand, Des Moines 05/01/2014 – 04/30/2017

CORRECTIONS, BOARD OF (Sec. 904.104)

Mary Chapman, Des Moines 05/01/2014 – 04/30/2018

COSMETOLOGY ARTS AND SCIENCES, BOARD OF (Sec. 147.14(1)(n))

Mary Clausen, Webster City 05/01/2014 – 04/30/2017

Jacquelyn Hein, Monticello 05/01/2014 – 04/30/2017

Lois Leytem, Dubuque 05/01/2014 – 04/30/2017

Jeffrey Porter, Davenport 05/01/2014 – 04/30/2017

Nicole Russell, West Des Moines 05/01/2014 – 04/30/2017

CREDIT UNION REVIEW BOARD (Sec. 533.107)

Janet Pepper, Des Moines 05/01/2014 – 04/30/2017

CRIMINAL AND JUVENILE JUSTICE PLANNING ADVISORY COUNCIL
(Sec. 216A.132)

Mardi Allen, Spirit Lake 05/01/2014 – 04/30/2018

Mary Ingham, Clear Lake 05/01/2014 – 04/30/2018

Mary Kovacevich, Osceola 05/01/2014 – 04/30/2018

Michelle Leonard, Dallas Center 05/01/2014 – 04/30/2018

John Spinks Jr., Windsor Heights 05/01/2014 – 04/30/2018

Tony Thompson, Waterloo 05/01/2014 – 04/30/2018

Thomas Walton, Waukegan 05/01/2014 – 04/30/2018

DEAF SERVICES, COMMISSION OF (Sec. 216A.113)

Martha Meyer, Pleasant Hill 05/01/2014 – 04/30/2016

DENTISTRY, BOARD OF (Sec. 147.14(1)(d))

| | |
|------------------------------|-------------------------|
| Steven Fuller, Bondurant | 05/01/2014 – 04/30/2017 |
| Mary Kelly Grief, Des Moines | 05/01/2014 – 04/30/2017 |
| Diane Meier, Iowa Falls | 05/01/2014 – 04/30/2017 |

DIETETICS, BOARD OF (Sec. 147.14(1)(k))

| | |
|--------------------------------|-------------------------|
| Daniel Deutschman, Pella | 05/01/2014 – 04/30/2017 |
| Stacey Loftus, Missouri Valley | 05/01/2014 – 04/30/2017 |

DISABILITIES, COMMISSION OF PERSONS WITH (Sec. 216A.74)

| | |
|-------------------------------------|-------------------------|
| David Bert, Perry | 05/01/2014 – 04/30/2018 |
| Laura Herrity, West Des Moines | 05/01/2014 – 04/30/2018 |
| Michelle Ray-Michalec, Cedar Rapids | 05/01/2014 – 04/30/2018 |
| Gary Schriver, Mason City | 05/01/2014 – 04/30/2018 |

DISABILITIES POLICY COUNCIL, PREVENTION OF (Sec. 225B.3)

| | |
|---------------------------|-------------------------|
| Craig Cretsinger, Spencer | 05/01/2014 – 04/30/2017 |
| Gary McDermott, Clinton | 05/01/2014 – 04/30/2017 |

DRUG POLICY ADVISORY COUNCIL, IOWA (Sec. 80E.2)

| | |
|---------------------------|-------------------------|
| Matthew Harkin, Norwalk | 05/01/2014 – 04/30/2018 |
| Jason Sandholt, Knoxville | 05/01/2014 – 04/30/2018 |

EARLY CHILDHOOD IOWA STATE BOARD (Sec. 256I.3)

| | |
|------------------------------|-------------------------|
| David Arens, Windsor Heights | 05/01/2014 – 04/30/2017 |
| James Christensen, Waterloo | 05/01/2014 – 04/30/2017 |
| Donald Doudna, Johnston | 05/01/2014 – 04/30/2017 |

ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105)

| | |
|----------------------------------|-------------------------|
| Dawn Ainger, Hiawatha | 05/01/2014 – 04/30/2018 |
| Pete Brownell, Grinnell | 05/01/2014 – 04/30/2018 |
| Linda Crookham-Hansen, Oskaloosa | 05/01/2014 – 04/30/2018 |
| Christian Murray, Ankeny | 05/01/2014 – 04/30/2018 |

EDUCATION, STATE BOARD OF (Sec. 256.3)

| | |
|----------------------------|-------------------------|
| Michael Bearden, Gladbrook | 05/01/2014 – 04/30/2020 |
| Angela English, Dyersville | 05/01/2014 – 04/30/2020 |
| Brooke Miller, Des Moines | 05/01/2014 – 04/30/2020 |
| Mary Ellen Miller, Corydon | 05/01/2014 – 04/30/2020 |

EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)

| | |
|------------------------|-------------------------|
| Sara Arnold, Vinton | 05/01/2014 – 04/30/2018 |
| Laura Stevens, Milford | 05/01/2014 – 04/30/2018 |

ELEVATOR SAFETY BOARD (Sec. 89A.13)

| | |
|--------------------------|-------------------------|
| Justin Carleton, Ankeny | 05/01/2014 – 04/30/2018 |
| Jeremy Musil, Des Moines | 05/01/2014 – 04/30/2018 |

EMPLOYMENT APPEAL BOARD (Sec. 10A.601)

| | |
|-----------------------------|-------------------------|
| Kim Schmett, Clive | 05/01/2014 – 04/30/2020 |
| Jennifer Wallace, Urbandale | 05/01/2014 – 04/30/2016 |

ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)

| | |
|--------------------------|-------------------------|
| Robert Fairfax, Norwalk | 05/01/2014 – 04/30/2016 |
| Rita Perea, Des Moines | 05/01/2014 – 04/30/2017 |
| Jerry Shellberg, Red Oak | 05/01/2014 – 04/30/2017 |
| Marlon Vogt, Marion | 05/01/2014 – 04/30/2017 |

FLOOD MITIGATION BOARD (Sec. 418.5)

| | |
|------------------------|-------------------------|
| Ronald Herrig, Dubuque | 05/01/2014 – 04/30/2017 |
| Amy Kaleita, Ames | 05/01/2014 – 04/30/2017 |

GRAIN INDEMNITY FUND BOARD, IOWA (Sec. 203D.4)

| | |
|--------------------------|-------------------------|
| Lori Goetzinger, Carroll | 05/01/2014 – 04/30/2017 |
| Debra Keller, Clarion | 05/01/2014 – 04/30/2017 |

GREAT PLACES BOARD, IOWA (Sec. 303.3C)

| | |
|-------------------------|-------------------------|
| Nick Glew, Marion | 05/01/2014 – 04/30/2017 |
| Ruth Haus, Urbandale | 05/01/2014 – 04/30/2017 |
| Brent Matthias, Waverly | 05/01/2014 – 04/30/2017 |
| Jared McGovern, Peosta | 05/01/2014 – 04/30/2017 |

HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD (Sec. 514I.5)

| | |
|----------------------------|-------------------------|
| Joseph Hutter, Bettendorf | 05/01/2014 – 04/30/2016 |
| Mary Mincer Hansen, Panora | 05/01/2014 – 04/30/2016 |

HEARING AID DISPENSERS, BOARD OF (Sec. 147.14(v))

| | |
|---------------------------|-------------------------|
| Catherine Dangelser, Ames | 05/01/2014 – 04/30/2017 |
| Jon McAvoy, Adel | 05/01/2014 – 04/30/2017 |

HIGHER EDUCATION LOAN AUTHORITY, IOWA (Sec. 261A.6)

| | |
|-------------------------------------|-------------------------|
| Marianne Mickelson, West Des Moines | 05/01/2014 – 04/30/2020 |
|-------------------------------------|-------------------------|

HUMAN SERVICES, COUNCIL ON (Sec. 217.2)

| | |
|------------------------------|-------------------------|
| Alexa Heffernan, Cedar Falls | 05/01/2014 – 04/30/2019 |
|------------------------------|-------------------------|

INTERIOR DESIGN EXAMINING BOARD (Sec. 544C.2)

| | |
|---------------------------------|-------------------------|
| Dorothy Fowles, Iowa City | 05/01/2014 – 04/30/2017 |
| Scott Hatfield, West Des Moines | 05/01/2014 – 04/30/2017 |

JUDICIAL NOMINATING COMMISSION, STATE (Sec. 46.2A)

| | |
|-----------------------------------|-------------------------|
| Steve Berger, Wellman | 05/01/2014 – 04/30/2020 |
| Lance Horbach, Tama | 05/01/2014 – 04/30/2020 |
| Patricia (Trish) Roberts, Carroll | 05/01/2014 – 04/30/2020 |

LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)

| | |
|--------------------------|-------------------------|
| Jonathan Martin, Norwalk | 05/01/2014 – 04/30/2017 |
|--------------------------|-------------------------|

LATINO AFFAIRS, COMMISSION OF (Sec. 216A.12)

| | |
|--------------------------------|-------------------------|
| Alejandro Pino, Cedar Rapids | 05/01/2014 – 04/30/2018 |
| Gloria Rodriguez, Denison | 05/01/2014 – 04/30/2018 |
| Ramon Rodriguez, Pleasant Hill | 05/01/2014 – 04/30/2018 |
| Elle Victoria-Gray, Lisbon | 05/01/2014 – 04/30/2018 |

LAW ENFORCEMENT ACADEMY COUNCIL, IOWA (Sec. 80B.6)

| | |
|-----------------------------|-------------------------|
| Lisa Campbell, Waterloo | 05/01/2014 – 04/30/2018 |
| Patrick Jackson, Burlington | 05/01/2014 – 04/30/2018 |
| Ricardo Martinez II, Nevada | 05/01/2014 – 04/30/2018 |

LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA (Sec. 99G.8)

| | |
|---------------------------------|-------------------------|
| Michael Klappholz, Cedar Rapids | 05/01/2014 – 04/30/2018 |
| Ying Sa, Des Moines | 05/01/2014 – 04/30/2018 |

MASSAGE THERAPY, BOARD OF (Sec. 147.14(1)(q))

| | |
|----------------------------|-------------------------|
| Bruce Bockoven, Chariton | 05/01/2014 – 04/30/2017 |
| David Edwards, Des Moines | 05/01/2014 – 04/30/2017 |
| Jill Ellsworth, Grimes | 05/01/2014 – 04/30/2017 |
| Robert Johnson, Mason City | 05/01/2014 – 04/30/2017 |

MEDICINE, BOARD OF (Sec. 147.14(1)(b))

| | |
|--------------------------|-------------------------|
| Ronald Cheney, Carroll | 05/01/2014 – 04/30/2017 |
| Diane Clark, Lake Mills | 05/01/2014 – 04/30/2017 |
| Diane Cortese, Urbandale | 05/01/2014 – 04/30/2016 |
| Hamed Tewfik, Iowa City | 05/01/2014 – 04/30/2017 |

MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5(1))

| | |
|---------------------------------|-------------------------|
| Thomas Bouska, Council Bluffs | 05/01/2014 – 04/30/2017 |
| Marsha Edgington, Osceola | 05/01/2014 – 04/30/2016 |
| Lynn Grobe, Oakland | 05/01/2014 – 04/30/2017 |
| Chet Hollingshead, Ogden | 05/01/2014 – 04/30/2017 |
| Kathryn Johnson, Cedar Rapids | 05/01/2014 – 04/30/2017 |
| Geoffrey Lauer, Iowa City | 05/01/2014 – 04/30/2017 |
| Michael Polich, Windsor Heights | 05/01/2014 – 04/30/2017 |

MENTAL HEALTH RISK POOL BOARD (Sec. 426B.5(2)(c))

| | |
|---------------------------|-------------------------|
| Teresa Kanning, Atlantic | 05/01/2014 – 04/30/2017 |
| Peggy Rice, Dakota City | 05/01/2014 – 04/30/2017 |
| Shane Walter, Orange City | 05/01/2014 – 04/30/2017 |

MORTUARY SCIENCE, BOARD OF (Sec. 147.14(1)(p))

| | |
|-------------------------------|-------------------------|
| Rebecca Ervin, Urbandale | 05/01/2014 – 04/30/2017 |
| Todd Kale, Osceola | 05/01/2014 – 04/30/2017 |
| Carl Linge, Cedar Rapids | 05/01/2014 – 04/30/2016 |
| Martin Mitchell, Marshalltown | 05/01/2014 – 04/30/2017 |

NURSING, BOARD OF (Sec. 147.14(1)(c))

| | |
|------------------------|-------------------------|
| Debra Larson, Marion | 05/01/2014 – 04/30/2014 |
| LeRoy Strohman, Algona | 05/01/2014 – 04/30/2017 |
| Gwen Suntken, Meservey | 05/01/2014 – 04/30/2017 |

NURSING HOME ADMINISTRATORS, BOARD OF (Sec. 147.14(w))

| | |
|-------------------------|-------------------------|
| Daniel Boor, Des Moines | 05/01/2014 – 04/30/2017 |
| Michael Jenison, Ankeny | 05/01/2014 – 04/30/2017 |

OPTOMETRY, BOARD OF (Sec. 147.14(1)(f))

| | |
|---|-------------------------|
| Scott Ihrke, Le Mars | 05/01/2014 – 04/30/2017 |
| Michael Portz, Red Oak | 05/01/2014 – 04/30/2017 |
| Jacqueline (Jackie) Pullen, West Des Moines | 05/01/2014 – 04/30/2017 |

PAROLE, CHAIRPERSON OF THE BOARD OF (Sec. 904A.3)

| | |
|----------------------------------|---------------------------------------|
| Jason Carlstrom, West Des Moines | 05/01/2014 – Pleasure of the Governor |
|----------------------------------|---------------------------------------|

PAROLE, BOARD OF (Sec. 904A.1)

| | |
|------------------------|-------------------------|
| John Hodges, Bondurant | 05/01/2014 – 04/30/2018 |
|------------------------|-------------------------|

PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM TRUSTEE (Sec. 97A.5)

| | |
|---------------------|-------------------------|
| Chris Mayer, Waukee | 05/01/2014 – 04/30/2016 |
|---------------------|-------------------------|

PHARMACY, BOARD OF (Sec. 147.14(1)(e))

| | |
|-------------------------|-------------------------|
| LaDonna Gratiias, Clive | 05/01/2014 – 04/30/2017 |
| Edward Maier, Mapleton | 05/01/2014 – 04/30/2017 |
| James Miller, Dubuque | 05/01/2014 – 04/30/2017 |

PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF (Sec. 147.14(1)(j))

| | |
|--------------------------------|-------------------------|
| Bradley Earp, West Des Moines | 05/01/2014 – 04/30/2017 |
| Rachel Judisch, Lake View | 05/01/2014 – 04/30/2015 |
| Craig Newton, Winterset | 05/01/2014 – 04/30/2017 |
| Melinda Shetler, North Liberty | 05/01/2014 – 04/30/2017 |

PHYSICIAN ASSISTANTS, BOARD OF (Sec. 147.14(1)(l))

| | |
|----------------------------|-------------------------|
| Jon Ahrendsen, Clarion | 05/01/2014 – 04/30/2017 |
| Gary Nystrom, Boone | 05/01/2014 – 04/30/2017 |
| Peter Stopulos, Bettendorf | 05/01/2014 – 04/30/2017 |

PLUMBING AND MECHANICAL SYSTEMS EXAMINING BOARD (Sec. 105.3)

| | |
|-------------------------|-------------------------|
| Jim Cooper, Urbandale | 05/01/2014 – 04/30/2017 |
| Carol Crane, Knoxville | 05/01/2014 – 04/30/2017 |
| Ken Thornton, Polk City | 05/01/2014 – 04/30/2016 |

PODIATRY, BOARD OF (Sec. 147.14(1)(s))

| | |
|-------------------------------|-------------------------|
| John Bennett, West Des Moines | 05/01/2014 – 04/30/2017 |
| Gerald Edgar, Garner | 05/01/2014 – 04/30/2017 |

PSYCHOLOGY, BOARD OF (Sec. 147.14(1)(g))

| | |
|--------------------------------|-------------------------|
| Sarah Henderson, Cedar Rapids | 05/01/2014 – 04/30/2017 |
| Adam Kurth, Des Moines | 05/01/2014 – 04/30/2016 |
| Ralph Scott, Cedar Falls | 05/01/2014 – 04/30/2017 |
| Heidi Vermeer-Quist, Urbandale | 05/01/2014 – 04/30/2017 |

PUBLIC EMPLOYMENT RELATIONS BOARD, CHAIR OF THE (Sec. 20.5)

| | |
|-----------------------------|-------------------------|
| James Van Fossen, Davenport | 05/01/2014 – 04/30/2018 |
|-----------------------------|-------------------------|

PUBLIC EMPLOYMENT RELATIONS BOARD (Sec. 20.5)

| | |
|--------------------------|-------------------------|
| Mike Cormack, Des Moines | 05/01/2014 – 04/30/2016 |
|--------------------------|-------------------------|

PUBLIC INFORMATION BOARD, IOWA (Sec. 23.3)

| | |
|----------------------------------|-------------------------|
| Anthony Gaughan, West Des Moines | 05/01/2014 – 04/30/2018 |
| Jo Martin, Spirit Lake | 05/01/2014 – 04/30/2018 |
| Gary Mohr, Bettendorf | 05/01/2014 – 04/30/2018 |
| William Monroe, Johnston | 05/01/2014 – 04/30/2018 |
| Suzan Stewart, Sioux City | 05/01/2014 – 04/30/2018 |

RACING AND GAMING COMMISSION, STATE (Sec. 99D.5)

| | |
|-------------------------------|-------------------------|
| Carl Heinrich, Council Bluffs | 05/01/2014 – 04/30/2017 |
| Jeffrey Lamberti, Ankeny | 05/01/2014 – 04/30/2017 |

REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)

| | |
|------------------------------|-------------------------|
| Gene Nelsen, Johnston | 05/01/2014 – 04/30/2017 |
| Caryl Swaim, West Des Moines | 05/01/2014 – 04/30/2017 |

REAL ESTATE COMMISSION (Sec. 543B.8)

| | |
|--------------------------------|-------------------------|
| Janet DeMott, Bedford | 05/01/2014 – 04/30/2017 |
| John Goede, Spencer | 05/01/2014 – 04/30/2017 |
| Helen Kimes, Osceola | 05/01/2014 – 04/30/2017 |
| Michael Telford, Dallas Center | 05/01/2014 – 04/30/2017 |

RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13)

| | |
|---------------------------|-------------------------|
| Randy Olson, Story City | 05/01/2014 – 04/30/2019 |
| Kenneth Pangburn, Corning | 05/01/2014 – 04/30/2019 |
| Brian Wiegert, Winterset | 05/01/2014 – 04/30/2019 |

RESPIRATORY CARE, BOARD OF (Sec. 147.14(1)(o))

| | |
|----------------------------|-------------------------|
| Gregory Hicklin, Urbandale | 05/01/2014 – 04/30/2017 |
| Erik Olesen, Mingo | 05/01/2014 – 04/30/2017 |

SCHOOL BUDGET REVIEW COMMITTEE (Sec. 257.30)

| | |
|------------------------|-------------------------|
| Keith England, Hubbard | 05/01/2014 – 04/30/2017 |
|------------------------|-------------------------|

SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF
(Sec. 147.14(1)(u))

| | |
|--------------------------------|-------------------------|
| Cindy Crawford, Pleasantville | 05/01/2014 – 04/30/2017 |
| Tailyn Kaster, West Des Moines | 05/01/2014 – 04/30/2015 |
| Brent Welsch, Council Bluffs | 05/01/2014 – 04/30/2017 |

SOCIAL WORK, BOARD OF (Sec. 147.14(1)(t))

| | |
|-----------------------------|-------------------------|
| Mark Hudson, Marion | 05/01/2014 – 04/30/2017 |
| Cynthia Schuman, Fort Dodge | 05/01/2014 – 04/30/2017 |

SPEECH PATHOLOGY AND AUDIOLOGY, BOARD OF (Sec. 147.14(1)(i))

| | |
|------------------------------|-------------------------|
| Ryan Austin, Windsor Heights | 05/01/2014 – 04/30/2017 |
| Alison Lemke, Newton | 05/01/2014 – 04/30/2017 |

TECHNOLOGY ADVISORY COUNCIL (Sec. 8B.8)

| | |
|-------------------------|-------------------------|
| Leann Jacobsen, Spencer | 05/01/2014 – 04/30/2016 |
|-------------------------|-------------------------|

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA (Sec. 8D.3(2))

| | |
|---------------------------------|-------------------------|
| Kelly Dolan Lange, Independence | 05/01/2014 – 04/30/2020 |
|---------------------------------|-------------------------|

TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON (Sec. 142A.3)

| | |
|-------------------------|-------------------------|
| Brian Pins, Waverly | 05/01/2014 – 04/30/2017 |
| Michele Sandquist, Adel | 05/01/2014 – 04/30/2016 |
| Mikki Stier, Ankeny | 05/01/2014 – 04/30/2017 |

TRANSPORTATION COMMISSION, STATE (Sec. 307.3)

| | |
|-------------------------|-------------------------|
| Daniel Huber, Davenport | 05/01/2014 – 04/30/2018 |
| John Putney, Gladbrook | 05/01/2014 – 04/30/2018 |

VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)

| | |
|----------------------------|-------------------------|
| Monica Blakely, Granger | 05/01/2014 – 04/30/2018 |
| Richard Goebel, New Vienna | 05/01/2014 – 04/30/2018 |
| Elizabeth Ledvina, Toledo | 05/01/2014 – 04/30/2018 |

VETERINARY MEDICINE, IOWA BOARD OF (Sec. 169.5)

| | |
|-------------------------|-------------------------|
| Keith Leonard, Atlantic | 05/01/2014 – 04/30/2017 |
| Ann Werner, Diagonal | 05/01/2014 – 04/30/2017 |

VISION IOWA BOARD (Sec. 15F.102)

| | |
|-----------------------------|-------------------------|
| Eric Bookmeyer, Mason City | 05/01/2014 – 04/30/2016 |
| Craig Johnson, Independence | 05/01/2014 – 04/30/2017 |
| Mark Kapfer, Bettendorf | 05/01/2014 – 04/30/2017 |
| Tammy Robinson, New Hampton | 05/01/2014 – 04/30/2017 |

WOMEN, COMMISSION ON THE STATUS OF (Sec. 216A.53)

| | |
|-----------------------------------|-------------------------|
| Thomas Carnahan, Davenport | 05/01/2014 – 04/30/2018 |
| Rachelle Hunt Russian, Des Moines | 05/01/2014 – 04/30/2018 |
| Phyllis Peters, Ames | 05/01/2014 – 04/30/2018 |

| | |
|-------------------------------|-------------------------|
| Aaron Sewell, West Des Moines | 05/01/2014 – 04/30/2016 |
| Sherill Whisenand, Des Moines | 05/01/2014 – 04/30/2018 |

WORKFORCE DEVELOPMENT BOARD, IOWA (Sec. 84A.1A)

| | |
|-------------------------|-------------------------|
| Stacey Andersen, Dike | 05/01/2014 – 04/30/2018 |
| Robert Gilmore, Dawson | 05/01/2014 – 04/30/2018 |
| Suzanne Kmet, Indianola | 05/01/2014 – 04/30/2018 |
| John Krogman, Atlantic | 05/01/2014 – 04/30/2018 |
| Norene Mostkoff, Waukeo | 05/01/2014 – 04/30/2016 |

BY THE STATE RACING AND GAMING COMMISSION

TERM

RACING AND GAMING COMMISSION, ADMINISTRATOR OF THE STATE
(Sec. 99D.6)

| | |
|-------------------------------|-------------------------|
| Brian Ohorilko, Mitchellville | 05/01/2014 – 04/30/2018 |
|-------------------------------|-------------------------|

The appointments were referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 5, 2014:

AGRICULTURE

Lori Goetzinger – Iowa Grain Indemnity Fund Board
Debra Keller – Iowa Grain Indemnity Fund Board

COMMERCE

Janet Pepper – Credit Union Review Board

Kelly Dolan Lange – Iowa Telecommunications and Technology Commission

ECONOMIC GROWTH

Keith Wiggins – Iowa Capital Investment Board

Dawn Ainger – Economic Development Authority
Pete Brownell – Economic Development Authority
Linda Crookham-Hansen – Economic Development Authority
Christian Murray – Economic Development Authority

Nick Glew – Iowa Great Places Board
Ruth Haus – Iowa Great Places Board
Brent Matthias – Iowa Great Places Board
Jared McGovern – Iowa Great Places Board

EDUCATION

Rachel Heiss – Iowa Autism Council
Jeffrey Jennings – Iowa Autism Council
Angela Logsdon – Iowa Autism Council
Jan Turbes – Iowa Autism Council

David Arens – Early Childhood Iowa State Board
James Christensen – Early Childhood Iowa State Board
Donald Doudna – Early Childhood Iowa State Board

Michael Bearden – State Board of Education
Angela English – State Board of Education
Brooke Miller – State Board of Education
Mary Ellen Miller – State Board of Education

Sara Arnold – Board of Educational Examiners
Laura Stevens – Board of Educational Examiners
Marianne Mickelson – Iowa Higher Education Loan Authority

Keith England – School Budget Review Committee

HUMAN RESOURCES

Pamela Davis – Board of Athletic Training
Josh Hamann – Board of Athletic Training
Susan Theisen – Board of Athletic Training

Donald Gilbert – Board of Behavioral Science
Jeff Kerber – Board of Behavioral Science
Sherill Whisenand – Board of Behavioral Science
Mark Hargrafen – Child Advocacy Board
Gerald Magee – Child Advocacy Board
Beth Myers – Child Advocacy Board
Michael Steele – Child Advocacy Board

David Bert – Commission of Persons with Disabilities
Laura Herrity – Commission of Persons with Disabilities
Michelle Ray-Michalec – Commission of Persons with Disabilities
Gary Schriver – Commission of Persons with Disabilities

Craig Cretsinger – Prevention of Disabilities Policy Council
Gary McDermott – Prevention of Disabilities Policy Council

Joseph Hutter – Healthy and Well Kids in Iowa (HAWK-I) Board
Mary Mincer Hansen – Healthy and Well Kids in Iowa (HAWK-I) Board

Alexa Heffernan – Council on Human Services

Alejandro Pino – Commission of Latino Affairs
 Gloria Rodriguez – Commission of Latino Affairs
 Ramon Rodriguez – Commission of Latino Affairs
 Elle Victoria-Gray – Commission of Latino Affairs

Thomas Bouska – Mental Health and Disability Services Commission
 Marsha Edgington – Mental Health and Disability Services Commission
 Lynn Grobe – Mental Health and Disability Services Commission
 Chet Hollingshead – Mental Health and Disability Services Commission
 Kathryn Johnson – Mental Health and Disability Services Commission
 Geoffrey Lauer – Mental Health and Disability Services Commission
 Michael Polich – Mental Health and Disability Services Commission

Cindy Crawford – Board of Sign Language Interpreters and Transliterators
 Tailyn Kaster – Board of Sign Language Interpreters and Transliterators
 Brent Welsch – Board of Sign Language Interpreters and Transliterators

Brian Pins – Commission on Tobacco Use Prevention and Control
 Michele Sandquist – Tobacco Use Prevention and Control
 Mikki Stier – Tobacco Use Prevention and Control

JUDICIARY

Mary Chapman – Board of Corrections

Mardi Allen – Criminal and Juvenile Justice Planning Advisory Council
 Mary Ingham – Criminal and Juvenile Justice Planning Advisory Council
 Mary Kovacevich – Criminal and Juvenile Justice Planning Advisory Council
 Michelle Leonard – Criminal and Juvenile Justice Planning Advisory Council
 John Spinks Jr. – Criminal and Juvenile Justice Planning Advisory Council
 Tony Thompson – Criminal and Juvenile Justice Planning Advisory Council
 Thomas Walton – Criminal and Juvenile Justice Planning Advisory Council

Matthew Harkin – Iowa Drug Policy Advisory Council
 Jason Sandholt – Iowa Drug Policy Advisory Council

Steve Berger – State Judicial Nominating Commission
 Lance Horbach – State Judicial Nominating Commission
 Patricia (Trish) Roberts – State Judicial Nominating Commission

Lisa Campbell – Iowa Law Enforcement Academy Council
 Patrick Jackson – Iowa Law Enforcement Academy Council
 Ricardo Martinez II – Iowa Law Enforcement Academy Council

Jason Carlstrom – Chairperson of the Board of Parole

John Hodges – Board of Parole

LABOR AND BUSINESS RELATIONS

Kim Schmett – Employment Appeal Board
 Jennifer Wallace – Employment Appeal Board

Jim Cooper – Plumbing and Mechanical Systems Examining Board
Carol Crane – Plumbing and Mechanical Systems Examining Board
Ken Thornton – Plumbing and Mechanical Systems Examining Board

James Van Fossen – Chair of the Public Employment Relations Board

Mike Cormack – Public Employment Relations Board

Stacey Andersen – Iowa Workforce Development Board
Robert Gilmore – Iowa Workforce Development Board
Suzanne Kmet – Iowa Workforce Development Board
John Krogman – Iowa Workforce Development Board
Norene Mostkoff – Iowa Workforce Development Board

LOCAL GOVERNMENT

Sarah Beatty – City Development Board
Dennis Plautz – City Development Board

Teresa Kanning – Mental Health Risk Pool Board
Peggy Rice – Mental Health Risk Pool Board
Shane Walter – Mental Health Risk Pool Board

NATURAL RESOURCES AND ENVIRONMENT

Ronald Herrig – Flood Mitigation Board
Amy Kaleita – Flood Mitigation Board

Randy Olson – Renewable Fuel Infrastructure Board
Kenneth Pangburn – Renewable Fuel Infrastructure Board
Brian Wiegert – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Shelley Laracuente – Accountancy Examining Board
Dale Leibfried – Accountancy Examining Board

Veronica Sutton – Commission on the Status of African Americans
Madai Taylor – Commission on the Status of African Americans

Stephen Larson – Administrator of the Alcoholic Beverages Division

Gary Nystrom – Alcoholic Beverages Commission

Tandi Dausener – Architectural Examining Board
Tyler Kameron – Architectural Examining Board
Jerry Purdy – Architectural Examining Board
George Youi Sayavong – Commission of Asian and Pacific Islander Affairs
Karlai Thornburg – Commission of Asian and Pacific Islander Affairs
Michelle Yoshimura – Commission of Asian and Pacific Islander Affairs

John Anderson – Board of Barbering

Peggy Elliot – Commission for the Blind

Frank Ballantini – Boiler and Pressure Vessel Board

Thomas Dye – Boiler and Pressure Vessel Board

Lynne Rush – Boiler and Pressure Vessel Board

Rex Jones – Board of Chiropractic

Lorraine May – Board of Chiropractic

Nancy Netolicky – Board of Chiropractic

Anna Brown – Commission on Community Action Agencies

Tom Quiner – Commission on Community Action Agencies

Mary Whisenand – Commission on Community Action Agencies

Mary Clausen – Board of Cosmetology Arts and Sciences

Jacquelyn Hein – Board of Cosmetology Arts and Sciences

Lois Leytem – Board of Cosmetology Arts and Sciences

Jeffrey Porter – Board of Cosmetology Arts and Sciences

Nicole Russell – Board of Cosmetology Arts and Sciences

Martha Meyer – Commission of Deaf Services

Steven Fuller – Board of Dentistry

Mary Kelly Grief – Board of Dentistry

Diane Meier – Board of Dentistry

Daniel Deutschman – Board of Dietetics

Stacey Loftus – Board of Dietetics

Justin Carleton – Elevator Safety Board

Jeremy Musil – Elevator Safety Board

Robert Fairfax – Engineering and Land Surveying Examining Board

Rita Perea – Engineering and Land Surveying Examining Board

Jerry Shellberg – Engineering and Land Surveying Examining Board

Marlon Vogt – Engineering and Land Surveying Examining Board

Catherine Dangelser – Board of Hearing Aid Dispensers

Jon McAvoy – Board of Hearing Aid Dispensers

Dorothy Fowles – Interior Design Examining Board

Scott Hatfield – Interior Design Examining Board

Jonathan Martin – Landscape Architectural Examining Board

Michael Klappholz – Iowa Lottery Authority Board of Directors

Ying Sa – Iowa Lottery Authority Board of Directors

Bruce Bockoven – Board of Massage Therapy

David Edwards – Board of Massage Therapy

Jill Ellsworth – Board of Massage Therapy

Robert Johnson – Board of Massage Therapy

Ronald Cheney – Board of Medicine
Diane Clark – Board of Medicine
Diane Cortese – Board of Medicine
Hamed Tewfik – Board of Medicine

Rebecca Ervin – Board of Mortuary Science
Todd Kale – Board of Mortuary Science
Carl Linge – Board of Mortuary Science
Martin Mitchell – Board of Mortuary Science

Debra Larson – Board of Nursing
LeRoy Strohman – Board of Nursing
Gwen Suntken – Board of Nursing

Daniel Boor – Board of Nursing Home Administrators
Michael Jenison – Board of Nursing Home Administrators

Scott Ihrke – Board of Optometry
Michael Portz – Board of Optometry
Jacqueline (Jackie) Pullen – Board of Optometry

Chris Mayer – Peace Officers' Retirement, Accident, and Disability System Trustee

LaDonna Gratias – Board of Pharmacy
Edward Maier – Board of Pharmacy
James Miller – Board of Pharmacy

Bradley Earp – Board of Physical and Occupational Therapy
Rachel Judisch – Board of Physical and Occupational Therapy
Craig Newton – Board of Physical and Occupational Therapy
Melinda Shetler – Board of Physical and Occupational Therapy

Jon Ahrendsen – Board of Physician Assistants
Peter Stopulos – Board of Physician Assistants

John Bennett – Board of Podiatry
Gerald Edgar – Board of Podiatry

Sarah Henderson – Board of Psychology
Adam Kurth – Board of Psychology
Ralph Scott – Board of Psychology
Heidi Vermeer-Quist – Board of Psychology

Anthony Gaughan – Iowa Public Information Board
Jo Martin – Iowa Public Information Board
Gary Mohr – Iowa Public Information Board
William Monroe – Iowa Public Information Board
Suzan Stewart – Iowa Public Information Board

Brian Ohorilko – Administrator of the Racing and Gaming Commission

Carl Heinrich – State Racing and Gaming Commission
Jeffrey Lamberti – State Racing and Gaming Commission

Gene Nelsen – Real Estate Appraiser Examining Board
Caryl Swaim – Real Estate Appraiser Examining Board

Janet DeMott – Real Estate Commission
John Goede – Real Estate Commission
Helen Kimes – Real Estate Commission
Michael Telford – Real Estate Commission

Gregory Hicklin – Board of Respiratory Care
Erik Olesen – Board of Respiratory Care

Mark Hudson – Board of Social Work
Cynthia Schuman – Board of Social Work

Ryan Austin – Board of Speech Pathology and Audiology
Alison Lemke – Board of Speech Pathology and Audiology

Leann Jacobsen – Technology Advisory Council

Keith Leonard – Iowa Board of Veterinary Medicine
Ann Werner – Iowa Board of Veterinary Medicine

Eric Bookmeyer – Vision Iowa Board
Craig Johnson – Vision Iowa Board
Mark Kapfer – Vision Iowa Board
Tammy Robinson – Vision Iowa Board

Thomas Carnahan – Commission on the Status of Women
Rachelle Hunt Russian – Commission on the Status of Women
Phyllis Peters – Commission on the Status of Women
Aaron Sewell – Commission on the Status of Women
Sherill Whisenand – Commission on the Status of Women

TRANSPORTATION

Daniel Huber – State Transportation Commission
John Putney – State Transportation Commission

VETERANS AFFAIRS

Monica Blakely – Commission of Veterans Affairs
Richard Goebel – Commission of Veterans Affairs
Elizabeth Ledvina – Commission of Veterans Affairs

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on March 01, 2014:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Barbering, formerly held by Dennis Rafdal. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Ritchie Kurtenbach. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Lori Mease. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Kay Pence. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Elevator Safety Board, formerly held by Candace Biddle. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board, formerly held by Laura Hawks. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board, formerly held by Catherine Huggins. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Native American Affairs Commission, formerly held by Judy Allen. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Examining Board, formerly held by Ronald Masters. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Examining Board, formerly held by Brita Van Horne. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Transliterators, formerly held by Bill Ainsley. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position

Sincerely,
TERRY E. BRANSTAD
Governor

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on March 5, 2014:

It has come to my attention that the appointment of Darin Beck to the Alcoholic Beverages Commission may not be in full compliance with Iowa Code Section 123.6 which provides that “[n]ot more than two members of the commission may be the holder of or have an interest in a permit or license to manufacture alcoholic liquor, wine, or beer or to sell alcoholic liquor, wine, or beer at wholesale or retail.”

Therefore, I am withdrawing the name of Darin Beck to serve as a member of the Alcoholic Beverages Commission from further consideration by the Senate.

I am withdrawing the name of Gary Nystrom to serve as a member of the Board of Physician Assistants from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

JOURNAL OF THE SENATE

FIFTY-THIRD CALENDAR DAY
THIRTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 6, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Bishop Richard Pates of the Des Moines Diocese of the Catholic Church in Des Moines, Iowa. He was the guest of Senator Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kassi Decuir.

The Journal of Wednesday, March 5, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 5, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2169, a bill for an act relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Senate File 2240, a bill for an act relating to nonsubstantive code corrections.

ALSO: I am directed to inform your honorable body that the House has on March 5, 2014, **adopted** the conference committee report **and passed House File 381**, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races.

ALSO: That the House has on March 5, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2174, a bill for an act relating to strip searches at a county jail or municipal holding facility.

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

House File 2367, a bill for an act providing for certification requirements for persons actively involved in the operation of a commercial manure service.

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

House File 2376, a bill for an act requiring the development and use of a standard process and form for prior authorization of prescription drug benefits.

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

House File 2378, a bill for an act relating to the requirements for psychologist licensing.

Read first time and referred to committee on **Human Resources**.

House File 2379, a bill for an act relating to crisis stabilization programs authorized by the department of human services.

Read first time and referred to committee on **Human Resources**.

House File 2382, a bill for an act concerning requirements for state purchasing from prison industries.

Read first time and referred to committee on **State Government**.

House File 2387, a bill for an act providing for notice of garnishment and levy to a judgment debtor.

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

House File 2388, a bill for an act relating to continuity of learning for children receiving foster care services.

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

House File 2389, a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

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

House File 2395, a bill for an act relating to the operation of all-terrain vehicles on highways, and making penalties applicable.

Read first time and attached to **companion Senate File 2287**.

House File 2397, a bill for an act concerning liability protection for volunteers on state lands.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 2408, a bill for an act modifying notification requirements applicable to underground facility excavations where underground facilities are present.

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

House File 2410, a bill for an act related to special exceptions from local zoning regulations.

Read first time and referred to committee on **Local Government**.

House File 2417, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Read first time and referred to committee on **Human Resources**.

House File 2421, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings.

Read first time and attached to **similar Senate File 2298**.

House File 2423, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

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

ALSO: That the House has on March 6, 2014, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 2067, a bill for an act relating to the use of youth spring wild turkey hunting licenses.

House File 2297, a bill for an act relating to the regulation of pharmacy benefit managers.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:09 a.m. until 1:00 p.m., Monday, March 10, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Report of Recommendations to the Iowa Public Employees' Retirement System 5/20/13–7/12/13, pursuant to Iowa Code section 11.2. Report received on March 6, 2014.

LEGISLATIVE SERVICES AGENCY

Integrated Health Care Models and Multi-payer Delivery Systems Study Committee Final Report, pursuant to Iowa Code section 2.43. Report received on March 6, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Dorothy Nordman, Waterloo – For celebrating her 95th birthday. Senator Dotzler.

Jean Parle, Humboldt – For celebrating her birthday. Senator Beall.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Thursday, March 6, 2014, 1:30 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed HFs 2132 and 2278; presentation.

Adjourned: 1:55 p.m.

STATE GOVERNMENT

Convened: Thursday, March 6, 2014, 1:00 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Bowman, Chapman, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Sodders.

Members Absent: Anderson, Bertrand, and Courtney (all excused).

Committee Business: Passed HF 2274.

Adjourned: 1:10 p.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Thursday, March 6, 2014, 10:15 a.m.

Members Present: Ragan, Vice Chair; Segebart, Ranking Member; Bolkom, and Johnson.

Members Absent: Hatch, Chair (excused).

Committee Business: Budget review.

Adjourned: 10:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, March 6, 2014, 10:00 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; and Garrett, Ranking Member.

Members Absent: Chelgren and Taylor (both excused).

Committee Business: Organizational meeting.

Adjourned: 10:15 a.m.

INTRODUCTION OF BILL

Senate File 2332, by Schneider, a bill for an act establishing a right to engage in a lawful occupation free from substantial burdens imposed by occupational regulations unless certain conditions are met and providing remedies.

Read first time under Rule 28 and referred to committee on **Judiciary**.

INTRODUCTION OF RESOLUTION

Senate Resolution 110, by Quirmbach, Hart, and Whitver, a resolution recognizing March 2014 as Iowa Women's History Month.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS

House File 2174

JUDICIARY: Sodders, Chair; Courtney and Garrett

House File 2387

JUDICIARY: Hogg, Chair; Taylor and Whitver

House File 2423

JUDICIARY: Garrett, Chair; Hogg and Horn

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: HOUSE FILE 2132, a bill for an act establishing the Gideon fellowship program in the office of the state public defender.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Sodders, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2278, a bill for an act restricting disclosures of specified information by regional transit districts, and providing a penalty.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Sodders, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 2274, a bill for an act concerning notice of fees imposed and collected by state agencies.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Danielson, Jochum, Smith, Bowman, Chapman, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Sodders. Nays, none. Absent, 3: Anderson, Bertrand, and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 2230, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bowman, Beall, Kapucian, Behn, Brase, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on March 06, 2014, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As members of the Iowa Grain Indemnity Fund Board:

Lori Goetzinger – Bowman, Chair; Brase and Greiner
Debra Keller – Taylor, Chair; Sodders and Guth

COMMERCE

As a member of the Credit Union Review Board:

Janet Pepper – Mathis, Chair; Beall and Anderson

As a member of the Iowa Telecommunications and Technology Commission:

Kelly Dolan Lange – Schoenjahn, Chair; Wilhelm and Anderson

ECONOMIC GROWTH

As a member of the Iowa Capital Investment Board:

Keith Wiggins – Mathis, Chair; Wilhelm and Whitver

As members of the Economic Development Authority:

Dawn Ainger – Mathis, Chair; Wilhelm and Whitver
Pete Brownell – Hart, Chair; Bowman and Chelgren
Linda Crookham-Hansen – Taylor, Chair; Sodders and Bertrand
Christian Murray – Whitver, Chair; Sodders and Wilhelm

As members of the Iowa Great Places Board:

Nick Glew – Mathis, Chair; Bowman and Schneider
Ruth Haus – Schneider, Chair; Dotzler and Hart
Brent Matthias – Mathis, Chair; Bowman and Schneider
Jared McGovern – Bowman, Chair; Taylor and Schneider

EDUCATION

As members of the Iowa Autism Council:

Rachel Heiss – Beall, Chair; Mathis and Johnson
Jeffrey Jennings – Beall, Chair; Mathis and Johnson
Angela Logsdon – Beall, Chair; Mathis and Johnson
Jan Turbes – Beall, Chair; Mathis and Johnson

As members of the Early Childhood Iowa State Board:

David Arens – Bowman, Chair; Hart and Boettger
James Christensen – Bowman, Chair; Hart and Boettger
Donald Doudna – Bowman, Chair; Hart and Boettger

As members of the State Board of Education:

Michael Bearden – Hogg, Chair; Schoenjahn and Behn
Angela English – Hogg, Chair; Schoenjahn and Behn
Brooke Miller – Hogg, Chair; Schoenjahn and Behn
Mary Ellen Miller – Hogg, Chair; Schoenjahn and Behn

As members of the Board of Educational Examiners:

Sara Arnold – Schoenjahn, Chair; Hart and Behn
Laura Stevens – Schoenjahn, Chair; Hart and Behn

As a member of the Iowa Higher Education Loan Authority:

Marianne Mickelson – Quirmbach, Chair; Beall and Zaun

As a member of the School Budget Review Committee:

Keith England – Mathis, Chair; Bowman and Sinclair

HUMAN RESOURCES

As members of the Board of Athletic Training:

Pamela Davis – Dotzler, Chair; Ragan and Segebart
 Josh Hamann – Dotzler, Chair; Ragan and Segebart
 Susan Theisen – Dotzler, Chair; Ragan and Segebart

As members of the Board of Behavioral Science:

Donald Gilbert – Jochum, Chair; Quirmbach and Johnson
 Jeff Kerber – Jochum, Chair; Quirmbach and Johnson
 Sherill Whisenand – Jochum, Chair; Quirmbach and Johnson

As members of the Child Advocacy Board:

Mark Hargrafen – Mathis, Chair; Wilhelm and Whitver
 Gerald Magee – Mathis, Chair; Wilhelm and Whitver
 Beth Myers – Mathis, Chair; Wilhelm and Whitver
 Michael Steele – Mathis, Chair; Wilhelm and Whitver

As members of the Commission of Persons with Disabilities:

David Bert – Johnson, Chair; Quirmbach and Jochum
 Laura Herrity – Johnson, Chair; Quirmbach and Jochum
 Michelle Ray-Michalec – Johnson, Chair; Quirmbach and Jochum
 Gary Schriver – Ragan, Chair; Bolkcom and Boettger

As members of the Prevention of Disabilities Policy Council:

Craig Cretsinger – Johnson, Chair; Quirmbach and Jochum
 Gary McDermott – Johnson, Chair; Quirmbach and Jochum

As members of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Joseph Hutter – Ragan, Chair; Bolkcom and Boettger
 Mary Mincer Hansen – Ragan, Chair; Bolkcom and Boettger

As a member of the Council on Human Services:

Alexa Heffernan – Wilhelm, Chair; Mathis and Whitver

As members of the Commission of Latino Affairs:

Alejandro Pino – Boettger, Chair; Bolkcom and Ragan
 Gloria Rodriguez – Boettger, Chair; Bolkcom and Ragan
 Ramon Rodriguez – Boettger, Chair; Bolkcom and Ragan
 Elle Victoria-Gray – Wilhelm, Chair; Mathis and Whitver

As members of the Mental Health and Disability Services Commission:

Thomas Bouska – Bolkcom, Chair; Boettger and Ragan
Marsha Edgington – Bolkcom, Chair; Boettger and Ragan
Lynn Grobe – Bolkcom, Chair; Boettger and Ragan
Chet Hollingshead – Whitver, Chair; Mathis and Wilhelm
Kathryn Johnson – Whitver, Chair; Mathis and Wilhelm
Geoffrey Lauer – Whitver, Chair; Mathis and Wilhelm
Michael Polich – Whitver, Chair; Mathis and Wilhelm

As members of the Board of Sign Language Interpreters and Transliterators:

Cindy Crawford – Segebart, Chair; Ragan and Dotzler
Tailyn Kaster – Segebart, Chair; Ragan and Dotzler
Brent Welsch – Segebart, Chair; Ragan and Dotzler

As members of the Commission on Tobacco Use Prevention and Control:

Brian Pins – Quirnbach, Chair; Johnson and Jochum
Michele Sandquist – Quirnbach, Chair; Johnson and Jochum
Mikki Stier – Quirnbach, Chair; Johnson and Jochum

JUDICIARY

As a member of the Board of Corrections:

Mary Chapman – Dvorsky, Chair; Courtney and Schneider

As members of the Criminal and Juvenile Justice Planning Advisory Council:

Mardi Allen – Taylor, Chair; Quirnbach and Schneider
Mary Ingham – Taylor, Chair; Quirnbach and Schneider
Mary Kovacevich – Taylor, Chair; Quirnbach and Schneider
Michelle Leonard – Taylor, Chair; Quirnbach and Schneider
John Spinks Jr. – Taylor, Chair; Quirnbach and Schneider
Tony Thompson – Taylor, Chair; Quirnbach and Schneider
Thomas Walton – Taylor, Chair; Quirnbach and Schneider

As members of the Iowa Drug Policy Advisory Council:

Matthew Harkin – Soddors, Chair; Horn and Garrett
Jason Sandholt – Soddors, Chair; Horn and Garrett

As members of the State Judicial Nominating Commission:

Steve Berger – Hogg, Chair; Horn and Schneider
Lance Horbach – Hogg, Chair; Horn and Schneider
Patricia (Trish) Roberts – Hogg, Chair; Horn and Schneider

As members of the Iowa Law Enforcement Academy Council:

Lisa Campbell – Petersen, Chair; Taylor and Garrett

Patrick Jackson – Petersen, Chair; Taylor and Garrett
Ricardo Martinez II – Petersen, Chair; Taylor and Garrett

As Chairperson of the Board of Parole:

Jason Carlstrom – Hogg, Chair; Courtney and Schneider

As members of the Board of Parole:

Jason Carlstrom – Hogg, Chair; Courtney and Schneider
John Hodges – Hogg, Chair; Courtney and Garrett

LABOR AND BUSINESS RELATIONS

As members of the Employment Appeal Board:

Kim Schmett – Dearden, Chair; Sodders and Anderson
Jennifer Wallace – Dotzler, Chair; Dearden and Dix

As members of the Plumbing and Mechanical Systems Examining Board:

Jim Cooper – Brase, Chair; Seng and Dix
Carol Crane – Brase, Chair; Sodders and Dix
Ken Thornton – Brase, Chair; Sodders and Chapman

As Chair of the Public Employment Relations Board:

James Van Fossen – Sodders, Chair; Brase and Anderson

As a member of the Public Employment Relations Board:

Mike Cormack – Dearden, Chair; Dotzler and Dix

As members of the Iowa Workforce Development Board:

Stacey Andersen – Dotzler, Chair; Sodders and Dix
Robert Gilmore – Hatch, Chair; Seng and Chapman
Suzanne Kmet – Dearden, Chair; Dotzler and Anderson
John Krogman – Seng, Chair; Hatch and Chapman
Norene Mostkoff – Dotzler, Chair; Sodders and Chapman

LOCAL GOVERNMENT

As members of the City Development Board:

Sarah Beatty – Taylor, Chair; Brase and Chelgren
Dennis Plautz – Guth, Chair; Brase and Hart

As members of the Mental Health Risk Pool Board:

Teresa Kanning – Sinclair, Chair; Taylor and Hart
Peggy Rice – Sinclair, Chair; Hart and Brase
Shane Walter – Hart, Chair; Taylor and Guth

NATURAL RESOURCES AND ENVIRONMENT

As members of the Flood Mitigation Board:

Ronald Herrig – Hogg, Chair; Bolkcom and Zumbach
Amy Kaleita – Hogg, Chair; Bolkcom and Zumbach

As members of the Renewable Fuel Infrastructure Board:

Randy Olson – Brase, Chair; Seng and Greiner
Kenneth Pangburn – Brase, Chair; Seng and Greiner
Brian Wiegert – Brase, Chair; Seng and Greiner

STATE GOVERNMENT

As members of the Accountancy Examining Board:

Shelley Laracuenta – McCoy, Chair; Dearden and Smith
Dale Leibfried – McCoy, Chair; Dearden and Smith

As members of the Commission on the Status of African Americans:

Veronica Sutton – Horn, Chair; Bowman and Schneider
Madai Taylor – Horn, Chair; Bowman and Schneider

As Administrator of the Alcoholic Beverages Division:

Stephen Larson – Danielson, Chair; Horn and Schneider

As a member of the Alcoholic Beverages Commission:

Gary Nystrom – Danielson, Chair; Horn and Schneider

As members of the Architectural Examining Board:

Tandi Dausener – Soddors, Chair; McCoy and Schneider
Tyler Kamerman – Soddors, Chair; McCoy and Schneider
Jerry Purdy – Soddors, Chair; McCoy and Schneider

As members of the Commission of Asian and Pacific Islander Affairs:

George Youi Sayavong – Jochum, Chair; Soddors and Schneider
Karlai Thornburg – Jochum, Chair; Soddors and Schneider
Michelle Yoshimura – Jochum, Chair; Soddors and Schneider

As a member of the Board of Barbering:

John Anderson – Bowman, Chair; Dearden and Schneider

As a member of the Commission for the Blind:

Peggy Elliot – Jochum, Chair; Soddors and Anderson

As members of the Boiler and Pressure Vessel Board:

Frank Ballantini – Dearden, Chair; Courtney and Anderson

Thomas Dye – Dearden, Chair; Courtney and Anderson

Lynne Rush – Dearden, Chair; Courtney and Anderson

As members of the Board of Chiropractic:

Rex Jones – Courtney, Chair; Petersen and Smith

Lorraine May – Courtney, Chair; Petersen and Smith

Nancy Netolicky – Courtney, Chair; Petersen and Smith

As members of the Commission on Community Action Agencies:

Anna Brown – Jochum, Chair; Petersen and Anderson

Tom Quiner – Jochum, Chair; Petersen and Anderson

Mary Whisenand – Jochum, Chair; Petersen and Anderson

As members of the Board of Cosmetology Arts and Sciences:

Mary Clausen – Horn, Chair; Bowman and Anderson

Jacquelyn Hein – Horn, Chair; Bowman and Anderson

Lois Leytem – Horn, Chair; Bowman and Anderson

Jeffrey Porter – Horn, Chair; Bowman and Anderson

Nicole Russell – Horn, Chair; Bowman and Anderson

As a member of the Commission of Deaf Services:

Martha Meyer – McCoy, Chair; Horn and Smith

As members of the Board of Dentistry:

Steven Fuller – Petersen, Chair; Dearden and Smith

Mary Kelly Grief – Petersen, Chair; Dearden and Smith

Diane Meier – Petersen, Chair; Dearden and Smith

As members of the Board of Dietetics:

Daniel Deutschman – Petersen, Chair; Dearden and Feenstra

Stacey Loftus – Petersen, Chair; Dearden and Feenstra

As members of the Elevator Safety Board:

Justin Carleton – Courtney, Chair; Bowman and Feenstra
Jeremy Musil – Courtney, Chair; Bowman and Feenstra

As members of the Engineering and Land Surveying Examining Board:

Robert Fairfax – Sodders, Chair; Courtney and Feenstra
Rita Perea – Sodders, Chair; Courtney and Feenstra
Jerry Shellberg – Sodders, Chair; Courtney and Feenstra
Marlon Vogt – Sodders, Chair; Courtney and Feenstra

As members of the Board of Hearing Aid Dispensers:

Catherine Dangelser – Dearden, Chair; Jochum and Feenstra
Jon McAvoy – Dearden, Chair; Jochum and Feenstra

As members of the Interior Design Examining Board:

Dorothy Fowles – Dearden, Chair; Jochum and Feenstra
Scott Hatfield – Dearden, Chair; Jochum and Feenstra

As a member of the Landscape Architectural Examining Board:

Jonathan Martin – Sodders, Chair; Petersen and Feenstra

As members of the Iowa Lottery Authority Board of Directors:

Michael Klappholz – Danielson, Chair; Horn and Feenstra
Ying Sa – Danielson, Chair; Horn and Feenstra

As members of the Board of Massage Therapy:

Bruce Bockoven – McCoy, Chair; Sodders and Bertrand
David Edwards – McCoy, Chair; Sodders and Bertrand
Jill Ellsworth – McCoy, Chair; Sodders and Bertrand
Robert Johnson – McCoy, Chair; Sodders and Bertrand

As members of the Board of Medicine:

Ronald Cheney – Jochum, Chair; Petersen and Smith
Diane Clark – Jochum, Chair; Petersen and Feenstra
Diane Cortese – Jochum, Chair; Petersen and Feenstra
Hamed Tewfik – Jochum, Chair; Petersen and Feenstra

As members of the Board of Mortuary Science:

Rebecca Ervin – Sodders, Chair; Courtney and Chapman
Todd Kale – Sodders, Chair; Courtney and Chapman
Carl Linge – Sodders, Chair; Courtney and Chapman
Martin Mitchell – Sodders, Chair; Courtney and Chapman

As members of the Board of Nursing:

Debra Larson – McCoy, Chair; Bowman and Chapman
LeRoy Strohman – McCoy, Chair; Bowman and Chapman
Gwen Suntken – McCoy, Chair; Bowman and Chapman

As members of the Board of Nursing Home Administrators:

Daniel Boor – McCoy, Chair; Bowman and Chapman
Michael Jenison – McCoy, Chair; Bowman and Chapman

As members of the Board of Optometry:

Scott Ihrke – McCoy, Chair; Bowman and Chapman
Michael Portz – McCoy, Chair; Bowman and Chapman
Jacqueline (Jackie) Pullen – McCoy, Chair; Bowman and Chapman

As a member of the Peace Officers' Retirement, Accident, and Disability System Trustee:

Chris Mayer – Danielson, Chair; Horn and Smith

As members of the Board of Pharmacy:

LaDonna Gratias – Danielson, Chair; Bowman and Chapman
Edward Maier – Danielson, Chair; Bowman and Chapman
James Miller – Danielson, Chair; Bowman and Chapman

As members of the Board of Physical and Occupational Therapy:

Bradley Earp – Petersen, Chair; Jochum and Chapman
Rachel Judisch – Petersen, Chair; Jochum and Chapman
Craig Newton – Petersen, Chair; Jochum and Chapman
Melinda Shetler – Petersen, Chair; Jochum and Chapman

As members of the Board of Physician Assistants:

Jon Ahrendsen – Horn, Chair; Courtney and Chapman
Peter Stopulos – Horn, Chair; Courtney and Chapman

As members of the Board of Podiatry:

John Bennett – Horn, Chair; Courtney and Chapman
Gerald Edgar – Horn, Chair; Courtney and Chapman

As members of the Board of Psychology:

Sarah Henderson – Soddors, Chair; Dearden and Anderson
Adam Kurth – Soddors, Chair; Dearden and Anderson
Ralph Scott – Soddors, Chair; Dearden and Anderson
Heidi Vermeer-Quist – Soddors, Chair; Dearden and Anderson

As members of the Iowa Public Information Board:

Anthony Gaughan – Danielson, Chair; Bowman and Smith
Jo Martin – Danielson, Chair; Bowman and Smith
Gary Mohr – Danielson, Chair; Bowman and Smith
William Monroe – Danielson, Chair; Bowman and Smith
Suzan Stewart – Danielson, Chair; Bowman and Smith

As Administrator of the State Racing and Gaming Commission:

Brian Ohorilko – Danielson, Chair; Horn and Smith

As members of the State Racing and Gaming Commission:

Carl Heinrich – Danielson, Chair; Horn and Smith
Jeffrey Lamberti – Danielson, Chair; Horn and Smith

As members of the Real Estate Appraiser Examining Board:

Gene Nelsen – Jochum, Chair; Sodders and Smith
Caryl Swaim – Jochum, Chair; Sodders and Smith

As members of the Real Estate Commission:

Janet DeMott – Jochum, Chair; Sodders and Smith
John Goede – Jochum, Chair; Sodders and Smith
Helen Kimes – Jochum, Chair; Sodders and Smith
Michael Telford – Jochum, Chair; Sodders and Smith

As members of the Board of Respiratory Care:

Gregory Hicklin – Danielson, Chair; Courtney and Chapman
Erik Olesen – Danielson, Chair; Courtney and Chapman

As members of the Board of Social Work:

Mark Hudson – Petersen, Chair; Dearden and Feenstra
Cynthia Schuman – Petersen, Chair; Dearden and Feenstra

As members of the Board of Speech Pathology and Audiology:

Ryan Austin – Petersen, Chair; Dearden and Feenstra
Alison Lemke – Petersen, Chair; Dearden and Feenstra

As a member of the Technology Advisory Council:

Leann Jacobsen – Danielson, Chair; Petersen and Feenstra

As members of the Iowa Board of Veterinary Medicine:

Keith Leonard – Courtney, Chair; Bowman and Feenstra
Ann Werner – Courtney, Chair; Bowman and Feenstra

As members of the Vision Iowa Board:

Eric Bookmeyer – McCoy, Chair; Sodders and Bertrand
Craig Johnson – McCoy, Chair; Sodders and Bertrand
Mark Kapfer – McCoy, Chair; Sodders and Bertrand
Tammy Robinson – McCoy, Chair; Sodders and Bertrand

As members of the Commission on the Status of Women:

Thomas Carnahan – Courtney, Chair; Dearden and Schneider
Rachelle Hunt Russian – Courtney, Chair; Dearden and Schneider
Phyllis Peters – Courtney, Chair; Dearden and Schneider
Aaron Sewell – Courtney, Chair; Dearden and Schneider
Sherill Whisenand – Courtney, Chair; Dearden and Schneider

TRANSPORTATION

As members of the State Transportation Commission:

Daniel Huber – Brase, Chair; Danielson and Breitbach
John Putney – Taylor, Chair; Dearden and Zumbach

VETERANS AFFAIRS

As members of the Commission of Veterans Affairs:

Monica Blakely – Beall, Chair; Ragan and Rozenboom
Richard Goebel – Hart, Chair; Black and Rozenboom
Elizabeth Ledvina – Sodders, Chair; Hart and Segebart

AMENDMENT FILED

S-5048 S.F. 2298 Janet Petersen

JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 10, 2014

The Senate met in regular session at 1:11 p.m., President Jochum presiding.

Prayer was offered by Reverend Robert Lindau of St. Paul's Lutheran Church in Council Bluffs, Iowa. He was the guest of Senator Boettger.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ryan Halder.

The Journal of Thursday, March 6, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 6, 2014, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Joint Resolution 2007, a joint resolution nullifying racing and gaming commission rules related to the appeal of certain administrative actions and including effective date provisions.

Read first time and referred to committee on **State Government**.

ALSO: That the House has on March 6, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2288, a bill for an act relating to reporting and other requirements concerning the department of administrative services and other state agencies.

Read first time and referred to committee on **State Government**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:26 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 1:32 p.m., President Jochum presiding.

The Senate stood at ease at 1:33 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:40 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Ernst, Greiner, and Houser, until they arrive, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

LaQuanda Hoskins, Environmental Protection Commission

Sue Lerdal, Board of Parole

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirnbach | Wilhelm |
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | Zumbach |
| Chelgren | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|-------|---------|--------|
| Ernst | Greiner | Houser |
|-------|---------|--------|

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2330.

Senate File 2330

On motion of Senator Ragan, **Senate File 2330**, a bill for an act relating to reimbursement of community mental health centers under the medical assistance program for the fiscal year beginning July 1, 2013, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2330), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | Zumbach |
| Chelgren | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|-------|---------|--------|
| Ernst | Greiner | Houser |
|-------|---------|--------|

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2321.

Senate File 2321

On motion of Senator Sodders, **Senate File 2321**, a bill for an act relating to the state military forces by establishing response and reporting requirements for certain crimes and for the handling of allegations of sexual abuse in the state military forces, with report of committee without recommendation, was taken up for consideration.

Senator Sodders offered amendment S-5051, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5051 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2321), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | Zumbach |
| Chelgren | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|-------|---------|--------|
| Ernst | Greiner | Houser |
|-------|---------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2321 and 2330** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 3:01 p.m. until 4:00 p.m.

APPENDIX—1

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2. Report received on March 7, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Jan Jenkins, Fort Dodge – For her 43 years of service at Land O'Lakes upon retirement. Senator Beall.

Twyla Kleen, Pocahontas – For being named 2014 School Nurse of the Year. Senator Beall.

Randy Kuhlman, Fort Dodge – For earning the prestigious Catalyst Award from the Greater Fort Dodge Growth Alliance. Senator Beall.

Teresa Naughton, Fort Dodge – For earning the Volunteer of the Year Award from the Greater Fort Dodge Growth Alliance. Senator Beall.

INTRODUCTION OF RESOLUTION

Senate Resolution 111, by Quirmbach, a resolution honoring the sesquicentennial anniversary of the city of Ames.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS

House File 2183

LOCAL GOVERNMENT: Hart, Chair; Chelgren and Wilhelm

House File 2376

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

House File 2378

HUMAN RESOURCES: Mathis, Chair; Boettger and Dotzler

House File 2379

HUMAN RESOURCES: Wilhelm, Chair; Ragan and Segebart

House File 2417

HUMAN RESOURCES: Bolkcom, Chair; Johnson and Ragan

RECONVENED

The Senate reconvened at 4:05 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 10, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2200, a bill for an act relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

ALSO: That the House has on March 10, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2435, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2436, a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue.

Read first time and referred to committee on **Ways and Means**.

House File 2438, a bill for an act relating to the administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, franchise taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions.

Read first time and attached to **similar Senate File 2272**.

House File 2439, a bill for an act relating to core content standards, assessments, and curricula relating to student academic progress, and to the collection of and access to student data.

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kapucian, until he returns, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2282 and 2250.

Senate File 2282

On motion of Senator Dearden, **Senate File 2282**, a bill for an act providing for the issuance of Sullivan brothers' award of valor special motor vehicle registration plates, and providing fees, was taken up for consideration.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2282), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Courtney | Hogg | Segebart |
| Beall | Danielson | Horn | Seng |
| Behn | Dearden | Jochum | Sinclair |
| Bertrand | Dix | Johnson | Smith |
| Black | Dotzler | Mathis | Sodders |
| Boettger | Dvorsky | McCoy | Taylor |
| Bolkcom | Feenstra | Petersen | Whitver |
| Bowman | Garrett | Quirnbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | Zumbach |
| Chapman | Hart | Schneider | |
| Chelgren | Hatch | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|-------|---------|--------|----------|
| Ernst | Greiner | Houser | Kapucian |
|-------|---------|--------|----------|

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

Senate File 2250

On motion of Senator Bowman, **Senate File 2250**, a bill for an act relating to the licensing of vehicle recyclers and defining the term “scrapping”, was taken up for consideration.

Senator Bowman withdrew amendment S-5050, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bowman offered amendment S-5052, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5052 was adopted by a voice vote.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2250), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Courtney | Hogg | Segebart |
| Beall | Danielson | Horn | Seng |
| Behn | Dearden | Jochum | Sinclair |
| Bertrand | Dix | Johnson | Smith |
| Black | Dotzler | Mathis | Sodders |
| Boettger | Dvorsky | McCoy | Taylor |
| Bolkcom | Feenstra | Petersen | Whitver |
| Bowman | Garrett | Quirmbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | Zumbach |
| Chapman | Hart | Schneider | |
| Chelgren | Hatch | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|-------|---------|--------|----------|
| Ernst | Greiner | Houser | Kapucian |
|-------|---------|--------|----------|

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 2056

Senator Gronstal called up for consideration **Senate File 2056**, a bill for an act relating to whole grade sharing incentives for school districts, amended by the House in House amendment S-5045, filed March 4, 2014.

Senator Beall moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Beall moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2056), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Courtney | Hogg | Segebart |
| Beall | Danielson | Horn | Seng |
| Behn | Dearden | Jochum | Sinclair |
| Bertrand | Dix | Johnson | Smith |
| Black | Dotzler | Mathis | Sodders |
| Boettger | Dvorsky | McCoy | Taylor |
| Bolkcom | Feenstra | Petersen | Whitver |
| Bowman | Garrett | Quirmbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | Zumbach |
| Chapman | Hart | Schneider | |
| Chelgren | Hatch | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|-------|---------|--------|----------|
| Ernst | Greiner | Houser | Kapucian |
|-------|---------|--------|----------|

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

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 381

Senator Danielson called up the conference committee report on **House File 381**, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, filed on February 27, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 381), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Courtney | Hogg | Segebart |
| Beall | Danielson | Horn | Seng |
| Behn | Dearden | Jochum | Sinclair |
| Bertrand | Dix | Johnson | Smith |
| Black | Dotzler | Mathis | Sodders |
| Boettger | Dvorsky | McCoy | Taylor |
| Bolkcom | Feenstra | Petersen | Whitver |
| Bowman | Garrett | Quirnbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | Zumbach |
| Chapman | Hart | Schneider | |
| Chelgren | Hatch | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|-------|---------|--------|----------|
| Ernst | Greiner | Houser | Kapucian |
|-------|---------|--------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2056, 2250, and 2282** and **House File 381** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2284.

Senate File 2284

On motion of Senator Hart, **Senate File 2284**, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, and including effective date provisions, was taken up for consideration.

Senator Hart offered amendment S-5053, filed by her from the floor to pages 1-3 and amending the title page of the bill.

(Senate File 2284 and amendment S-5053 were deferred.)

The Senate stood at ease at 4:32 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 4:53 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 2284 and amendment S-5053, previously deferred.

Senator Hart moved the adoption of amendment S-5053.

Amendment S-5053 was adopted by a voice vote.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2284), the vote was:

Yeas, 32:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Rozenboom |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Smith |
| Bowman | Garrett | McCoy | Sodders |
| Brase | Gronstal | Petersen | Taylor |
| Chelgren | Hart | Quirnbach | Wilhelm |
| Courtney | Hatch | Ragan | Zaun |

Nays, 14:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chapman | Johnson | Whitver |
| Behn | Dix | Schneider | Zumbach |
| Boettger | Feenstra | Segebart | |
| Breitbach | Guth | Sinclair | |

Absent, 4:

Ernst

Greiner

Houser

Kapucian

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2284** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2289.

Senate File 2289

On motion of Senator Bowman, **Senate File 2289**, a bill for an act establishing texting while driving as a primary traffic offense for purposes of law enforcement, was taken up for consideration.

Senator Bowman offered amendment S-5044, filed by him on March 4, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Whitver offered amendment S-5054, filed by Senators Whitver and Bowman from the floor to page 2 of amendment S-5044.

Senator Gronstal asked and received unanimous consent that action on amendment S-5054 to amendment S-5044, amendment S-5044, and **Senate File 2289** be **deferred**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:16 p.m. until 9:00 a.m., Tuesday, March 11, 2014.

APPENDIX—2**CERTIFICATE OF RECOGNITION**

The Secretary of the Senate issued the following certificate of recognition:

Clear Lake Lions Girls' Basketball Team – For being named Class 3A State Tournament Quarterfinalists. Senator Ragan.

REPORT OF COMMITTEE MEETING**TRANSPORTATION**

Convened: Monday, March 10, 2014, 3:05 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Behn, Brase, Breitbart, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Passed HF 2181; presentation of governor appointee.

Adjourned: 3:10 p.m.

INTRODUCTION OF BILL

Senate File 2333, by Ragan, Feenstra, Boettger, and Beall, a bill for an act relating to renewable fuels, by modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED**SSB 3203 Ways and Means**

Relating to the policy administration of the tax and related laws by the department of revenue, including the administrative appeals process for certain tax matters and a related study and report, the individual and corporate income tax and the franchise tax, and the sales and use taxes, and including effective date and applicability provisions.

SSB 3204 Ways and Means

Relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the individual income tax, inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

SSB 3205 Ways and Means

Providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

SSB 3206 Ways and Means

Relating to the exclusion from the computation of net income for the individual income tax of net capital gains from the sale of a business and including retroactive applicability provisions.

SSB 3207 Ways and Means

A study bill for an act placing a limit on the amount of investment tax credits that may be authorized, awarded, or issued by the economic development authority for any one project under the high quality jobs program or enterprise zone program, and including effective date and applicability provisions.

SSB 3208 Ways and Means

Exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

SSB 3209 Ways and Means

Exempting from the state sales tax the sales price from the sale or furnishing of metered water to residential customers and creating state and local residential metered water excise taxes.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2180

APPROPRIATIONS: Dotzler, Chair; Chapman and McCoy

Senate File 2331

WAYS AND MEANS: McCoy, Chair; Bolkcom and Schneider

House File 2388

EDUCATION: Hart, Chair; Boettger and Bowman

House File 2389

EDUCATION: Mathis, Chair; Beall and Johnson

House File 2397

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Black and Johnson

SSB 3203

WAYS AND MEANS: Jochum, Chair; Bolkcom and Feenstra

SSB 3204

WAYS AND MEANS: Hogg, Chair; Feenstra and Seng

SSB 3205

WAYS AND MEANS: Petersen, Chair; Jochum and Smith

SSB 3206

WAYS AND MEANS: Hogg, Chair; Quirmbach and Schneider

SSB 3207

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

SSB 3208

WAYS AND MEANS: Seng, Chair; Behn and Black

SSB 3209

WAYS AND MEANS: Hogg, Chair; Dotzler and Feenstra

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 104, a resolution congratulating the Grand View University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ragan, Rozenboom, and Sodders. Nays, none. Absent, 2: Ernst and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 110, a resolution recognizing March 2014 as Iowa Women's History Month.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ragan, Rozenboom, and Sodders. Nays, none. Absent, 2: Ernst and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 111, a resolution honoring the sesquicentennial anniversary of the city of Ames.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ragan, Rozenboom, and Sodders. Nays, none. Absent, 2: Ernst and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 2181, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Bowman, Beall, Kapucian, Behn, Breitbach, Danielson, Dearden, Dvorsky, Feenstra, Taylor, and Zumbach. Nays, none. Absent, 2: Brase and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------------------|
| S-5049 | S.F. | 2299 | Chris Brase |
| S-5050 | S.F. | 2250 | Tod R. Bowman |
| S-5051 | S.F. | 2321 | Steven J. Soddors |
| S-5052 | S.F. | 2250 | Tod R. Bowman |
| S-5053 | S.F. | 2284 | Rita Hart |
| S-5054 | S.F. | 2289 | Jack Whitver Tod R. Bowman |
| S-5055 | S.F. | 2289 | Brad Zaun |

JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 11, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Reverend Stasia Fine, pastor of the New Disciples Christian Church in Cedar Rapids, Iowa. He was the guest of Senator Horn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by IJAG students; Erin Lomax, Taejuane Lews-Douglass, Rachele Gai, and Noel Gonzalez-Dolores.

The Journal of Monday, March 10, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 104.

Senate Resolution 104

On motion of Senator Dearden, **Senate Resolution 104**, a resolution congratulating the Grand View University Vikings football team on winning the National Association of Intercollegiate Athletics National Championship, with report of committee recommending passage, was taken up for consideration.

Senator Dearden moved the adoption of Senate Resolution 104, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Dearden welcomed to the Senate chamber members of the Grand View University Vikings football team and their coaches.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:53 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:01 p.m., President Jochum presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 111.

Senate Resolution 111

On motion of Senator Quirnbach, **Senate Resolution 111**, a resolution honoring the sesquicentennial anniversary of the city of Ames, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved the adoption of Senate Resolution 111, which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Quirnbach introduced to the Senate chamber Bob Kindred, the Assistant City Manager of Ames, Iowa.

The Senate rose and expressed its welcome.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 11, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2279, a bill for an act relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

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

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Ernst and Houser, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2299 and 2293.

Senate File 2299

On motion of Senator Brase, **Senate File 2299**, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, was taken up for consideration.

Senator Brase withdrew amendment S-5049, filed by him on March 10, 2014, to pages 1 and 8 of the bill.

Senator Brase offered amendment S-5057, filed by him from the floor to pages 1, 6, 8, 9, and 12 and amending the title page of the bill.

(Amendment S-5057 and Senate File 2299 were deferred.)

The Senate stood at ease at 1:13 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 1:33 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 2299 and amendment S-5057, previously deferred.

Senator Brase moved the adoption of amendment S-5057.

Amendment S-5057 was adopted by a voice vote.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2299), the vote was:

Yeas, 28:

| | | | |
|-----------|-----------|-----------|------------|
| Beall | Courtney | Hatch | Ragan |
| Black | Danielson | Hogg | Schoenjahn |
| Boettger | Dearden | Horn | Seng |
| Bolkcom | Dotzler | Jochum | Sodders |
| Bowman | Dvorsky | Mathis | Taylor |
| Brase | Gronstal | Petersen | Wilhelm |
| Breitbach | Hart | Quirmbach | Zaun |

Nays, 20:

| | | | |
|----------|----------|-----------|----------|
| Anderson | Dix | Johnson | Segebart |
| Behn | Feenstra | Kapucian | Sinclair |
| Bertrand | Garrett | McCoy | Smith |
| Chapman | Greiner | Rozenboom | Whitver |
| Chelgren | Guth | Schneider | Zumbach |

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

Senate File 2293

On motion of Senator Bolkcom, **Senate File 2293**, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2293), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2293** and **2299** be **immediately messaged** to the House.

UNFINISHED BUSINESS
(Deferred March 10, 2014)

Senate File 2289

The Senate resumed consideration of **Senate File 2289**, a bill for an act establishing texting while driving as a primary traffic offense for purposes of law enforcement, and amendment S-5044, deferred March 10, 2014.

Senator Bowman asked and received unanimous consent that action on amendment S-5044 be deferred.

Senator Zaun offered amendment S-5055, filed by him on March 10, 2014, striking everything after the enacting clause of the bill.

Senator Gronstal raised the point of order that amendment S-5055 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5055 out of order.

The Senate resumed consideration of amendment S-5044 and amendment S-5054 to amendment S-5044, previously deferred.

Senator Whitver asked and received unanimous consent to withdraw amendment S-5054 to amendment S-5044.

Senator Whitver asked and received unanimous consent to withdraw amendment S-5056, filed by Senators Whitver and Bowman from the floor to page 2 of amendment S-5044.

Senator Chelgren raised the point of order that amendment S-5044 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-5044 in order.

Senator Bowman moved the adoption of amendment S-5044.

Amendment S-5044 was adopted by a voice vote.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2289), the vote was:

Yeas, 41:

| | | | |
|-----------|----------|------------|----------|
| Beall | Dearden | Jochum | Segebart |
| Bertrand | Dix | Johnson | Seng |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Breitbach | Hart | Ragan | Zumbach |
| Chelgren | Hatch | Rozenboom | |
| Courtney | Hogg | Schneider | |
| Danielson | Horn | Schoenjahn | |

Nays, 7:

| | | | |
|----------|---------|----------|------|
| Anderson | Chapman | Guth | Zaun |
| Behn | Greiner | Sinclair | |

Absent, 2:

| | |
|-------|--------|
| Ernst | Houser |
|-------|--------|

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2195.

Senate File 2195

On motion of Senator McCoy, **Senate File 2195**, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2195), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2195** and **2289** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:55 p.m. until 9:00 a.m., Wednesday, March 12, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Mark Baudler, Fontanelle – For achieving the rank of Eagle Scout. Senator Chapman.

Sophia Blockman, Avoca – For winning the State of Iowa Fifth Grade Flag Essay Contest. Senator Houser.

Corlis Boylan, Waterloo – For celebrating his 100th birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, March 11, 2014, 3:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Beall (excused).

Committee Business: Passed HFs 2324 and 2408; governor's appointees.

Adjourned: 3:20 p.m.

LOCAL GOVERNMENT

Convened: Tuesday, March 11, 2014, 11:05 a.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Dvorsky, Guth, Hart, Schoenjahn, Taylor, and Zaun.

Members Absent: Chelgren and Quirnbach (both excused).

Committee Business: Passed HF 2183; governor's appointees.

Adjourned: 11:20 a.m.

WAYS AND MEANS

Convened: Tuesday, March 11, 2014, 3:25 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: Behn (excused).

Committee Business: Passed SFs 2198 and 2308; passed HF's 2435 and 2436; approved SSB 3181.

Adjourned: 3:55 p.m.

INTRODUCTION OF BILLS

Senate File 2334, by Zaun, a bill for an act exempting from the individual income tax the wages of individuals who provide services to disabled individuals and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2335, by Zaun, a bill for an act providing a new business tax credit available against the corporate income tax, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2336, by Feenstra, Anderson, Bertrand, Schneider, Chelgren, Boettger, Chapman, Greiner, Smith, Guth, Johnson, Segebart, Zaun, Garrett, Breitbach, Kapucian, Zumbach, Behn, Dix, Whitver, Rozenboom, and Sinclair, a bill for an act relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

House File 2279

JUDICIARY: Hogg, Chair; Courtney and Schneider

House File 2370

STATE GOVERNMENT: Danielson, Chair; Bowman and Chapman

House File 2382

STATE GOVERNMENT: Danielson, Chair; Dearden and Feenstra

House File 2408

COMMERCE: McCoy, Chair; Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Petersen, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm

House File 2410

LOCAL GOVERNMENT: Wilhelm, Chair; Brase and Guth

House Joint Resolution 2007

STATE GOVERNMENT: Danielson, Chair; Feenstra and Horn

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: HOUSE FILE 2324, a bill for an act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code, and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: McCoy, Petersen, Anderson, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 1: Beall.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2408, a bill for an act modifying notification requirements applicable to underground facility excavations where underground facilities are present.

Recommendation: DO PASS.

Final Vote: Ayes, 14: McCoy, Petersen, Anderson, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 1: Beall.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 2183, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Wilhelm, Brase, Sinclair, Dvorsky, Guth, Hart, Schoenjahn, Taylor, and Zaun. Nays, none. Absent, 2: Chelgren and Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 2435, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2436, a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPORT OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 2105, the following corrections were made:

1. Page 7, line 23, deleted subsec. 1 designation.
2. Page 7, line 32, changed "a." to "1."
3. Page 7, line 35, changed "b." to "2."
4. Page 8, line 4, change "c." to "3."
5. Page 8, line 8, changed "d." to "4."
6. Page 8, line 12, changed "(1)" to "a."

7. Page 8, line 14, changed "(2)" to "b."
8. Page 8, line 17, changed "(3)" to "c."
9. Page 8, line 19, changed "e." to "5."

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 11th day of March, 2014.

Senate Files 2083, 2105, 2133, 2193, 2197, 2205, 2206, 2230, and 2305.

MICHAEL E. MARSHALL
Secretary of the Senate

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committee for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LOCAL GOVERNMENT

Dennis Plautz – City Development Board

Peggy Rice – Mental Health Risk Pool Board

Shane Walter – Mental Health Risk Pool Board

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------------------|
| S-5056 | S.F. | 2289 | Jack Whitver Tod R. Bowman |
| S-5057 | S.F. | 2299 | Chris Brase |

JOURNAL OF THE SENATE

FIFTY-NINTH CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 12, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Reverend Lucille King, pastor of the Christ Church Presbyterian in Hiawatha, Iowa. She was the guest of Senators Hogg, Horn, and Mathis.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Zachary Parle.

The Journal of Tuesday, March 11, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:07 a.m. until 9:00 a.m., Thursday, March 13, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, March 11, 2014, 4:00 p.m.

Recessed: 5:00 p.m.

Reconvened: Wednesday, March 12, 2014, 9:30 a.m.

Recessed: 10:00 a.m.

Reconvened: 10:30 a.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst and Hatch (both excused).

Committee Business: Passed SF 2318.

Adjourned: 11:30 a.m.

ECONOMIC GROWTH

Convened: Wednesday, March 12, 2014, 10:10 a.m.

Members Present: Sodders, Chair; Behn, Chelgren, Dotzler, Hart, Mathis, Schneider, Taylor, Whitver, and Wilhelm.

Members Absent: Bowman, Vice Chair; Bertrand, Ranking Member; Danielson, Hatch, and Houser (all excused).

Committee Business: Governor's appointees.

Adjourned: 10:15 a.m.

EDUCATION

Convened: Wednesday, March 12, 2014, 1:30 p.m.

Recessed: 1:35 p.m.

Reconvened: 2:15 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Ernst, Ranking Member (excused).

Committee Business: Passed HFs 2194, 2388, and 2389.

Adjourned: 2:55 p.m.

JUDICIARY

Convened: Wednesday, March 12, 2014, 3:00 p.m.

Recessed: 3:05 p.m.

Reconvened: 3:50 p.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Sodders, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed HF's 159, 475, 2279, 2289, 2325, 2326, 2368, 2387, and 2423.

Adjourned: 4:10 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, March 12, 2014, 1:30 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Anderson, Brase, Chapman, Dotzler, Hatch, Seng, and Sodders.

Members Absent: Houser, Ranking Member; and Dix (both excused).

Committee Business: Governor's appointees.

Adjourned: 1:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, March 12, 2014, 10:05 a.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: None.

Committee Business: Passed HF's 2346 and 2397; governor's appointees.

Adjourned: 10:30 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, March 11, 2014, 10:20 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Budget discussion.

Adjourned: 10:50 a.m.

INTRODUCTION OF BILLS

Senate File 2337, by committee on Ways and Means, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2338, by committee on Ways and Means, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2334

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Chapman

Senate File 2335

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Schneider

Senate File 2336

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2318, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5060.

Final Vote: Ayes, 12: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 2: Ernst and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: HOUSE FILE 2194, a bill for an act relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5059.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Beall, Bowman, Dvorsky, Hart, Hogg, Mathis, and Wilhelm. Nays, 5: Behn, Boettger, Johnson, Sinclair, and Zaun. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2388, a bill for an act relating to continuity of learning for children receiving foster care services.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2389, a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Beall, Behn, Boettger, Bowman, Dvorsky, Hart, Hogg, Johnson, Mathis, Sinclair, Wilhelm, and Zaun. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 2346, a bill for an act relating to solid waste.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Dearden, Black, Greiner, Bolcom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2397, a bill for an act concerning liability protection for volunteers on state lands.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Dearden, Black, Greiner, Bolkcom, Brase, Breitbart, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 2198 (SSB 3003), a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 2337 (SSB 3181), a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2338 (formerly SF 2308), a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2338, and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

COMMERCE

Janet Pepper – Credit Union Review Board

ECONOMIC GROWTH

Keith Wiggins – Iowa Capital Investment Board

Dawn Ainger – Economic Development Authority

Pete Brownell – Economic Development Authority

Linda Crookham-Hansen – Economic Development Authority

Christian Murray – Economic Development Authority

Nick Glew – Iowa Great Places Board

Ruth Haus – Iowa Great Places Board

Brent Matthias – Iowa Great Places Board

Jared McGovern – Iowa Great Places Board

LABOR AND BUSINESS RELATIONS

Kim Schmett – Employment Appeal Board

Jim Cooper – Plumbing and Mechanical Systems Examining Board

Carol Crane – Plumbing and Mechanical Systems Examining Board

Mike Cormack – Public Employment Relations Board

Stacey Andersen – Iowa Workforce Development Board

Robert Gilmore – Iowa Workforce Development Board

Suzanne Kmet – Iowa Workforce Development Board

John Krogman – Iowa Workforce Development Board

Norene Mostkoff – Iowa Workforce Development Board

NATURAL RESOURCES AND ENVIRONMENT

Ronald Herrig – Flood Mitigation Board
Amy Kaleita – Flood Mitigation Board

Randy Olson – Renewable Fuel Infrastructure Board
Brian Wiegert – Renewable Fuel Infrastructure Board

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar without recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Jennifer Wallace – Employment Appeal Board

James Van Fossen – Chair of the Public Employment Relations Board

**WITHDRAWAL OF
GOVERNOR'S APPOINTEES**

The following letter from the Governor was received in the office of the Secretary of the Senate on March 5, 2014:

I am withdrawing the name of Teresa Kanning to serve as a member of the Mental Health Risk Pool Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

ALSO: The following letter from the Governor was received in the office of the Secretary of the Senate on March 11, 2014:

I am withdrawing the name of Ken Thornton to serve as a member of the Plumbing and Mechanical Systems Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

| | | | |
|--------|------|------|--|
| S-5058 | S.F. | 2325 | Daryl Beall Amanda Ragan Rita Hart |
|--------|------|------|--|

Mary Jo Wilhelm
Dennis Guth
William A. Dotzler, Jr.
Brian Schoenjahn
Tim L. Kapucian
Amy Sinclair
Mark Chelgren
Bill Anderson
Michael Breitbach
David Johnson
Bill Dix
Randy Feenstra
Rick Bertrand
Tod R. Bowman
Nancy J. Boettger
Pam Jochum
Brad Zaun
Education
Appropriations

S-5059 H.F. 2194
S-5060 S.F. 2318

JOURNAL OF THE SENATE

SIXTIETH CALENDAR DAY
THIRTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 13, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Reverend Mark Stringer, pastor of the First Unitarian Church in Des Moines, Iowa. He was the guest of Senator Hatch.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Will Seiler.

The Journal of Wednesday, March 12, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 110.

Senate Resolution 110

On motion of Senator Quirnbach, **Senate Resolution 110**, a resolution recognizing March 2014 as Iowa Women's History Month, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved the adoption of Senate Resolution 110, which motion prevailed by a voice vote.

SPECIAL GUESTS

In celebration of Women's History Month, Senators Hart, Quirnbach, and Whitver welcomed student winners of the 30th Annual "Write Women Back into History" Essay Contest to the Senate chamber.

The contest is sponsored by the Iowa Commission on the Status of Women, the Iowa Department of Education, and the State Historical Society of Iowa.

Sixth and Seventh Grades:

First Place: Ellen Harrington of Cowles Montessori School in Windsor Heights

Second Place: Connor Fagen of PCM Middle School in Prairie City

Third Place: Emma McHargue of PCM Middle School in Prairie City

Eighth and Ninth Grades:

First Place: Nisha Barnhill of Merrill Middle School in Des Moines

Second Place: Ryan Weiss of Ames High School in Ames

Third Place: Lyndi Kiple of Sergeant Bluff-Luton High School in Sergeant Bluff

Best Essay on Women in Science, Technology, Engineering, and Math for Sixth and Seventh Grades:

First Place: Sidney McCrea of College Community School District

Best Essay on Women in Science, Technology, Engineering, and Math for Eighth and Ninth Grades:

First Place: Nisha Barnhill of Merrill Middle School in Des Moines

The Senate rose and expressed its welcome and congratulations.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 12, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2250, a bill for an act relating to the licensing of vehicle recyclers.

ALSO: I am directed to inform your honorable body that the House has on March 12, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2385, a bill for an act relating to state agency decision making.

Read first time and referred to committee on **State Government**.

House File 2390, a bill for an act relating to certain costs under the statewide preschool program for four-year-old children and including effective date and retroactive applicability provisions.

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

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

S.F. 2130
S.F. 2148
S.F. 2167 and attached H.F. 2365
S.F. 2198
S.F. 2269 and attached H.F. 2271
S.F. 2272 and attached H.F. 2438
S.F. 2287 and attached H.F. 2395
S.F. 2298 and attached H.F. 2421
S.F. 2318
S.F. 2325
S.F. 2337
S.F. 2338

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar be referred to committee:

| | |
|---|-------------------------------|
| S.F. 2160 to Human Resources | S.F. 2264 to Local Government |
| S.F. 2183 to Commerce | S.F. 2267 to Local Government |
| S.F. 2186 to Judiciary | S.F. 2274 to Judiciary |
| S.F. 2188 to Judiciary | S.F. 2275 to Human Resources |
| S.F. 2203 to State Government | S.F. 2277 to State Government |
| S.F. 2207 to Judiciary | S.F. 2279 to State Government |
| S.F. 2227 to Human Resources | S.F. 2294 to State Government |
| S.F. 2231 to Human Resources | S.F. 2304 to State Government |
| S.F. 2234 to State Government | S.F. 2307 to Transportation |
| S.F. 2243 to Transportation | S.F. 2309 to Judiciary |
| S.F. 2253 to Commerce | S.F. 2314 to Judiciary |
| S.F. 2258 to Education | S.F. 2316 to Judiciary |
| S.F. 2260 to Labor and Business Relations | |

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:31 a.m. until 1:00 p.m., Monday, March 17, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Report of Recommendation to IDOT on Review of Selected General and Application Controls over the Vendor Payment System 3/11/13–4/12/13, pursuant to Iowa Code section 11.4. Report received on March 13, 2014.

Special Investigation of Grange Township 1/1/06–11/15/13, pursuant to Iowa Code section 11.6. Report received on March 13, 2014.

DEPARTMENT OF EDUCATION

FY 2013 State Library Report-Enrich Iowa Program Evaluation, pursuant to Iowa Code section 256.57(6). Report received on March 13, 2014.

LEGISLATIVE SERVICES AGENCY

Emergency Medical Services Study Committee Final Report, pursuant to Iowa Code section 2.42. Report received on March 13, 2014.

Public Retirement Systems Committee Final Report, pursuant to Iowa Code section 97D.4. Report received on March 13, 2014.

State Government Efficiency Review Committee Final Report, pursuant to Iowa Code section 2.69. Report received on March 13, 2014.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Michelle Mulherin, a member of the Oireachtas in the Irish Parliament, Ballina, Ireland – For being a distinguished guest of the people of Iowa, proclaiming her as an Honorary Iowan. International Relations Committee.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, March 13, 2014, 11:05 a.m.

Members Present: Seng, Chair; Taylor, Vice Chair; Zumbach, Ranking Member; Beall, Black, Bowman, Brase, Guth, Hart, Kapucian, and Soddors.

Members Absent: Greiner and Houser (both excused).

Committee Business: Passed HF's 2344 and 2427; governor's appointees.

Adjourned: 11:25 a.m.

COMMERCE

Convened: Thursday, March 13, 2014, 1:00 p.m.

Members Present: McCoy, Chair; Petersen, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Breitbach, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm.

Members Absent: Bertrand and Chapman (both excused).

Committee Business: Passed HF's 514 and 2296; governor's appointees; presentation.

Adjourned: 2:30 p.m.

HUMAN RESOURCES

Convened: Wednesday, March 12, 2014, 12:35 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Johnson, Ranking Member; Boettger, Bolkcom, Dotzler, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver.

Members Absent: Ernst (excused).

Committee Business: Passed HF's 2109, 2378, 2379, and 2417; governor's appointees.

Adjourned: 5:15 p.m.

STATE GOVERNMENT

Convened: Thursday, March 13, 2014, 12:40 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, and Schneider.

Members Absent: Bertrand and Soddors (both excused).

Committee Business: Passed HF's 2288, 2366, and 2370; governor's appointees.

Adjourned: 12:55 p.m.

WAYS AND MEANS

Convened: Thursday, March 13, 2014, 11:35 a.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: Behn and Bertrand (both excused).

Committee Business: Passed SF 2256 and HF 2273; approved SSBs 3162 and 3201.

Adjourned: 12:30 p.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, March 11, 2014, 10:15 a.m.

Members Present: Hatch, Chair; Ragan, Vice Chair; Segebart, Ranking Member; Bolkcom, and Johnson.

Members Absent: None.

Committee Business: Budget discussion.

Adjourned: 11:35 a.m.

SUBCOMMITTEE ASSIGNMENT**House File 514**
(Reassigned)

COMMERCE: Wilhelm, Chair; Anderson, Beall, Bertrand, Bolkcom, Breitbach, Chapman, Hatch, Mathis, McCoy, Petersen, Schneider, Schoenjahn, Seng, and Sinclair

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: HOUSE FILE 2344, a bill for an act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowners.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Seng, Taylor, Zumbach, Beall, Black, Bowman, Brase, Guth, Hart, Kapucian, and Soddors. Nays, none. Absent, 2: Greiner and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2427, a bill for an act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Seng, Taylor, Zumbach, Beall, Black, Bowman, Brase, Guth, Hart, Kapucian, and Soddors. Nays, none. Absent, 2: Greiner and Houser.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMERCE

Bill Title: HOUSE FILE 514, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5064.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bolkcom, Breitbach, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Bertrand and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2296, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5065.

Final Vote: Ayes, 13: McCoy, Petersen, Anderson, Beall, Bolkcom, Breitbach, Hatch, Mathis, Schneider, Schoenjahn, Seng, Sinclair, and Wilhelm. Nays, none. Absent, 2: Bertrand and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 2109, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5061.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2378, a bill for an act relating to the requirements for psychologist licensing.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Hatch, Jochum, Mathis, Quirnbach, Segebart, and Whitver. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2379, a bill for an act relating to crisis stabilization programs authorized by the department of human services.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2417, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Ragan, Wilhelm, Johnson, Boettger, Bolkcom, Dotzler, Hatch, Jochum, Mathis, Quirmbach, Segebart, and Whitver. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 159, a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 475, a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5062.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2279, a bill for an act relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2289, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5063.

Final Vote: Ayes, 12: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Taylor, Whitver, and Zaun. Nays, none. Present, 1: Soddors. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2325, a bill for an act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2326, a bill for an act relating to payments from the indigent defense fund by the state public defender, including effective date provisions, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2368, a bill for an act modifying security freeze provisions and extending security freeze protection to specified individuals designated as protected consumers, making penalties applicable, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2387, a bill for an act providing for notice of garnishment and levy to a judgment debtor.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2423, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 2288, a bill for an act relating to reporting and other requirements concerning the department of administrative services and other state agencies.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Danielson, Jochum, Smith, Anderson, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, and Schneider. Nays, 1: Petersen. Absent, 2: Bertrand and Soddors.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2370, a bill for an act relating to the supervision of orthotist or prosthetist assistants.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Danielson, Jochum, Smith, Anderson, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, and Schneider. Nays, None. Absent, 2: Bertrand and Soddors.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 2273, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 2: Behn and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

Lori Goetzinger – Iowa Grain Indemnity Fund Board
Debra Keller – Iowa Grain Indemnity Fund Board

COMMERCE

Kelly Dolan Lange – Iowa Telecommunications and Technology Commission

AMENDMENTS FILED

| | | | |
|--------|------|------|-----------------|
| S-5061 | H.F. | 2109 | Human Resources |
| S-5062 | H.F. | 475 | Judiciary |
| S-5063 | H.F. | 2289 | Judiciary |
| S-5064 | H.F. | 514 | Commerce |
| S-5065 | H.F. | 2296 | Commerce |
| S-5066 | S.F. | 2272 | Pam Jochum |

JOURNAL OF THE SENATE

SIXTY-FOURTH CALENDAR DAY
THIRTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 17, 2014

The Senate met in regular session at 1:22 p.m., President Jochum presiding.

Prayer was offered by Grace Mulherin, she is the sister of Michelle Mulherin, our guest from the Irish Parliament, from Dublin, Ireland. She was the guest of Senator Johnson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Randy Tapia.

The Journal of Thursday, March 13, 2014, was approved.

SPECIAL GUESTS

Senator Johnson introduced to the Senate chamber Michelle Mulherin, TD, of Ballina, County of Mayo, Ireland. She was accompanied by her sister, Grace, of Dublin, Ireland. Michelle Mulherin, TD, is a member of the Irish Parliament and is in Iowa to celebrate St. Patrick's Day in Emmetsburg.

Michelle Mulherin, TD, addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

Senator Beall presented Michelle Mulherin, TD, with gifts on behalf of the Iowa Senate and the International Relations Committee.

Senator Johnson introduced to the Senate chamber Emmetsburg's Miss Shamrock 2014, Katlyn Moore, a senior at Spencer High School, accompanied by her parents, Joe and Kelly Kuehler; and the Chairman of the Emmetsburg St. Patrick's Association, Andy Joyce.

The Senate rose and expressed its welcome.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 13, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2104, a bill for an act relating to the regulation of insurance company holding systems and providing assessments and penalties.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:51 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 1:55 p.m., President Jochum presiding.

The Senate stood at ease at 1:56 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:22 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand, Greiner, and Houser, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2298, 2269, 2198, and 2167.

Senate File 2298

On motion of Senator Petersen, **Senate File 2298**, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

Senator Petersen offered amendment S-5048, filed by her on March 6, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5048 was adopted by a voice vote.

Senator Petersen asked and received unanimous consent that **House File 2421** be **substituted** for **Senate File 2298**.

House File 2421

On motion of Senator Petersen, **House File 2421**, a bill for an act relating to transfer of guardianship in child in need of assistance proceedings, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2421), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

Bertrand

Greiner

Houser

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

WITHDRAWN

Senator Petersen asked and received unanimous consent that **Senate File 2298** be **withdrawn** from further consideration of the Senate.

Senate File 2269

On motion of Senator Mathis, **Senate File 2269**, a bill for an act modifying supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

Senator Mathis offered amendment S-5068, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5068 was adopted by a voice vote.

Senator Mathis asked and received unanimous consent that **House File 2271** be **substituted** for **Senate File 2269**.

House File 2271

On motion of Senator Mathis, **House File 2271**, a bill for an act modifying supplementary weighting for shared operational functions of school districts and area education agencies and including effective date provisions, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2271), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Ernst | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, 1:

Chelgren

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

WITHDRAWN

Senator Mathis asked and received unanimous consent that **Senate File 2269** be **withdrawn** from further consideration of the Senate.

Senate File 2198

On motion of Senator Black, **Senate File 2198**, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties, placed on the Unfinished Business Calendar on March 13, 2014, with report of committee on Ways and Means recommending passage, was taken up for consideration.

Senator Black moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2198), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

Senate File 2167

On motion of Senator Mathis, **Senate File 2167**, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

Senator Mathis offered amendment S-5069, filed by her from the floor to pages 2 and 12-14 of the bill, and moved its adoption.

Amendment S-5069 was adopted by a voice vote.

Senator Mathis asked and received unanimous consent that **House File 2365** be **substituted** for **Senate File 2167**.

House File 2365

On motion of Senator Mathis, **House File 2365**, a bill for an act relating to employment, disciplinary, and other procedures for entities regulated by the department of inspections and appeals, and including applicability provisions, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2365), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

WITHDRAWN

Senator Mathis asked and received unanimous consent that **Senate File 2167** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2436 and 2435.

House File 2436

On motion of Senator Dotzler, **House File 2436**, a bill for an act relating to the administration of the streamlined sales tax agreement by the department of revenue, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2436), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

House File 2435

On motion of Senator Hogg, **House File 2435**, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code, providing for the repeal of the generation skipping transfer tax and Iowa estate tax, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2435), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2198** and **House Files 2271, 2365, 2421, 2435, and 2436** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2408, 2389, 2388, and 2346.

House File 2408

On motion of Senator McCoy, **House File 2408**, a bill for an act modifying notification requirements applicable to underground facility excavations where underground facilities are present, with report of committee recommending passage, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2408), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

House File 2389

On motion of Senator Mathis, **House File 2389**, a bill for an act relating to misconduct under the code of professional conduct and ethics of the board of educational examiners and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2389), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

House File 2388

On motion of Senator Hart, **House File 2388**, a bill for an act relating to continuity of learning for children receiving foster care services, with report of committee recommending passage, was taken up for consideration.

Senator Hart offered amendment S-5071, filed by her from the floor to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S-5071 was adopted by a voice vote.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2388), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

House File 2346

On motion of Senator Brase, **House File 2346**, a bill for an act relating to solid waste, with report of committee recommending passage, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2346), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2346, 2388, 2389, and 2408** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2337 and 2318.

Senate File 2337

On motion of Senator Petersen, **Senate File 2337**, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2337), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenhahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Sodders |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

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

Senate File 2318

On motion of Senator Hogg, **Senate File 2318**, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions, placed on the Unfinished Business Calendar on March 13, 2014, with report of committee on Appropriations recommending amendment and passage, was taken up for consideration.

Senator Johnson offered amendment S-5074, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5074 be adopted?" (S.F. 2318), the vote was:

Yeas, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Johnson | Smith |
| Behn | Dix | Kapucian | Whitver |
| Boettger | Ernst | Rozenboom | Zaun |
| Bowman | Feenstra | Schneider | Zumbach |
| Breitbach | Garrett | Segebart | |
| Chapman | Guth | Sinclair | |

Nays, 25:

| | | | |
|-----------|----------|------------|---------|
| Beall | Dotzler | Jochum | Seng |
| Black | Dvorsky | Mathis | Soddors |
| Bolkcom | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |
| Dearden | Horn | Schoenjahn | |

Absent, 3:

| | | |
|----------|---------|--------|
| Bertrand | Greiner | Houser |
|----------|---------|--------|

Amendment S-5074 lost.

Senator Hogg offered amendment S-5060, filed by the committee on Appropriations on March 12, 2014, to pages 1-4, 7, and 8 of the bill, and moved its adoption.

Amendment S-5060 was adopted by a voice vote.

Senator Hogg offered amendment S-5073, filed by him from the floor to page 7 of the bill, and moved its adoption.

Amendment S-5073 was adopted by a voice vote.

Senator Chelgren offered amendment S-5075, filed by Senators Chelgren, Zaun, and Whitver from the floor to page 5 of the bill.

Senator Hogg raised the point of order that amendment S-5075 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5075 out of order.

Senator Chelgren asked and received unanimous consent that action on **Senate File 2318** be **deferred**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Sinclair, until she returns, on request of Senator Whitver.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2199.

House File 2199

On motion of Senator Brase, **House File 2199**, a bill for an act relating to conformity with federal law concerning the voluntary shared work program under the state unemployment insurance law and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2199), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Smith |
| Boettger | Dvorsky | Kapucian | Sodders |
| Bolkcom | Ernst | Mathis | Taylor |
| Bowman | Feenstra | McCoy | Whitver |
| Brase | Garrett | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirnbach | Zaun |

| | | | |
|----------|-------|-----------|---------|
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 4:

| | | | |
|----------|---------|--------|----------|
| Bertrand | Greiner | Houser | Sinclair |
|----------|---------|--------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2337** and **House File 2199** be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hogg, for the remainder of the day, on request of Senator Gronstal.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Larry Noble as Commissioner of Public Safety, placed on the Individual Confirmation Calendar on February 18, 2014, found on page 288 of the Senate Journal.

Senator Bowman moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

| | | | |
|----------|-----------|----------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |

| | | | |
|-----------|----------|------------|---------|
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Leonard Boswell as a member of the Transportation Commission, placed on the Individual Confirmation Calendar on February 18, 2014, found on page 288 of the Senate Journal.

Senator Bowman moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 43:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hatch | Schneider |
| Beall | Dearden | Horn | Schoenjahn |
| Behn | Dix | Jochum | Segebart |
| Black | Dotzler | Johnson | Seng |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Ernst | Mathis | Soddars |
| Bowman | Feenstra | McCoy | Taylor |
| Brase | Garrett | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zumbach |
| Courtney | Hart | Rozenboom | |

Nays, 2:

| | |
|----------|------|
| Chelgren | Zaun |
|----------|------|

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Brad Buck as Director of the Department of Education, placed on the Individual Confirmation Calendar on February 17, 2014, found on page 279 of the Senate Journal.

Senator Wilhelm moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of K. Linda Bratkiewicz as a member of the Board of Podiatry, placed on the Individual Confirmation Calendar on February 18, 2014, found on page 288 of the Senate Journal.

Senator Sodders moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Milt Dakovich as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on February 17, 2014, found on page 279 of the Senate Journal.

Senator Dvorsky moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Larry McKibben as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on February 17, 2014, found on page 279 of the Senate Journal.

Senator Dvorsky moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 44:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hatch | Schneider |
| Beall | Dearden | Horn | Schoenjahn |
| Behn | Dix | Jochum | Segebart |
| Boettger | Dotzler | Johnson | Seng |
| Bolkcom | Dvorsky | Kapucian | Smith |
| Bowman | Ernst | Mathis | Sodders |
| Brase | Feenstra | McCoy | Taylor |
| Breitbach | Garrett | Petersen | Whitver |
| Chapman | Gronstal | Quirmbach | Wilhelm |
| Chelgren | Guth | Ragan | Zaun |
| Courtney | Hart | Rozenboom | Zumbach |

Nays, 1:

Black

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Sheila Tipton as a member of the Utilities Board, placed on the Individual Confirmation Calendar on February 18, 2014, found on page 288 of the Senate Journal.

Senator McCoy moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Col. Robert King as Executive Director of the Commission of Veterans Affairs, placed on the Individual Confirmation Calendar on February 6, 2014, found on page 216 of the Senate Journal.

Senator Beall moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Brig. Gen. Jodi Tymeson as Commandant of the Iowa Veterans Home, placed on the Individual Confirmation Calendar on February 6, 2014, found on page 216 of the Senate Journal.

Senator Beall moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Smith |
| Black | Dotzler | Kapucian | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|--------|----------|
| Bertrand | Hogg | Sinclair |
| Greiner | Houser | |

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:49 p.m. until 9:00 a.m., Tuesday, March 18, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C(5). Report received on March 14, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Cody Grant, Thornton—For achieving the rank of Eagle Scout, Troop 24. Senator Ragan.

Collin Schoning, Sheffield—For achieving the rank of Eagle Scout, Troop 24. Senator Ragan.

West Fork Boys' Basketball Team, Sheffield—For being named Class 2A State Finalists. Senator Ragan.

INTRODUCTION OF BILLS

Senate File 2339, by committee on Ways and Means, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2340, by committee on Ways and Means, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2341, by committee on Ways and Means, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 2390

EDUCATION: Dvorsky, Chair; Boettger and Schoenjahn

House File 2439

EDUCATION: Dvorsky, Chair; Boettger and Hogg

FINAL COMMITTEE REPORTS OF BILL ACTION**STATE GOVERNMENT**

Bill Title: HOUSE FILE 2366, a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5072.

Final Vote: Ayes, 13: Danielson, Jochum, Smith, Anderson, Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, and Schneider. Nays, none. Absent, 2: Bertrand and Soddors.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 2339 (formerly SF 2256), a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, 2: Behn and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2339, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2340 (SSB 3201), a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, 2: Behn and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2340, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 2341 (SSB 3162), a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bolkcom, Seng, Feenstra, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, and Smith. Nays, 2: Chapman and Schneider. Absent, 3: Behn, Bertrand, and Quirnbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 14, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 2083 – Concerning licensure requirements for dietetics as established or approved by the academy of nutrition and dietetics.

Senate File 2105 – Relating to various matters involving insurance and the insurance division of the department of commerce and including applicability provisions.

Senate File 2133 – Relating to federal home loan bank rights regarding collateral pledged by insurer-members.

Senate File 2193 – Relating to the admission or retention of participants in an adult day services program.

Senate File 2197 – Relating to certain conditional permits issued by the department of natural resources relating to air and water quality.

Senate File 2205 – Relating to matters under the purview of the credit union division of the department of commerce, and including effective date provisions.

Senate File 2206 – Concerning the Iowa finance authority in regard to the title guaranty program and private activity bonds.

Senate File 2230 – Relating to education by providing technical corrections to revise references and to adjust language to reflect current state school finance practices, revising references to an accrediting agency, reestablishing a rulemaking provision relating to the beginning teacher mentoring and induction program, and providing for disposition and sale of certain school district property.

Senate File 2305 –Relating to emergency management assistance in a disaster emergency concerning mutual aid arrangements and agreements.

APPOINTMENT

The following appointee was submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

MENTAL HEALTH RISK POOL BOARD (426B.5(2)(c))

Mechelle Dhondt, Cedar Rapids

05/01/2014 – 04/30/2017

The appointment was referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor’s appointment to a state board, commission, or department to Senate standing committee, as indicated for investigation on March 17, 2014:

LOCAL GOVERNMENT

Mechelle Dhondt – Mental Health Risk Pool Board

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Mark Hargrafen – Child Advocacy Board
 Gerald Magee – Child Advocacy Board
 Beth Myers – Child Advocacy Board
 Michael Steele – Child Advocacy Board

Gary Schriver – Commission of Persons with Disabilities

Joseph Hutter – Healthy and Well Kids in Iowa (HAWK-I) Board
 Mary Mincer Hansen – Healthy and Well Kids in Iowa (HAWK-I) Board

Alexa Heffernan – Council on Human Services

Alejandro Pino – Commission of Latino Affairs
 Gloria Rodriguez – Commission of Latino Affairs
 Ramon Rodriguez – Commission of Latino Affairs
 Elle Victoria-Gray – Commission of Latino Affairs

Thomas Bouska – Mental Health and Disability Services Commission
 Marsha Edgington – Mental Health and Disability Services Commission
 Lynn Grobe – Mental Health and Disability Services Commission

Brian Pins – Commission on Tobacco Use Prevention and Control
 Michele Sandquist – Tobacco Use Prevention and Control
 Mikki Stier – Tobacco Use Prevention and Control

STATE GOVERNMENT

Veronica Sutton – Commission on the Status of African Americans
 Madai Taylor – Commission on the Status of African Americans

John Anderson – Board of Barbering

Frank Ballantini – Boiler and Pressure Vessel Board
 Thomas Dye – Boiler and Pressure Vessel Board
 Lynne Rush – Boiler and Pressure Vessel Board

Rex Jones – Board of Chiropractic
 Lorraine May – Board of Chiropractic
 Nancy Netolicky – Board of Chiropractic

Mary Clausen – Board of Cosmetology Arts and Sciences
 Jacquelyn Hein – Board of Cosmetology Arts and Sciences

Lois Leytem – Board of Cosmetology Arts and Sciences
Jeffrey Porter – Board of Cosmetology Arts and Sciences
Nicole Russell – Board of Cosmetology Arts and Sciences

Justin Carleton – Elevator Safety Board
Jeremy Musil – Elevator Safety Board

Catherine Dangelser – Board of Hearing Aid Dispensers
Jon McAvoy – Board of Hearing Aid Dispensers

Dorothy Fowles – Interior Design Examining Board
Scott Hatfield – Interior Design Examining Board

Jon Ahrendsen – Board of Physician Assistants
Peter Stopulos – Board of Physician Assistants

John Bennett – Board of Podiatry
Gerald Edgar – Board of Podiatry

Gene Nelsen – Real Estate Appraiser Examining Board
Caryl Swaim – Real Estate Appraiser Examining Board

Janet DeMott – Real Estate Commission
John Goede – Real Estate Commission
Helen Kimes – Real Estate Commission
Michael Telford – Real Estate Commission

Keith Leonard – Iowa Board of Veterinary Medicine
Ann Werner – Iowa Board of Veterinary Medicine

Thomas Carnahan – Commission on the Status of Women
Rachelle Hunt Russian – Commission on the Status of Women
Phyllis Peters – Commission on the Status of Women
Aaron Sewell – Commission on the Status of Women
Sherill Whisenand – Commission on the Status of Women

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Mike Cormack – Public Employment Relations Board

DICK L. DEARDEN

AMENDMENTS FILED

| | | | |
|--------|------|------|--|
| S-5067 | H.F. | 2387 | Robert M. Hogg |
| S-5068 | S.F. | 2269 | Liz Mathis |
| S-5069 | S.F. | 2167 | Liz Mathis |
| S-5070 | H.F. | 2230 | Rich Taylor |
| S-5071 | H.F. | 2388 | Rita Hart |
| S-5072 | H.F. | 2366 | State Government |
| S-5073 | S.F. | 2318 | Robert M. Hogg |
| S-5074 | S.F. | 2318 | David Johnson |
| S-5075 | S.F. | 2318 | Mark Chelgren Brad Zaun Jack Whitver |

JOURNAL OF THE SENATE

SIXTY-FIFTH CALENDAR DAY
THIRTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 18, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Rod Rindahl of the New Life Community Church in St. Charles City, Iowa. He was the guest of Senator Wilhelm.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Allen Tegatz.

The Journal of Monday, March 17, 2014, was approved.

The Senate stood at ease at 9:11 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:28 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Hatch, until he arrives, on request of Senator Gronstal; and Senators Ernst, Greiner, Houser, and Zumbach, until they arrive on request of Senator Dix.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2338 and 2318.

Senate File 2338

On motion of Senator Dotzler, **Senate File 2338**, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2338), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Courtney | Horn | Segebart |
| Beall | Danielson | Jochum | Seng |
| Behn | Dearden | Johnson | Sinclair |
| Bertrand | Dix | Kapucian | Smith |
| Black | Dotzler | Mathis | Sodders |
| Boettger | Dvorsky | McCoy | Taylor |
| Bolkcom | Feenstra | Petersen | Whitver |
| Bowman | Garrett | Quirnbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | |
| Chapman | Hart | Schneider | |
| Chelgren | Hogg | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Ernst | Hatch | Zumbach |
| Greiner | Houser | |

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

UNFINISHED BUSINESS
(Deferred March 17, 2014)

Senate File 2318

The Senate resumed consideration of **Senate File 2318**, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools,

establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions, deferred March 17, 2014.

Senator Chelgren offered amendment S-5076, filed by him from the floor to page 5 of the bill.

Senator Hogg raised the point of order that amendment S-5076 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5076 out of order.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bertrand, until he returns, on request of Senator Dix.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2318), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 19:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Johnson | Sinclair |
| Behn | Dix | Kapucian | Smith |
| Boettger | Feenstra | Rozenboom | Whitver |
| Breitbach | Garrett | Schneider | Zaun |
| Chapman | Guth | Segebart | |

Absent, 5:

| | | |
|----------|---------|---------|
| Bertrand | Greiner | Zumbach |
| Ernst | Houser | |

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2318** and **2338** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2324, 514, 475, and 2427.

House File 2324

On motion of Senator McCoy, **House File 2324**, a bill for an act relating to consumer lending transactions by modifying provisions applicable to certain loan charges and modifying designated monetary limits specified in the consumer credit code, and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2324), the vote was:

Yeas, 45:

| | | | |
|----------|-----------|-----------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirnbach | Wilhelm |

| | | | |
|-----------|-------|------------|------|
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|---------|---------|
| Bertrand | Greiner | Zumbach |
| Ernst | Houser | |

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

House File 514

On motion of Senator Wilhelm, **House File 514**, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Wilhelm offered amendment S-5064, filed by the committee on Commerce on March 13, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5064 was adopted by a voice vote.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 514), the vote was:

Yeas, 45:

| | | | |
|----------|-----------|-----------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Jochum | Seng |
| Behn | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirnbach | Wilhelm |

| | | | |
|-----------|-------|------------|------|
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 5:

| | | |
|----------|---------|---------|
| Bertrand | Greiner | Zumbach |
| Ernst | Houser | |

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

House File 475

On motion of Senator Sodders, **House File 475**, a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Sodders offered amendment S-5062, filed by the committee on Judiciary on March 13, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5062 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 475), the vote was:

Yeas, 46:

| | | | |
|----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirnbach | Wilhelm |

| | | | |
|-----------|-------|-----------|------|
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |

Nays, none.

Absent, 4:

| | | | |
|-------|---------|--------|---------|
| Ernst | Greiner | Houser | Zumbach |
|-------|---------|--------|---------|

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

House File 2427

On motion of Senator Black, **House File 2427**, a bill for an act relating to corn promotion, including special referendums, the assessment of a checkoff, and the creation of a task force, and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Black moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2427), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Gronstal | Quirmbach | Wilhelm |
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |

Nays, none.

Absent, 4:

Ernst

Greiner

Houser

Zumbach

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 475, 514, 2324, and 2427** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:27 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:09 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Hogg, until he returns, on request of Senator Gronstal; and Senator Zaun, until he returns, on request of Senator Whitver.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2423, 2397, 2379, 2378, 2370, and 2368.

House File 2423

On motion of Senator Garrett, **House File 2423**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective and applicability dates, with report of committee recommending passage, was taken up for consideration.

Senator Garrett moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2423), the vote was:

Yeas, 44:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Chelgren | Hart | Rozenboom |
| Beall | Courtney | Hatch | Schneider |
| Behn | Danielson | Horn | Schoenjahn |
| Bertrand | Dearden | Jochum | Segebart |
| Black | Dix | Johnson | Seng |
| Boettger | Dotzler | Kapucian | Sinclair |
| Bolkcom | Dvorsky | Mathis | Smith |
| Bowman | Feenstra | McCoy | Sodders |
| Brase | Garrett | Petersen | Taylor |
| Breitbach | Gronstal | Quirmbach | Whitver |
| Chapman | Guth | Ragan | Wilhelm |

Nays, none.

Absent, 6:

| | | |
|---------|--------|---------|
| Ernst | Hogg | Zaun |
| Greiner | Houser | Zumbach |

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

House File 2397

On motion of Senator Dearden, **House File 2397**, a bill for an act concerning liability protection for volunteers on state lands, with report of committee recommending passage, was taken up for consideration.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2397), the vote was:

Yeas, 45:

| | | | |
|----------|-----------|--------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |

| | | | |
|-----------|----------|-----------|----------|
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2379

On motion of Senator Wilhelm, **House File 2379**, a bill for an act relating to crisis stabilization programs authorized by the department of human services, with report of committee recommending passage, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2379), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2378

On motion of Senator Mathis, **House File 2378**, a bill for an act relating to the requirements for psychologist licensing, with report of committee recommending passage, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2378), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2370

On motion of Senator Bowman, **House File 2370**, a bill for an act relating to the supervision of orthotist or prosthetist assistants, with report of committee recommending passage, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2370), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2368

On motion of Senator Petersen, **House File 2368**, a bill for an act modifying security freeze provisions and extending security freeze protection to specified individuals designated as protected consumers, making penalties applicable, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2368), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2368, 2370, 2378, 2379, 2397, and 2423** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2344, 2326, 2325, and 2288.

House File 2344

On motion of Senator Black, **House File 2344**, a bill for an act relating to drainage or levee districts by providing for mergers, the liability of trustees, bidding requirements, the annexation of land, and authorizing the imposition of assessments upon affected landowners, with report of committee recommending passage, was taken up for consideration.

Senator Black moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2344), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2326

On motion of Senator Taylor, **House File 2326**, a bill for an act relating to payments from the indigent defense fund by the state public defender, including effective date provisions, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2326), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2325

On motion of Senator Courtney, **House File 2325**, a bill for an act relating to certain corporations organized prior to July 1, 1971, by eliminating requirements relating to publication, with report of committee recommending passage, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2325), the vote was:

Yeas, 45:

| | | | |
|----------|-----------|--------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Jochum | Seng |

| | | | |
|-----------|----------|-----------|----------|
| Bertrand | Dix | Johnson | Sinclair |
| Black | Dotzler | Kapucian | Smith |
| Boettger | Dvorsky | Mathis | Sodders |
| Bolkcom | Ernst | McCoy | Taylor |
| Bowman | Feenstra | Petersen | Whitver |
| Brase | Garrett | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|--------|---------|
| Greiner | Houser | Zumbach |
| Hogg | Zaun | |

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

House File 2288

On motion of Senator Danielson, **House File 2288**, a bill for an act relating to reporting and other requirements concerning the department of administrative services and other state agencies, with report of committee recommending passage, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2288), the vote was:

Yeas, 43:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Chelgren | Guth | Rozenboom |
| Beall | Courtney | Hart | Schneider |
| Behn | Danielson | Hatch | Schoenjahn |
| Bertrand | Dearden | Horn | Segebart |
| Black | Dix | Jochum | Seng |
| Boettger | Dotzler | Johnson | Sinclair |
| Bolkcom | Dvorsky | Kapucian | Smith |
| Bowman | Ernst | Mathis | Taylor |
| Brase | Feenstra | McCoy | Whitver |
| Breitbach | Garrett | Quirmbach | Wilhelm |
| Chapman | Gronstal | Ragan | |

Nays, 2:

Petersen

Sodders

Absent, 5:

Greiner

Houser

Zumbach

Hogg

Zaun

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2288, 2325, 2326, and 2344** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:58 p.m. until 9:00 a.m., Wednesday, March 19, 2014.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

West High Boys' Basketball Team, Iowa City – For winning the 4A Championship.
Senator Dvorsky.

STUDY BILL RECEIVED

SSB 3210 Appropriations

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

SUBCOMMITTEE ASSIGNMENT

SSB 3210

APPROPRIATIONS: Mathis, Chair; Chapman and Dvorsky

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 109, a resolution reaffirming Iowa’s commitment to its relationship with Taiwan and supporting Taiwan’s efforts to participate in the international community.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Jochum, Dix, Dearden, Dvorsky, Ragan, Rozenboom, Sodders, and Whitver. Nays, none. Absent, 2: Courtney and Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENT TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on March 18, 2014, to investigate the appointment and reappointment of the following appointee:

LOCAL GOVERNMENT

As a member of the Mental Health Risk Pool Board:

Mechelle Dhondt – Brase, Chair; Hart and Sinclair

AMENDMENTS FILED

| | | | |
|--------|------|------|---------------|
| S-5076 | S.F. | 2318 | Mark Chelgren |
| S-5077 | H.F. | 159 | Rich Taylor |
| S-5078 | H.F. | 2183 | Rita Hart |

JOURNAL OF THE SENATE

SIXTY-SIXTH CALENDAR DAY
THIRTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 19, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Ron Wheeler of the Community Chapel in Lakota, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Tuesday, March 18, 2014, was approved.

SPECIAL GUESTS

Senator Jochum introduced to the Senate chamber the Honorable John “Jack” P. Kibbie, former member of the Senate from Palo Alto County, Emmetsburg, Iowa. He was accompanied by his wife, Kay.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 18, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2080, a bill for an act relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Senate File 2091, a bill for an act relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Senate File 2092, a bill for an act relating to the criminal offense of fraudulent practice and making penalties applicable.

Senate File 2120, a bill for an act relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Senate File 2192, a bill for an act relating to the definition of motorized bicycle.

Senate File 2228, a bill for an act allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Senate File 2255, a bill for an act designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Senate File 2257, a bill for an act relating to programs and accounts administered by the college student aid commission.

Senate File 2276, a bill for an act relating to adoption investigation and report requirements.

Senate File 2290, a bill for an act relating to identification required for operation of a railroad train.

Senate File 2338, a bill for an act concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

ALSO: That the House has on March 18, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 220, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions. (S-5079)

Senate File 366, a bill for an act relating to radon control and making penalties applicable. (S-5084)

Senate File 2201, a bill for an act relating to kidnapping, and providing penalties. (S-5083)

Senate File 2212, a bill for an act relating to land disposal of yard waste. (S-5082)

Senate File 2251, a bill for an act relating to the state child care assistance program eligibility and application provisions. (S-5080)

Senate File 2259, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable. (S-5081)

ALSO: That the House has on March 18, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2443, a bill for an act relating to the sales tax exemption for the purchase of certain items used in certain manufacturing, research and development, data processing or storage, or recycling activities.

Read first time and referred to committee on **Ways and Means**.

House File 2444, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:23 a.m. until 9:00 a.m., Thursday, March 20, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF EDUCATION

Hawkeye Community College District-to-Community College Pilot Program and Facilities Sharing Report, pursuant to 2011 Iowa Acts, chapter 91, section 1. Report received on March 19, 2014.

LEGISLATIVE SERVICES AGENCY

Elder Abuse Prevention and Intervention Study Committee Final Report, pursuant to Iowa Code section 2.42. Report received on March 19, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Eddyville-Blakesburg-Fremont Rockets – For their strong effort to claim the state wrestling title in 2014. Senator Rozenboom.

George Toubekis, University Park – For being the best small town mayor in Iowa. Senator Rozenboom.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 19, 2014, 1:00 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Ernst, Ranking Member; Beall, Bowman, Dvorsky, Hart, Johnson, Mathis, Sinclair, Wilhelm, and Zaun.

Members Absent: Behn, Boettger, and Hogg (all excused).

Committee Business: Governor's appointees.

Adjourned: 1:15 p.m.

STATE GOVERNMENT

Convened: Tuesday, March 18, 2014, 2:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Bowman, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors.

Members Absent: Anderson and Bertrand (both excused).

Committee Business: Governor's appointees.

Adjourned: 2:35 p.m.

TRANSPORTATION

Convened: Wednesday, March 19, 2014, 1:35 p.m.

Members Present: Bowman, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Dearden, Dvorsky, Feenstra, and Taylor.

Members Absent: Behn, Danielson, McCoy, and Zumbach (all excused).

Committee Business: Governor's appointees.

Adjourned: 1:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 112, by Bolkcom, Schneider, McCoy, Breitbach, Zaun, Courtney, Rozenboom, Hatch, Sinclair, and Dotzler, a resolution requesting the legislative council to establish a legislative interim study committee to study the feasibility of establishing a medical use of cannabis program in this state.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS**House File 2443**

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

House File 2444

WAYS AND MEANS: Hogg, Chair; Feenstra and Seng

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

EDUCATION

Rachel Heiss – Iowa Autism Council
 Jeffrey Jennings – Iowa Autism Council
 Angela Logsdon – Iowa Autism Council
 Jan Turbes – Iowa Autism Council

David Arens – Early Childhood Iowa State Board
 James Christensen – Early Childhood Iowa State Board
 Donald Doudna – Early Childhood Iowa State Board

Michael Bearden – State Board of Education
 Angela English – State Board of Education
 Brooke Miller – State Board of Education
 Mary Ellen Miller – State Board of Education

Sara Arnold – Board of Educational Examiners
 Laura Stevens – Board of Educational Examiners

Marianne Mickelson – Iowa Higher Education Loan Authority

Keith England – School Budget Review Committee

STATE GOVERNMENT

Shelley Laracuente – Accountancy Examining Board
 Dale Leibfried – Accountancy Examining Board

Tyler Kameron – Architectural Examining Board
 Jerry Purdy – Architectural Examining Board

George Youi Sayavong – Commission of Asian and Pacific Islander Affairs
 Karlai Thornburg – Commission of Asian and Pacific Islander Affairs
 Michelle Yoshimura – Commission of Asian and Pacific Islander Affairs

Peggy Elliot – Commission for the Blind

Anna Brown – Commission on Community Action Agencies
 Tom Quiner – Commission on Community Action Agencies
 Mary Whisenand – Commission on Community Action Agencies

Martha Meyer – Commission of Deaf Services

Steven Fuller – Board of Dentistry
Mary Kelly Grief – Board of Dentistry
Diane Meier – Board of Dentistry

Daniel Deutschman – Board of Dietetics
Stacey Loftus – Board of Dietetics

Robert Fairfax – Engineering and Land Surveying Examining Board
Jerry Shellberg – Engineering and Land Surveying Examining Board
Marlon Vogt – Engineering and Land Surveying Examining Board

Jonathan Martin – Landscape Architectural Examining Board

Bruce Bockoven – Board of Massage Therapy
David Edwards – Board of Massage Therapy
Jill Ellsworth – Board of Massage Therapy
Robert Johnson – Board of Massage Therapy

Rebecca Ervin – Board of Mortuary Science
Todd Kale – Board of Mortuary Science
Carl Linge – Board of Mortuary Science
Martin Mitchell – Board of Mortuary Science

Bradley Earp – Board of Physical and Occupational Therapy
Rachel Judisch – Board of Physical and Occupational Therapy
Craig Newton – Board of Physical and Occupational Therapy
Melinda Shetler – Board of Physical and Occupational Therapy

Sarah Henderson – Board of Psychology
Adam Kurth – Board of Psychology
Heidi Vermeer-Quist – Board of Psychology

Mark Hudson – Board of Social Work
Cynthia Schuman – Board of Social Work

Ryan Austin – Board of Speech Pathology and Audiology
Alison Lemke – Board of Speech Pathology and Audiology

Eric Bookmeyer – Vision Iowa Board
Craig Johnson – Vision Iowa Board
Mark Kapfer – Vision Iowa Board
Tammy Robinson – Vision Iowa Board

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Stephen Larson – Administrator of the Alcoholic Beverages Division

Brian Ohorilko – Administrator of the Racing and Gaming Commission

TRANSPORTATION

Daniel Huber – State Transportation Commission

John Putney – State Transportation Commission

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Peggy Elliot – Commission for the Blind

BRAD ZAUN

GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on March 19, 2014:

I am withdrawing the name of Chet Hollingshead to serve as a member of the Mental Health and Disability Services Commission from further consideration by the Senate.

I am withdrawing the name of Kenneth Pangburn to serve as a member of the Renewable Fuel Infrastructure Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

| | | | |
|--------|------|------|-------|
| S-5079 | S.F. | 220 | House |
| S-5080 | S.F. | 2251 | House |
| S-5081 | S.F. | 2259 | House |
| S-5082 | S.F. | 2212 | House |
| S-5083 | S.F. | 2201 | House |
| S-5084 | S.F. | 366 | House |

JOURNAL OF THE SENATE

SIXTY-SEVENTH CALENDAR DAY
FORTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 20, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Stan Johnson of the Evangelical Free Church in Britt, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Clair Barcus.

The Journal of Wednesday, March 19, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 109.

Senate Resolution 109

On motion of Senator Dotzler, **Senate Resolution 109**, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved the adoption of Senate Resolution 109, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Dotzler introduced to the Senate chamber Mr. Baushaun Ger, Consul General of Taipei Economic and Cultural Office in Chicago. He was accompanied by Mr. Wayne Wang, Consul; and Ms. Eva Yeh, Vice Consul.

Consul General Ger addressed the Senate with brief remarks.

Senators Black, Beall, and Kapucian presented the Consul General with gifts on behalf of the International Relations Committee.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 19, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 2211, a bill for an act relating to the civil commitment of a sexually violent predator. (S-5085)

Senate File 2311, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions. (S-5086)

ALSO: That the House has on March 19, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2185, a bill for an act concerning the determination of native horses for purposes of pari-mutuel wagering.

Senate File 2191, a bill for an act relating to financing work within drainage or levee districts.

Senate File 2273, a bill for an act allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Senate File 2291, a bill for an act providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Senate File 2296, a bill for an act relating to mental health treatment costs of certain persons accused of a crime.

Senate File 2313, a bill for an act relating to the removal of clerks of the district court.

Senate File 2315, a bill for an act relating to the scope and nature of use restrictions on land.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

| | |
|-----------|-----------|
| H.F. 159 | H.F. 2274 |
| H.F. 2109 | H.F. 2278 |
| H.F. 2132 | H.F. 2279 |
| H.F. 2159 | H.F. 2289 |
| H.F. 2181 | H.F. 2296 |
| H.F. 2183 | H.F. 2366 |
| H.F. 2192 | H.F. 2387 |
| H.F. 2194 | H.F. 2417 |
| H.F. 2230 | |

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:29 a.m. until 1:00 p.m., Monday, March 24, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Carletta Campbell, Davenport – For celebrating her 90th birthday. Senator Smith.

Pat Schulte, Davenport – For celebrating her 90th birthday. Senator Smith.

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Thursday, March 20, 2014, 10:20 a.m.

Members Present: Hogg, Chair; Courtney, Vice Chair; Schneider, Ranking Member; Dvorsky, Garrett, Horn, Petersen, Taylor, and Zaun.

Members Absent: Boettger, Quirmbach, Soddors, and Whitver (all excused).

Committee Business: Governor's appointees.

Adjourned: 10:30 a.m.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Pamela Davis – Board of Athletic Training
Josh Hamann – Board of Athletic Training
Susan Theisen – Board of Athletic Training

Donald Gilbert – Board of Behavioral Science
Jeff Kerber – Board of Behavioral Science
Sherill Whisenand – Board of Behavioral Science

David Bert – Commission of Persons with Disabilities
Laura Herrity – Commission of Persons with Disabilities
Michelle Ray-Michalec – Commission of Persons with Disabilities
Gary Schriver – Commission of Persons with Disabilities

Craig Cretsinger – Prevention of Disabilities Policy Council
Gary McDermott – Prevention of Disabilities Policy Council

Kathryn Johnson – Mental Health and Disability Services Commission
Geoffrey Lauer – Mental Health and Disability Services Commission
Michael Polich – Mental Health and Disability Services Commission

Cindy Crawford – Board of Sign Language Interpreters and Transliterators
Tailyn Kaster – Board of Sign Language Interpreters and Transliterators
Brent Welsch – Board of Sign Language Interpreters and Transliterators

JUDICIARY

Mardi Allen – Criminal and Juvenile Justice Planning Advisory Council
 Mary Ingham – Criminal and Juvenile Justice Planning Advisory Council
 Mary Kovacevich – Criminal and Juvenile Justice Planning Advisory Council
 Michelle Leonard – Criminal and Juvenile Justice Planning Advisory Council
 John Spinks Jr. – Criminal and Juvenile Justice Planning Advisory Council
 Tony Thompson – Criminal and Juvenile Justice Planning Advisory Council
 Thomas Walton – Criminal and Juvenile Justice Planning Advisory Council

Matthew Harkin – Iowa Drug Policy Advisory Council
 Jason Sandholt – Iowa Drug Policy Advisory Council

VETERANS AFFAIRS

Monica Blakely – Commission of Veterans Affairs
 Richard Goebel – Commission of Veterans Affairs
 Elizabeth Ledvina – Commission of Veterans Affairs

**GOVERNOR'S APPOINTEES PLACED ON
 INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Mary Chapman – Board of Corrections

Steve Berger – State Judicial Nominating Commission
 Lance Horbach – State Judicial Nominating Commission
 Patricia (Trish) Roberts – State Judicial Nominating Commission

Lisa Campbell – Iowa Law Enforcement Academy Council
 Patrick Jackson – Iowa Law Enforcement Academy Council
 Ricardo Martinez II – Iowa Law Enforcement Academy Council

Jason Carlstrom – Chairperson of the Board of Parole

John Hodges – Board of Parole

AMENDMENTS FILED

| | | | |
|--------|------|------|-------|
| S-5085 | S.F. | 2211 | House |
| S-5086 | S.F. | 2311 | House |

JOURNAL OF THE SENATE

SEVENTY-FIRST CALENDAR DAY
FORTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 24, 2014

The Senate met in regular session at 1:10 p.m., President Jochum presiding.

Prayer was offered by Pastor Thomas Ross of the Destiny Christian Church in Des Moines, Iowa. He was the guest of Senator Hatch.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Thursday, March 20, 2014, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Stephen Larson, the governor's appointee to be the Administrator of the Alcoholic Beverages Division. He was the guest of Senators Danielson and Schneider and the committee on State Government.

The Secretary of the Senate introduced Brian Ohorilko, the governor's appointee to be the Administrator of the State Racing and Gaming Commission. He was the guest of Senators Danielson and Rozenboom and the committee on State Government.

HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 20, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2271, a bill for an act relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Senate File 2328, a bill for an act providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

ALSO: That the House has on March 20, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 514, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:40 p.m. until 2:30 p.m.

RECONVENED

The Senate reconvened at 3:26 p.m., President Jochum presiding.

The Senate stood at ease at 3:27 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:04 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Greiner, Houser, Kapucian, Segebart, and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2341.

Senate File 2341

On motion of Senator Dotzler, **Senate File 2341**, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2341), the vote was:

Yeas, 36:

| | | | |
|-----------|-----------|----------|------------|
| Anderson | Danielson | Hart | Ragan |
| Beall | Dearden | Hatch | Rozenboom |
| Bertrand | Dix | Hogg | Schoenjahn |
| Black | Dotzler | Horn | Seng |
| Boettger | Dvorsky | Jochum | Sinclair |
| Bolkcom | Ernst | Johnson | Sodders |
| Brase | Feenstra | Mathis | Taylor |
| Breitbach | Garrett | McCoy | Wilhelm |
| Courtney | Gronstal | Petersen | Zaun |

Nays, 9:

| | | |
|---------|-----------|-----------|
| Behn | Chelgren | Schneider |
| Bowman | Guth | Smith |
| Chapman | Quirnbach | Whitver |

Absent, 5:

| | | |
|---------|----------|---------|
| Greiner | Kapucian | Zumbach |
| Houser | Segebart | |

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

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2278, 2181, 2159, 2132, and 159.

House File 2278

On motion of Senator Petersen, **House File 2278**, a bill for an act restricting disclosures of specified information by regional transit districts, and providing a penalty, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2278), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Hogg | Seng |
| Behn | Dearden | Horn | Sinclair |
| Bertrand | Dix | Jochum | Smith |
| Black | Dotzler | Johnson | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|----------|---------|
| Greiner | Kapucian | Zumbach |
| Houser | Segebart | |

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

House File 2181

On motion of Senator Bowman, **House File 2181**, a bill for an act relating to the maximum weight of motor vehicles covered under the lemon law and including applicability provisions, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2181), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Hogg | Seng |
| Behn | Dearden | Horn | Sinclair |
| Bertrand | Dix | Jochum | Smith |
| Black | Dotzler | Johnson | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|----------|---------|
| Greiner | Kapucian | Zumbach |
| Houser | Segebart | |

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

House File 2159

On motion of Senator Dotzler, **House File 2159**, a bill for an act relating to Miller trusts and including applicability provisions, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2159), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Hogg | Seng |
| Behn | Dearden | Horn | Sinclair |
| Bertrand | Dix | Jochum | Smith |
| Black | Dotzler | Johnson | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|----------|---------|
| Greiner | Kapucian | Zumbach |
| Houser | Segebart | |

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

House File 2132

On motion of Senator Taylor, **House File 2132**, a bill for an act establishing the Gideon fellowship program in the office of the state public defender, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2132), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Hogg | Seng |
| Behn | Dearden | Horn | Sinclair |
| Bertrand | Dix | Jochum | Smith |
| Black | Dotzler | Johnson | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|----------|---------|
| Greiner | Kapucian | Zumbach |
| Houser | Segebart | |

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

House File 159

On motion of Senator Taylor, **House File 159**, a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Taylor offered amendment S-5077, filed by him on March 18, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5077 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 159), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Hogg | Seng |
| Behn | Dearden | Horn | Sinclair |
| Bertrand | Dix | Jochum | Smith |
| Black | Dotzler | Johnson | Sodders |
| Boettger | Dvorsky | Mathis | Taylor |
| Bolkcom | Ernst | McCoy | Whitver |
| Bowman | Feenstra | Petersen | Wilhelm |
| Brase | Garrett | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 5:

| | | |
|---------|----------|---------|
| Greiner | Kapucian | Zumbach |
| Houser | Segebart | |

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2341** and **House Files 159, 2132, 2159, 2181, and 2278** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:48 p.m. until 9:00 a.m., Tuesday, March 25, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Isabel Perrin, Sioux City – For receiving the Girl Scout Gold award. Senator Anderson.

Drew West, Highland Community Schools – For becoming 2014 IHSAA Wrestling Champion, #106. Senator Greiner.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, March 24, 2014, 1:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst (excused).

Committee Business: Approved SSB 3210.

Adjourned: 2:40 p.m.

WAYS AND MEANS

Convened: Monday, March 24, 2014, 2:50 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: None.

Committee Business: Passed SFs 2032 and 2333.

Adjourned: 3:15 p.m.

INTRODUCTION OF BILLS

Senate File 2342, by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 2343, by committee on Ways and Means, a bill for an act relating to qualification requirements for the renewable energy tax credit.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 2344, by committee on Ways and Means, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2342 (SSB 3210), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dvorsky, Danielson, Black, Bolcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2342, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 2343 (formerly SF 2032), a bill for an act relating to qualification requirements for the renewable energy tax credit.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2343, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2344 (formerly SF 2333), a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2344, and they were attached to the committee report.

REPORT OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 2131, the following corrections were made:

1. Page 22, line 1, capitalized "Ten-Year" to match other reference in the bill.

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 24th day of March, 2014.

Senate Files 2056, 2104, 2120, 2131, 2169, 2191, 2192, 2200, 2228, 2240, 2250, 2255, 2276, 2290, 2313, and 2338.

MICHAEL E. MARSHALL
Secretary of the Senate

JOURNAL OF THE SENATE

SEVENTY-SECOND CALENDAR DAY
FORTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 25, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Chuck DeVos of the Lifepoint Assembly of God Church in Osceola, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Monday, March 24, 2014, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:21 a.m. until 9:00 a.m., Wednesday, March 26, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Elizabeth Anderson, Waterloo – For celebrating her 95th birthday. Senator Dotzler.

ESP International, Cedar Rapids – For being recognized as a Blue Zones Project Worksite, for helping the community be a better place to live, work, and play. Senator Mathis.

Tyler Peterson, Boone – For achieving the rank of Eagle Scout, Troop 197. Senator Behn.

REPORTS OF COMMITTEE MEETINGS

LOCAL GOVERNMENT

Convened: Tuesday, March 25, 2014, 1:05 p.m.

Members Present: Wilhelm, Chair; Brase, Vice Chair; Sinclair, Ranking Member; Dvorsky, Guth, Hart, Quirmbach, Schoenjahn, and Taylor.

Members Absent: Chelgren and Zaun (both excused).

Committee Business: Governor's appointees.

Adjourned: 1:10 p.m.

STATE GOVERNMENT

Convened: Tuesday, March 25, 2014, 2:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Anderson, Bertrand, Bowman, Courtney, Feenstra, Horn, Petersen, Schneider and Sadders.

Members Absent: Smith, Ranking Member; Chapman, Dearden, and McCoy (all excused).

Committee Business: Governor's appointees.

Adjourned: 2:20 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Tuesday, March 25, 2014, 2:35 p.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Budget discussion.

Adjourned: 2:55 p.m.

INTRODUCTION OF BILL

Senate File 2345, by Dotzler, a bill for an act concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENT

Senate File 2345

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Feenstra

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 107, a resolution celebrating the 100th anniversary of the signing of the Smith-Lever Act, the founding legislation of the nationwide Cooperative Extension System.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Gronstal, Jochum, Dix, Dvorsky, Ragan, Rozenboom, and Soddors. Nays, none. Absent, 4: Courtney, Dearden, Ernst, and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

PLUMBING AND MECHANICAL SYSTEMS EXAMINING BOARD (Sec. 105.3)

Kevin Kiene, Riverside

05/01/2014 – 04/30/2016

RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13)

Douglas Thompson, Kanawha

05/01/2014 – 04/30/2019

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 25, 2014:

LABOR AND BUSINESS RELATIONS

Kevin Kiene – Plumbing and Mechanical Systems Board

NATURAL RESOURCES AND ENVIRONMENT

Douglas Thompson – Renewable Fuel Infrastructure Board

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittee of standing committee on March 25, 2014, to investigate the appointment and reappointment of the following appointees:

LABOR AND BUSINESS RELATIONS

As a member of the Plumbing and Mechanical Systems Board:

Kevin Kiene – Brase, Chair; Chapman and Sodders

NATURAL RESOURCES AND ENVIRONMENT

As a member of the Renewable Fuel Infrastructure Board:

Douglas Thompson – Ragan, Chair; Hogg and Greiner

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LOCAL GOVERNMENT

Sarah Beatty – City Development Board

Mechelle Dhondt – Mental Health Risk Pool Board

STATE GOVERNMENT

Gary Nystrom – Alcoholic Beverages Commission

Tandi Dausener – Architectural Examining Board

Rita Perea – Engineering and Land Surveying Examining Board

Michael Klappholz – Iowa Lottery Authority Board of Directors

Ying Sa – Iowa Lottery Authority Board of Directors

Ronald Cheney – Board of Medicine

Diane Clark – Board of Medicine

Hamed Tewfik – Board of Medicine

Debra Larson – Board of Nursing

LeRoy Strohman – Board of Nursing

Gwen Suntken – Board of Nursing

Daniel Boor – Board of Nursing Home Administrators

Michael Jenison – Board of Nursing Home Administrators

Scott Ihrke – Board of Optometry

Michael Portz – Board of Optometry

Jacqueline (Jackie) Pullen – Board of Optometry

Chris Mayer – Peace Officers' Retirement, Accident, and Disability System Trustee

LaDonna Gratias – Board of Pharmacy

Edward Maier – Board of Pharmacy

James Miller – Board of Pharmacy

Ralph Scott – Board of Psychology

Anthony Gaughan – Iowa Public Information Board

Jo Martin – Iowa Public Information Board

Gary Mohr – Iowa Public Information Board

William Monroe – Iowa Public Information Board

Suzan Stewart – Iowa Public Information Board

Carl Heinrich – State Racing and Gaming Commission

Jeffrey Lamberti – State Racing and Gaming Commission

Gregory Hicklin – Board of Respiratory Care

Erik Olesen – Board of Respiratory Care

Leann Jacobsen – Technology Advisory Council

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar without recommendation for confirmation:

STATE GOVERNMENT

Diane Cortese – Board of Medicine

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------------|
| S-5087 | H.F. | 2192 | Dennis H. Black |
| S-5088 | H.F. | 2109 | William A. Dotzler, Jr. |

JOURNAL OF THE SENATE

SEVENTY-THIRD CALENDAR DAY
FORTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 26, 2014

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Pastor Gary Axtell of Mark Baptist Church in Bloomfield, Iowa. He was the guest of Senators Chelgren and Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Cook.

The Journal of Tuesday, March 25, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 25, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2198, a bill for an act providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Senate File 2321, a bill for an act relating to jurisdiction over certain offenses committed by members of the state military forces, and establishing certain notification and reporting requirements.

ALSO: That the House has on March 25, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 2118, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case. (S-5093)

Senate File 2239, a bill for an act relating to elder abuse and providing penalties. (S-5092)

Senate File 2299, a bill for an act relating to Iowa's operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, and including applicability provisions. (S-5091)

Senate File 2319, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance. (S-5090)

Senate File 2320, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions. (S-5089)

ALSO: That the House has on March 25, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2446, a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

Read first time and referred to committee on **Ways and Means**.

House File 2447, a bill for an act relating to the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees and penalties.

Read first time and referred to committee on **Ways and Means**.

House File 2449, a bill for an act relating to appropriations to the judicial branch.

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

SPECIAL GUESTS

President Jochum introduced to the Senate chamber pages from the 2013 Session; Dalton Schmit, Hanna Zinn, and Celia Ver Ploeg.

The Senate rose and expressed its welcome.

President Jochum introduced Randy Wallace to the Senate chamber. On March 27, 2014, Randy will be receiving the John C. Culver Award for Public Service to honor him for his outstanding service and unwavering commitment to making Iowa a better place.

The Senate rose and expressed its congratulations.

Senator Gronstal introduced to the Senate chamber the Honorable Staci Appel, former member of the Senate from Warren County, Ackworth, Iowa.

The Senate rose and expressed its welcome.

The Senate stood at ease at 9:48 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:01 a.m., President Pro Tempore Soddors presiding.

RECESS

On motion of President Jochum, the Senate recessed at 11:02 a.m. until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:15 p.m., President Pro Tempore Soddors presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Ernst and Houser, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2339.

Senate File 2339

On motion of Senator Dotzler, **Senate File 2339**, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions, was taken up for consideration.

Senator Dotzler offered amendment S-5096, filed by him from the floor to pages 3 and 6 of the bill, and moved its adoption.

Amendment S-5096 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2339), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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 2259

Senator Gronstal called up for consideration **Senate File 2259**, a bill for an act modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable, amended by the House in House amendment S-5081, filed March 19, 2014.

Senator Petersen moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Petersen moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2259), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

Senate File 2212

Senator Gronstal called up for consideration **Senate File 2212**, a bill for an act relating to land disposal of yard waste, amended by the House in House amendment S-5082, filed March 19, 2014.

Senator Dearden moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dearden moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2212), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

Senate File 2211

Senator Gronstal called up for consideration **Senate File 2211**, a bill for an act relating to the civil commitment of a sexually violent predator, amended by the House in House amendment S-5085, filed March 20, 2014.

Senator Hogg moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2211), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2211, 2212, 2259, and 2339** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 220

Senator Gronstal called up for consideration **Senate File 220**, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions, amended by the House in House amendment S-5079, filed March 19, 2014.

Senator Beall moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Beall moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 220), the vote was:

Yeas, 46:

| | | | |
|----------|---------|----------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |

| | | | |
|-----------|----------|------------|---------|
| Boettger | Feenstra | Mathis | Sodders |
| Bolkcom | Garrett | McCoy | Taylor |
| Bowman | Greiner | Petersen | Whitver |
| Brase | Gronstal | Quirnbach | Wilhelm |
| Breitbach | Guth | Ragan | Zaun |
| Chapman | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, 2:

Bertrand Chelgren

Absent, 2:

Ernst Houser

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

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2230.

House File 2230

On motion of Senator Taylor, **House File 2230**, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Taylor offered amendment S-5095, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5095 was adopted by a voice vote.

Senator Taylor offered amendment S-5070, filed by him on March 17, 2014, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5070 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2230), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 220** and **House File 2230** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:59 p.m. until 9:00 a.m., Thursday, March 27, 2014.

APPENDIX**STUDY BILLS RECEIVED****SSB 3211 Appropriations**

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

SSB 3212 Appropriations

Relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

SUBCOMMITTEE ASSIGNMENTS**SSB 3211**

APPROPRIATIONS: Dvorsky, Chair; Chapman

SSB 3212

APPROPRIATIONS: Dotzler, Chair; Chapman and Dvorsky

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 26, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 2056 – Relating to whole grade sharing incentives for school districts.

Senate File 2104 – Relating to the regulation of insurance company holding systems and providing assessments and penalties.

Senate File 2120 – Relating to the use of professional titles or abbreviations by advanced registered nurse practitioners.

Senate File 2131 – Relating to standard valuation and standard forfeiture provisions for life insurance policies or contracts and including applicability provisions.

Senate File 2169 – Relating to wills including witness testimony, distribution of property, and claims of personal representatives, and including retroactive and other applicability provisions.

Senate File 2191 – Relating to financing work within drainage or levee districts.

Senate File 2192 – Relating to the definition of motorized bicycle.

Senate File 2200 – Relating to the Iowa business corporation Act by removing limitations imposed on shareholders making long-term arrangements affecting the affairs of the corporation, and by providing for the delivery of financial information to shareholders.

Senate File 2228 – Allowing a person with a special minor's license to drive to a school for the purpose of participating in extracurricular activities conducted under a sharing agreement with the student's school of enrollment.

Senate File 2240 – Relating to nonsubstantive code corrections.

Senate File 2250 – Relating to the licensing of vehicle recyclers.

Senate File 2255 – Designating registered architects and licensed professional engineers employees of the state for specified purposes under the Iowa tort claims Act.

Senate File 2276 – Relating to adoption investigation and report requirements.

Senate File 2290 – Relating to identification required for operation of a railroad train.

Senate File 2313 – Relating to the removal of clerks of the district court.

Senate File 2338 – Concerning the excise tax on compressed natural gas and liquefied natural gas used as special fuel.

AMENDMENTS FILED

| | | | |
|--------|------|------|----------------------------------|
| S-5089 | S.F. | 2320 | House |
| S-5090 | S.F. | 2319 | House |
| S-5091 | S.F. | 2299 | House |
| S-5092 | S.F. | 2239 | House |
| S-5093 | S.F. | 2118 | House |
| S-5094 | S.F. | 2130 | Matt McCoy |
| S-5095 | H.F. | 2230 | Rich Taylor |
| S-5096 | S.F. | 2339 | William A. Dotzler, Jr. |
| S-5097 | H.F. | 2273 | Dr. Joe M. Seng |
| S-5098 | S.F. | 2343 | Robert M. Hogg |
| S-5099 | H.F. | 2289 | Rich Taylor Charles Schneider |

JOURNAL OF THE SENATE

SEVENTY-FOURTH CALENDAR DAY
FORTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 27, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Reverend Richard Paulus, pastor of the United Methodist Church in West Branch, Iowa. He was the guest of Senator Dvorsky.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kyra Cooper.

The Journal of Wednesday, March 26, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 107.

Senate Resolution 107

On motion of Senator Quirmbach, **Senate Resolution 107**, a resolution celebrating the 100th anniversary of the signing of the Smith-Lever Act, the founding legislation of the nationwide Cooperative Extension System, with report of committee recommending passage, was taken up for consideration.

Senator Quirmbach moved the adoption of Senate Resolution 107, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Quirmbach introduced to the Senate chamber Cathann Kress, the vice president for Extension and Outreach at Iowa State University. She was accompanied by a delegation of directors from the Extension and Outreach program.

Cathann Kress addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 26, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2341, a bill for an act relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

ALSO: That the House has on March 26, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 475, a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

ALSO: That the House has on March 26, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 303, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions. (S-5100)

Senate File 2168, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions. (S-5101)

ALSO: That the House has on March 26, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2361, a bill for an act relating to matters under the purview of the department of transportation, and including effective date provisions.

Read first time and attached to **similar Senate File 2325**.

House File 2448, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2452, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2453, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

The Senate stood at ease at 9:43 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:30 a.m., Senator Bolcom presiding.

RECESS

On motion of Senator Soddors, the Senate recessed at 10:31 a.m. until 11:30 a.m.

RECONVENED

The Senate reconvened at 11:44 a.m., Senator Bolkcom presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand, Boettger, Ernst, and Houser, until they arrive, on request of Senator Dix.

HOUSE AMENDMENT CONSIDERED

Senate File 2320

Senator Gronstal called up for consideration **Senate File 2320**, a bill for an act relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions, amended by the House in House amendment S-5089, filed March 26, 2014.

President Jochum moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

President Jochum moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2320), the vote was:

Yeas, 46:

| | | | |
|----------|----------|----------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |

| | | | |
|-----------|----------|------------|---------|
| Breitbach | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|--------|
| Bertrand | Boettger | Ernst | Houser |
|----------|----------|-------|--------|

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

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2272 and House File 2387.

Senate File 2272

On motion of Senator Jochum, **Senate File 2272**, a bill for an act relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

President Jochum asked and received unanimous consent that action on **Senate File 2272** be **deferred**.

House File 2387

On motion of Senator Hogg, **House File 2387**, a bill for an act providing for notice of garnishment and levy to a judgment debtor, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Hogg offered amendment S-5067, filed by him on March 17, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5067 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2387), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|--------|
| Bertrand | Boettger | Ernst | Houser |
|----------|----------|-------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2320** and **House File 2387** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2296, 2274, and 2183.

House File 2296

On motion of Senator Beall, **House File 2296**, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Beall offered amendment S-5065, filed by the committee on Commerce on March 13, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5065 was adopted by a voice vote.

Senator Beall moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2296), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|--------|
| Bertrand | Boettger | Ernst | Houser |
|----------|----------|-------|--------|

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

House File 2274

On motion of Senator Petersen, **House File 2274**, a bill for an act concerning notice of fees imposed and collected by state agencies, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2274), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|--------|
| Bertrand | Boettger | Ernst | Houser |
|----------|----------|-------|--------|

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

House File 2183

On motion of Senator Hart, **House File 2183**, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Hart offered amendment S-5078, filed by her on March 18, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5078 was adopted by a voice vote.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2183), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirnbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|--------|
| Bertrand | Boettger | Ernst | Houser |
|----------|----------|-------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2183, 2274, and 2296** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2344, 2343, and 2340.

Senate File 2344

On motion of Senator Hogg, **Senate File 2344**, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dix asked and received unanimous consent that action on **Senate File 2344** be **deferred**.

Senate File 2343

On motion of Senator Hogg, **Senate File 2343**, a bill for an act relating to qualification requirements for the renewable energy tax credit, was taken up for consideration.

Senator Hogg offered amendment S-5098, filed by him on March 26, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5098 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2343), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|--------|
| Bertrand | Boettger | Ernst | Houser |
|----------|----------|-------|--------|

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

Senate File 2340

On motion of Senator Hogg, **Senate File 2340**, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Hogg withdrew amendment S-5102, filed by him from the floor to page 1 of the bill.

Senator Hogg offered amendment S-5104, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5104 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2340), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Anderson | Dearden | Horn | Segebart |
| Beall | Dix | Jochum | Seng |
| Behn | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |
| Danielson | Hogg | Schoenjahn | |

Nays, none.

Absent, 4:

Bertrand

Boettger

Ernst

Houser

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

IMMEDIATELY MESSAGED

President Jochum asked and received unanimous consent that **Senate Files 2340** and **2343** be **immediately messaged** to the House.

The Senate stood at ease at 12:55 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 1:35 p.m., Senator Bolkcom presiding.

BUSINESS PENDING

Senate File 2272

The Senate resumed consideration of **Senate File 2272**, a bill for an act relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions, previously deferred.

Senator Feenstra offered amendment S-5105, filed by Senator Feenstra, et al., from the floor to page 15 of the bill.

Senator Jochum raised the point of order that amendment S-5105 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5105 out of order.

Senator Feenstra asked and received unanimous consent to withdraw amendment S-5106, filed by Senator Feenstra, et al., from the floor to page 17 of the bill.

Senator Jochum offered amendment S-5066, filed by her on March 13, 2014, to page 17 and amending the title page of the bill.

Senator Feenstra raised the point of order that amendment S-5066 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-5066 in order.

Senator Jochum moved the adoption of amendment S-5066.

Amendment S-5066 was adopted by a voice vote.

Senator Jochum asked and received unanimous consent that **House File 2438** be **substituted** for **Senate File 2272**.

House File 2438

On motion of Senator Jochum, **House File 2438**, a bill for an act relating to the technical administration of the tax and related laws of the state, including administration by the department of revenue of certain tax credits and refunds, income taxes, sales and use taxes, hotel and motel taxes, and equipment taxes, and modifying provisions relating to the property assessment appeal board, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Jochum moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2438), the vote was:

Yeas, 26:

| | | | |
|---------|----------|--------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |

| | | | |
|-----------|-------|-----------|---------|
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Kapucian | Whitver |
| Behn | Feenstra | Rozenboom | Zaun |
| Boettger | Garrett | Schneider | Zumbach |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Sinclair | |
| Chelgren | Johnson | Smith | |

Absent, 3:

| | | |
|----------|-------|--------|
| Bertrand | Ernst | Houser |
|----------|-------|--------|

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

WITHDRAWN

President Jochum asked and received unanimous consent that **Senate File 2272** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2438** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:06 p.m. until 1:00 p.m., Monday, March 31, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Dorothy Hughes, DeWitt – For celebrating her 80th birthday. Senator Hart.

Clara Meyer, Council Bluffs – For celebrating her 95th birthday. Senator Gronstal.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Thursday, March 27, 2014, 10:35 a.m.

Members Present: Schoenjahn, Chair; Horn, Vice Chair; Smith, Ranking Member; Quirnbach, and Sinclair.

Members Absent: None.

Committee Business: Budget presentation and discussion.

Adjourned: 10:50 a.m.

STUDY BILL RECEIVED

SSB 3213 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

SUBCOMMITTEE ASSIGNMENT

SSB 3213

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Smith

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the "En Bloc Confirmation Calendar" and placed on the "Individual Confirmation Calendar":

Jeremy Musil – Elevator Safety Board

MICHAEL E. GRONSTAL

AMENDMENTS FILED

| | | | |
|--------|------|------|----------------|
| S-5100 | S.F. | 303 | House |
| S-5101 | S.F. | 2168 | House |
| S-5102 | S.F. | 2340 | Robert M. Hogg |
| S-5103 | H.F. | 2279 | Robert M. Hogg |
| S-5104 | S.F. | 2340 | Robert M. Hogg |

| | | | |
|--------|------|------|--|
| S-5105 | S.F. | 2272 | Randy Feenstra Bill Anderson Mark Chelgren Nancy J. Boettger Jake Chapman Dan Zumbach Roby Smith Dennis Guth David Johnson Amy Sinclair Mark Segebart Julian B. Garrett Charles Schneider Michael Breitbach Jerry Behn Tim L. Kapucian Ken Rozenboom Bill Dix Jack Whitver Sandra Greiner |
| S-5106 | S.F. | 2272 | Randy Feenstra Bill Anderson Mark Chelgren Nancy J. Boettger Jake Chapman Dan Zumbach Roby Smith Dennis Guth David Johnson Mark Segebart Charles Schneider Julian B. Garrett Michael Breitbach Jerry Behn Ken Rozenboom Amy Sinclair Tim L. Kapucian Bill Dix Jack Whitver Sandra Greiner |

JOURNAL OF THE SENATE

SEVENTY-EIGHTH CALENDAR DAY
FORTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 31, 2014

The Senate met in regular session at 1:05 p.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kassi Decuir.

The Journal of Thursday, March 27, 2014, was approved.

SPECIAL GUESTS

Senator Courtney introduced to the Senate chamber the Honorable Gene Fraise, former member of the Senate from Lee County, Fort Madison, Iowa; accompanied by his wife, Faye.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:10 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 4:04 p.m., President Jochum presiding.

The Senate stood at ease at 4:05 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:56 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Dix and Houser, until they arrive, on request of Senator Whitver; and Senator McCoy, until he arrives, on request of Senator Gronstal.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2366 and 2192.

House File 2366

On motion of Senator Horn, **House File 2366**, a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Danielson offered amendment S-5072, filed by the committee on State Government on March 17, 2014, to pages 1 and 3 of the bill.

Senator Danielson offered amendment S-5107, filed by him from the floor to pages 1 and 5 and amending the title provisions of amendment S-5072, and moved its adoption.

Amendment S-5107 to amendment S-5072 was adopted by a voice vote.

Senator Danielson moved the adoption of amendment S-5072, as amended.

Amendment S-5072, as amended, was adopted by a voice vote.

Senator Horn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2366), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schoenjahn |
| Beall | Danielson | Hogg | Segebart |
| Behn | Dearden | Horn | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Greiner | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | Zaun |
| Chapman | Guth | Rozenboom | Zumbach |
| Chelgren | Hart | Schneider | |

Nays, none.

Absent, 3:

| | | |
|-----|--------|-------|
| Dix | Houser | McCoy |
|-----|--------|-------|

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

House File 2192

On motion of Senator Taylor, **House File 2192**, a bill for an act relating to rural water providers by making changes to water service requirements, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Black withdrew amendment S-5087, filed by him on March 25, 2014, to pages 3-5 of the bill.

Senator Black offered amendment S-5110, filed by him from the floor to page 3 of the bill, and moved its adoption.

Amendment S-5110 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2192), the vote was:

Yeas, 45:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Seng |
| Beall | Dearden | Jochum | Sinclair |
| Behn | Dotzler | Johnson | Smith |
| Bertrand | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | Petersen | Whitver |
| Bowman | Garrett | Quirnbach | Wilhelm |
| Brase | Greiner | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | Zumbach |
| Chapman | Hart | Schneider | |
| Chelgren | Hatch | Schoenjahn | |
| Courtney | Hogg | Segebart | |

Nays, 2:

| | |
|-------|----------|
| Black | Gronstal |
|-------|----------|

Absent, 3:

| | | |
|-----|--------|-------|
| Dix | Houser | McCoy |
|-----|--------|-------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 2192** and **2366** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:14 p.m. until 9:00 a.m., Tuesday, April 1, 2014.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

OFFICE OF OMBUDSMAN

2013 Annual Report, pursuant to Iowa Code section 2C.18. Report received on March 31, 2014.

IOWA WORKFORCE DEVELOPMENT

Unemployment Compensation Trust Fund 2013 Status Report, pursuant to Iowa Code section 96.35. Report received on March 31, 2014.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, March 31, 2014, 1:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst (excused).

Committee Business: Passed HF 2449; approved SSB 3213.

Adjourned: 2:40 p.m.

WAYS AND MEANS

Convened: Monday, March 31, 2014, 2:45 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: None.

Committee Business: Passed HF 2444.

Adjourned: 2:55 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Wednesday, March 26, 2014, 11:10 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Boettger, Ranking Member; Schneider, and Seng.

Members Absent: None.

Committee Business: Passed LSB 5004JA.

Adjourned: 11:35 a.m.

INTRODUCTION OF BILL

Senate File 2346, by Bolkcom, a bill for an act relating to the use of triclosan in certain products and providing civil penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILL RECEIVED

SSB 3214 Ways and Means

Relating to payment of wages by debit card or pay card.

SUBCOMMITTEE ASSIGNMENTS

House File 2446

WAYS AND MEANS: Seng, Chair; Behn and Black

House File 2447

WAYS AND MEANS: Hogg, Chair; Chapman and Dotzler

House File 2448

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

House File 2452

WAYS AND MEANS: Petersen, Chair; Bolkcom and Smith

House File 2453

WAYS AND MEANS: Dotzler, Chair; Bertrand and Bolkcom

SSB 3214

WAYS AND MEANS: Bolkcom, Chair; Dotzler and Smith

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 2449, a bill for an act relating to appropriations to the judicial branch.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Garrett, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 6: Chapman, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 2444, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5109.

Final Vote: Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPORT OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 2121, the following correction was made:

1. Page 1, line 25, add period after ethanamine.

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 31st day of March, 2014.

Senate Files 220, 2080, 2091, 2092, 2121, 2185, 2198, 2211, 2212, 2257, 2259, 2271, 2273, 2291, 2296, 2315, 2320, 2321, and 2341.

MICHAEL E. MARSHALL
Secretary of the Senate

WITHDRAWAL OF
GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 27, 2014:

I am withdrawing the name of Jeremy Musil to serve as a member of the Elevator Safety Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

| | | | |
|--------|------|------|-----------------|
| S-5107 | H.F. | 2366 | Jeff Danielson |
| S-5108 | S.F. | 2344 | Jake Chapman |
| S-5109 | H.F. | 2444 | Ways and Means |
| S-5110 | H.F. | 2192 | Dennis H. Black |

JOURNAL OF THE SENATE

SEVENTY-NINTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 1, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Monsignor Drake Shafer of St. Ann's Catholic Church in Long Grove, Iowa. He was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ryan Halder.

The Journal of Monday, March 31, 2014, was approved.

SPECIAL GUESTS

Senator Rozenboom welcomed to the Senate chamber Queen Leah Blankespoor and representatives from Pella's Seventy-ninth Annual Tulip Time Festival.

Queen Blankespoor and her court appeared before the rostrum. Queen Blankespoor introduced the following members of her court: Faith Van Wyngarden, Sarah Muller, Rachel Mueller, and Mariah Eekhoff.

Queen Blankespoor presented President Jochum with a package of the famous Pella Dutch pastries and invited the Senate chamber to attend the Tulip Time Festival in Pella on May 1, 2, and 3, 2014.

The Queen, her attendants, and their parents distributed pastries to the senators and staff.

The Senate stood at ease at 9:17 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:17 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Petersen, until she arrives, on request of Senator Gronstal; and Senator Houser, until he arrives, on request of Senator Dix.

UNFINISHED BUSINESS (Deferred March 27, 2014)

Senate File 2344

The Senate resumed consideration of **Senate File 2344**, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for a biodiesel production refund, and including effective date and retroactive applicability provisions, deferred March 27, 2014.

Senator Chapman offered amendment S-5108, filed by him on March 31, 2014, to page 4 and amending the title page of the bill, and moved its adoption.

Amendment S-5108 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2344), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|-------|------------|
| Anderson | Courtney | Hart | Schneider |
| Beall | Danielson | Hatch | Schoenjahn |
| Behn | Dearden | Hogg | Segebart |
| Bertrand | Dix | Horn | Seng |

| | | | |
|-----------|----------|-----------|----------|
| Black | Dotzler | Jochum | Sinclair |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Quirmbach | Wilhelm |
| Chapman | Gronstal | Ragan | Zaun |
| Chelgren | Guth | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Houser Petersen

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 2168

Senator Gronstal called up for consideration **Senate File 2168**, a bill for an act creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions, amended by the House in House amendment S-5101, filed March 27, 2014.

Senator Hogg moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2168), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|-------|------------|
| Anderson | Courtney | Hart | Schneider |
| Beall | Danielson | Hatch | Schoenjahn |
| Behn | Dearden | Hogg | Segebart |
| Bertrand | Dix | Horn | Seng |

| | | | |
|-----------|----------|-----------|----------|
| Black | Dotzler | Jochum | Sinclair |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Quirmbach | Wilhelm |
| Chapman | Gronstal | Ragan | Zaun |
| Chelgren | Guth | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Houser Petersen

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2273.

House File 2273

On motion of Senator Seng, **House File 2273**, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts, with report of committee recommending passage, was taken up for consideration.

Senator Quirmbach offered amendment S-5111, filed by him from the floor to pages 1-2 of the bill.

Senator Quirmbach asked and received unanimous consent that action on amendment S-5111 and **House File 2273** be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2168** and **2344** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 2251

Senator Gronstal called up for consideration **Senate File 2251**, a bill for an act relating to the state child care assistance program eligibility and application provisions, amended by the House in House amendment S-5080, filed March 19, 2014.

Senator Chelgren offered amendment S-5112, filed by him from the floor to page 1 of House amendment S-5080, and moved its adoption.

Amendment S-5112 lost by a voice vote.

Senator Mathis moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2251** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:54 a.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 3:09 p.m., President Jochum presiding.

The Senate stood at ease at 3:10 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:44 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2130.

Senate File 2130

On motion of Senator McCoy, **Senate File 2130**, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, placed on the Unfinished Business Calendar on March 13, 2014, was taken up for consideration.

Senator McCoy offered amendment S-5094, filed by him on March 26, 2014, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5094 was adopted by a voice vote.

Senator Bowman offered amendment S-5113, filed by him from the floor to page 1 of the bill.

Senator Chelgren offered amendment S-5116, filed by Senators Chelgren and Rozenboom from the floor to page 1 of amendment S-5113, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2130), the vote was:

Yeas, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Guth | Smith |
| Behn | Dix | Johnson | Whitver |
| Bertrand | Ernst | Kapucian | Zaun |
| Boettger | Feenstra | Rozenboom | Zumbach |
| Breitbach | Garrett | Segebart | |
| Chapman | Greiner | Sinclair | |

Nays, 27:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schneider |
| Black | Dotzler | Jochum | Schoenjahn |
| Bolkcom | Dvorsky | Mathis | Seng |
| Bowman | Gronstal | McCoy | Sodders |
| Brase | Hart | Petersen | Taylor |
| Courtney | Hatch | Quirmbach | Wilhelm |
| Danielson | Hogg | Ragan | |

Absent, 1:

Houser

Amendment S-5116 to amendment S-5113 lost.

Senator Bowman moved the adoption of amendment S-5113.

Amendment S-5113 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2130), the vote was:

Yeas, 27:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Ernst | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |
| Chelgren | Guth | Sinclair | |

Absent, 1:

Houser

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 2118

Senator Gronstal called up for consideration **Senate File 2118**, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case, amended by the House in House amendment S-5093, filed March 26, 2014.

Senator Petersen moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

BUSINESS PENDING

House File 2273

The Senate resumed consideration of **House File 2273**, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts, and amendment S-5111, previously deferred.

Senator Quirnbach offered amendment S-5115, filed by him from the floor to page 1 of amendment S-5111, and moved its adoption.

Amendment S-5115 to amendment S-5111 was adopted by a voice vote.

Senator Quirnbach moved the adoption of amendment S-5111, as amended.

Amendment S-5111, as amended, was adopted by a voice vote.

Senator Seng offered amendment S-5097, filed by him on March 26, 2014, to pages 2-3 and amending the title page of the bill, and moved its adoption.

Amendment S-5097 was adopted by a voice vote.

Senator Seng moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2273), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2118 and 2130** and **House File 2273** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Shelley Laracuente, Accountancy Examining Board
Dale Leibfried, Accountancy Examining Board

Veronica Sutton, Commission on the Status of African Americans
Madai Taylor, Commission on the Status of African Americans

Gary Nystrom, Alcoholic Beverages Commission

Tandi Dausener, Architectural Examining Board
Tyler Kamerman, Architectural Examining Board
Jerry Purdy, Architectural Examining Board

George Youi Sayavong, Commission of Asian and Pacific Islander
Affairs

Karlai Thornburg, Commission of Asian and Pacific Islander
Affairs

Michelle Yoshimura, Commission of Asian and Pacific Islander
Affairs

Josh Hamann, Board of Athletic Training
Susan Theisen, Board of Athletic Training

Rachel Heiss, Iowa Autism Council
Jeffrey Jennings, Iowa Autism Council
Angela Logsdon, Iowa Autism Council
Jan Turbes, Iowa Autism Council

John Anderson, Board of Barbering

Donald Gilbert, Board of Behavioral Science
Jeff Kerber, Board of Behavioral Science
Sherill Whisenand, Board of Behavioral Science

Frank Ballantini, Boiler and Pressure Vessel Board
Thomas Dye, Boiler and Pressure Vessel Board
Lynne Rush, Boiler and Pressure Vessel Board

Keith Wiggins, Iowa Capital Investment Board

Mark Hargrafen, Child Advocacy Board
Gerald Magee, Child Advocacy Board
Beth Myers, Child Advocacy Board
Michael Steele, Child Advocacy Board

Rex Jones, Board of Chiropractic
Lorraine May, Board of Chiropractic
Nancy Netolicky, Board of Chiropractic

Sarah Beatty, City Development Board
Dennis Plautz, City Development Board

Anna Brown, Commission on Community Action Agencies
Tom Quiner, Commission on Community Action Agencies
Mary Whisenand, Commission on Community Action Agencies

Mary Clausen, Board of Cosmetology Arts and Sciences
Jacquelyn Hein, Board of Cosmetology Arts and Sciences
Lois Leytem, Board of Cosmetology Arts and Sciences
Nicole Russell, Board of Cosmetology Arts and Sciences

Janet Pepper, Credit Union Review Board

Mardi Allen, Criminal and Juvenile Justice Planning Advisory Council

Mary Ingham, Criminal and Juvenile Justice Planning Advisory Council

Mary Kovacevich, Criminal and Juvenile Justice Planning Advisory Council

Michelle Leonard, Criminal and Juvenile Justice Planning Advisory Council

John Spinks Jr., Criminal and Juvenile Justice Planning Advisory Council

Tony Thompson, Criminal and Juvenile Justice Planning Advisory Council

Thomas Walton, Criminal and Juvenile Justice Planning Advisory Council

Martha Meyer, Commission of Deaf Services

Steven Fuller, Board of Dentistry

Mary Kelly Grief, Board of Dentistry

Diane Meier, Board of Dentistry

Daniel Deutschman, Board of Dietetics

Stacey Loftus, Board of Dietetics

David Bert, Commission of Persons with Disabilities

Laura Herrity, Commission of Persons with Disabilities

Michelle Ray-Michalec, Commission of Persons with Disabilities

Gary Schriver, Commission of Persons with Disabilities

Craig Cretsinger, Prevention of Disabilities Policy Council

Jason Sandholt, Iowa Drug Policy Advisory Council

David Arens, Early Childhood Iowa State Board
Donald Doudna, Early Childhood Iowa State Board

Dawn Ainger, Economic Development Authority
Linda Crookham-Hansen, Economic Development Authority
Christian Murray, Economic Development Authority

Michael Bearden, State Board of Education
Angela English, State Board of Education
Brooke Miller, State Board of Education
Mary Ellen Miller, State Board of Education

Sara Arnold, Board of Educational Examiners
Laura Stevens, Board of Educational Examiners

Justin Carleton, Elevator Safety Board

Kim Schmett, Employment Appeal Board

Robert Fairfax, Engineering and Land Surveying Examining Board

Rita Perea, Engineering and Land Surveying Examining Board
Jerry Shellberg, Engineering and Land Surveying Examining Board

Marlon Vogt, Engineering and Land Surveying Examining Board

Amy Kaleita, Flood Mitigation Board

Debra Keller, Iowa Grain Indemnity Fund Board

Nick Glew, Iowa Great Places Board
Ruth Haus, Iowa Great Places Board
Jared McGovern, Iowa Great Places Board

Joseph Hutter, Healthy and Well Kids in Iowa (HAWK-I) Board
Mary Mincer Hansen, Healthy and Well Kids in Iowa (HAWK-I) Board

Catherine Dangelser, Board of Hearing Aid Dispensers
Jon McAvoy, Board of Hearing Aid Dispensers

Marianne Mickelson, Iowa Higher Education Loan Authority

Alexa Heffernan, Council on Human Services

Dorothy Fowles, Interior Design Examining Board

Ramon Rodriguez, Commission of Latino Affairs
Elle Victoria-Gray, Commission of Latino Affairs

Michael Klappholz, Iowa Lottery Authority Board of Directors
Ying Sa, Iowa Lottery Authority Board of Directors

Bruce Bockoven, Board of Massage Therapy
David Edwards, Board of Massage Therapy
Jill Ellsworth, Board of Massage Therapy
Robert Johnson, Board of Massage Therapy

Thomas Bouska, Mental Health and Disability Services
Commission

Marsha Edgington, Mental Health and Disability Services
Commission

Lynn Grobe, Mental Health and Disability Services Commission

Kathryn Johnson, Mental Health and Disability Services
Commission

Geoffrey Lauer, Mental Health and Disability Services
Commission

Michael Polich, Mental Health and Disability Services Commission

Mechelle Dhondt, Mental Health Risk Pool Board

Peggy Rice, Mental Health Risk Pool Board

Shane Walter, Mental Health Risk Pool Board

Todd Kale, Board of Mortuary Science

Carl Linge, Board of Mortuary Science

Martin Mitchell, Board of Mortuary Science

Debra Larson, Board of Nursing

LeRoy Strohman, Board of Nursing

Gwen Suntken, Board of Nursing

Daniel Boor, Board of Nursing Home Administrators

Scott Ihrke, Board of Optometry

Michael Portz, Board of Optometry

Jacqueline (Jackie) Pullen, Board of Optometry

Chris Mayer, Peace Officers' Retirement, Accident, and Disability System Trustee

LaDonna Gratias, Board of Pharmacy
Edward Maier, Board of Pharmacy
James Miller, Board of Pharmacy

Bradley Earp, Board of Physical and Occupational Therapy
Rachel Judisch, Board of Physical and Occupational Therapy
Melinda Shetler, Board of Physical and Occupational Therapy

Jon Ahrendsen, Board of Physician Assistants
Peter Stopulos, Board of Physician Assistants

Jim Cooper, Plumbing and Mechanical Systems Examining Board

Gerald Edgar, Board of Podiatry

Sarah Henderson, Board of Psychology
Heidi Vermeer-Quist, Board of Psychology

Anthony Gaughan, Iowa Public Information Board
Jo Martin, Iowa Public Information Board
Gary Mohr, Iowa Public Information Board
William Monroe, Iowa Public Information Board
Suzan Stewart, Iowa Public Information Board

Carl Heinrich, State Racing and Gaming Commission
Jeffrey Lamberti, State Racing and Gaming Commission

Gene Nelsen, Real Estate Appraiser Examining Board
Caryl Swaim, Real Estate Appraiser Examining Board

Janet DeMott, Real Estate Commission
John Goede, Real Estate Commission
Helen Kimes, Real Estate Commission
Michael Telford, Real Estate Commission

Brian Wiegert, Renewable Fuel Infrastructure Board

Gregory Hicklin, Board of Respiratory Care
Erik Olesen, Board of Respiratory Care

Keith England, School Budget Review Committee

Cindy Crawford, Board of Sign Language Interpreters and Transliterators

Tailyn Kaster, Board of Sign Language Interpreters and Transliterators

Brent Welsch, Board of Sign Language Interpreters and Transliterators

Cynthia Schuman, Board of Social Work

Ryan Austin, Board of Speech Pathology and Audiology

Alison Lemke, Board of Speech Pathology and Audiology

Kelly Dolan Lange, Iowa Telecommunications and Technology Commission

Brian Pins, Commission on Tobacco Use Prevention and Control

Michele Sandquist, Tobacco Use Prevention and Control

Mikki Stier, Tobacco Use Prevention and Control

Monica Blakely, Commission of Veterans Affairs

Richard Goebel, Commission of Veterans Affairs

Elizabeth Ledvina, Commission of Veterans Affairs

Keith Leonard, Iowa Board of Veterinary Medicine

Ann Werner, Iowa Board of Veterinary Medicine

Eric Bookmeyer, Vision Iowa Board

Craig Johnson, Vision Iowa Board

Mark Kapfer, Vision Iowa Board

Tammy Robinson, Vision Iowa Board

Thomas Carnahan, Commission on the Status of Women

Rachelle Hunt Russian, Commission on the Status of Women

Phyllis Peters, Commission on the Status of Women

Aaron Sewell, Commission on the Status of Women

Sherill Whisenand, Commission on the Status of Women

Stacey Andersen, Iowa Workforce Development Board

Robert Gilmore, Iowa Workforce Development Board

Suzanne Kmet, Iowa Workforce Development Board

John Krogman, Iowa Workforce Development Board

Norene Mostkoff, Iowa Workforce Development Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:18 p.m. until 9:00 a.m., Wednesday, April 2, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Dr. Gordon and Phyllis Bacon, Elkhart, Indiana – For celebrating their 70th wedding anniversary. Senator Smith.

Pat Knueven – For being inducted into the Iowa Insurance Hall of Fame. Senator Zaun.

REPORTS OF COMMITTEE MEETINGS

LABOR AND BUSINESS RELATIONS

Convened: Tuesday, April 1, 2014, 2:45 p.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Anderson, Brase, Chapman, Dix, Dotzler, and Seng.

Members Absent: Houser, Ranking Member; Hatch, and Soddors (all excused).

Committee Business: Governor's appointee.

Adjourned: 2:50 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, April 1, 2014, 2:30 p.m.

Members Present: Dearden, Chair; Black, Vice Chair; Greiner, Ranking Member; Bolkom, Brase, Breitbach, Hogg, Johnson, Ragan, Rozenboom, Schoenjahn, Seng, and Zumbach.

Members Absent: None.

Committee Business: Governor's appointee.

Adjourned: 2:35 p.m.

INTRODUCTION OF BILL

Senate File 2347, by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENT

Senate File 2346

JUDICIARY: Hogg, Chair; Courtney and Schneider

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2347 (SSB 3213), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2347, and they were attached to the committee report.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Kevin Kiene – Plumbing and Mechanical Systems Board

REFERRALS TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following names be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Ronald Cheney – Board of Medicine

Hamed Tewfik – Board of Medicine

MICHAEL E. GRONSTAL

AMENDMENTS FILED

| | | | |
|--------|------|------|--------------------------------|
| S-5111 | H.F. | 2273 | Herman C. Quirnbach |
| S-5112 | S.F. | 2251 | Mark Chelgren |
| S-5113 | S.F. | 2130 | Tod R. Bowman |
| S-5114 | H.F. | 2361 | Tod R. Bowman |
| S-5115 | H.F. | 2273 | Herman C. Quirnbach |
| S-5116 | S.F. | 2130 | Mark Chelgren Ken Rozenboom |

JOURNAL OF THE SENATE

EIGHTIETH CALENDAR DAY
FORTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 2, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Sister Emily Devine of the Sisters of Mercy West Midwest Community in Cedar Rapids, Iowa. She was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Will Seiler.

The Journal of Tuesday, April 1, 2014, was approved.

SPECIAL GUESTS

President Jochum introduced to the Senate chamber the Honorable Merlin Hulse, former member of the Senate from Cedar County, Clarence, Iowa.

The Senate rose and expressed its welcome.

Senator Johnson introduced to the Senate chamber members from the Hoover Presidential Library Association, Charlie Becker, Board President; and Eugene Anderson, Board Secretary; members of the Hoover Association of Trustees, former State Senator Merlin Hulse, William Bywater, and Kenneth Fawcett; the Hoover Association Executive Director, Jerry Fleagle; and the Hoover Association Communications Director, Brad Reiners. Senator Johnson also recognized Don Kohler, Vice President of marketing and public relations at Iowa Western Community College.

The Senate rose and expressed its welcome.

President Jochum announced the 2014 Herbert Hoover Uncommon Public Service Award Recipient, Senator Nancy J. Boettger.

The Senate rose and expressed its congratulations.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:25 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:19 p.m., President Jochum presiding.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable John Putney, former member of the Senate from Tama County, Gladbrook, Iowa.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 1, 2014, **passed** the following bills in which the concurrence of the House was asked:

Senate File 2283, a bill for an act providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Senate File 2339, a bill for an act relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

ALSO: That the House has on April 1, 2014, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 159, a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

House File 2183, a bill for an act related to customers with delinquent accounts for the provision of wastewater, sewer system, storm water drainage system, or sewage treatment services by a city utility or city enterprise.

House File 2387, a bill for an act providing for notice of garnishment and levy to a judgment debtor.

House File 2388, a bill for an act relating to continuity of learning for children receiving foster care services.

ALSO: That the House has on April 1, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions.

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

House File 2454, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2456, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2459, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2460, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

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

ALSO: That the House has on April 1, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 2196, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions. (S-5117)

Senate File 2312, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions. (S-5118)

ALSO: That the House has on April 2, 2014, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

House File 2192, a bill for an act relating to rural water providers by making changes to water service requirements.

House File 2230, a bill for an act relating to vehicle permit requirements for equipment used primarily for construction of permanent conservation practices on agricultural land.

House File 2296, a bill for an act relating to disposition of unclaimed property provisions applicable to gift certificates.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Houser and Sinclair, until they arrive, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Stephen Larson as Administrator of the Alcoholic Beverages Division, placed on the Individual Confirmation Calendar on March 19, 2014, found on page 616 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Mary Chapman as a member of the Board of Corrections, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Dvorsky moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

| | |
|--------|----------|
| Houser | Sinclair |
|--------|----------|

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Steve Berger as a member of the State Judicial Nominating Commission, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Hogg moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

| | | | |
|----------|-----------|-------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |

| | | | |
|-----------|----------|-----------|----------|
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Lance Horbach as a member of the State Judicial Nominating Commission, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Hogg moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hatch | Schneider |
| Beall | Dearden | Hogg | Schoenjahn |
| Behn | Dix | Horn | Segebart |
| Bertrand | Dotzler | Jochum | Seng |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Whitver |
| Bowman | Garrett | McCoy | Wilhelm |
| Brase | Greiner | Petersen | Zaun |
| Breitbach | Gronstal | Quirmbach | Zumbach |
| Chapman | Guth | Ragan | |
| Chelgren | Hart | Rozenboom | |

Nays, 2:

Courtney Taylor

Absent, 2:

Houser Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Patricia (Trish) Roberts as a member of the State Judicial Nominating Commission, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Hogg moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Brian Ohorilko as Administrator of the State Racing and Gaming Commission, placed on the Individual Confirmation Calendar on March 19, 2014, found on page 616 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of John Putney as a member of the State Transportation Commission, placed on the Individual Confirmation Calendar on March 19, 2014, found on page 616 of the Senate Journal.

Senator Taylor moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

| | | | |
|----------|-----------|-------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |

| | | | |
|-----------|----------|-----------|----------|
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 2319

Senator Gronstal called up for consideration **Senate File 2319**, a bill for an act relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance, amended by the House in House amendment S-5090, filed March 26, 2014.

Senator Schoenjahn moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Schoenjahn moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2319), the vote was:

Yeas, 48:

| | | | |
|----------|-----------|-------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |

| | | | |
|-----------|----------|-----------|----------|
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirnbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2319** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2417.

House File 2417

On motion of Senator Bolkcom, **House File 2417**, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending passage, was taken up for consideration.

Senator Bolkcom offered amendment S-5119, filed by him from the floor to pages 3-4, 25, and 44 and amending the title page of the bill.

(House File 2417 and amendment S-5119 were deferred.)

The Senate stood at ease at 1:54 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:38 p.m., President Jochum presiding.

The Senate resumed consideration of House File 2417 and amendment S-5119, previously deferred.

Senator Bolkcom moved the adoption of amendment S-5119.

Amendment S-5119 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2417), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirnbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Sinclair

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2417** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2342.

Senate File 2342

On motion of Senator Mathis, **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Mathis offered amendment S-5122, filed by Senators Mathis and Dvorsky from the floor to pages 1, 3, and 13 of the bill.

Senator Garrett asked and received unanimous consent that action on amendment S-5122 and **Senate File 2342** be **deferred**.

HOUSE AMENDMENT CONSIDERED

Senate File 2311

Senator Gronstal called up for consideration **Senate File 2311**, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions, amended by the House in House amendment S-5086, filed March 20, 2014.

Senator Dvorsky offered amendment S-5121, filed by him from the floor to pages 1-3 and amending the title provisions of House amendment S-5086.

Senator Chelgren withdrew amendment S-5123, filed by him from the floor to page 1 of amendment S-5121.

Senator Chelgren offered amendment S-5124, filed by him from the floor to page 4 of amendment S-5121.

Senator Hogg raised the point of order that amendment S-5124 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5124 out of order.

Senator Dvorsky moved the adoption of amendment S-5121 to House amendment S-5086.

Amendment S-5121 to House amendment S-5086 was adopted by a voice vote.

Senator Dvorsky moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Dvorsky moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2311), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Segebart |
| Black | Dotzler | Jochum | Seng |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

| | |
|--------|----------|
| Houser | Sinclair |
|--------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2311** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 3:12 p.m. until 3:45 p.m.

RECONVENED

The Senate reconvened at 3:48 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Ernst, until she returns, on request of Senator Dix.

BUSINESS PENDING

Senate File 2342

The Senate resumed consideration of **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, and amendment S-5122, previously deferred.

Senator Garrett offered amendment S-5125, filed by him from the floor to page 1 of amendment S-5122, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5125 to amendment S-5122 be adopted?" (S.F. 2342), the vote was:

Yeas, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Johnson | Whitver |
| Behn | Dix | Kapucian | Zaun |
| Bertrand | Feenstra | Rozenboom | Zumbach |
| Boettger | Garrett | Schneider | |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Smith | |

Nays, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Absent, 3:

| | | |
|-------|--------|----------|
| Ernst | Houser | Sinclair |
|-------|--------|----------|

Amendment S-5125 to amendment S-5122 lost.

Senator Whitver called for the following division of amendment S-5122:

Division S-5122A: Page 1, lines 2-4; and

Division S-5122B: Page 1, lines 5-42.

Senator Mathis moved the adoption of division S-5122A.

A record roll call was requested.

On the question "Shall division S-5122A be adopted?" (S.F. 2342), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Smith |
| Boettger | Dvorsky | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |

Nays, none.

Absent, 3:

Ernst Houser Sinclair

Division S-5122A was adopted.

Senator Mathis moved the adoption of division S-5122B.

A record roll call was requested.

On the question "Shall division S-5122B be adopted?" (S.F. 2342), the vote was:

Yeas, 28:

| | | | |
|----------|-----------|----------|------------|
| Beall | Courtney | Hatch | Quirmbach |
| Bertrand | Danielson | Hogg | Ragan |
| Black | Dearden | Horn | Schoenjahn |
| Bolkcom | Dotzler | Jochum | Seng |
| Bowman | Dvorsky | Mathis | Sodders |
| Brase | Gronstal | McCoy | Taylor |
| Chelgren | Hart | Petersen | Wilhelm |

Nays, 19:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Feenstra | Kapucian | Whitver |
| Boettger | Garrett | Rozenboom | Zaun |
| Breitbach | Greiner | Schneider | Zumbach |
| Chapman | Guth | Segebart | |

Absent, 3:

Ernst Houser Sinclair

Division S-5122B was adopted.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2342), the vote was:

Yeas, 26:

| | | | |
|---------|---------|--------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |

| | | | |
|-----------|----------|-----------|---------|
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Johnson | Whitver |
| Behn | Dix | Kapucian | Zaun |
| Bertrand | Feenstra | Rozenboom | Zumbach |
| Boettger | Garrett | Schneider | |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Smith | |

Absent, 3:

| | | |
|-------|--------|----------|
| Ernst | Houser | Sinclair |
|-------|--------|----------|

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

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2449.

House File 2449

On motion of Senator Dvorsky, **House File 2449**, a bill for an act relating to appropriations to the judicial branch, with report of committee recommending passage, was taken up for consideration.

Senator Zaun asked and received unanimous consent to withdraw amendment S-5120, filed by Senator Zaun, et al., from the floor to page 3 of the bill.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2449), the vote was:

Yeas, 27:

| | | | |
|---------|---------|--------|------------|
| Beall | Dearden | Hogg | Ragan |
| Black | Dotzler | Horn | Schoenjahn |
| Bolkcom | Dvorsky | Jochum | Seng |

| | | | |
|-----------|----------|-----------|---------|
| Bowman | Garrett | Mathis | Sodders |
| Brase | Gronstal | McCoy | Taylor |
| Courtney | Hart | Petersen | Wilhelm |
| Danielson | Hatch | Quirnbach | |

Nays, 20:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chapman | Guth | Segebart |
| Behn | Chelgren | Johnson | Smith |
| Bertrand | Dix | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Greiner | Schneider | Zumbach |

Absent, 3:

| | | |
|-------|--------|----------|
| Ernst | Houser | Sinclair |
|-------|--------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2342** and **House File 2449** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:38 p.m. until 9:00 a.m., Thursday, April 3, 2014.

APPENDIX

REPORT OF COMMITTEE MEETING

GOVERNMENT OVERSIGHT

Convened: Wednesday, April 2, 2014, 11:05 a.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Testimony from former DAS employees.

Adjourned: 12:50 p.m.

STUDY BILL RECEIVED**SSB 3215 Appropriations**

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT**SSB 3215**

APPROPRIATIONS: McCoy, Chair; Chapman and Dvorsky

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 2, 2014, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2341 – Relating to the rebate of sales tax imposed and collected at an automobile racetrack facility and including effective date and retroactive applicability provisions.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

NATURAL RESOURCES AND ENVIRONMENT

Douglas Thompson – Renewable Fuel Infrastructure Board

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Diane Clark – Board of Medicine

MICHAEL E. GRONSTAL

AMENDMENTS FILED

| | | | |
|--------|------|------|--|
| S-5117 | S.F. | 2196 | House |
| S-5118 | S.F. | 2312 | House |
| S-5119 | H.F. | 2417 | Joe Bolkcom |
| S-5120 | H.F. | 2449 | Brad Zaun Mark Chelgren Julian B. Garrett Charles Schneider |
| S-5121 | S.F. | 2311 | Robert E. Dvorsky |
| S-5122 | S.F. | 2342 | Liz Mathis Robert E. Dvorsky |
| S-5123 | S.F. | 2311 | Mark Chelgren |
| S-5124 | S.F. | 2311 | Mark Chelgren |
| S-5125 | S.F. | 2342 | Julian B. Garrett |

JOURNAL OF THE SENATE

EIGHTY-FIRST CALENDAR DAY
FORTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 3, 2014

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Wednesday, April 2, 2014, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 2, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:30 a.m. until 1:00 p.m., Monday, April 7, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, April 3, 2014, 1:00 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst and Mathis (both excused).

Committee Business: Approved SSB 3215.

Adjourned: 2:30 p.m.

WAYS AND MEANS

Convened: Thursday, April 3, 2014, 10:30 a.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: Bertrand (excused).

Committee Business: Passed SF 2331 and HF 2446.

Adjourned: 10:50 a.m.

INTRODUCTION OF BILLS

Senate File 2348, by committee on Ways and Means, a bill for an act relating to the approval and imposition of local option taxes.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2349, by committee on Appropriations, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2349 (SSB 3215), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 2: Ernst and Mathis.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2349, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 2348 (formerly SF 2331), a bill for an act relating to the approval and imposition of local option taxes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Seng, Feenstra, Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, and Schneider. Nays, 1: Smith. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2348, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 2446, a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 220 – Relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

Senate File 2080 – Relating to exchanging information contained in the Iowa information program for drug prescribing and dispensing.

Senate File 2091 – Relating to common forms of co-ownership of real property and including effective date and applicability provisions.

Senate File 2092 – Relating to the criminal offense of fraudulent practice and making penalties applicable.

Senate File 2121 – Making changes to the controlled substance schedules, and providing penalties.

Senate File 2185 – Concerning the determination of native horses for purposes of pari-mutuel wagering.

Senate File 2198 – Providing for the issuance of a paddlefish fishing license and tag and providing penalties.

Senate File 2211 – Relating to the civil commitment of a sexually violent predator.

Senate File 2212 – Relating to land disposal of yard waste.

Senate File 2257 – Relating to programs and accounts administered by the college student aid commission.

Senate File 2259 – Modifying provisions applicable to personal information security breach notification requirements, and making penalties applicable.

Senate File 2271 – Relating to the duties and authority of the college student aid commission relating to the registration of certain postsecondary schools, to interstate reciprocity agreements, and to registration fees collected by the commission.

Senate File 2273 – Allowing the holders of interests in certain entities eligible to hold agricultural land to be elected as trustees of drainage or levee districts.

Senate File 2291 – Providing an exemption from registration fees for certain new completed motor vehicles purchased by an equipment dealer for modification and resale.

Senate File 2296 – Relating to mental health treatment costs of certain persons accused of a crime.

Senate File 2315 – Relating to the scope and nature of use restrictions on land.

Senate File 2320 – Relating to providers of medical assistance program consumer-directed attendant care and consumer choices option services, including effective date and retroactive applicability provisions.

Senate File 2321 – Relating to jurisdiction over certain offenses committed by members of the state military forces, and establishing certain notification and reporting requirements.

JOURNAL OF THE SENATE

EIGHTY-FIFTH CALENDAR DAY
FORTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 7, 2014

The Senate met in regular session at 1:13 p.m., President Jochum presiding.

Prayer was offered by Imam Mohammed Khan of the Islamic Mosque in Des Moines, Iowa. He was the guest of Senator Petersen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Randy Tapia.

The Journal of Thursday, April 3, 2014, was approved.

The Senate stood at ease at 1:45 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:51 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:52 p.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 4:10 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2347.

Senate File 2347

On motion of Senator Schoenjahn, **Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, was taken up for consideration.

Senator Schoenjahn offered amendment S-5126, filed by him from the floor to pages 14, 22, 24, and 25 of the bill.

Senator Chelgren asked and received unanimous consent that action on amendment S-5126 and **Senate File 2347** be **deferred**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Houser, until he arrives, on request of Senator Whitver.

HOUSE AMENDMENTS CONSIDERED

Senate File 2312

Senator Gronstal called up for consideration **Senate File 2312**, a bill for an act relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions, amended by the House in House amendment S-5118, filed April 2, 2014.

Senator Schneider moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Schneider moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2312), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

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

Senate File 2299

Senator Gronstal called up for consideration **Senate File 2299**, a bill for an act relating to Iowa’s operating-while-intoxicated law and license revocations, temporary restricted licenses, and ignition interlock devices, and including applicability provisions, amended by the House in House amendment S-5091, filed March 26, 2014.

Senator Brase moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2299** and **2312** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2444.

House File 2444

On motion of Senator Hogg, **House File 2444**, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on **House File 2444** be **deferred**.

The Senate stood at ease at 4:25 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:18 p.m., President Jochum presiding.

BUSINESS PENDING

Senate File 2347

The Senate resumed consideration of **Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, and amendment S-5126, previously deferred.

Senator Chapman offered amendment S–5128, filed by him from the floor to pages 4 and 11 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall the amendment be adopted?” (S.F. 2347), the vote was:

Yeas, 24:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chapman | Greiner | Segebart |
| Behn | Chelgren | Guth | Sinclair |
| Bertrand | Dix | Johnson | Smith |
| Boettger | Ernst | Kapucian | Whitver |
| Bowman | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |

Nays, 25:

| | | | |
|-----------|----------|------------|---------|
| Beall | Dotzler | Jochum | Seng |
| Black | Dvorsky | Mathis | Sodders |
| Bolkcom | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |
| Dearden | Horn | Schoenjahn | |

Absent, 1:

Houser

Amendment S–5128 lost.

The Senate resumed consideration of amendment S–5126, previously deferred.

Senator Garrett offered amendment S–5130, filed by him from the floor to page 1 and amending the title provisions of amendment S–5126.

Senator Schoenjahn raised the point of order that amendment S–5130 to amendment S–5126 was not germane to the bill.

The Chair ruled the point well-taken and amendment S–5130 out of order.

Senator Schoenjahn moved the adoption of amendment S-5126.

Amendment S-5126 was adopted by a voice vote.

Senator Chelgren offered amendment S-5129, filed by Senators Chelgren and Schoenjahn from the floor to pages 18, 21, and 22 of the bill.

Senator Chelgren asked and received unanimous consent that action on amendment S-5129 be deferred.

Senator Chelgren offered amendment S-5127, filed by Senators Chelgren and Boettger from the floor to page 26 of the bill.

(Senate File 2347 and amendment S-5127 were deferred.)

The Senate stood at ease at 6:39 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 6:59 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 2347 and amendment S-5127, previously deferred.

Senator Chelgren moved the adoption of amendment S-5127.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2347), the vote was:

Yeas, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Ernst | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |

Nays, 26:

| | | | |
|---------|----------|--------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |

| | | | |
|-----------|-------|-----------|---------|
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Absent, 1:

Houser

Amendment S-5127 lost.

The Senate resumed consideration of amendment S-5129, previously deferred.

Senator Chelgren offered amendment S-5133, filed by him from the floor to page 1 of amendment S-5129, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2347), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hatch | Schneider |
| Beall | Dearden | Hogg | Schoenjahn |
| Behn | Dix | Horn | Segebart |
| Bertrand | Dotzler | Jochum | Seng |
| Black | Dvorsky | Johnson | Sinclair |
| Boettger | Ernst | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Guth | Ragan | Zaun |
| Chelgren | Hart | Rozenboom | Zumbach |

Nays, 1:

Courtney

Absent, 1:

Houser

Amendment S-5133 to amendment S-5129 was adopted.

Senator Chelgren moved the adoption of amendment S-5129, as amended.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2347), the vote was:

Yeas, 24:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Segebart |
| Behn | Dix | Johnson | Sinclair |
| Bertrand | Ernst | Kapucian | Smith |
| Boettger | Feenstra | Quirnbach | Whitver |
| Breitbach | Garrett | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |

Nays, 25:

| | | | |
|-----------|----------|------------|---------|
| Beall | Dearden | Horn | Seng |
| Black | Dotzler | Jochum | Sodders |
| Bolkcom | Dvorsky | Mathis | Taylor |
| Bowman | Gronstal | McCoy | Wilhelm |
| Brase | Hart | Petersen | |
| Courtney | Hatch | Ragan | |
| Danielson | Hogg | Schoenjahn | |

Absent, 1:

Houser

Amendment S-5129, as amended, lost.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2347), the vote was:

Yeas, 27:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Ernst | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |
| Chelgren | Guth | Sinclair | |

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2347** be **immediately messaged** to the House.

BUSINESS PENDING

House File 2444

The Senate resumed consideration of **House File 2444**, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions, previously deferred.

Senator Hogg offered amendment S-5109, filed by the committee on Ways and Means on March 31, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5109 was adopted by a voice vote.

Senator Hogg offered amendment S-5131, filed by him from the floor to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S-5131 was adopted by a voice vote.

Senator Kapucian offered amendment S-5132, filed by him from the floor to pages 1 and 2 and amending the title page of the bill.

Senator Gronstal raised the point of order that amendment S-5132 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5132 out of order.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2444), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2444** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 7, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2462, a bill for an act concerning public employee bonuses, personnel settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 7:43 p.m. until 9:00 a.m., Tuesday, April 8, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Chuck Backerman, Evansdale – For celebrating his 90th birthday. Senator Dotzler.

Robert D. Bradshaw, Waterloo – For celebrating his 90th birthday. Senator Dotzler.

Theresa Kapler, Waterloo – For celebrating her 97th birthday. Senator Dotzler.

Mason City High School Concert Choir – For being named the grand champion and outstanding choral program, and earning the highest score of the competition at the Chicago Heritage Music Festival. Senator Ragan.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, April 7, 2014, 2:55 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, and Schoenjahn.

Members Absent: Segebart and Smith (both excused).

Committee Business: Passed HF 2460.

Adjourned: 3:40 p.m.

GOVERNMENT OVERSIGHT

Convended: Thursday, April 3, 2014, 11:00 a.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Information from DAS officials.

Adjourned: 1:05 p.m.

STUDY BILLS RECEIVED

SSB 3216 Ways and Means

Relating to the administrative appeals process for certain tax matters and a related study and report, and including effective date and applicability provisions.

SSB 3217 Ways and Means

Relating to state taxation and related budgetary matters, including state sales and use taxes, the natural resources and outdoor recreation trust fund, and the state individual income tax, and including effective date and applicability provisions.

SSB 3218 Ways and Means

Relating to benefited recreational lake districts, water quality districts, and combined recreational lake and water quality districts and including effective date and retroactive applicability provisions.

SSB 3219 Ways and Means

Relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 2454

WAYS AND MEANS: Quirmbach, Chair; Behn and Bolkcom

House File 2456

WAYS AND MEANS: Hogg, Chair; Dotzler and Feenstra

House File 2459

WAYS AND MEANS: Quirmbach, Chair; Feenstra and McCoy

SSB 3216

WAYS AND MEANS: Jochum, Chair; Bolkcom and Feenstra

SSB 3217

WAYS AND MEANS: Bolkcom, Chair; Black and Feenstra

SSB 3218

WAYS AND MEANS: Hogg, Chair; Seng and Smith

SSB 3219

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Chapman

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 2460, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, Ragan, and Schoenjahn. Nays, 8: Chapman, Ernst, Garrett, Guth, Kapucian, McCoy, Petersen, and Rozenboom. Absent, 2: Segebart and Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 7th day of April, 2014.

Senate Files 2168, 2283, 2319, 2328, and 2339.

MICHAEL E. MARSHALL
Secretary of the Senate

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on April 7, 2014:

I am withdrawing the name of Jennifer Wallace to serve as a member of the Employment Appeal Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

| | | | |
|--------|------|------|------------------------------------|
| S-5126 | S.F. | 2347 | Brian Schoenjahn |
| S-5127 | S.F. | 2347 | Mark Chelgren Nancy J. Boettger |
| S-5128 | S.F. | 2347 | Jake Chapman |
| S-5129 | S.F. | 2347 | Mark Chelgren Brian Schoenjahn |
| S-5130 | S.F. | 2347 | Julian B. Garrett |
| S-5131 | H.F. | 2444 | Robert M. Hogg |
| S-5132 | H.F. | 2444 | Tim L. Kapucian |
| S-5133 | S.F. | 2347 | Mark Chelgren |
| S-5134 | S.F. | 2349 | Matt McCoy |

JOURNAL OF THE SENATE

EIGHTY-SIXTH CALENDAR DAY
FIFTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 8, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Lloyd Johnson of the First Baptist Church in Centerville, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Allen Tegatz.

The Journal of Monday, April 7, 2014, was approved.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable Roger Stewart, former member of the Senate from Jackson County, Preston, Iowa.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 7, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 2366, a bill for an act relating to local elections and voter registration by providing for electronic storage of voter registration applications by a county and by providing changes in the process for filling vacancies in elective city office.

ALSO: That the House has on April 7, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 2195, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce. (S-5135)

Senate File 2310, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties. (S-5136)

The Senate stood at ease at 9:25 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:34 a.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Houser, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 499.

House File 499

On motion of Senator Dearden, **House File 499**, a bill for an act permitting the use of crossbows to hunt deer and providing penalties, placed on the Unfinished Business Calendar on April 11, 2013, with report of committee recommending passage, was taken up for consideration.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 499), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirnbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

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 366

Senator Gronstal called up for consideration **Senate File 366**, a bill for an act relating to radon control and making penalties applicable, amended by the House in House amendment S-5084, filed March 19, 2014.

Senator McCoy moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator McCoy moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 366), the vote was:

Yeas, 39:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Hogg | Schoenjahn |
| Beall | Dix | Horn | Segebart |
| Bertrand | Dotzler | Jochum | Seng |
| Black | Dvorsky | Mathis | Smith |
| Bolkcom | Ernst | McCoy | Sodders |
| Bowman | Garrett | Petersen | Taylor |
| Brase | Greiner | Quirmbach | Whitver |
| Chelgren | Gronstal | Ragan | Wilhelm |
| Courtney | Hart | Rozenboom | Zaun |
| Danielson | Hatch | Schneider | |

Nays, 10:

| | | | |
|-----------|----------|----------|---------|
| Behn | Chapman | Johnson | Zumbach |
| Boettger | Feenstra | Kapucian | |
| Breitbach | Guth | Sinclair | |

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 366** and **House File 499** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Pamela Davis, Board of Athletic Training

Gary McDermott, Prevention of Disabilities Policy Council

Matthew Harkin, Iowa Drug Policy Advisory Council

James Christensen, Early Childhood Iowa State Board

Pete Brownell, Economic Development Authority

Ronald Herrig, Flood Mitigation Board

Lori Goetzinger, Iowa Grain Indemnity Fund Board

Rebecca Ervin, Board of Mortuary Science

Michael Jenison, Board of Nursing Home Administrators

Kevin Kiene, Plumbing and Mechanical Systems Examining Board

Douglas Thompson, Renewable Fuel Infrastructure Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:53 a.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 3:20 p.m., President Jochum presiding.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable Maggie Tinsman, former member of the Senate from Scott County, Davenport, Iowa.

The Senate rose and expressed its welcome.

HOUSE AMENDMENT CONSIDERED

Senate File 2196

Senator Gronstal called up for consideration **Senate File 2196**, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions, amended by the House in House amendment S-5117, filed April 2, 2014.

Senator Wilhelm withdrew amendment S-5137, filed by her from the floor to pages 1-5 of House amendment S-5117.

Senator Wilhelm offered amendment S-5140, filed by her from the floor to pages 1-6 of amendment S-5117, and moved its adoption.

Amendment S-5140 to House amendment S-5117 was adopted by a voice vote.

Senator Wilhelm moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Wilhelm moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2196), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Hogg | Segebart |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Guth | Rozenboom | |
| Chelgren | Hart | Schneider | |
| Courtney | Hatch | Schoenjahn | |

Nays, none.

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2196** be **immediately messaged** to the House.

SPECIAL GUEST

President Jochum introduced to the Senate chamber former Lieutenant Governor Joy Corning.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2349.

Senate File 2349

On motion of Senator McCoy, **Senate File 2349**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, was taken up for consideration.

(Senate File 2349 was deferred.)

The Senate stood at ease at 3:33 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:17 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 2349, previously deferred.

Senator McCoy offered amendment S-5138, filed by him from the floor to pages 1 and 16 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2349), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Ernst | Kapucian | Whitver |
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |

Absent, 1:

Houser

Amendment S-5138 was adopted.

Senator McCoy offered amendment S-5134, filed by him on April 7, 2014, to pages 2, 6, 7, and 19 of the bill, and moved its adoption.

Amendment S-5134 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2349), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 23:

| | | | |
|----------|----------|----------|----------|
| Anderson | Chelgren | Guth | Sinclair |
| Behn | Dix | Johnson | Smith |
| Bertrand | Ernst | Kapucian | Whitver |

| | | | |
|-----------|----------|-----------|---------|
| Boettger | Feenstra | Rozenboom | Zaun |
| Breitbach | Garrett | Schneider | Zumbach |
| Chapman | Greiner | Segebart | |

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2349** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 8, 2014, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2311, a bill for an act relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

ALSO: That the House has on April 8, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2130, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions. (S-5139)

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:28 p.m. until 9:00 a.m., Wednesday, April 9, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Bernice Nielsen, Council Bluffs – For celebrating her 90th birthday. Senator Gronstal.

LaVina Swanek, Council Bluffs – For celebrating her 80th birthday. Senator Gronstal.

Mr. and Mrs. Harry VenHorst, Bettendorf – For celebrating their 70th wedding anniversary. Senator Smith.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Tuesday, April 8, 2014, 2:05 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: None.

Committee Business: Passed HF 2448 and approved SSB 3214.

Adjourned: 3:05 p.m.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 2448, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL ASSIGNED TO COMMITTEE

President Jochum announced that **House File 2462** was assigned to the **Government Oversight** committee.

AMENDMENTS FILED

| | | | |
|--------|------|------|---------------------------------|
| S-5135 | S.F. | 2195 | House |
| S-5136 | S.F. | 2310 | House |
| S-5137 | S.F. | 2196 | Mary Jo Wilhelm |
| S-5138 | S.F. | 2349 | Matt McCoy |
| S-5139 | S.F. | 2130 | House |
| S-5140 | S.F. | 2196 | Mary Jo Wilhelm |
| S-5141 | S.F. | 2348 | Matt McCoy Julian B. Garrett |

JOURNAL OF THE SENATE

EIGHTY-SEVENTH CALENDAR DAY
FIFTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 9, 2014

The Senate met in regular session at 9:14 a.m., President Jochum presiding.

Prayer was offered by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Tuesday, April 8, 2014, was approved.

The Senate stood at ease at 9:47 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:28 a.m., President Jochum presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Jeffrey Porter, Board of Cosmetology Arts and Sciences

Brent Matthias, Iowa Great Places Board

Scott Hatfield, Interior Design Examining Board

Carol Crane, Plumbing and Mechanical Systems Examining Board

Randy Olson, Renewable Fuel Infrastructure Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirnbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2348.

Senate File 2348

On motion of Senator McCoy, **Senate File 2348**, a bill for an act relating to the approval and imposition of local option taxes, was taken up for consideration.

Senator McCoy offered amendment S-5141, filed by Senators McCoy and Garrett on April 8, 2014, to page 2 of the bill, and moved its adoption.

Amendment S-5141 was adopted by a voice vote.

Senator McCoy offered amendment S-5143, filed by Senators McCoy and Bolkcom from the floor to pages 2, 8, 9, and 12 of the bill, and moved its adoption.

Amendment S-5143 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2348), the vote was:

Yeas, 34:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Jochum | Segebart |
| Black | Dotzler | Johnson | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Gronstal | Petersen | Wilhelm |
| Breitbach | Hart | Quirnbach | |
| Chapman | Hatch | Ragan | |

Nays, 16:

| | | | |
|----------|----------|-----------|---------|
| Bertrand | Ernst | Houser | Smith |
| Boettger | Feenstra | Kapucian | Whitver |
| Chelgren | Greiner | Rozenboom | Zaun |
| Dix | Guth | Sinclair | Zumbach |

Absent, none.

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 2130

Senator Gronstal called up for consideration **Senate File 2130**, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions, amended by the House in House amendment S-5139, filed April 8, 2014.

Senator McCoy offered amendment S-5142, filed by him from the floor to page 1 of House amendment S-5139, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-5142 to House amendment S-5139 be adopted?" (S.F. 2130), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirnbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

Amendment S-5142 to House amendment S-5139 was adopted.

Senator McCoy moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator McCoy moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2130), the vote was:

Yeas, 27:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Soddars |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |

Nays, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Dix | Houser | Sinclair |
| Behn | Ernst | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Whitver |
| Breitbach | Garrett | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |
| Chelgren | Guth | Segebart | |

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2130** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:57 a.m. until 4:00 p.m.

RECONVENED

The Senate reconvened at 4:09 p.m., President Jochum presiding.

MOTION TO RECONSIDER WITHDRAWN

Senate File 2348

Senator Dvorsky withdrew the following motion to reconsider filed by him from the floor:

MADAM PRESIDENT: I move to reconsider the vote by which Senate File 2348 passed the Senate on April 9, 2014.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2348** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:11 p.m. until 9:00 a.m., Thursday, April 10, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 9, 2014, 1:30 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst (excused).

Committee Business: Passed SF 2268 and HF 2450.

Adjourned: 2:50 p.m.

STATE GOVERNMENT

Convened: Wednesday, April 9, 2014, 3:05 p.m.

Members Present: Danielson, Chair; Jochum, Vice Chair; Smith, Ranking Member; Anderson, Bertrand, Chapman, Courtney, Dearden, Feenstra, Horn, McCoy, Petersen, Schneider and Soddors.

Members Absent: Bowman (excused).

Committee Business: Governor's appointee.

Adjourned: 3:20 p.m.

INTRODUCTION OF BILLS

Senate File 2350, by committee on Ways and Means, a bill for an act relating to payment of wages.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2351, by committee on Appropriations, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Read first time under Rule 28 and **placed on Appropriations calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5145.

Final Vote: Ayes, 13: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 7: Chapman, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 2351 (formerly SF 2268), a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Schoenjahn, Segebart, and Smith. Nays, 5: Chapman, Garrett, Guth, Kapucian, and Rozenboom. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2351, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 2350 (SSB 3214), a bill for an act relating to payment of wages.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2350, and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 9, 2014, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2319 – Relating to improving student literacy skills, including addressing dyslexia, and providing teacher assistance.

AMENDMENTS FILED

| | | | |
|--------|------|------|-----------------------------|
| S-5142 | S.F. | 2130 | Matt McCoy |
| S-5143 | S.F. | 2348 | Matt McCoy Joe Bolkcom |
| S-5144 | H.F. | 2361 | Daryl Beall Amanda Ragan |
| S-5145 | H.F. | 2450 | Appropriations |

JOURNAL OF THE SENATE

EIGHTY-EIGHTH CALENDAR DAY
FIFTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 10, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Father Ken Gehling of Mercy Medical Center in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Clare Barcus.

The Journal of Wednesday, April 9, 2014, was approved.

The Senate stood at ease at 9:23 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:34 a.m., President Pro Tempore Sodders presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand, Chelgren, Ernst, and Sinclair, until they arrive, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Gloria Rodriguez, Commission of Latino Affairs

Craig Newton, Board of Physical and Occupational Therapy

John Bennett, Board of Podiatry

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 46:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Horn | Schoenjahn |
| Beall | Dix | Houser | Segebart |
| Behn | Dotzler | Jochum | Seng |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Sodders |
| Bolkcom | Garrett | Mathis | Taylor |
| Bowman | Greiner | McCoy | Whitver |
| Brase | Gronstal | Petersen | Wilhelm |
| Breitbach | Guth | Quirmbach | Zaun |
| Chapman | Hart | Ragan | Zumbach |
| Courtney | Hatch | Rozenboom | |
| Danielson | Hogg | Schneider | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|-------|----------|
| Bertrand | Chelgren | Ernst | Sinclair |
|----------|----------|-------|----------|

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 2310

Senator Gronstal called up for consideration **Senate File 2310**, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties, amended by the House in House amendment S-5136, filed April 8, 2014.

Senator Hogg moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2310), the vote was:

Yeas, 47:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Hogg | Schneider |
| Beall | Dix | Horn | Schoenjahn |
| Behn | Dotzler | Houser | Segebart |
| Black | Dvorsky | Jochum | Seng |
| Boettger | Ernst | Johnson | Smith |
| Bolkcom | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Taylor |
| Brase | Greiner | McCoy | Whitver |
| Breitbach | Gronstal | Petersen | Wilhelm |
| Chapman | Guth | Quirmbach | Zaun |
| Courtney | Hart | Ragan | Zumbach |
| Danielson | Hatch | Rozenboom | |

Nays, none.

Absent, 3:

| | | |
|----------|----------|----------|
| Bertrand | Chelgren | Sinclair |
|----------|----------|----------|

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

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Peggy Elliott as a member of the Commission for the Blind, placed on the Individual Confirmation Calendar on March 19, 2014, found on page 616 of the Senate Journal.

Senator Jochum moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 43:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dix | Horn | Schneider |
| Behn | Dotzler | Houser | Schoenjahn |
| Black | Ernst | Jochum | Segebart |
| Boettger | Feenstra | Johnson | Smith |
| Bolkcom | Garrett | Kapucian | Sodders |
| Brase | Greiner | Mathis | Taylor |
| Breitbach | Gronstal | McCoy | Whitver |
| Chapman | Guth | Petersen | Wilhelm |
| Courtney | Hart | Quirmbach | Zaun |
| Danielson | Hatch | Ragan | Zumbach |
| Dearden | Hogg | Rozenboom | |

Nays, 4:

| | | | |
|-------|--------|---------|------|
| Beall | Bowman | Dvorsky | Seng |
|-------|--------|---------|------|

Absent, 3:

| | | |
|----------|----------|----------|
| Bertrand | Chelgren | Sinclair |
|----------|----------|----------|

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Ronald Cheney as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 1, 2014, found on page 694 of the Senate Journal.

Senator Jochum moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 47:

| | | | |
|-----------|----------|----------|------------|
| Anderson | Dearden | Hogg | Schneider |
| Beall | Dix | Horn | Schoenjahn |
| Behn | Dotzler | Houser | Segebart |
| Black | Dvorsky | Jochum | Seng |
| Boettger | Ernst | Johnson | Smith |
| Bolkcom | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Taylor |
| Brase | Greiner | McCoy | Whitver |
| Breitbach | Gronstal | Petersen | Wilhelm |

| | | | |
|-----------|-------|-----------|---------|
| Chapman | Guth | Quirmbach | Zaun |
| Courtney | Hart | Ragan | Zumbach |
| Danielson | Hatch | Rozenboom | |

Nays, none.

Absent, 3:

| | | |
|----------|----------|----------|
| Bertrand | Chelgren | Sinclair |
|----------|----------|----------|

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Diane Cortese as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on March 25, 2014, found on page 639 of the Senate Journal.

Senator Jochum moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 47:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Hogg | Schneider |
| Beall | Dix | Horn | Schoenjahn |
| Behn | Dotzler | Houser | Segebart |
| Black | Dvorsky | Jochum | Seng |
| Boettger | Ernst | Johnson | Smith |
| Bolkcom | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Taylor |
| Brase | Greiner | McCoy | Whitver |
| Breitbach | Gronstal | Petersen | Wilhelm |
| Chapman | Guth | Quirmbach | Zaun |
| Courtney | Hart | Ragan | Zumbach |
| Danielson | Hatch | Rozenboom | |

Nays, none.

Absent, 3:

| | | |
|----------|----------|----------|
| Bertrand | Chelgren | Sinclair |
|----------|----------|----------|

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment and reappointment of John Hodges as a member of the Board of Parole, placed on the Individual Confirmation Calendar on February 26 and March 20, 2014, found on pages 412 and 621 of the Senate Journal.

Senator Hogg moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 47:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Hogg | Schneider |
| Beall | Dix | Horn | Schoenjahn |
| Behn | Dotzler | Houser | Segebart |
| Black | Dvorsky | Jochum | Seng |
| Boettger | Ernst | Johnson | Smith |
| Bolkcom | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Taylor |
| Brase | Greiner | McCoy | Whitver |
| Breitbach | Gronstal | Petersen | Wilhelm |
| Chapman | Guth | Quirnbach | Zaun |
| Courtney | Hart | Ragan | Zumbach |
| Danielson | Hatch | Rozenboom | |

Nays, none.

Absent, 3:

| | | |
|----------|----------|----------|
| Bertrand | Chelgren | Sinclair |
|----------|----------|----------|

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Daniel Huber as a member of the State Transportation Commission, placed on the Individual Confirmation Calendar on March 19, 2014, found on page 616 of the Senate Journal.

Senator Brase moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dearden | Hogg | Schneider |
| Beall | Dix | Horn | Schoenjahn |
| Behn | Dotzler | Houser | Segebart |
| Black | Dvorsky | Jochum | Seng |
| Boettger | Ernst | Johnson | Smith |
| Bolkcom | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Taylor |
| Brase | Greiner | McCoy | Whitver |
| Breitbach | Gronstal | Petersen | Wilhelm |
| Chapman | Guth | Quirmbach | Zaun |
| Courtney | Hart | Ragan | Zumbach |
| Danielson | Hatch | Rozenboom | |

Nays, none.

Absent, 3:

| | | |
|----------|----------|----------|
| Bertrand | Chelgren | Sinclair |
|----------|----------|----------|

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2310** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 12:10 p.m. until 1:00 p.m., Monday, April 14, 2014.

APPENDIX

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convended: Thursday, April 10, 2014, 12:20 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: Bertrand (excused).

Committee Business: Approved SSB 3219.

Adjourned: 12:25 p.m.

INTRODUCTION OF BILL

Senate File 2352, by committee on Ways and Means, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 2352 (SSB 3219), a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2352, and they were attached to the committee report.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 2168 – Creating the Iowa uniform power of attorney Act and providing penalties and including applicability provisions.

Senate File 2283 – Providing a procedure for the escheatment of United States savings bonds presumed abandoned.

Senate File 2328 – Providing for the reorganization of the Code provisions relating to the Iowa finance authority, revising and eliminating programs, including the beginning farm loan program, providing for existing tax credits, providing for the powers and duties of the authority, and including effective date provisions.

JOURNAL OF THE SENATE

NINETY-SECOND CALENDAR DAY
FIFTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 14, 2014

The Senate met in regular session at 1:06 p.m., President Jochum presiding.

Prayer was offered by Pastor Sarah Trone Garriott of Faith Lutheran Church in Clive, Iowa. She was the guest of Senator Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooke Beatty.

The Journal of Thursday, April 10, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 10, 2014, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2130, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions.

ALSO: That the House has on April 10, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

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

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:11 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 1:15 p.m., President Jochum presiding.

The Senate stood at ease at 1:26 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:29 p.m., President Jochum presiding.

INTRODUCTION OF RESOLUTION

Senate Resolution 113, by Quirmbach, a resolution honoring the Iowa State University men's basketball team.

Read first time and referred to **Rules and Administration**.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 113, a resolution honoring the Iowa State University men's basketball team.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ernst, Ragan, Rozenboom, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 113.

Senate Resolution 113

On motion of Senator Quirmbach, **Senate Resolution 113**, a resolution honoring the Iowa State University men's basketball team, with report of committee recommending passage, was taken up for consideration.

Senator Quirmbach moved the adoption of Senate Resolution 113, which motion prevailed by a voice vote.

SPECIAL GUEST

President Jochum introduced to the Senate chamber Iowa State University men's basketball Head Coach, Fred Hoiberg, who addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:37 p.m. until 4:00 p.m.

RECONVENED

The Senate reconvened at 4:54 p.m., President Jochum presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Jonathan Martin, Landscape Architectural Examining Board

Alejandro Pino, Commission of Latino Affairs

Adam Kurth, Board of Psychology

Ralph Scott, Board of Psychology

Mark Hudson, Board of Social Work

Leann Jacobsen, Technology Advisory Council

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2351.

Senate File 2351

On motion of Senator Quirmbach, **Senate File 2351**, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs, was taken up for consideration.

Senator Chelgren offered amendment S-5149, filed by Senator Chelgren, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Quirnbach raised the point of order that amendment S-5149 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-5149 in order.

Senator Chelgren moved the adoption of amendment S-5149.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2351), the vote was:

Yeas, 25:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Ernst | Kapucian | Whitver |
| Bertrand | Feenstra | Rozenboom | Zaun |
| Boettger | Garrett | Schneider | Zumbach |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Seng | |
| Chelgren | Houser | Sinclair | |

Nays, 25:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Sodders |
| Bolkcom | Dvorsky | Mathis | Taylor |
| Bowman | Gronstal | McCoy | Wilhelm |
| Brase | Hart | Petersen | |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Absent, none.

Amendment S-5149 lost.

Senator Feenstra offered amendment S-5150, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-5150 was adopted by a voice vote.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2351), the vote was:

Yeas, 28:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Segebart |
| Bolkcom | Dvorsky | Mathis | Seng |
| Bowman | Gronstal | McCoy | Sodders |
| Brase | Hart | Petersen | Taylor |
| Courtney | Hatch | Quirmbach | Wilhelm |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Houser | Smith |
| Behn | Ernst | Johnson | Whitver |
| Boettger | Feenstra | Kapucian | Zaun |
| Breitbach | Garrett | Rozenboom | Zumbach |
| Chapman | Greiner | Schneider | |
| Chelgren | Guth | Sinclair | |

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2351** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:36 p.m. until 9:00 a.m., Tuesday, April 15, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Supplemental Assistance for High-Need Schools Report, pursuant to 2013 Iowa Acts, Chapter 121, section 66. Report received on April 11, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Seth Breyfogle of Gilbert Troop 157 – For becoming the first Boy Scout from Mid-Iowa Council to win the Dr. Bernard Harris Supernova Award. Senator Behn.

Rockwell Public Library – For celebrating their 100th anniversary. Senator Ragan.

PRESENTATION OF VISITORS

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

High school students from Tripoli High School, accompanied by Ray Carlson. Senator Schoenjahn.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 2014, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 2339 – Relating to the administration of the redevelopment tax credits program by the economic development authority and including applicability provisions.

AMENDMENTS FILED

| | | | |
|--------|------|------|--------------------|
| S-5146 | H.F. | 2450 | Thomas G. Courtney |
| S-5147 | H.F. | 2450 | Julian B. Garrett |
| S-5148 | H.F. | 2450 | Thomas G. Courtney |

| | | | |
|--------|------|------|---|
| S-5149 | S.F. | 2351 | Mark Chelgren Jack Whitver Jerry Behn Bill Dix Ken Rozenboom Amy Sinclair Michael Breitbach Dan Zumbach Tim L. Kapucian Julian B. Garrett Mark Segebart David Johnson Dennis Guth Brad Zaun Sandra Greiner Nancy J. Boettger Jake Chapman Charles Schneider Joni K. Ernst Bill Anderson Rick Bertrand Roby Smith |
| S-5150 | S.F. | 2351 | Randy Feenstra |
| S-5151 | H.F. | 2450 | Thomas G. Courtney |

State of Iowa

**JOURNAL
OF THE SENATE**

**EIGHTY-FIFTH
GENERAL ASSEMBLY**

2014 REGULAR SESSION

Volume II

PAM JOCHUM, President of the Senate
MICHAEL E. MARSHALL, Secretary of the Senate

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JOURNAL OF THE SENATE

NINETY-THIRD CALENDAR DAY
FIFTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 15, 2014

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Monday, April 14, 2014, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:06 a.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 9:34 a.m., President Jochum presiding.

The Senate stood at ease at 10:22 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:09 a.m., President Pro Tempore Soddors presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Diane Clark as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 2, 2014, found on page 714 of the Senate Journal.

Senator Jochum moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 42:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Ernst | Johnson | Smith |
| Black | Feenstra | Kapucian | Sodders |
| Boettger | Garrett | Mathis | Whitver |
| Bowman | Greiner | McCoy | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Guth | Rozenboom | Zumbach |
| Chapman | Hart | Schneider | |
| Chelgren | Hogg | Schoenjahn | |

Nays, 8:

| | | | |
|----------|---------|----------|-----------|
| Bolkcom | Dotzler | Hatch | Quirmbach |
| Courtney | Dvorsky | Petersen | Taylor |

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Hamed Tewfik as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 1, 2014, found on page 694 of the Senate Journal.

Senator Jochum moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 43:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schoenjahn |
| Beall | Danielson | Horn | Segebart |
| Behn | Dearden | Houser | Seng |
| Bertrand | Dix | Jochum | Sinclair |
| Black | Ernst | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Whitver |
| Brase | Greiner | McCoy | Wilhelm |
| Breitbach | Gronstal | Ragan | Zaun |
| Chapman | Guth | Rozenboom | Zumbach |
| Chelgren | Hart | Schneider | |

Nays, 7:

| | | | |
|---------|---------|-----------|--------|
| Bolkcom | Dvorsky | Petersen | Taylor |
| Dotzler | Hatch | Quirmbach | |

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2352 and 2350.

Senate File 2352

On motion of Senator Quirmbach, **Senate File 2352**, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2352), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

Senate File 2350

On motion of Senator Bolkcom, **Senate File 2350**, a bill for an act relating to payment of wages, was taken up for consideration.

Senator Chapman asked and received unanimous consent that action on **Senate File 2350** be **deferred**.

President Jochum took the chair at 11:25 a.m.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2352** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2450.

House File 2450

On motion of Senator Courtney, **House File 2450**, a bill for an act relating to appropriations to the justice system and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Courtney offered amendment S-5145, filed by the committee on Appropriations on April 9, 2014, striking and replacing everything after the enacting clause of the bill.

Senator Courtney offered amendment S-5148, filed by him on April 14, 2014, to pages 5 and 8 of amendment S-5145, and moved its adoption.

Amendment S-5148 to amendment S-5145 was adopted by a voice vote.

Senator Courtney withdrew amendment S-5146, filed by him on April 14, 2014, to pages 7 and 8 of amendment S-5145.

Senator Courtney offered amendment S-5151, filed by him on April 14, 2014, to pages 10 and 16 of amendment S-5145, and moved its adoption.

Amendment S-5151 to amendment S-5145 was adopted by a voice vote.

Senator Garrett offered amendment S-5147, filed by him on April 14, 2014, to page 16 of amendment S-5145, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (H.F. 2450), the vote was:

Yeas, 25:

| | | | |
|----------|----------|-----------|---------|
| Anderson | Chelgren | Houser | Smith |
| Behn | Dix | Johnson | Whitver |
| Bertrand | Ernst | Kapucian | Zaun |
| Black | Feenstra | Rozenboom | Zumbach |

| | | |
|-----------|---------|-----------|
| Boettger | Garrett | Schneider |
| Breitbach | Greiner | Segebart |
| Chapman | Guth | Sinclair |

Nays, 25:

| | | | |
|-----------|----------|------------|---------|
| Beall | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |
| Dearden | Horn | Schoenjahn | |

Absent, none.

Amendment S-5147 to amendment S-5145 lost.

Senator Courtney moved the adoption of amendment S-5145, as amended.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (H.F. 2450), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 24:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Segebart |
| Behn | Dix | Houser | Sinclair |
| Bertrand | Ernst | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Whitver |
| Breitbach | Garrett | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |

Absent, none.

Amendment S-5145, as amended, was adopted.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2450), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 24:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Segebart |
| Behn | Dix | Houser | Sinclair |
| Bertrand | Ernst | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Whitver |
| Breitbach | Garrett | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2450** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 2195

Senator Gronstal called up for consideration **Senate File 2195**, a bill for an act modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce, amended by the House in House amendment S-5135, filed April 8, 2014.

Senator McCoy moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator McCoy moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2195), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

BUSINESS PENDING

Senate File 2350

The Senate resumed consideration of **Senate File 2350**, a bill for an act relating to payment of wages, previously deferred.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2350), the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2195** and **2350** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 15, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2349, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions. (S-5153)

ALSO: That the House has on April 15, 2014, **passed** the following bills in which the concurrence of the Senate is asked:

House File 2466, a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2468, a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:04 p.m. until 3:52 p.m.

RECONVENED

The Senate reconvened at 3:53 p.m., President Jochum presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Lisa Campbell as a member of the Iowa Law Enforcement Academy Council, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Petersen moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

| | | | |
|----------|-----------|----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |

| | | | |
|-----------|----------|-----------|---------|
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Patrick Jackson as a member of the Iowa Law Enforcement Academy Council, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Petersen moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Taylor |
| Bolkcom | Feenstra | Mathis | Whitver |
| Bowman | Garrett | McCoy | Wilhelm |
| Brase | Greiner | Petersen | Zaun |
| Breitbach | Gronstal | Quirmbach | Zumbach |
| Chapman | Guth | Ragan | |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, 1:

Sodders

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Ricardo Martinez II as a member of the Iowa Law Enforcement Academy Council, placed on the Individual Confirmation Calendar on March 20, 2014, found on page 621 of the Senate Journal.

Senator Petersen moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirnbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

The Senate stood at ease at 4:02 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:40 p.m., President Jochum presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal asked and received unanimous consent to call up the appointment of Mike Cormack as Chair of the Public Employment Relations Board, placed on the Individual Confirmation Calendar on April 15, 2014.

Senator Dearden moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Houser | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Nick Wagner as a member of the Utilities Board, placed on the Individual Confirmation Calendar on February 18, 2014, found on page 288 of the Senate Journal.

Senator McCoy moved that the foregoing appointment not be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 35:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hart | Schoenjahn |
| Behn | Dix | Hatch | Segebart |
| Bertrand | Dvorsky | Houser | Seng |
| Boettger | Ernst | Johnson | Sinclair |
| Bolkcom | Feenstra | Kapucian | Smith |
| Brase | Garrett | Mathis | Whitver |
| Breitbach | Greiner | Ragan | Zaun |
| Chapman | Gronstal | Rozenboom | Zumbach |
| Chelgren | Guth | Schneider | |

Nays, 15:

| | | | |
|----------|---------|-----------|---------|
| Beall | Dearden | Jochum | Sodders |
| Black | Dotzler | McCoy | Taylor |
| Bowman | Hogg | Petersen | Wilhelm |
| Courtney | Horn | Quirnbach | |

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:55 p.m. until 9:00 a.m., Wednesday, April 16, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Leona Gailbreath, Bettendorf – For celebrating her 90th birthday. Senator Smith.

Dr. Joyce Garton Natte, Fort Dodge – For serving as our Chaplain of the Day and opening the session with prayer. Senator Beall.

Lisa Shimkat, Fort Dodge – For earning the Small Business Development Center Excellence and Innovation Award for the State of Iowa. Senator Beall.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, April 14, 2014, 5:45 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Petersen (excused).

Committee Business: Passed SF 2317 and HF 2458.

Adjourned: 6:50 p.m.

GOVERNMENT OVERSIGHT

Convened: Monday, April 14, 2014, 2:40 p.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Testimony from Doug Woodley, DAS General Services Enterprise Chief Operating Officer; and Paul Carlson, DAS Chief Resource Maximization Officer.

Adjourned: Tuesday, April 15, 9:20 a.m.

WAYS AND MEANS

Convened: Tuesday, April 15, 2014, 2:05 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Black, Chapman, Dotzler, Hogg, Jochum, Petersen, Quirnbach, and Schneider.

Members Absent: Behn, Bertrand, McCoy, and Smith (all excused).

Committee Business: Passed HF 2456.

Adjourned: 2:10 p.m.

INTRODUCTION OF BILL

Senate File 2353, by committee on Appropriations, a bill for an act relating to the jobs training and apprenticeship programs and making appropriations.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 2463

APPROPRIATIONS: Hatch, Chair; Chapman and Dvorsky

House File 2466

WAYS AND MEANS: Bolkcom, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2353 (formerly SF 2317), a bill for an act relating to the jobs training and apprenticeship programs and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Ragan, and Schoenjahn. Nays, 8: Chapman, Ernst, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2353, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5152.

Final Vote: Ayes, 12: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Ragan, and Schoenjahn. Nays, 8: Chapman, Ernst, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 2456, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5154.

Final Vote: Ayes, 11: Bolkcom, Seng, Feenstra, Black, Chapman, Dotzler, Hogg, Jochum, Petersen, Quirnbach, and Schneider. Nays, none. Absent, 4: Behn, Bertrand, McCoy, and Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 15th day of April, 2014.

Senate Files 366 and 2312.

MICHAEL E. MARSHALL
Secretary of the Senate

APPOINTMENT

The following appointee was submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

PUBLIC EMPLOYMENT RELATIONS BOARD, CHAIR OF (Sec. 20.5)

Mike Cormack, Des Moines

05/01/2014 – 04/30/2018

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be placed on the "Individual Confirmation Calendar":

Mike Cormack – Chair of the Public Employment Relations Board

MICHAEL E. GRONSTAL

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letter from the Governor was received in the office of the Secretary of the Senate on April 15, 2014:

I am withdrawing the appointment letter of March 1, 2014, appointing Jason Carlstrom to serve as Chair of the Board of Parole from further consideration by the Senate.

I am withdrawing the name of James Van Fossen to serve as Chair of the Public Employment Relations Board from further consideration by the Senate. Due to this withdrawal, I am also withdrawing the appointment letter of March 1, 2014, appointing Mike Cormack as member of the Public Employment Relations Board to fill the vacancy created by James Van Fossen's appointment as Chair, from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

| | | | |
|--------|------|------|-----------------|
| S-5152 | H.F. | 2458 | Appropriations |
| S-5153 | S.F. | 2349 | House |
| S-5154 | H.F. | 2456 | Ways and Means |
| S-5155 | S.F. | 2239 | Mary Jo Wilhelm |

JOURNAL OF THE SENATE

NINETY-FOURTH CALENDAR DAY
FIFTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 16, 2014

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by Pastor Jim Rightler of the Northgate Alliance Church in Ottumwa, Iowa. He was the guest of Senator Chelgren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Cook.

The Journal of Tuesday, April 15, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 15, 2014, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions. (S-5156)

Senate File 2347, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters. (S-5157)

ALSO: That the House has on April 15, 2014, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the Senate is asked:

House File 2450, a bill for an act relating to appropriations to the justice system and including effective date provisions.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:41 a.m. until 1:30 p.m.

RECONVENED

The Senate reconvened at 1:34 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 16, 2014, **receded** from the House amendment **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2118, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

ALSO: That the House has on April 16, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 2273, a bill for an act relating to certain state and local government activities related to vehicle registrations and levee and drainage districts.

ALSO: That the House has on April 16, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2464, a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Read first time and referred to committee on **Ways and Means**.

The Senate stood at ease at 1:35 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:49 p.m., President Jochum presiding.

SENATE INSISTS

House File 2450

Senator Courtney called up for consideration **House File 2450**, a bill for an act relating to appropriations to the justice system and including effective date provisions, amended by the House, further amended by the Senate and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 2450** on the part of the Senate: Senators Courtney, Chair; Hogg, Taylor, Garrett, and Chelgren.

HOUSE AMENDMENTS CONSIDERED

Senate File 2347

Senator Gronstal called up for consideration **Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, amended by the House in House amendment S-5157, filed April 16, 2014.

Senator Schoenjahn moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

Senate File 2349

Senator Gronstal called up for consideration **Senate File 2349**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, amended by the House in House amendment S-5153, filed April 15, 2014.

Senator McCoy moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2347 and 2349 and House File 2450** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:53 p.m. until 5:00 p.m.

RECONVENED

The Senate reconvened at 5:13 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 16, 2014, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2196, a bill for an act relating to programs and services under the purview of the department of public health, and including effective date provisions.

ALSO: That the House has on April 16, 2014, **insisted** on its amendment to **Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, and the Conference Committee members on the part of the House are: the representative from Ringgold, Representative Dolecheck, Chair; the representative from Polk, Representative Highfill; the representative from Cerro Gordo, Representative Steckman; the representative from Dallas; Representative Rob Taylor; and the representative from Scott, Representative Winckler.

ALSO: That the House has on April 16, 2014, **insisted** on its amendment to **Senate File 2349**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Cherokee, Representative Huseman, Chair; the representative from Des Moines, Representative Cohoon; the representative from Dubuque, Representative Dunkel; the representative from Polk; Representative Landon; and the representative from Poweshiek, Representative Maxwell.

ALSO: That the House has on April 16, 2014, **insisted** on its amendment to **House File 2450**, a bill for an act relating to appropriations to the justice system and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Buena Vista, Representative Worthan, Chair; the representative from Madison, Representative Gustafson; the representative from Polk, Representative Anderson; the representative from Clay; Representative Hess; and the representative from Linn, Representative Todd Taylor.

ALSO: That the House has on April 16, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2465, a bill for an act relating to the dissemination of information, by establishing a mass notification and emergency messaging system fund, and providing that specified information

collected by state departments and agencies for public dissemination of emergency or routine information are considered confidential public records.

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

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **Senate File 2347** on the part of the Senate: Senators Schoenjahn, Chair; Horn, Quirnbach, Sinclair, and Boettger.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **Senate File 2349** on the part of the Senate: Senators McCoy, Chair; Beall, Bowman, Kapucian, and Anderson.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2347** and **2349** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:17 p.m. until 9:00 a.m., Thursday, April 17, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Matthew Lafrenz, Wheatland – For achieving the rank of Eagle Scout. Senator Hart.

Isaac Mize, Eldridge – For achieving the rank of Eagle Scout. Senator Hart.

REPORT OF COMMITTEE MEETING

GOVERNMENT OVERSIGHT

Convened: Wednesday, April 16, 2014, 11:35 a.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Testimony from DAS officials.

Adjourned: 1:00 p.m.

INTRODUCTION OF BILL

Senate File 2354, by committee on Appropriations, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

INTRODUCTION OF RESOLUTION

Senate Resolution 114, by Danielson, Anderson, Beall, Behn, Bertrand, Black, Boettger, Bolkcom, Bowman, Brase, Breitbach, Chapman, Chelgren, Courtney, Dearden, Dix, Dotzler, Dvorsky, Ernst, Feenstra, Garrett, Greiner, Gronstal, Guth, Hart, Hatch, Hogg, Horn, Houser, Jochum, Johnson, Kapucian, Mathis, McCoy, Petersen, Quirnbach, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Seng, Sinclair, Smith, Soddors, Taylor, Whitver, Wilhelm, Zaun, and Zumbach, a resolution honoring amateur golfer Mike McCoy.

Read first time under Rule 28 and referred to committee on **Rules and Administration.**

STUDY BILL RECEIVED

SSB 3220 Appropriations

Relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 3220

APPROPRIATIONS: Danielson, Chair; Chapman and Dvorsky

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2354 (formerly SF 2180), a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 19: Dvorsky, Danielson, Chapman, Black, Bolkom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, and Smith. Nays, 1: Segebart. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2354, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 114, a resolution honoring amateur golfer Mike McCoy.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Gronstal, Jochum, Dix, Courtney, Dvorsky, Ragan, Rozenboom, Soddors, and Whitver. Nays, none. Absent, 2: Dearden and Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PRESENTATION OF VISITORS

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

Sixty-seven 4th and 5th grade students from Harris-Lake Park Elementary School, accompanied by school staff and parents. Senator Johnson.

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------------|
| S-5156 | S.F. | 2342 | House |
| S-5157 | S.F. | 2347 | House |
| S-5158 | S.F. | 2353 | Jake Chapman |
| S-5159 | S.F. | 2239 | Mary Jo Wilhelm |
| S-5160 | S.F. | 2353 | William A. Dotzler, Jr. |
| S-5161 | S.F. | 2353 | Jake Chapman |

JOURNAL OF THE SENATE

NINETY-FIFTH CALENDAR DAY
FIFTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 17, 2014

The Senate met in regular session at 9:10 a.m., President Jochum presiding.

Prayer was offered by Dr. Joyce Garton-Natte, former Lay Pastor and member of the First Presbyterian Church in Fort Dodge, Iowa. She was the guest of Senator Beall.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kyra Cooper.

The Journal of Wednesday, April 16, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 114.

Senate Resolution 114

On motion of Senator Danielson, **Senate Resolution 114**, a resolution honoring amateur golfer Mike McCoy, with report of committee recommending passage, was taken up for consideration.

Senator Danielson moved the adoption of Senate Resolution 114, which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Danielson introduced to the Senate chamber Mike McCoy, accompanied by his mother.

Mike McCoy addressed the Senate with brief remarks.

The Senate rose and expressed its congratulations.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 2354** be referred from the Appropriations Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 10:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:59 a.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:00 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:33 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Anderson, Bertrand, Chelgren, and Feenstra, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2353.

Senate File 2353

On motion of Senator Dotzler, **Senate File 2353**, a bill for an act relating to the jobs training and apprenticeship programs and making appropriations, was taken up for consideration.

Senator Chapman offered amendment S-5158, filed by him on April 16, 2014, striking and replacing everything after the enacting clause of the bill.

Senator Chapman offered amendment S-5161, filed by him on April 16, 2014, to pages 1-10 and amending the title provisions of amendment S-5158, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2353), the vote was:

Yeas, 20:

| | | | |
|-----------|---------|-----------|----------|
| Behn | Ernst | Johnson | Sinclair |
| Boettger | Garrett | Kapucian | Smith |
| Breitbach | Greiner | Rozenboom | Whitver |
| Chapman | Guth | Schneider | Zaun |
| Dix | Houser | Segebart | Zumbach |

Nays, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Absent, 4:

| | | | |
|----------|----------|----------|----------|
| Anderson | Bertrand | Chelgren | Feenstra |
|----------|----------|----------|----------|

Amendment S-5161 to amendment S-5158 lost.

Senator Chapman asked and received unanimous consent to withdraw amendment S-5158.

Senator Dotzler offered amendment S–5160, filed by him on April 16, 2014, to pages 7–12 of the bill, and moved its adoption.

Amendment S–5160 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2353), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 20:

| | | | |
|-----------|---------|-----------|----------|
| Behn | Ernst | Johnson | Sinclair |
| Boettger | Garrett | Kapucian | Smith |
| Breitbach | Greiner | Rozenboom | Whitver |
| Chapman | Guth | Schneider | Zaun |
| Dix | Houser | Segebart | Zumbach |

Absent, 4:

| | | | |
|----------|----------|----------|----------|
| Anderson | Bertrand | Chelgren | Feenstra |
|----------|----------|----------|----------|

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 2239

Senator Gronstal called up for consideration **Senate File 2239**, a bill for an act relating to elder abuse and providing penalties, amended by the House in House amendment S–5092, filed March 26, 2014.

Senator Wilhelm withdrew amendment S-5155, filed by her on April 15, 2014, to pages 1-4, 9, 11, 12, 14, 15, 17, and 18 of House amendment S-5092.

Senator Wilhelm offered amendment S-5159, filed by her on April 16, 2014, to pages 1-4, 9, 11, 12, 14, 15, 17, and 18 of House amendment S-5092, and moved its adoption.

Amendment S-5159 to House amendment S-5092 was adopted by a voice vote.

Senator Wilhelm moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Wilhelm moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2239), the vote was:

Yeas, 46:

| | | | |
|-----------|----------|------------|----------|
| Beall | Dix | Houser | Segebart |
| Behn | Dotzler | Jochum | Seng |
| Black | Dvorsky | Johnson | Sinclair |
| Boettger | Ernst | Kapucian | Smith |
| Bolkcom | Garrett | Mathis | Sodders |
| Bowman | Greiner | McCoy | Taylor |
| Brase | Gronstal | Petersen | Whitver |
| Breitbach | Guth | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Courtney | Hatch | Rozenboom | Zumbach |
| Danielson | Hogg | Schneider | |
| Dearden | Horn | Schoenjahn | |

Nays, none.

Absent, 4:

| | | | |
|----------|----------|----------|----------|
| Anderson | Bertrand | Chelgren | Feenstra |
|----------|----------|----------|----------|

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

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2458.

House File 2458

On motion of Senator Black, **House File 2458**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Black offered amendment S-5152, filed by the committee on Appropriations on April 15, 2014, to pages striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Black offered amendment S-5162, filed by him from the floor to pages 3, 6, 15, and 19 of amendment S-5152, and moved its adoption.

Amendment S-5162 to amendment S-5152 was adopted by a voice vote.

Senator Zumbach offered amendment S-5163, filed by Senators Zumbach and Black from the floor to page 19 of amendment S-5152, and moved its adoption.

Amendment S-5163 to amendment S-5152 was adopted by a voice vote.

Senator Garrett offered amendment S-5164, filed by him from the floor to page 19 of amendment S-5152.

Senator Hogg raised the point of order that amendment S-5164 to amendment S-5152 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5164 out of order.

Senator Black moved the adoption of amendment S-5152, as amended.

Amendment S-5152, as amended, was adopted by a voice vote.

Senator Black moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2458), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 20:

| | | | |
|-----------|---------|-----------|----------|
| Behn | Ernst | Johnson | Sinclair |
| Boettger | Garrett | Kapucian | Smith |
| Breitbach | Greiner | Rozenboom | Whitver |
| Chapman | Guth | Schneider | Zaun |
| Dix | Houser | Segebart | Zumbach |

Absent, 4:

| | | | |
|----------|----------|----------|----------|
| Anderson | Bertrand | Chelgren | Feenstra |
|----------|----------|----------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2239** and **House File 2458** be **immediately messaged** to the House.

The Senate stood at ease at 3:00 p.m. until the fall of the gavel for the purposes of party caucuses.

The Senate resumed session at 3:12 p.m., President Jochum presiding.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:13 p.m. until 9:00 a.m., Friday, April 18, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, April 17, 2014, 3:45 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst and Kapucian (both excused).

Committee Business: Passed HF 2463 and approved SSB 3220.

Adjourned: 4:20 p.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, April 17, 2014, 11:05 a.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Testimony from DAS Human Resources Enterprise Chief Operating Officer, Michelle Minnehan; and Chair of Public Employment Relations Board, Jim Riordan.

Adjourned: 1:20 p.m.

WAYS AND MEANS

Convened: Thursday, April 17, 2014, 3:15 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: Feenstra, Ranking Member; and Bertrand (both excused).

Committee Business: Passed SF 2323 and HFs 2453 and 2466.

Adjourned: 3:45 p.m.

INTRODUCTION OF BILLS

Senate File 2355, by committee on Appropriations, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 2356, by committee on Ways and Means, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 2355 (SSB 3220), a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 19: Dvorsky, Danielson, Chapman, Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith. Nays, none. Absent, 2: Ernst and Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 2355, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5166.

Final Vote: Ayes, 13: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 6: Chapman, Garrett, Guth, Rozenboom, Segebart, and Smith. Absent, 2: Ernst and Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 2356 (formerly SF 2323), a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bolkcom, Seng, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 3: Feenstra, Behn, and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2356, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 2453, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5165.

Final Vote: Ayes, 12: Bolkcom, Seng, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 3: Feenstra, Behn, and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 366 – Relating to radon control and making penalties applicable.

Senate File 2312 – Relating to the continued effect of terms, conditions, covenants, and provisions contained in documents and instruments creating or regulating multiple housing cooperatives and horizontal property regimes and including applicability provisions.

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------|
| S-5162 | H.F. | 2458 | Dennis H. Black |
| S-5163 | H.F. | 2458 | Dan Zumbach |
| | | | Dennis H. Black |
| S-5164 | H.F. | 2458 | Julian B. Garrett |
| S-5165 | H.F. | 2453 | Ways and Means |
| S-5166 | H.F. | 2463 | Appropriations |

JOURNAL OF THE SENATE

NINETY-SIXTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, April 18, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

The Journal of Thursday, April 17, 2014, was approved.

ADJOURNMENT

On motion of Senator Sodders, the Senate adjourned at 9:05 a.m. until 1:00 p.m., Monday, April 21, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA FINANCE AUTHORITY

Iowa Finance Authority Report, pursuant to Iowa Code section 16.7. Report received on April 18, 2014.

AGENCY ICN REPORT

Iowa Communications Network (ICN) usage report for FY 2013, pursuant to Iowa Code section 8D.10, was received from the following agency:

IOWA FINANCE AUTHORITY – Report received on April 18, 2014.

IMMEDIATELY MESSAGED

Senator Gronstal **immediately messaged Senate File 2353** to the House.

JOURNAL OF THE SENATE

NINETY-NINTH CALENDAR DAY
FIFTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 21, 2014

The Senate met in regular session at 1:04 p.m., President Jochum presiding.

Prayer was offered by the Honorable Daryl Beall, member of the Senate from Webster County, Fort Dodge, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Cook.

The Journal of Friday, April 18, 2014, was approved.

The Senate stood at ease at 1:15 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:19 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 21, 2014, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 2458, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

SENATE INSISTS

House File 2458

Senator Black called up for consideration **House File 2458**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 2458** on the part of the Senate: Senators Black, Chair; Dearden, Wilhelm, Rozenboom, and Chapman.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2458** be **immediately messaged** to the House.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Behn and Segebart, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2456.

House File 2456

On motion of Senator Hogg, **House File 2456**, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hogg offered amendment S-5154, filed by the committee on Ways and Means on April 15, 2014, to pages 1 and 3-6 of the bill, and moved its adoption.

Amendment S-5154 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2456), the vote was:

Yeas, 44:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hatch | Ragan |
| Beall | Dearden | Hogg | Rozenboom |
| Bertrand | Dix | Horn | Schoenjahn |
| Black | Dotzler | Houser | Seng |
| Boettger | Dvorsky | Jochum | Sinclair |
| Bolkcom | Ernst | Johnson | Smith |
| Bowman | Feenstra | Kapucian | Sodders |
| Brase | Greiner | Mathis | Taylor |
| Breitbach | Gronstal | McCoy | Whitver |
| Chelgren | Guth | Petersen | Wilhelm |
| Courtney | Hart | Quirnbach | Zumbach |

Nays, 4:

| | | | |
|---------|---------|-----------|------|
| Chapman | Garrett | Schneider | Zaun |
|---------|---------|-----------|------|

Absent, 2:

| | |
|------|----------|
| Behn | Segebart |
|------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2456** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2453.

House File 2453

On motion of Senator Dotzler, **House File 2453**, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dotzler offered amendment S-5165, filed by the committee on Ways and Means on April 17, 2014, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-5165 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2453), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|----------|------------|
| Anderson | Danielson | Hatch | Rozenboom |
| Beall | Dearden | Hogg | Schneider |
| Bertrand | Dix | Horn | Schoenjahn |
| Black | Dotzler | Houser | Seng |
| Boettger | Dvorsky | Jochum | Sinclair |
| Bolkcom | Ernst | Johnson | Smith |
| Bowman | Feenstra | Kapucian | Sodders |
| Brase | Garrett | Mathis | Taylor |
| Breitbach | Greiner | McCoy | Whitver |

| | | | |
|----------|----------|-----------|---------|
| Chapman | Gronstal | Petersen | Wilhelm |
| Chelgren | Guth | Quirnbach | Zaun |
| Courtney | Hart | Ragan | Zumbach |

Nays, none.

Absent, 2:

Behn Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2453** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2463.

House File 2463

On motion of Senator Hatch, **House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Chelgren asked and received unanimous consent that action on **House File 2463** be **deferred**.

The Senate stood at ease at 2:53 p.m. until the fall of the gavel.

The Senate resumed session at 3:29 p.m., President Jochum presiding.

The Senate stood at ease at 3:30 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:58 p.m., President Jochum presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 2342

Senator Gronstal called up for consideration **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, amended by the House in House amendment S-5156, filed April 16, 2014.

Senator McCoy offered amendment S-5168, filed by him from the floor to page 4 of House amendment S-5156, and moved its adoption.

Amendment S-5168 to House amendment S-5156 was adopted by a voice vote.

Senator Mathis moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Mathis moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2342), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Houser | Smith |
| Bertrand | Ernst | Johnson | Whitver |
| Boettger | Feenstra | Kapucian | Zaun |
| Breitbach | Garrett | Rozenboom | Zumbach |
| Chapman | Greiner | Schneider | |
| Chelgren | Guth | Sinclair | |

Absent, 2:

Behn Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2342** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2355.

Senate File 2355

On motion of Senator Bowman, **Senate File 2355**, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions, was taken up for consideration.

Senator Brase offered amendment S-5167, filed by him from the floor to pages 7, 8, and 11 of the bill, and moved its adoption.

Amendment S-5167 was adopted by a voice vote.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2355), the vote was:

Yeas, 42:

| | | | |
|-----------|----------|-----------|------------|
| Anderson | Dix | Horn | Schoenjahn |
| Beall | Dotzler | Houser | Seng |
| Bertrand | Dvorsky | Jochum | Sinclair |
| Boettger | Ernst | Johnson | Smith |
| Bolkcom | Feenstra | Kapucian | Sodders |
| Bowman | Garrett | Mathis | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |
| Danielson | Hogg | Schneider | |

Nays, 6:

| | | |
|----------|---------|--------|
| Black | Dearden | McCoy |
| Courtney | Hatch | Taylor |

Absent, 2:

| | |
|------|----------|
| Behn | Segebart |
|------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2355** be **immediately messaged** to the House.

The Senate stood at ease at 4:17 p.m. until the fall of the gavel.

The Senate resumed session at 5:42 p.m., President Jochum presiding.

BUSINESS PENDING

House File 2463

The Senate resumed consideration of **House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, previously deferred.

Senator Hatch offered amendment S-5166, filed by the committee on Appropriations on April 17, 2014, to pages 1, 3, 4, 8-13, 15-22, 24, 25, 29, 31, 32, 35, 36, 39, 40, 42-45, 49-52, 58-62, 66, 69-78, 90, and 33 of the bill.

Senator Hatch offered amendment S-5169, filed by him from the floor to pages 2-4, 12-17, 19, 33, 37-39, 43, and 47 of amendment S-5166.

Senator Hatch called for the following division of amendment S-5169:

Division S-5169A: Page 1, line 4 through page 3 line 37 and page 3 line 40 through page 4 line 41; and

Division S-5169B: Page 3, lines 38-39.

Senator Hatch moved the adoption of division S-5169A.

Division S-5169A was adopted by a voice vote.

Senator Hatch withdrew division S-5169B.

Senator Hatch moved the adoption of amendment S-5166, as amended.

Amendment S-5166, as amended, was adopted by a voice vote.

With the adoption of amendment S-5166, the Chair ruled amendment S-5171, filed by Senator Chelgren, et al., from the floor, to pages 74-76 of the bill, out of order.

Senator Chapman withdrew amendment S-5170, filed by him from the floor, to page 21 of the bill.

Senator Hatch moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2463), the vote was:

Yeas, 26:

| | | | |
|---------|---------|--------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |

| | | | |
|-----------|----------|-----------|---------|
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Houser | Smith |
| Bertrand | Ernst | Johnson | Whitver |
| Boettger | Feenstra | Kapucian | Zaun |
| Breitbach | Garrett | Rozenboom | Zumbach |
| Chapman | Greiner | Schneider | |
| Chelgren | Guth | Sinclair | |

Absent, 2:

| | |
|------|----------|
| Behn | Segebart |
|------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2463** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 21, 2014, appointed the conference committee to **House File 2458**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, and the Conference Committee members on the part of the House are: the representative from Cass, Representative Drake, Chair; the representative from Fayette, Representative Beringer; the representative from Cedar, Representative Kaufmann; the representative from Washington; Representative Klein; and the representative from Scott, Representative Wood.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:12 p.m. until 9:00 a.m., Tuesday, April 22, 2014.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Ron Washburn, Lawton – For 40 years of dedicated service to the customers of Western Iowa Telephone Association. Senator Anderson.

STUDY BILL RECEIVED

SSB 3221 Government Oversight

Concerning government accountability and employment practices, making penalties and remedies applicable, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2354

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

House File 2454 (Reassigned)

WAYS AND MEANS: Seng, Chair; Behn and Black

House File 2464

WAYS AND MEANS: Dotzler, Chair; Black and Feenstra

House File 2468

WAYS AND MEANS: Petersen, Chair; Feenstra and Seng

SSB 3221

GOVERNMENT OVERSIGHT: Petersen, Chair; Garrett and McCoy

AMENDMENTS FILED

| | | | |
|--------|------|------|--------------|
| S-5167 | S.F. | 2355 | Chris Brase |
| S-5168 | S.F. | 2342 | Matt McCoy |
| S-5169 | H.F. | 2463 | Jack Hatch |
| S-5170 | H.F. | 2463 | Jake Chapman |

| | | | |
|--------|------|------|--|
| S-5171 | H.F. | 2463 | Mark Chelgren Brad Zaun Joni K. Ernst Nancy J. Boettger |
|--------|------|------|--|

JOURNAL OF THE SENATE

ONE HUNDREDTH CALENDAR DAY
FIFTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 22, 2014

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

Prayer was offered by Pastor Tom Dettmer of Trinity Lutheran Church in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Zachary Parle.

The Journal of Monday, April 21, 2014, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 22, 2014, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 2463, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

SENATE INSISTS

House File 2463

Senator Gronstal called up for consideration **House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and

appropriations, and including effective date and retroactive and other applicability date provisions, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 2463** on the part of the Senate: Senators Hatch, Chair; Bolkom, Ragan, Johnson, and Whitver.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2463** be **immediately messaged** to the House.

SPECIAL PRESENTATION TO SENATE PAGES

The Senate Pages were invited to the well of the Senate for a special presentation and were thanked by Senators Gronstal and Dix and President Jochum for their service to the Senate.

Certificates of Excellence for serving with honor and distinction as Senate Pages during the 2014 Regular Session of the Eighty-fifth General Assembly were given to the following:

Clare Barcus, Brooke Beatty, Caleb Bell, Alexandra Cook, Kyra Cooper, Cassandra Decuir, Ryan Halder, Zachary Parle, Will Seiler, Randy Tapia, Allen Tegatz, and Millie Varley.

The Senate rose and expressed its appreciation.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:26 a.m. until 4:30 p.m.

RECONVENED

The Senate reconvened at 4:52 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 22, 2014, appointed the conference committee to **House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, and the Conference Committee members on the part of the House are: the representative from Henry, Representative Heaton, Chair; the representative from Polk, Representative Forbes; the representative from Clarke, Representative Fry; the representative from Story; Representative Heddens; and the representative from Scott, Representative Miller, L.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:53 p.m. until 9:00 a.m., Wednesday, April 23, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF REVENUE

Iowa Streamlined Sales Tax Advisory Council 2013 Annual Report, pursuant to Iowa Code section 423.9A. Report received on April 22, 2014.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Kenneth Heard, Bettendorf – For celebrating his 90th birthday. Senator Smith.

Mary Schnitker, Council Bluffs – For celebrating her 80th birthday. Senator Gronstal.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Tuesday, April 22, 2014, 2:05 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Black, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: Behn, Bertrand, and Chapman (all excused).

Committee Business: Passed HF's 2447, 2454, 2459, 2464, 2466, and 2468.

Adjourned: 2:55 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 115, by committee on Rules and Administration, a Resolution honoring Senator Dennis H. Black for over three decades of service in the Iowa General Assembly.

Read first time under rule 28 and **placed on calendar**.

Senate Resolution 116, by committee on Rules and Administration, a Resolution honoring the public service of Senator Hubert Houser.

Read first time under rule 28 and **placed on calendar**.

Senate Resolution 117, by committee on Rules and Administration, a Resolution honoring Senator Nancy J. Boettger for her years of service to the people of Iowa.

Read first time under rule 28 and **placed on calendar**.

Senate Resolution 118, by committee on Rules and Administration, a Resolution honoring Senator Sandra H. Greiner for her years of service in the General Assembly.

Read first time under rule 28 and **placed on calendar**.

Senate Resolution 119, by committee on Rules and Administration, a Resolution honoring Senator Jack Hatch for more than four decades of public service.

Read first time under rule 28 and **placed on calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 2447, a bill for an act relating to the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees and penalties.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5173.

Final Vote: Ayes, 10: Bolkcom, Seng, Feenstra, Dotzler, Hogg, Jochum, McCoy, Quirmbach, Schneider, and Smith. Nays, 2: Black and Petersen. Absent, 3: Behn, Bertrand, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2454, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bolkcom, Seng, Feenstra, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 3: Behn, Bertrand, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2459, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5172.

Final Vote: Ayes, 12: Bolkcom, Seng, Feenstra, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 3: Behn, Bertrand, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2464, a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Bolkcom, Seng, Feenstra, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, and Quirmbach. Nays, 2: Schneider and Smith. Absent, 3: Behn, Bertrand, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2466, a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bolkcom, Seng, Feenstra, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 3: Behn, Bertrand, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 2468, a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bolkcom, Seng, Feenstra, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 3: Behn, Bertrand, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 22nd day of April, 2014.

Senate Files 2118, 2195, 2310, and 2311.

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

| | | | |
|--------|------|------|----------------|
| S-5172 | H.F. | 2459 | Ways and Means |
| S-5173 | H.F. | 2447 | Ways and Means |

JOURNAL OF THE SENATE

ONE HUNDRED FIRST CALENDAR DAY
SIXTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 23, 2014

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Clare Barcus.

The Journal of Tuesday, April 22, 2014, was approved.

The Senate stood at ease at 9:23 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:33 a.m., President Jochum presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 115.

Senate Resolution 115

On motion of Senator Gronstal, **Senate Resolution 115**, a resolution honoring Senator Dennis H. Black for over three decades of service in the Iowa General Assembly, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Black.

Senator Gronstal moved the adoption of Senate Resolution 115, which motion prevailed by a voice vote.

Senator Black addressed the Senate with brief remarks.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:28 p.m. until the completion of a meeting of the committee on Government Oversight.

RECONVENED

The Senate reconvened at 1:50 p.m., President Jochum presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 116.

Senate Resolution 116

On motion of Senator Behn, **Senate Resolution 116**, a resolution honoring the public service of Senator Hubert Houser, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Black.

Senator Behn moved the adoption of Senate Resolution 116, which motion prevailed by a voice vote.

Senator Houser addressed the Senate with brief remarks.

The Senate stood at ease at 2:26 p.m. until the fall of the gavel.

The Senate resumed session at 2:48 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 23, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2343, a bill for an act relating to qualification requirements for the renewable energy tax credit.

ALSO: That the House has on April 23, 2014, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 2453, a bill for an act relating to the administration of the historic preservation and cultural and entertainment district tax credit program by the department of cultural affairs, providing for fees, and including applicability provisions.

House File 2456, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

ALSO: That the House has on April 23, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2337, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions. (S-5175)

ALSO: That the House has on April 23, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2471, a bill for an act relating to the Iowa individual income tax checkoffs by modifying the Iowa election campaign income tax checkoff and providing for the future repeal of the checkoff, by creating an income tax checkoff for the reduction of food insecurity within this state and providing for the future repeal of the checkoff, by creating income tax checkoffs for the Iowa state fair foundation

fund and the veterans trust fund and volunteer fire fighter preparedness fund, making an appropriation, creating a study committee, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 119.

Senate Resolution 119

On motion of Senator Bolkom, **Senate Resolution 119**, a resolution honoring Senator Jack Hatch for more than four decades of public service, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Hatch.

Senator Bolkom moved the adoption of Senate Resolution 119, which motion prevailed by a voice vote.

Senator Hatch addressed the Senate with brief remarks.

RECESS

On motion of Senator Gronstal, the Senate recessed at 4:42 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 6:48 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Segebart, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILLS
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2356 and House Files 2466, 2464, and 2446.

Senate File 2356

On motion of Senator Dotzler, **Senate File 2356**, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2356), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Houser | Sinclair |
| Bertrand | Dotzler | Jochum | Smith |
| Black | Dvorsky | Johnson | Sodders |
| Boettger | Ernst | Kapucian | Taylor |
| Bolkcom | Feenstra | Mathis | Whitver |
| Bowman | Garrett | McCoy | Wilhelm |
| Brase | Greiner | Petersen | Zaun |
| Breitbach | Gronstal | Quirnbach | Zumbach |
| Chapman | Guth | Ragan | |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 1:

Segebart

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

House File 2466

On motion of Senator Bolkcom, **House File 2466**, a bill for an act relating to the assessment of certain housing rented or leased to low-income individuals and families and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2466), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hogg | Schneider |
| Behn | Dearden | Horn | Schoenjahn |
| Bertrand | Dix | Houser | Seng |
| Black | Dotzler | Jochum | Sinclair |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Present, 1:

Hatch

Absent, 1:

Segebart

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

House File 2464

On motion of Senator Dotzler, **House File 2464**, a bill for an act providing for the rebate of state sales and use tax to the owner or operator of a raceway facility, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2464), the vote was:

Yeas, 39:

| | | | |
|-----------|----------|----------|------------|
| Anderson | Dearden | Hatch | Ragan |
| Beall | Dix | Hogg | Rozenboom |
| Bertrand | Dotzler | Horn | Schoenjahn |
| Black | Dvorsky | Houser | Seng |
| Boettger | Ernst | Jochum | Sinclair |
| Bolkcom | Feenstra | Johnson | Sodders |
| Brase | Garrett | Kapucian | Taylor |
| Breitbach | Greiner | Mathis | Wilhelm |
| Courtney | Gronstal | McCoy | Zumbach |
| Danielson | Hart | Petersen | |

Nays, 10:

| | | | |
|---------|-----------|-----------|------|
| Behn | Chelgren | Schneider | Zaun |
| Bowman | Guth | Smith | |
| Chapman | Quirmbach | Whitver | |

Absent, 1:

Segebart

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

House File 2446

On motion of Senator Seng, **House File 2446**, a bill for an act exempting from the sales tax the sales price of a diesel fuel trailer or seed tender used primarily in agricultural production, with report of committee recommending passage, was taken up for consideration.

Senator Seng moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2446), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Seng |
| Behn | Dix | Houser | Sinclair |
| Bertrand | Dotzler | Jochum | Smith |
| Black | Dvorsky | Johnson | Sodders |
| Boettger | Ernst | Kapucian | Taylor |
| Bolkcom | Feenstra | Mathis | Whitver |
| Bowman | Garrett | McCoy | Wilhelm |
| Brase | Greiner | Petersen | Zaun |
| Breitbach | Gronstal | Quirmbach | Zumbach |
| Chapman | Guth | Ragan | |
| Chelgren | Hart | Rozenboom | |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 1:

Segebart

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

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2289.

House File 2289

On motion of Senator Taylor, **House File 2289**, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Taylor offered amendment S-5063, filed by the committee on Judiciary on March 13, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Taylor asked and received unanimous consent to withdraw amendment S-5099, filed by Senators Taylor and Schneider on March 26, 2014, to pages 1 and 2 and amending the title provisions of amendment S-5063.

Senator Taylor offered amendment S-5176, filed by Senators Taylor and Schneider from the floor to pages 1 and 2 and amending the title provisions of amendment S-5063, and moved its adoption.

Amendment S-5176 to amendment S-5063 was adopted by a voice vote.

Senator Taylor moved the adoption of amendment S-5063, as amended.

Amendment S-5063, as amended, was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2289), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Ragan |
| Beall | Danielson | Hatch | Rozenboom |
| Behn | Dearden | Hogg | Schneider |
| Bertrand | Dix | Horn | Schoenjahn |
| Black | Dotzler | Houser | Seng |
| Boettger | Dvorsky | Jochum | Sinclair |
| Bolkcom | Ernst | Johnson | Smith |
| Bowman | Feenstra | Kapucian | Taylor |
| Brase | Garrett | Mathis | Whitver |
| Breitbach | Greiner | McCoy | Wilhelm |
| Chapman | Gronstal | Petersen | Zaun |
| Chelgren | Guth | Quirmbach | Zumbach |

Nays, 1:

Sodders

Absent, 1:

Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2356** and **House Files 2289, 2446, 2464, and 2466** be **immediately messaged** to the House.

The Senate stood at ease at 7:22 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 7:52 p.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 2347

A conference committee report, signed by the following Senate and House members, was filed April 23, 2014, on **Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters:

On the part of the Senate:

BRIAN SCHOENJAHN, Chair
NANCY J. BOETTGER
WALLY E. HORN
HERMAN C. QUIRMBACH

On the part of the House:

CECIL DOLECHECK, Chair
JAKE HIGHFILL
SHARON STECKMAN
ROB TAYLOR
CINDY WINCKLER

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 2347

Senator Gronstal called up the conference committee report on **Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, filed on April 23, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2347), the vote was:

Yeas, 28:

| | | | |
|----------|-----------|----------|------------|
| Beall | Courtney | Hatch | Quirmbach |
| Bertrand | Danielson | Hogg | Ragan |
| Black | Dearden | Horn | Schoenjahn |
| Boettger | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Ernst | Johnson | Whitver |
| Behn | Feenstra | Kapucian | Zaun |
| Breitbach | Garrett | Rozenboom | Zumbach |
| Chapman | Greiner | Schneider | |
| Chelgren | Guth | Sinclair | |
| Dix | Houser | Smith | |

Absent, 1:

Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2347** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:01 p.m. until 9:00 a.m., Thursday, April 24, 2014.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA LOTTERY AUTHORITY

FY 2014 Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on April 23, 2014.

REPORTS OF COMMITTEE MEETINGS

GOVERNMENT OVERSIGHT

Convened: Wednesday, April 23, 2014, 1:05 p.m.

Members Present: Petersen, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Greiner, and McCoy.

Members Absent: None.

Committee Business: Consideration of SSB 3221.

Adjourned: 1:30 p.m.

WAYS AND MEANS

Convened: Wednesday, April 23, 2014, 5:05 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schneider, and Smith.

Members Absent: Bertrand (excused).

Committee Business: Passed SFs 2254 and 2354; approved SSB 3222.

Adjourned: 6:35 p.m.

INTRODUCTION OF BILLS

Senate File 2357, by Gronstal, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2358, by committee on Government Oversight, a bill for an act concerning government accountability and employment practices, making penalties and remedies applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 2359, by committee on Ways and Means, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2360, by committee on Ways and Means, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILLS RECEIVED

SSB 3222 Ways and Means

Creating the medical cannabidiol Act and providing penalties and including effective date provisions.

SSB 3223 Appropriations

Relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2357

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 3222

WAYS AND MEANS: Bolkcom, Chair; McCoy and Schneider

SSB 3223

APPROPRIATIONS: Danielson, Chair; Chapman, Dvorsky, McCoy, and Smith

FINAL COMMITTEE REPORTS OF BILL ACTION

GOVERNMENT OVERSIGHT

Bill Title: *SENATE FILE 2358 (SSB 3221), a bill for an act concerning government accountability and employment practices, making penalties and remedies applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 3: Petersen, Schoenjahn, and McCoy. Nays, 2: Garrett and Greiner. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Government Oversight Committee on Senate File 2358, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 2359 (formerly SF 2354), a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Seng, Feenstra, Behn, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2359, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 2360 (SSB 3222), a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bolkcom, Seng, Black, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, and Schneider. Nays, 4: Feenstra, Behn, Chapman, and Smith. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2360, and they were attached to the committee report.

AMENDMENTS FILED

| | | | |
|--------|------|------|----------------------------------|
| S-5174 | H.F. | 2109 | Joe Bolkcom |
| S-5175 | S.F. | 2337 | House |
| S-5176 | H.F. | 2289 | Rich Taylor Charles Schneider |
| S-5177 | H.F. | 2448 | William A. Dotzler, Jr. |

JOURNAL OF THE SENATE

ONE HUNDRED SECOND CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 24, 2014

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Wednesday, April 23, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 23, 2014, **adopted** the conference committee report **and passed Senate File 2347**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

ALSO: That the House has on April 23, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2344, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions. (S-5178)

ALSO: That the House has on April 23, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2474, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions.

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

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Dotzler asked and received unanimous consent to take up for consideration Senate Resolution 117.

Senate Resolution 117

On motion of Senator Johnson, **Senate Resolution 117**, a resolution honoring Senator Nancy J. Boettger for her years of service to the people of Iowa, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Boettger.

Senator Johnson moved the adoption of Senate Resolution 117, which motion prevailed by a voice vote.

Senator Boettger addressed the Senate with brief remarks.

RECESS

On motion of Senator Hogg, the Senate recessed at 11:11 a.m. until the completion of a meeting of the committee on Judiciary.

RECONVENED

The Senate reconvened at 12:00 p.m., President Pro Tempore Soddors presiding.

The Senate stood at ease at 12:01 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:19 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Segebart and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2360.

Senate File 2360

On motion of Senator Bolkcom, **Senate File 2360**, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2360), the vote was:

Yeas, 36:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Ragan |
| Black | Dix | Houser | Schneider |
| Bolkcom | Dotzler | Jochum | Schoenjahn |
| Bowman | Dvorsky | Johnson | Seng |
| Brase | Ernst | Kapucian | Sinclair |
| Breitbach | Gronstal | Mathis | Sodders |
| Chelgren | Hart | McCoy | Taylor |
| Courtney | Hatch | Petersen | Wilhelm |
| Danielson | Hogg | Quirmbach | Zaun |

Nays, 12:

| | | | |
|----------|----------|---------|-----------|
| Anderson | Boettger | Garrett | Rozenboom |
| Behn | Chapman | Greiner | Smith |
| Bertrand | Feenstra | Guth | Whitver |

Absent, 2:

| | |
|----------|---------|
| Segebart | Zumbach |
|----------|---------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2360** be **immediately messaged** to the House.

President Pro Tempore Soddors took the chair at 2:35 p.m.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 118.

Senate Resolution 118

On motion of Senator Dix, **Senate Resolution 118**, a resolution honoring Senator Sandra H. Greiner for her years of service in the General Assembly, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Greiner.

Senator Dix moved the adoption of Senate Resolution 118, which motion prevailed by a voice vote.

Senator Greiner addressed the Senate with brief remarks.

The Senate stood at ease at 3:34 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:51 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Johnson, until he returns, on request of Senator Dix.

HOUSE AMENDMENT CONSIDERED

Senate File 2344

Senator Gronstal called up for consideration **Senate File 2344**, a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus

gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions, amended by the House in House amendment S-5178, filed April 24, 2014.

Senator Hogg moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2344), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Houser | Sinclair |
| Boettger | Dvorsky | Jochum | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirnbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Johnson Segebart

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

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2474.

House File 2474

On motion of Senator Hogg, **House File 2474**, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2474), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Houser | Sinclair |
| Boettger | Dvorsky | Jochum | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Johnson Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2344** and **House File 2474** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:06 p.m. until 9:00 a.m., Friday, April 25, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Edna Dukes, Council Bluffs – For celebrating her 80th birthday. Senator Gronstal.

Kenny Dukes, Council Bluffs – For celebrating his 80th birthday. Senator Gronstal.

Lynn Ferrell, Des Moines – For 30 years as Director of Polk County Mental Health Services and Advocacy. Senator Hatch.

Patrick and Connie Scoles, Council Bluffs – For celebrating their 40th anniversary. Senator Gronstal.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Thursday, April 24, 2014, 4:15 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst (excused).

Committee Business: Approved SSB 3223.

Adjourned: 4:50 p.m.

INTRODUCTION OF BILLS

Senate File 2361, by committee on Ways and Means, a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 2362, by committee on Appropriations, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2362 (SSB 3223), a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Dvorsky, Danielson, Chapman, Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 2474, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirmbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 2361 (formerly SF 2254), a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bolkom, Seng, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, and Quirmbach. Nays, 4: Feenstra, Behn, Schneider, and Smith. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 2361, and they were attached to the committee report.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 2450

A conference committee report, signed by the following Senate and House members, was filed April 24, 2014, on **House File 2450**, a bill for an act relating to appropriations to the justice system and including effective date provisions:

On the part of the Senate:

THOMAS G. COURTNEY, Chair
JULIAN B. GARRETT
ROBERT M. HOGG
RICH TAYLOR

On the part of the House:

GARY WORTHAN, Chair
MARTI ANDERSON
STAN GUSTAFSON
MEGAN HESS
TODD TAYLOR

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 2310 – Relating to the underage possession or consumption of alcohol and providing penalties.

Senate File 2311 – Relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

AMENDMENT FILED

S-5178 S.F. 2344 House

JOURNAL OF THE SENATE

ONE HUNDRED THIRD CALENDAR DAY
SIXTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, April 25, 2014

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Millie Varley.

The Journal of Thursday, April 24, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 24, 2014, **adopted** the conference committee report **and passed House File 2450**, a bill for an act relating to appropriations to the justice system and including effective date provisions.

ALSO: That the House has on April 24, 2014, **refused to concur** in the Senate amendment to the House amendment to the following bill in which the concurrence of the House was asked:

Senate File 2342, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

ALSO: That the House has on April 24, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2340, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions. (S-5179)

The Senate stood at ease at 9:13 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:05 p.m., President Jochum presiding.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 46 present, 4 absent, and a quorum present.

HOUSE AMENDMENTS CONSIDERED

Senate File 2340

Senator Gronstal called up for consideration **Senate File 2340**, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions, amended by the House in House amendment S-5179, filed April 25, 2014.

Senator Hogg moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Johnson and Segebart, until they arrive, on request of Senator Dix.

Senate File 2337

Senator Gronstal called up for consideration **Senate File 2337**, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions, amended by the House in House amendment S-5175, filed April 23, 2014.

Senator Petersen offered amendment S-5181, filed by her from the floor to page 1 of House amendment S-5175, and moved its adoption.

Amendment S-5181 to House amendment S-5175 was adopted by a voice vote.

Senator Petersen moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Petersen moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2337), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Houser | Sinclair |
| Boettger | Dvorsky | Jochum | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Johnson Segebart

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

SENATE INSISTS

Senate File 2342

Senator Mathis called up for consideration **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendment.

A nonrecord roll call was requested.

The ayes were 26, nays 22, absent 2.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 2337, 2340, and 2342** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 2450

Senator Gronstal called up the conference committee report on **House File 2450**, a bill for an act relating to appropriations to the justice system and including effective date provisions, filed on April 24, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2450), the vote was:

Yeas, 28:

| | | | |
|----------|-----------|----------|------------|
| Beall | Danielson | Hatch | Quirnbach |
| Bertrand | Dearden | Hogg | Ragan |
| Black | Dotzler | Horn | Schoenjahn |
| Bolkcom | Dvorsky | Jochum | Seng |
| Bowman | Garrett | Mathis | Sodders |
| Brase | Gronstal | McCoy | Taylor |
| Courtney | Hart | Petersen | Wilhelm |

Nays, 20:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Sinclair |
| Behn | Dix | Houser | Smith |
| Boettger | Ernst | Kapucian | Whitver |
| Breitbach | Feenstra | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |

Absent, 2:

| | |
|---------|----------|
| Johnson | Segebart |
|---------|----------|

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2359.

Senate File 2359

On motion of Senator Dotzler, **Senate File 2359**, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2359), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahm |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Houser | Sinclair |
| Boettger | Dvorsky | Jochum | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Johnson Segebart

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2359** and **House File 2450** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2448.

House File 2448

On motion of Senator Dotzler, **House File 2448**, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program,

creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler offered amendment S-5177, filed by him on April 23, 2014, to pages 11 and 17 of the bill, and moved its adoption.

Amendment S-5177 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2448), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hatch | Schneider |
| Beall | Dearden | Hogg | Schoenjahn |
| Behn | Dix | Horn | Seng |
| Bertrand | Dotzler | Houser | Sinclair |
| Black | Dvorsky | Jochum | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Courtney | Hart | Rozenboom | |

Nays, none.

Present, 1:

Chelgren

Absent, 2:

Johnson Segebart

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2358.

Senate File 2358

On motion of Senator Petersen, **Senate File 2358**, a bill for an act concerning government accountability and employment practices, making penalties and remedies applicable, and including effective date provisions, was taken up for consideration.

Senator Garrett offered amendment S-5180, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2358), the vote was:

Yeas, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Guth | Smith |
| Behn | Dix | Houser | Whitver |
| Bertrand | Ernst | Kapucian | Zaun |
| Boettger | Feenstra | Rozenboom | Zumbach |
| Breitbach | Garrett | Schneider | |
| Chapman | Greiner | Sinclair | |

Nays, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Absent, 2:

| | |
|---------|----------|
| Johnson | Segebart |
|---------|----------|

Amendment S-5180 lost.

Senator Whitver offered amendment S-5183, filed by him from the floor to pages 1 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2358), the vote was:

Yeas, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Guth | Smith |
| Behn | Dix | Houser | Whitver |
| Bertrand | Ernst | Kapucian | Zaun |
| Boettger | Feenstra | Rozenboom | Zumbach |
| Breitbach | Garrett | Schneider | |
| Chapman | Greiner | Sinclair | |

Nays, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Absent, 2:

| | |
|---------|----------|
| Johnson | Segebart |
|---------|----------|

Amendment S-5183 lost.

Senator Garrett offered amendment S-5182, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2358), the vote was:

Yeas, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Guth | Smith |
| Behn | Dix | Houser | Whitver |
| Bertrand | Ernst | Kapucian | Zaun |
| Boettger | Feenstra | Rozenboom | Zumbach |
| Breitbach | Garrett | Schneider | |
| Chapman | Greiner | Sinclair | |

Nays, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Absent, 2:

Johnson Segebart

Amendment S-5182 lost.

Senator Feenstra offered amendment S-5184, filed by Senators Feenstra and Anderson from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.F. 2358), the vote was:

Yeas, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chapman | Greiner | Sinclair |
| Behn | Chelgren | Guth | Smith |
| Bertrand | Dix | Houser | Whitver |
| Black | Ernst | Kapucian | Zaun |
| Boettger | Feenstra | Rozenboom | Zumbach |
| Breitbach | Garrett | Schneider | |

Nays, 25:

| | | | |
|-----------|----------|------------|---------|
| Beall | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |
| Dearden | Horn | Schoenjahn | |

Absent, 2:

Johnson Segebart

Amendment S-5184 lost.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2358), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chelgren | Guth | Smith |
| Behn | Dix | Houser | Whitver |
| Bertrand | Ernst | Kapucian | Zaun |
| Boettger | Feenstra | Rozenboom | Zumbach |
| Breitbach | Garrett | Schneider | |
| Chapman | Greiner | Sinclair | |

Absent, 2:

| | |
|---------|----------|
| Johnson | Segebart |
|---------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2358** and **House File 2448** be **immediately messaged** to the House.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **Senate File 2342** on the part of the Senate: Senators Mathis, Chair; Gronstal, McCoy, Whitver, and Boettger.

The Senate stood at ease at 2:46 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:25 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 25, 2014, **concurred** in the Senate amendment to the House amendment, **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2337, a bill for an act relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions.

ALSO: That the House has on April 25, 2014, **receded** from the House amendment **and passed** the following bill in which the concurrence of the House was asked:

Senate File 2340, a bill for an act modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions.

ALSO: That the House has on April 25, 2014, appointed the conference committee to **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, and the Conference Committee members on the part of the House are: the representative from Dallas, Representative Watts, Chair; the representative from Polk, Representative Hunter; the representative from Jasper, Representative Kelley; the representative from Polk; Representative Landon; and the representative from Benton, Representative Pettengill.

ALSO: That the House has on April 25, 2014, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 2289, a bill for an act relating to the use of unmanned aerial vehicles, and providing penalties.

House File 2448, a bill for an act relating to the administration of programs by the economic development authority by modifying the high quality jobs program, creating a workforce housing tax incentives program and making penalties applicable, and repealing the enterprise zone program, and including effective date and retroactive and other applicability provisions.

ALSO: That the House has on April 25, 2014, **refused to concur** in the Senate amendment to the House amendment to the following bill in which the concurrence of the House was asked:

Senate File 2239, a bill for an act relating to elder abuse and providing penalties.

ALSO: That the House has on April 25, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2318, a bill for an act relating to state and school antiharassment and antibullying policies, establishing an office of support and analysis for safe schools, establishing a school climate improvement grant program, providing for training on harassment and bullying prevention and response, making appropriations, and including effective date provisions. (S-5187)

HOUSE AMENDMENT CONSIDERED

Senate File 303

Senator Gronstal called up for consideration **Senate File 303**, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions, amended by the House in House amendment S-5100, filed March 27, 2014.

Senator Danielson offered amendment S-5188, filed by him from the floor to pages 12-16, 18, and 19 of House amendment S-5100, and moved its adoption.

Amendment S-5188 to House amendment S-5100 was adopted by a voice vote.

Senator Quirnbach moved that the Senate concur in the House amendment, as amended.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment, as amended.

Senator Quirnbach moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 303), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Houser | Sinclair |
| Boettger | Dvorsky | Jochum | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Johnson Segebart

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

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2459.

House File 2459

On motion of Senator Quirmbach, **House File 2459**, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Quirmbach offered amendment S-5172, filed by the committee on Ways and Means on April 22, 2014, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-5172 was adopted by a voice vote.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2459), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Houser | Sinclair |
| Boettger | Dvorsky | Jochum | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirnbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

| | |
|---------|----------|
| Johnson | Segebart |
|---------|----------|

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

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2362.

Senate File 2362

On motion of Senator Danielson, **Senate File 2362**, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions, was taken up for consideration.

Senator Danielson withdrew amendment S-5186, filed by him from the floor to pages 1-3, 6, 8, 12, and 14-16 of the bill.

Senator Danielson offered amendment S-5189, filed by him from the floor to pages 1-3, 6, 8, 12, and 14-16 of the bill, and moved its adoption.

Amendment S-5189 was adopted by a voice vote.

Senator Horn offered amendment S-5185, filed by him from the floor to page 16 and amending the title page of the bill.

Senator Danielson raised the point of order that amendment S-5185 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5185 out of order.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2362), the vote was:

Yeas, 46:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dearden | Horn | Seng |
| Bertrand | Dix | Houser | Sinclair |
| Black | Dotzler | Jochum | Smith |
| Boettger | Dvorsky | Kapucian | Sodders |
| Bolkcom | Ernst | Mathis | Whitver |
| Bowman | Garrett | McCoy | Wilhelm |
| Brase | Greiner | Petersen | Zaun |
| Breitbach | Gronstal | Quirmbach | Zumbach |
| Chapman | Guth | Ragan | |
| Chelgren | Hart | Rozenboom | |

Nays, 2:

| | |
|----------|--------|
| Feenstra | Taylor |
|----------|--------|

Absent, 2:

| | |
|---------|----------|
| Johnson | Segebart |
|---------|----------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 303 and 2362** and **House File 2459** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:17 p.m. until 11:00 a.m., Monday, April 28, 2014.

APPENDIX

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 25, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 2118 – Relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Senate File 2195 – Modifying provisions applicable to telecommunications regulation under the authority of the utilities board of the utilities division of the department of commerce.

AMENDMENTS FILED

| | | | |
|--------|------|------|---------------------------------|
| S-5179 | S.F. | 2340 | House |
| S-5180 | S.F. | 2358 | Julian B. Garrett |
| S-5181 | S.F. | 2337 | Janet Petersen |
| S-5182 | S.F. | 2358 | Julian B. Garrett |
| S-5183 | S.F. | 2358 | Jack Whitver |
| S-5184 | S.F. | 2358 | Randy Feenstra Bill Anderson |
| S-5185 | S.F. | 2362 | Wally E. Horn |
| S-5186 | S.F. | 2362 | Jeff Danielson |
| S-5187 | S.F. | 2318 | House |
| S-5188 | S.F. | 303 | Jeff Danielson |
| S-5189 | S.F. | 2362 | Jeff Danielson |

JOURNAL OF THE SENATE

ONE HUNDRED SIXTH CALENDAR DAY
SIXTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 28, 2014

The Senate met in regular session at 11:03 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Friday, April 25, 2014, was approved.

The Senate stood at ease at 11:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:01 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:02 p.m. until 3:30 p.m.

RECONVENED

The Senate reconvened at 3:43 p.m., President Jochum presiding.

The Senate stood at ease at 3:44 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:23 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 28, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 2459, a bill for an act relating to the individual income tax by creating a tax credit for reserve peace officers and by increasing the amount of the tax credit for volunteer fire fighter and volunteer emergency medical services personnel and including retroactive applicability provisions.

ALSO: That the House has on April 28, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2476, a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Houser and Segebart, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2454 and 2468.

House File 2454

On motion of Senator Seng, **House File 2454**, a bill for an act relating to the beginning farmer tax credit program, including the agricultural assets transfer tax credit and the custom farming contract tax credit, by extending the carryforward period, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Seng moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2454), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hatch | Schneider |
| Beall | Danielson | Hogg | Schoenjahn |
| Behn | Dix | Horn | Seng |
| Bertrand | Dotzler | Jochum | Sinclair |
| Black | Dvorsky | Johnson | Smith |
| Boettger | Ernst | Kapucian | Sodders |
| Bolkcom | Feenstra | Mathis | Taylor |
| Bowman | Garrett | McCoy | Whitver |
| Brase | Greiner | Petersen | Wilhelm |
| Breitbach | Gronstal | Quirmbach | Zaun |
| Chapman | Guth | Ragan | Zumbach |
| Chelgren | Hart | Rozenboom | |

Nays, 1:

Dearden

Absent, 2:

Houser Segebart

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

House File 2468

On motion of Senator Petersen, **House File 2468**, a bill for an act creating an individual income tax credit for qualified adoption expenses paid or incurred in connection with certain adoptions and including retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2468), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hart | Rozenboom |
| Beall | Danielson | Hatch | Schneider |
| Behn | Dearden | Hogg | Schoenjahn |
| Bertrand | Dix | Horn | Seng |
| Black | Dotzler | Jochum | Sinclair |
| Boettger | Dvorsky | Johnson | Smith |
| Bolkcom | Ernst | Kapucian | Sodders |
| Bowman | Feenstra | Mathis | Taylor |
| Brase | Garrett | McCoy | Whitver |
| Breitbach | Greiner | Petersen | Wilhelm |
| Chapman | Gronstal | Quirmbach | Zaun |
| Chelgren | Guth | Ragan | Zumbach |

Nays, none.

Absent, 2:

Houser Segebart

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

SENATE INSISTS

Senate File 2239

Senator Wilhelm called up for consideration **Senate File 2239**, a bill for an act relating to elder abuse and providing penalties, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **Senate File 2239** on the part of the Senate: Senators Wilhelm, Chair; Ragan, Dvorsky, Johnson, and Smith.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2239** and **House Files 2454** and **2468** be **immediately messaged** to the House.

The Senate stood at ease at 4:35 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:21 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2109.

House File 2109

On motion of Senator Dotzler, **House File 2109**, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties, placed on the Unfinished Business Calendar on March 20, 2014, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dotzler asked and received unanimous consent to withdraw amendment S-5061, filed by the committee on Human Resources on March 13, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkom withdrew amendment S-5174, filed by him on April 23, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkom offered amendment S-5190, filed by Senator Bolkom, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-5190 lost by a voice vote.

Senator Dotzler offered amendment S-5088, filed by him on March 25, 2014, to page 1 of the bill, and moved its adoption.

Amendment S-5088 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2109), the vote was:

Yeas, 37:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Courtney | Hart | Sinclair |
| Beall | Danielson | Horn | Smith |
| Behn | Dix | Johnson | Sodders |
| Bertrand | Dotzler | Kapucian | Whitver |
| Boettger | Ernst | Mathis | Wilhelm |
| Bowman | Feenstra | Quirmbach | Zaun |
| Brase | Garrett | Ragan | Zumbach |
| Breitbach | Greiner | Rozenboom | |
| Chapman | Gronstal | Schneider | |
| Chelgren | Guth | Schoenjahn | |

Nays, 12:

| | | | |
|---------|---------|----------|----------|
| Black | Dvorsky | Jochum | Segebart |
| Bolkcom | Hatch | McCoy | Seng |
| Dearden | Hogg | Petersen | Taylor |

Absent, 1:

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2109** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 28, 2014, appointed the conference committee to **Senate File 2239**, a bill for an act relating to elder abuse and providing penalties, and the Conference Committee members on the part of the House are: the representative from Boone, Representative Baltimore, Chair; the representative from Story, Representative Heddens; the representative from Clay, Representative Hess; the representative from Cedar; Representative Kaufmann; and the representative from Clinton, Representative Wolfe.

ALSO: That the House has on April 28, 2014, **concurred** in the Senate amendment to the House amendment **and passed** the following bill in which the concurrence of the House was asked:

Senate File 303, a bill for an act exempting federal retirement pay received for military service from the state individual income tax and including retroactive applicability provisions.

ALSO: That the House has on April 28, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2352, a bill for an act relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 7:01 p.m. until 1:00 p.m., Tuesday, April 29, 2014.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Frances Anthony, Davenport – For celebrating her 95th birthday. Senator Smith.

AMENDMENT FILED

| | | | |
|--------|------|------|---|
| S-5190 | H.F. | 2109 | Joe Bolcom Robert E. Dvorsky Matt McCoy Dick L. Dearden Robert M. Hogg Janet Petersen Jeff Danielson Dr. Joe M. Seng Daryl Beall Rita Hart Dennis H. Black Pam Jochum Jack Hatch Liz Mathis Chris Brase |
|--------|------|------|---|

JOURNAL OF THE SENATE

ONE HUNDRED SEVENTH CALENDAR DAY
SIXTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 29, 2014

The Senate met in regular session at 1:09 p.m., President Jochum presiding.

Prayer was offered by the Honorable Amy Sinclair, member of the Senate from Wayne County, Allerton, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Zachary Parle.

The Journal of Monday, April 28, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 28, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2362, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

ALSO: That the House has on April 28, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 383, a bill for an act relating to the sealing of juvenile delinquency records. (S-5191)

The Senate stood at ease at 1:53 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:41 p.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 2239

A conference committee report, signed by the following Senate and House members, was filed April 29, 2014, on **Senate File 2239**, a bill for an act relating to elder abuse and providing penalties:

On the part of the Senate:

MARY JO WILHELM, Chair
ROBERT E. DVORSKY
DAVID JOHNSON
AMANDA RAGAN
ROBY SMITH

On the part of the House:

CHIP BALTIMORE, Chair
LISA HEDDENS
MEGAN HESS
BOBBY KAUFMANN
MARY WOLFE

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Ernst and Guth, until they arrive, on request of Senator Dix.

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 2239

Senator Wilhelm called up the conference committee report on **Senate File 2239**, a bill for an act relating to elder abuse and providing penalties, filed on April 29, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2239), the vote was:

Yeas, 48:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Courtney | Hogg | Schneider |
| Beall | Danielson | Horn | Schoenjahn |
| Behn | Dearden | Houser | Segebart |
| Bertrand | Dix | Jochum | Seng |
| Black | Dotzler | Johnson | Sinclair |
| Boettger | Dvorsky | Kapucian | Smith |
| Bolkcom | Feenstra | Mathis | Sodders |
| Bowman | Garrett | McCoy | Taylor |
| Brase | Greiner | Petersen | Whitver |
| Breitbach | Gronstal | Quirmbach | Wilhelm |
| Chapman | Hart | Ragan | Zaun |
| Chelgren | Hatch | Rozenboom | Zumbach |

Nays, none.

Absent, 2:

Ernst Guth

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 383

Senator Gronstal called up for consideration **Senate File 383**, a bill for an act relating to the sealing of juvenile delinquency records, amended by the House in House amendment S-5191, filed April 29, 2014.

Senator Dvorsky moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dvorsky moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 383), the vote was:

Yeas, 49:

| | | | |
|-----------|-----------|------------|----------|
| Anderson | Danielson | Horn | Segebart |
| Beall | Dearden | Houser | Seng |
| Behn | Dix | Jochum | Sinclair |
| Bertrand | Dotzler | Johnson | Smith |
| Black | Dvorsky | Kapucian | Sodders |
| Boettger | Ernst | Mathis | Taylor |
| Bolkcom | Feenstra | McCoy | Whitver |
| Bowman | Garrett | Petersen | Wilhelm |
| Brase | Greiner | Quirmbach | Zaun |
| Breitbach | Gronstal | Ragan | Zumbach |
| Chapman | Hart | Rozenboom | |
| Chelgren | Hatch | Schneider | |
| Courtney | Hogg | Schoenjahn | |

Nays, none.

Absent, 1:

Guth

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

SPECIAL GUEST

Senator Black introduced to the Senate chamber the Honorable Mark Shearer, former member of the Senate from Washington County, Burlington, Iowa.

The Senate rose and expressed its welcome.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 383** and **2239** be **immediately messaged** to the House.

The Senate stood at ease at 3:53 p.m. until the fall of the gavel.

The Senate resumed session at 4:52 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 29, 2014, **adopted** the conference committee report **and passed House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 2463

A conference committee report, signed by the following Senate and House members, was filed April 29, 2014, on **House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions:

On the part of the Senate:

JACK HATCH, Chair
JOE BOLKCOM
AMANDA RAGAN

On the part of the House:

DAVE HEATON, Chair
JOHN FORBES
JOEL FRY
LISA HEDDENS
LINDA MILLER

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 2463

Senator Hatch called up the conference committee report on **House File 2463**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, filed on April 29, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Hatch moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2463)

The Senate stood at ease at 5:11 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 5:21 p.m., President Jochum presiding.

The vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 24:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Chelgren | Guth | Segebart |
| Behn | Dix | Houser | Sinclair |
| Bertrand | Ernst | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Whitver |
| Breitbach | Garrett | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2463** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 5:22 p.m. until 7:30 p.m.

RECONVENED

The Senate reconvened at 7:55 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 29, 2014, **adopted** the conference committee report **and passed Senate File 2239**, a bill for an act relating to elder abuse and providing penalties.

ALSO: That the House has on April 29, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2355, a bill for an act relating to matters under the purview of the department of transportation, establishing a fee, and including effective date provisions.

ALSO: That the House has on April 29, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 2109, a bill for an act relating to vapor products and alternative nicotine products, and providing penalties.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2460.

House File 2460

On motion of Senator Dotzler, **House File 2460**, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler offered amendment S-5192, filed by him from the floor to pages 6, 7, 11, and 15-17 and amending the title page of the bill, and moved its adoption.

Amendment S-5192 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2460), the vote was:

Yeas, 27:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |

Nays, 23:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Dix | Houser | Sinclair |
| Behn | Ernst | Johnson | Smith |
| Boettger | Feenstra | Kapucian | Whitver |
| Breitbach | Garrett | Rozenboom | Zaun |
| Chapman | Greiner | Schneider | Zumbach |
| Chelgren | Guth | Segebart | |

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2460** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:09 p.m. until 10:00 a.m., Wednesday, April 30, 2014.

APPENDIX**COMMUNICATION RECEIVED**

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Senior Year Plus STEM Course Enrollment April 24, 2014 Report, pursuant to Iowa Code section 261.E.3(3)(j). Report received on April 29, 2014.

PRESENTATION OF VISITORS

Senator Beall welcomed the following visitors who were present in the northeast Senate gallery:

A delegation from Bauchi State, Nigeria; Alhaji Babayo O. Abubakar Liman, the Honorable Salisu Ahmed Barau, the Honorable Adoji Abdu Disina, the Honorable Ilyas Ibrahim Zwali, Justice Ibrahim Zango, and Justice Abdullahi Marafa. They were accompanied by Executive Director of IRIS, Inc. Del Christensen; Grandview President Kent Henning; Provost Mary Elizabeth Stivers; Professor Ahmadu Baba-Singhri; and Professor Amy Deibert.

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------------|
| S-5191 | S.F. | 383 | House |
| S-5192 | H.F. | 2460 | William A. Dotzler, Jr. |

JOURNAL OF THE SENATE

ONE HUNDRED EIGHTH CALENDAR DAY
SIXTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 30, 2014

The Senate met in regular session at 10:11 a.m., President Jochum presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Mahaska County, Oskaloosa, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Clare Barcus.

The Journal of Tuesday, April 29, 2014, was approved.

INTRODUCTION OF RESOLUTION

Senate Resolution 120, by committee on Rules and Administration, a resolution honoring John Pollak for his dedicated service to the Legislative Services Agency and the Iowa General Assembly.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 120.

Senate Resolution 120

On motion of Senator Ragan, **Senate Resolution 120**, a resolution honoring John Pollak for his dedicated service to the Legislative Services Agency and the Iowa General Assembly, was taken up for consideration.

Senator Ragan moved the adoption of Senate Resolution 120, which motion prevailed by a voice vote.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:47 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:31 p.m., President Jochum presiding.

The Senate stood at ease at 1:32 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:55 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2359, a bill for an act relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions.

ALSO: That the House has on April 30, 2014, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 2444, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including powers and duties of the director and administration of the inheritance tax, motor fuel and special fuel taxes, and including retroactive applicability provisions.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 2349

A conference committee report, signed by the following Senate and House members, was filed April 30, 2014, on **Senate File 2349**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions:

On the part of the Senate:

MATT MCCOY, Chair
BILL ANDERSON
DARYL BEALL
TOD R. BOWMAN
TIM L. KAPUCIAN

On the part of the House:

DAN HUSEMAN, Chair
DENNIS COHOON
NANCY DUNKEL
JOHN LANDON
DAVE MAXWELL

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chelgren, until he arrives, on request of Senator Dix.

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 2349

Senator McCoy called up the conference committee report on **Senate File 2349**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the

revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, filed on April 30, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2349), the vote was:

Yeas, 27:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Segebart |
| Bolkcom | Dvorsky | Mathis | Seng |
| Bowman | Gronstal | McCoy | Sodders |
| Brase | Hart | Petersen | Taylor |
| Courtney | Hatch | Quirnbach | Wilhelm |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Houser | Smith |
| Behn | Ernst | Johnson | Whitver |
| Bertrand | Feenstra | Kapucian | Zaun |
| Boettger | Garrett | Rozenboom | Zumbach |
| Breitbach | Greiner | Schneider | |
| Chapman | Guth | Sinclair | |

Absent, 1:

Chelgren

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2349** be **immediately messaged** to the House.

The Senate stood at ease at 3:06 p.m. until the fall of the gavel.

The Senate resumed session at 4:27 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, adopted the conference committee report and passed **Senate File 2349**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Houser, until he returns, on request of Senator Dix.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 398.

House File 398

On motion of Senator Hogg, **House File 398**, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, placed on the Unfinished Business Calendar on April 11, 2013, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hogg asked and received unanimous consent to withdraw amendment S-3125, filed by the committee on Judiciary on April 4, 2013, to pages 1-2 of the bill.

Senator Hogg offered amendment S-5193, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-5193 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 398), the vote was:

Yeas, 32:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Hatch | Ragan |
| Black | Dotzler | Hogg | Rozenboom |
| Bolkcom | Dvorsky | Horn | Schoenjahn |
| Bowman | Feenstra | Jochum | Seng |
| Brase | Greiner | Mathis | Sodders |
| Breitbach | Gronstal | McCoy | Taylor |
| Courtney | Guth | Petersen | Wilhelm |
| Danielson | Hart | Quirnbach | Zaun |

Nays, 16:

| | | | |
|----------|---------|-----------|----------|
| Anderson | Chapman | Johnson | Sinclair |
| Behn | Dix | Kapucian | Smith |
| Bertrand | Ernst | Schneider | Whitver |
| Boettger | Garrett | Segebart | Zumbach |

Absent, 2:

| | |
|----------|--------|
| Chelgren | Houser |
|----------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 398** be **immediately messaged** to the House.

The Senate stood at ease at 4:41 p.m. until the fall of the gavel.

The Senate resumed session at 5:49 p.m., President Jochum presiding.

RECESS

On motion of Senator Sodders, the Senate recessed at 5:50 p.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 8:01 p.m., President Jochum presiding.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 45 present, 5 absent, and a quorum present.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **adopted** the conference committee report **and passed House File 2458**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions.

ALSO: That the House has on April 30, 2014, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts. (S-5194)

ALSO: That the House has on April 30, 2014, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 2473, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

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

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 2363 (SSB 3224), a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, Schoenjahn, and Smith. Nays, 7: Chapman, Ernst, Garrett, Guth, Kapucian, Rozenboom, and Segebart. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF BILL

Senate File 2363, by committee on Appropriations, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

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

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2363.

Senate File 2363

On motion of Senator Dvorsky, **Senate File 2363**, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions, was taken up for consideration.

Senator Gronstal asked and received unanimous consent that action on **Senate File 2363** be **deferred.**

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 398

Senator Gronstal called up for consideration **House File 398**, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, amended by the Senate and further amended by the House in House amendment S-5194 to Senate amendment H-8369, filed April 30, 2014.

Senator Hogg moved that the Senate concur in the House amendment to the Senate amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment to the Senate amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 398** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 2458

A conference committee report, signed by the following Senate and House members, was filed April 30, 2014, on **House File 2458**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions:

On the part of the Senate:

DENNIS H. BLACK, Chair
DICK L. DEARDEN
MARY JO WILHELM

On the part of the House:

JACK DRAKE, Chair
BRUCE BEARINGER
JARAD KLEIN
FRANK WOOD

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 2458

Senator Black called up the conference committee report on **House File 2458**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, filed on April 30, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Black moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2458), the vote was:

Yeas, 27:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Ragan |
| Black | Dotzler | Jochum | Schoenjahn |
| Bolkcom | Dvorsky | Kapucian | Seng |
| Bowman | Gronstal | Mathis | Sodders |
| Brase | Hart | McCoy | Taylor |
| Courtney | Hatch | Petersen | Wilhelm |
| Danielson | Hogg | Quirmbach | |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Johnson | Whitver |
| Behn | Ernst | Rozenboom | Zaun |
| Bertrand | Feenstra | Schneider | Zumbach |
| Boettger | Garrett | Segebart | |
| Breitbach | Greiner | Sinclair | |
| Chapman | Guth | Smith | |

Absent, 2:

| | |
|----------|--------|
| Chelgren | Houser |
|----------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2458** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 2363

The Senate resumed consideration of **Senate File 2363**, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions, previously deferred.

Senator Dvorsky offered amendment S-5195, filed by him from the floor to pages 4, 5, 7, 9, and 10 of the bill, and moved its adoption.

Amendment S-5195 was adopted by a voice vote.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2363), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 22:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Johnson | Smith |
| Behn | Ernst | Kapucian | Whitver |
| Bertrand | Feenstra | Rozenboom | Zaun |
| Boettger | Garrett | Schneider | Zumbach |
| Breitbach | Greiner | Segebart | |
| Chapman | Guth | Sinclair | |

Absent, 2:

Chelgren

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2363** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 8:29 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 9:58 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **insisted** on its amendment to **House File 398**, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, and the Conference Committee members on the part of the House are: the representative from Boone, Representative Baltimore, Chair; the representative from Polk, Representative Cownie; the representative from Clay, Representative Hess; the representative from Linn, Representative Olson, T.; and the representative from Clinton, Representative Wolfe.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 398** on the part of the Senate: Senators Hogg, Chair; Gronstal, Courtney, Feenstra, and Anderson.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 398** be **immediately messaged** to the House.

The Senate stood at ease at 9:59 p.m. until the fall of the gavel.

The Senate resumed session at 12:34 a.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **adopted** the conference committee report **and passed House File 398**, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

The Senate stood at ease at 12:35 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:58 a.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Guth, until he returns, on request of Senator Dix.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 398

A conference committee report, signed by the following Senate and House members, was filed April 30, 2014, on **House File 398**, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts:

On the part of the Senate:

BILL ANDERSON
RANDY FEENSTRA
MICHAEL E. GRONSTAL

On the part of the House:

CHIP BALTIMORE, Chair
PETER COWNIE
MEGAN HESS

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 398

Senator Hogg called up the conference committee report on **House File 398**, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, filed on April 30, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 398), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|------------|---------|
| Anderson | Dix | McCoy | Smith |
| Behn | Ernst | Ragan | Sodders |
| Bertrand | Feenstra | Rozenboom | Whitver |
| Boettger | Greiner | Schneider | Zaun |
| Breitbach | Gronstal | Schoenjahn | Zumbach |
| Chapman | Johnson | Segebart | |
| Dearden | Kapucian | Sinclair | |

Nays, 21:

| | | | |
|----------|-----------|-----------|---------|
| Beall | Danielson | Hogg | Seng |
| Black | Dotzler | Horn | Taylor |
| Bolkcom | Dvorsky | Jochum | Wilhelm |
| Bowman | Garrett | Mathis | |
| Brase | Hart | Petersen | |
| Courtney | Hatch | Quirnbach | |

Absent, 3:

| | | |
|----------|------|--------|
| Chelgren | Guth | Houser |
|----------|------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 398** be **immediately messaged** to the House.

The Senate stood at ease at 1:05 a.m. until the fall of the gavel.

The Senate resumed session at 1:08 a.m., President Jochum presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 2473, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5196.

Final Vote: Ayes, 13: Dvorsky, Danielson, Black, Bolkcom, Courtney, Dotzler, Hatch, Hogg, Mathis, McCoy, Petersen, Ragan, and Schoenjahn. Nays, 8: Chapman, Ernst, Garrett, Guth, Kapucian, Rozenboom, Segebart, and Smith. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2473.

House File 2473

On motion of Senator Dvorsky, **House File 2473**, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dvorsky offered amendment S-5196, filed by the committee on Appropriations on April 30, 2014, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Seng withdrew amendment S-5197, filed by him on April 30, 2014, to page 5 of amendment S-5196.

Senator Bertrand offered amendment S-5198, filed by him on April 30, 2014, to page 5 of amendment S-5196.

Senator Dvorsky raised the point of order that amendment S-5198 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5198 out of order.

Senator Johnson offered amendment S-5199, filed by him on April 30, 2014, to page 5 of amendment S-5196, and moved its adoption.

Amendment S-5199 to amendment S-5196 was adopted by a voice vote.

Senator Seng offered amendment S-5201, filed by Senator Seng, et al., on April 30, 2014, to page 5 of amendment S-5196.

Senator Dvorsky raised the point of order that amendment S-5201 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5201 out of order.

Senator Chapman offered amendment S-5206, filed by him on April 30, 2014, to page 5 of amendment S-5196.

Senator Hogg raised the point of order that amendment S-5206 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5206 out of order.

Senator Chapman offered amendment S-5200, filed by him on April 30, 2014, to page 28 of amendment S-5196.

Senator Dvorsky raised the point of order that amendment S-5200 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5200 out of order.

Senator Zaun offered amendment S-5202, filed by Senator Zaun, et al., on April 30, 2014, to page 28 of amendment S-5196.

Senator Hogg raised the point of order that amendment S-5202 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5202 out of order.

Senator Zaun offered amendment S-5203, filed by Senator Zaun, et al., on April 30, 2014, to page 28 of amendment S-5196.

Senator Dvorsky raised the point of order that amendment S-5203 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5203 out of order.

Senator Gronstal asked and received unanimous consent that action on amendment S-5196 and **House File 2473** be **deferred**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:37 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 1:50 a.m., President Jochum presiding.

BUSINESS PENDING

House File 2473

The Senate resumed consideration of **House File 2473**, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters, and amendment S-5196, previously deferred.

Senator Black withdrew amendment S-5204, filed by him on April 30, 2014, to page 28 of amendment S-5196.

Senator Zaun offered amendment S-5205, filed by Senator Zaun, et al., on April 30, 2014, to page 28 of amendment S-5196.

Senator Dvorsky raised the point of order that amendment S-5205 to amendment S-5196 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-5205 out of order.

Senator Dvorsky moved the adoption of amendment S-5196, as amended.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (H.F. 2473), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 21:

| | | | |
|----------|----------|-----------|---------|
| Anderson | Dix | Kapucian | Whitver |
| Behn | Ernst | Rozenboom | Zaun |
| Bertrand | Feenstra | Schneider | Zumbach |

| | | |
|-----------|---------|----------|
| Boettger | Garrett | Segebart |
| Breitbach | Greiner | Sinclair |
| Chapman | Johnson | Smith |

Absent, 3:

| | | |
|----------|------|--------|
| Chelgren | Guth | Houser |
|----------|------|--------|

Amendment S-5196, as amended, was adopted.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2473), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |
| Danielson | Hogg | Ragan | |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Kapucian | Whitver |
| Behn | Ernst | Rozenboom | Zaun |
| Bertrand | Feenstra | Schneider | Zumbach |
| Boettger | Garrett | Segebart | |
| Breitbach | Greiner | Sinclair | |
| Chapman | Johnson | Smith | |

Absent, 3:

| | | |
|----------|------|--------|
| Chelgren | Guth | Houser |
|----------|------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2473** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 2342

A conference committee report, signed by the following Senate and House members, was filed April 30, 2014, on **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions:

On the part of the Senate:

LIZ MATHIS, Chair
MICHAEL E. GRONSTAL
MATT MCCOY

On the part of the House:

RALPH WATTS, Chair
DAN KELLEY
JOHN LANDON
DAWN PETTEGILL

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 2342

Senator Mathis called up the conference committee report on **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, filed on April 30, 2014, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 2342), the vote was:

Yeas, 26:

| | | | |
|---------|---------|--------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |

| | | | |
|-----------|----------|-----------|---------|
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 21:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Dix | Kapucian | Whitver |
| Behn | Ernst | Rozenboom | Zaun |
| Bertrand | Feenstra | Schneider | Zumbach |
| Boettger | Garrett | Segebart | |
| Breitbach | Greiner | Sinclair | |
| Chapman | Johnson | Smith | |

Absent, 3:

| | | |
|----------|------|--------|
| Chelgren | Guth | Houser |
|----------|------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2342** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2297, a bill for an act relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions.

The Senate stood at ease at 2:07 a.m. until the fall of the gavel.

The Senate resumed session at 2:29 a.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, adopted the conference committee report and passed **Senate File 2342**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 2364 (SSB 3225), a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bolkcom, Seng, Feenstra, Bertrand, Black, Chapman, Hogg, Jochum, McCoy, Petersen, Quirnbach, and Smith. Nays, none. Absent, 3: Behn, Dotzler, and Schneider.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF BILL

Senate File 2364, by committee on Ways and Means, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

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

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 2364.

Senate File 2364

On motion of Senator Bolkcom, **Senate File 2364**, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2364), the vote was:

Yeas, 47:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dearden | Horn | Segebart |
| Behn | Dix | Jochum | Seng |
| Bertrand | Dotzler | Johnson | Sinclair |
| Black | Dvorsky | Kapucian | Smith |
| Boettger | Ernst | Mathis | Sodders |
| Bolkcom | Feenstra | McCoy | Taylor |
| Bowman | Garrett | Petersen | Whitver |
| Brase | Greiner | Quirmbach | Wilhelm |
| Breitbach | Gronstal | Ragan | Zaun |
| Chapman | Hart | Rozenboom | Zumbach |
| Courtney | Hatch | Schneider | |

Nays, none.

Absent, 3:

| | | |
|----------|------|--------|
| Chelgren | Guth | Houser |
|----------|------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 2364** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 2460, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters. (S-5207)

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED**House File 2460**

Senator Gronstal called up for consideration **House File 2460**, a bill for an act relating to and making appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, the public employment relations board, and the state board of regents and regents institutions, and providing for other properly related matters, amended by the Senate and further amended by the House in House amendment S-5207 to Senate amendment H-8349, filed May 1, 2014.

Senator Dotzler moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Dotzler 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 and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2460), the vote was:

Yeas, 27:

| | | | |
|----------|-----------|-----------|------------|
| Beall | Danielson | Hogg | Ragan |
| Bertrand | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirmbach | |

Nays, 20:

| | | | |
|-----------|----------|-----------|----------|
| Anderson | Dix | Johnson | Sinclair |
| Behn | Ernst | Kapucian | Smith |
| Boettger | Feenstra | Rozenboom | Whitver |
| Breitbach | Garrett | Schneider | Zaun |
| Chapman | Greiner | Segebart | Zumbach |

Absent, 3:

| | | |
|----------|------|--------|
| Chelgren | Guth | Houser |
|----------|------|--------|

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2460** be **immediately messaged** to the House.

The Senate stood at ease at 2:43 a.m. until the fall of the gavel.

The Senate resumed session at 3:19 a.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2364, a bill for an act relating to state regulatory matters by exempting from sales tax the furnishing of certain

environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 2476.

House File 2476

On motion of Senator Feenstra, **House File 2476**, a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Feenstra moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 2476), the vote was:

Yeas, 43:

| | | | |
|-----------|-----------|-----------|------------|
| Anderson | Danielson | Hogg | Schoenjahn |
| Beall | Dix | Horn | Segebart |
| Behn | Dotzler | Jochum | Seng |
| Bertrand | Dvorsky | Johnson | Sinclair |
| Black | Ernst | Kapucian | Smith |
| Boettger | Feenstra | McCoy | Sodders |
| Bolkcom | Garrett | Petersen | Whitver |
| Bowman | Greiner | Quirnbach | Wilhelm |
| Brase | Gronstal | Ragan | Zaun |
| Breitbach | Hart | Rozenboom | Zumbach |
| Chapman | Hatch | Schneider | |

Nays, 4:

| | | | |
|----------|---------|--------|--------|
| Courtney | Dearden | Mathis | Taylor |
|----------|---------|--------|--------|

Absent, 3:

Chelgren

Guth

Houser

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2476** be **immediately messaged** to the House.

The Senate stood at ease at 3:25 a.m. until the fall of the gavel.

The Senate resumed session at 4:27 a.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2014, **passed** the following bill in which the concurrence of the House was asked:

Senate File 2363, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

ALSO: That the House has on April 30, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 2360, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions. (S-5208)

ALSO: That the House has on April 30, 2014, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 109, a concurrent resolution to provide for adjournment sine die.

ALSO: That the House has on April 30, 2014, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 2473, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters. (S-5209)

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Ernst, until she returns, on request of Senator Dix.

HOUSE AMENDMENT CONSIDERED

Senate File 2360

Senator Gronstal called up for consideration **Senate File 2360**, a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions, amended by the House in House amendment S-5208, filed May 1, 2014.

Senator Bolkcom moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bolkcom moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 2360), the vote was:

Yeas, 38:

| | | | |
|----------|----------|-----------|----------|
| Beall | Dearden | Johnson | Segebart |
| Bertrand | Dix | Kapucian | Seng |
| Black | Dotzler | Mathis | Sinclair |
| Bolkcom | Dvorsky | McCoy | Sodders |
| Bowman | Gronstal | Petersen | Taylor |
| Brase | Hart | Quirnbach | Wilhelm |

| | | | |
|-----------|--------|------------|---------|
| Breitbach | Hatch | Ragan | Zaun |
| Chapman | Hogg | Rozenboom | Zumbach |
| Courtney | Horn | Schneider | |
| Danielson | Jochum | Schoenjahn | |

Nays, 8:

| | | | |
|----------|----------|---------|---------|
| Anderson | Boettger | Garrett | Smith |
| Behn | Feenstra | Greiner | Whitver |

Absent, 4:

| | | | |
|----------|-------|------|--------|
| Chelgren | Ernst | Guth | Houser |
|----------|-------|------|--------|

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

IMMEDIATELY MESSAGED

Senator Bolkom asked and received unanimous consent that **Senate File 2360** be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Segebart, until he returns, on request of Senator Dix.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 2473

Senator Gronstal called up for consideration **House File 2473**, a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters, amended by the Senate and further amended by the House in House amendment S-5209 to Senate amendment H-8387, filed May 1, 2014.

Senator Dvorsky moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Dvorsky 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 and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 2473), the vote was:

Yeas, 26:

| | | | |
|-----------|----------|-----------|------------|
| Beall | Dearden | Horn | Schoenjahn |
| Black | Dotzler | Jochum | Seng |
| Bolkcom | Dvorsky | Mathis | Sodders |
| Bowman | Gronstal | McCoy | Taylor |
| Brase | Hart | Petersen | Wilhelm |
| Courtney | Hatch | Quirnbach | |
| Danielson | Hogg | Ragan | |

Nays, 19:

| | | | |
|-----------|----------|-----------|---------|
| Anderson | Chapman | Johnson | Smith |
| Behn | Dix | Kapucian | Whitver |
| Bertrand | Feenstra | Rozenboom | Zaun |
| Boettger | Garrett | Schneider | Zumbach |
| Breitbach | Greiner | Sinclair | |

Absent, 5:

| | | |
|----------|--------|----------|
| Chelgren | Guth | Segebart |
| Ernst | Houser | |

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 2473** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 5:04 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 7:31 a.m., President Jochum presiding.

Senator Gronstal asked for unanimous consent to take up Senate Resolution 121. Upon objection, unanimous consent was not granted.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 7:32 a.m. until 7:34 a.m., Thursday, May 1, 2014.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 30, 2014, 5:50 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: None.

Committee Business: Approved SSB 3224.

Adjourned: 6:35 p.m.

ALSO:

Convened: Wednesday, April 30, 2014, 8:35 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: None.

Committee Business: Passed HF 2473, as amended.

Adjourned: 9:20 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, April 30, 2014, 9:45 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dearden, Dvorsky, Ernst, Ragan, Rozenboom, Soddors, and Whitver.

Members Absent: None.

Committee Business: Passed SR 120.

Adjourned: 9:50 a.m.

WAYS AND MEANS

Convened: Wednesday, April 30, 2014, 10:55 a.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith.

Members Absent: None.

Committee Business: Passed HF 2476.

Adjourned: 11:00 a.m.

ALSO:

Convened: Thursday, May 1, 2014, 1:40 a.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, and Smith.

Members Absent: Behn and Schneider (both excused).

Committee Business: Approved SSB 3225.

Adjourned: 1:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 121, by Gronstal, a resolution conferring authority upon the standing Committee on Government Oversight to conduct an investigation of specified issues relating to the Iowa Department of Administrative Services and the Iowa Department of Workforce Development.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILLS RECEIVED

SSB 3224 Appropriations

Relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions.

SSB 3225 Ways and Means

Relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

SSB 3224

APPROPRIATIONS: Dvorsky, Chair; Black, Bolkcom, Chapman, Courtney, Danielson, Dotzler, Ernst, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahr, Segebart, Smith

SSB 3225

WAYS AND MEANS: Bolkcom, Chair; Black and Feenstra

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 120, a resolution honoring John Pollak for his dedicated service to the Legislative Services Agency and the Iowa General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ernst, Ragan, Rozenboom, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 121, a resolution conferring authority upon the standing Committee on Government Oversight to conduct an investigation of specified issues relating to the Iowa Department of Administrative Services and the Iowa Department of Workforce Development.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Gronstal, Jochum, Courtney, Dearden, Dvorsky, Ragan, and Soddors. Nays, 3: Dix, Rozenboom, and Whitver. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE CONCURRENT RESOLUTION 109, a concurrent resolution to provide for adjournment sine die.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Ragan, Rozenboom, Soddors, and Whitver. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 2476, a bill for an act relating to funding of unified law enforcement districts, and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Seng, Feenstra, Behn, Bertrand, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schneider, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

| | | | |
|--------|------|------|-------------------|
| S-5193 | H.F. | 398 | Robert M. Hogg |
| S-5194 | H.F. | 398 | House |
| S-5195 | S.F. | 2363 | Robert E. Dvorsky |
| S-5196 | H.F. | 2473 | Appropriations |
| S-5197 | H.F. | 2473 | Dr. Joe M. Seng |
| S-5198 | H.F. | 2473 | Rick Bertrand |
| S-5199 | H.F. | 2473 | David Johnson |
| S-5200 | H.F. | 2473 | Jake Chapman |
| S-5201 | H.F. | 2473 | Dr. Joe M. Seng |
| | | | Roby Smith |
| | | | Rita Hart |
| | | | Chris Brase |
| S-5202 | H.F. | 2473 | Brad Zaun |

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|--------|------|------|-------------------|
| | | | Mark Segebart |
| | | | Julian B. Garrett |
| | | | Amy Sinclair |
| | | | Ken Rozenboom |
| | | | Dennis Guth |
| | | | Randy Feenstra |
| | | | Jerry Behn |
| | | | Joni K. Ernst |
| | | | Nancy J. Boettger |
| | | | Jack Whitver |
| | | | David Johnson |
| | | | Jake Chapman |
| S-5203 | H.F. | 2473 | Brad Zaun |
| | | | Mark Segebart |
| | | | Ken Rozenboom |
| | | | Dennis Guth |
| | | | Jerry Behn |
| | | | Joni K. Ernst |
| | | | Nancy J. Boettger |
| | | | Jack Whitver |
| | | | Jake Chapman |
| S-5204 | H.F. | 2473 | Dennis H. Black |
| S-5205 | H.F. | 2473 | Brad Zaun |
| | | | Amy Sinclair |
| | | | Tim L. Kapucian |
| | | | David Johnson |
| | | | Jake Chapman |
| | | | Liz Mathis |
| S-5206 | H.F. | 2473 | Jake Chapman |
| S-5207 | H.F. | 2460 | House |
| S-5208 | S.F. | 2360 | House |
| S-5209 | H.F. | 2473 | House |

JOURNAL OF THE SENATE

ONE HUNDRED NINTH CALENDAR DAY
SIXTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 1, 2014

The Senate met in regular session at 7:34 a.m., President Jochum presiding.

A moment of silence was observed by the Senate, followed by the Pledge of Allegiance.

The Journal of Wednesday, April 30, 2014, was approved.

The Senate stood at ease at 7:36 a.m. until the fall of the gavel for a Democratic party caucus.

The Senate resumed session at 7:47 a.m., President Jochum presiding.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 7:48 a.m. until 8:00 a.m., Friday, May 2, 2014.

JOURNAL OF THE SENATE

ONE HUNDRED TENTH CALENDAR DAY
SIXTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, May 2, 2014

The Senate met in regular session at 8:08 a.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Allen Tegatz.

The Journal of Thursday, May 1, 2014, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 121.

Senate Resolution 121

On motion of Senator Gronstal, **Senate Resolution 121**, a resolution conferring authority upon the standing Committee on Government Oversight to conduct an investigation of specified issues relating to the Iowa Department of Administrative Services and the Iowa Department of Workforce Development, with report of committee recommending passage, was taken up for consideration.

The Senate stood at ease at 8:16 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 8:49 a.m., President Jochum presiding.

Senator Gronstal moved the adoption of Senate Resolution 121, which motion prevailed by a voice vote.

Senator Gronstal asked and received unanimous consent for the Secretary of the Senate to amend House Concurrent Resolution 109 to the correct date.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Concurrent Resolution 109.

House Concurrent Resolution 109

On motion of Senator Gronstal, **House Concurrent Resolution 109**, a concurrent resolution to provide for adjournment sine die, with report of committee recommending passage, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 109, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Concurrent Resolution 109** be **immediately messaged** to the House.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 109, duly adopted, the day of May 2, 2014, having arrived, President Jochum declared the 2014 Regular Session of the Eighty-fifth General Assembly adjourned sine die.

REMARKS BY THE PRESIDENT OF THE SENATE

President Jochum addressed the Senate with the following remarks:

When we began the 2014 session of the 85th General Assembly, I urged us to create a rising tide to lift all boats. The recovery from the 2008–2009 Great Recession has been slow and has still left too many workers and families struggling to make ends meet.

Education has always been, and remains, the great equalizer.

On that front, the 85th General Assembly has scored a number of successes to build a stronger foundation for our children and for workers seeking to upgrade their skills to meet the changing demands of the 21st Century economy.

That's why we increased childcare assistance to help families where parents are working part-time while improving their skills and boosted Iowa's child and dependent tax credit to ease the financial burden for families.

We created a \$2,500 tax credit for adoption related expenses to assist more families in providing a stable and nurturing home for more children.

Furthermore, to ensure a good start for our youngest Iowans, we invested an additional \$87 million in educational opportunities to ensure a brighter future for Iowa and our nation. Those opportunities include:

- One-on-one help for students struggling to learn to read and write in the early years of their academic career;
- Increasing our investment in higher education by freezing tuition at our three State Universities for another year and slowing the rising cost of higher education at our 15 Community Colleges and 28 private colleges;
- Internship opportunities for students studying science, technology, engineering and math; and expanding apprenticeship and skilled worker programs at our Community Colleges.

In addition, we jumpstarted the recruitment of the next generation of great teachers by making investments to improve the curriculum of Iowa's teacher preparation courses as well as the teacher and administrator mentoring programs to improve classroom results.

I cannot close without mentioning our achievements in providing affordable, quality healthcare for thousands of previously uninsured Iowans, the reform measures in Iowa's property tax system to make it more fair and equitable, the dozens of programs to assist Iowa's veterans with education, homeownership, and employment, and the significant investments made to improve and protect our land, water and air.

What's more, we forged partnerships with local communities through flood mitigation programs to protect our homes, farms, and businesses from natural disasters and made significant investments to improve the quality of life through recreational and cultural opportunities.

Finally, once again, we stepped up to the plate to protect and ensure the civil rights of all Iowans.

I want to thank every Senator and Representative for their dedicated service to the people of Iowa. More importantly, I want to thank the people of Iowa who have entrusted their faith in each of us and have given us the opportunity of a lifetime to serve in the Iowa Legislature.

We can all be proud of the significant progress we made to create a rising tide to lift all boats.

REMARKS BY THE MAJORITY LEADER

Senator Gronstal provided the following remarks:

I started this session by talking about three Iowans who got a ticket to a better life because of our bipartisan efforts during the 2013 session. They were community college students who got better jobs thanks to the skills they gained with help made possible with bipartisan support from Republicans and Democrats in the Iowa Legislature.

Last year, we worked until we found common ground, because that's the only way to get things done.

This year, we did it again.

We balanced the state budget without raising taxes.

We expanded job skills training.

We invested in infrastructure and job creation.

We extended the tuition freeze at our state universities for a second year.

We boosted funding for our K-12 schools.

That's the big picture. Here are three specific areas I'm most proud of.

First, because we worked together, Iowans will have more access to apprenticeships—supervised on-the-job training combined with technical classroom studies.

In four years, 62 percent of all Iowa jobs will require some training or education beyond high school. Apprenticeships are part of the solution.

Last year, Iowa had 662 apprenticeship programs, with more than 8,100 apprentices in everything from construction to telecommunications to biotechnology to health care.

Next year, there will be more apprenticeship openings, and more Iowans moving up in the world thanks to decisions made by Democrats and Republicans in the Iowa Legislature.

Second, because we worked together, we've significantly improved protections and in-home services for Iowa's seniors.

To better protect seniors from elder abuse and financial exploitation, we have strengthened Iowa's power of attorney laws and increased oversight.

Victims of elder abuse will now be able to secure protective orders and benefit from state funded local elder abuse services.

The state of Iowa will hire an additional ombudsman to protect the rights of seniors in nursing facilities.

State support will make it easier for seniors to get the services they need to keep living in their own homes.

By next year, fewer Iowa seniors will be victims of elder abuse and more seniors will be able to keep living in their own homes thanks to decisions made by Democrats and Republicans in the Iowa Legislature.

Third, because we've worked together, Iowans will have more recreation opportunities and Iowa will be a more attractive place to live.

For the first time in its 25 year history, REAP, Iowa's most important environmental program, will be fully funded at \$25 million.

Funding for recreational trails has been doubled to \$6 million.

Our state's waterways will be cleaner thanks to increased funding for soil conservation and the Water Quality initiative.

Visitors will be drawn to our communities thanks to investments in the arts, cultural endeavors and historic preservation

The new Workforce Tax Credit will make good housing easier to find by providing incentives to build and rehabilitate housing in the areas that need it the most.

By next year, Iowans will be healthier, happier and more connected to their communities thanks to decisions made by Democrats and Republicans in the Iowa Legislature.

I want to thank all of the Senate staff. The nonpartisan staff, the partisan staff, our doorkeepers, clerks, pages and interns. Without your help, our jobs would be much more difficult.

REMARKS BY THE MINORITY LEADER

Senator Dix provided the following remarks:

On Day 1, I joined my fellow Senate leaders in sharing a vision to create a legacy of opportunity for all Iowans. We held true to our word out of the gate. We built on that momentum in the early days of the 2014 Legislative session. We worked in a bipartisan manner to pass legislation, eliminating the income tax on military pensions. Senate Republicans have been calling for comprehensive tax reforms, and this was a great first step.

We made some great strides in retaining and attracting veterans to Iowa and expanding apprenticeship opportunities in our great state.

Unfortunately, the majority party veered off path, shifting the focus from governing to grandstanding.

As this session drew to a close, the media focused on partisan divides and bitter debates. They are not wrong. However, they were not exactly accurate. The real story in this chamber is not just Republican vs. Democrat, Right vs. Left, and Conservative vs. Liberal bickering. What's really happening is this: Senate Republicans fought passionately for all Iowans and dug trenches to resist the Democrats' War on the Iowa taxpayers.

Some lawmakers in this chamber talk of dipping into the surplus to fund their pet projects. This is one of the biggest fibs ever told by an elected official. The so-called surplus is already accounted for in commitments we made to property tax relief, education reforms, and Medicaid expansion.

Underlying the intention to spend this surplus money is the conviction that it is theirs to spend. It is not. However, that is in danger of happening because some in this room have a never-ending appetite for other people's money. Ladies and gentlemen, anyone who mentions spending this surplus money on other projects in the months to come is being dishonest with you.

When we return in January, we will likely face a structural budget deficit. This is why Senate Republicans have repeatedly fought on behalf of the Iowa taxpayer. We know what is coming. We have issued constant warnings that went unheard, or unheeded. Senate Republicans are eager to lead, rein in spending and end this war on the Iowa taxpayer.

For Senate Republicans, this session ends in disappointment. That is perhaps not surprising; considering the comprehensive property tax reform, education reform and other measures we worked closely together to pass in 2013.

One explanation for this ebb and flow comes from remarks made prior to the start of the legislative session by the Senate Majority Leader. I heard it said numerous times that odd-numbered years were for governing, and even-numbered years were for campaigning.

Folks, what that joke lacks in actual humor, it makes up for in unintentional accuracy. If you cannot see this, try making a similar joke at your own job. How long do you think your boss would laugh if you announced your intention to pursue keeping your job by refusing to do it every other year?

I think I speak for everyone on this side of the aisle when I say that we believe it's better to keep your job by actually doing it, all the time, and doing it well.

The people of this state deserve better than just over a hundred days spent on theater instead of substance. We all campaign, as well we should; but things work best when one's campaign is the marketing of a substantial, quality product, rather than a substitute for one. In fact, if it is anything other than that, we might as well be honest and just call it propaganda.

You recently heard me say something that bears repeating. One of the first things we are taught in kindergarten is how to work and play well with others. And our culture in America values diversity of opinion and thought. None of that is in evidence when alleged leaders give up trying to find common ground that moves the state forward in favor of playground fights, or, worse yet, misleading Iowans over and over again for political gain. November is coming, and not a moment too soon, because a different direction is sorely needed.

There is a lot of work still to be done on behalf of Iowans when we return in January, and Senate Republicans give you our assurance we will not give up on that fight. The media rightly notes that we are fighting against each other, but today I declare what I am fighting for: to end the war on the Iowa taxpayer. That is what is required to give you the government that you expect, the representation that you deserve and the leadership that you elected us to provide.

Ladies and gentlemen, Iowans were watching this Legislative session. They understand actions speak louder than words. Senate Republicans are ready to act. We are ready to lead the way. We understand Iowans deserve governing, not grandstanding. We can and must do better! Let's Make It Happen!

SENATE REPORTS RECEIVED AFTER ADJOURNMENT

The following is a record of Senate reports received after the close of the 2014 Regular Session.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Special Investigation of the University of Iowa Hospitals and Clinics, Health Care Information Systems Department Report 01/01/05–07/05/13, pursuant to Iowa Code section 11.6. Report received on May 6, 2014.

Report of Operations of Five Departments of University of Iowa Hospitals and Clinics 07/01/10–12/31/12, pursuant to Iowa Code section 11.4. Report received on May 6, 2014.

Special Investigation of the City of Kinross Report 01/15/08–10/31/13, pursuant to Iowa Code section 11.6. Report received on May 20, 2014.

Wireless Fund of the Iowa Homeland Security and Emergency Management Division of the Iowa Department of Public Defense Audit Report for year ended 06/30/13, pursuant to Iowa Code section 11.2. Report received on May 30, 2014.

OFFICE OF DRUG CONTROL POLICY

Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant Program Report FFY 2014, pursuant to Iowa Code section 8E. Report received on May 15, 2014.

IOWA FINANCE AUTHORITY

FY 2012 Report, pursuant to Iowa Code section 16.7. Report received on May 22, 2014.

REPORTS OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 2337, the following correction was made:

1. Page 1, line 9, period was changed to a colon.

ALSO: Pursuant to Senate Rule 21, I report that in enrolling Senate File 2349, the following corrections were made:

1. Page 11, line 22, deleted "is" and inserted "are".

2. Page 12, line 32, removed the italics on “a.”
3. Page 13, line 6, struck through “2,500,000” to be consistent with original intended language.

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 2nd day of May, 2014.

Senate Files 303, 383, 2130, 2196, 2239, 2297, 2337, 2340, 2342, 2343, 2344, 2347, 2349, 2352, 2355, 2359, 2360, 2362, 2363, and 2364.

MICHAEL E. MARSHALL
Secretary of the Senate

SENATE BILLS APPROVED, ITEM VETOED, AND VETOED AFTER ADJOURNMENT

The following is a record of action by the Governor transmitted to the Secretary of State after the close of the 2014 Regular Session:

SENATE BILLS APPROVED

Senate File 303 – Relating to veterans, military service members, and certain survivor beneficiaries and including effective date and retroactive applicability provisions. Approved May 26, 2014.

Senate File 383 – Relating to the sealing of juvenile delinquency records. Approved May 23, 2014.

Senate File 2130 – Relating to and making transportation and other infrastructure-related appropriations to the Department of Transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, and including effective date provisions. Approved May 30, 2014.

Senate File 2196 – Relating to programs and services under the purview of the department of public health, and including effective date provisions. Approved May 23, 2014.

Senate File 2239 – Relating to elder abuse and providing penalties. Approved May 23, 2014.

Senate File 2297 – Relating to the criminal transmission of a contagious or infectious disease, providing penalties, and including effective date provisions. Approved May 30, 2014.

Senate File 2337 – Relating to the child and dependent care credit available against the individual income tax, and including retroactive applicability provisions. Approved May 30, 2014.

Senate File 2340 – Modifying provisions applicable to the solar energy system tax credit, and including effective date and retroactive applicability provisions. Approved May 30, 2014.

Senate File 2342 – Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions. Approved May 30, 2014.

Senate File 2343 – Relating to qualification requirements for the renewable energy tax credit. Approved May 30, 2014.

Senate File 2344 – Relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions. Approved May 21, 2014.

Senate File 2347 – Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters. Approved May 30, 2014.

Senate File 2352 – Relating to the additional homestead credit for certain disabled veterans and including effective date and applicability provisions. Approved May 26, 2014.

Senate File 2355 – Relating to matters under the purview of the Department of Transportation, establishing a fee, and including effective date provisions. Approved May 30, 2014.

Senate File 2359 – Relating to the administration of certain economic development programs by the economic development authority and including effective date and retroactive applicability provisions. Approved May 30, 2014.

Senate File 2360 – Creating the medical cannabidiol Act and providing penalties and including effective date provisions. Approved May 30, 2014.

Senate File 2362 – Relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions. Approved May 30, 2014.

Senate File 2364 – Relating to state regulatory matters by exempting from sales tax the furnishing of certain environmental testing services, modifying the registration and regulation of motorsports recreational vehicles, recreational vehicle operators, and recreational vehicle cargo, and including fees, penalties, and effective date provisions. Approved May 30, 2014.

GOVERNOR'S ITEM VETO MESSAGE

Senate File 2349

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 2349 an Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions.

Several vetoes of spending in Senate File 2349 are needed so that our state can maintain a balanced, sustainable and predictable budget. I am supportive of the many programs and policy goals that would be achieved by some of these appropriations. However, in order to maintain a sustainable budget, tough choices must be made to control spending. The overall level of spending must be kept within limits that will serve our state well in the long term. Fiscal responsibility requires that \$41 million in taxpayer funded spending be vetoed from this legislation. In order to grow good-paying jobs in Iowa, we need to keep our fiscal house in order.

Senate File 2349 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 1, subsection 1, in its entirety. This item would provide \$4,000,000 for routine maintenance of state buildings and facilities. The effect of this disapproval saves \$4,000,000 in spending and helps us achieve our goal of a balanced budget.

I am unable to approve the designated portion of the item designated as Section 1, subsection 7, lettered paragraph b. This item would give \$2,000,000 in taxpayer dollars for a pharmacy building at the University of Iowa for FY 2014–2015. The effect of this disapproval saves \$2,000,000 in spending and helps us achieve our goal of a balanced budget. This item veto preserves funding in future fiscal years for this building. This item veto preserves funding totaling \$64,300,000 in future fiscal years for this building.

I am unable to approve the designated portion of the item designated as Section 1, subsection 7, lettered paragraph c. This item would give \$2,000,000 in taxpayer dollars for a biosciences building at the Iowa State University for FY 2014–2015. The effect of this disapproval saves \$2,000,000 in spending and helps us achieve our goal of a balanced budget. This item veto preserves funding totaling \$50,000,000 in future fiscal years for this building.

I am unable to approve the designated portion of the item designated as Section 1, subsection 7, lettered paragraph c. This item would give \$2,000,000 in taxpayer dollars for an educational center for teach education and preparation building at the University of Northern Iowa for FY 2014–2015. The effect of this disapproval saves \$2,000,000 in spending and helps us achieve our goal of a balanced budget. This item veto preserves funding totaling \$30,900,000 in future fiscal years for this building.

I am unable to approve the item designated as Section 7 in its entirety. This item deappropriates the final year of funding from the Rebuild Iowa Infrastructure Fund to the following Board of Regents projects: Agriculture and Biosystems Engineering Complex at Iowa State University, the Dental Sciences Building at the University of Iowa, and the Bartlett Hall renovation at the University of Northern Iowa. As these projects are already in progress, funding for them is crucial. The effect of this action reinstates these appropriations for Fiscal Year 2015.

I am unable to approve the item designated as Section 10 in its entirety. This item would give an additional \$10,000,000 in taxpayer dollars for major repairs and maintenance of state buildings. The effect of this disapproval saves \$10,000,000 in spending and helps us achieve our goal of a balanced budget. It leaves \$14,000,000 still available for major repairs and maintenance of state buildings.

I am unable to approve the item designated as Sections 17 and 18 in their entirety. Section 17 would delay the funding of the Technology Reinvestment Fund from the General Fund for another year. Section 18 provides the funding for the Technology Reinvestment Fund for FY 2015 from the Rebuild Iowa Infrastructure Fund. I recommend the funding for the Technology Reinvestment Fund come out of the General Fund as required by statute. Changing funding sources makes it hard for taxpayers to follow the budget and hurts transparency. The effect of this disapproval would be to stop this shift and restore compliance with the Iowa Code to provide stability and predictability.

I am unable to approve the item designated as Division VI in its entirety. This item would give \$4,000,000 in taxpayer dollars to the Resources Enhancement and Protection fund (REAP). The effect of this disapproval saves \$4,000,000 in spending and helps us achieve our goal of a balanced budget. The REAP program has \$16,000,000 still available in other appropriation bills for this year, representing an increase of \$2,000,000 available for REAP over last year.

I am unable to approve the item designated as Section 20 in its entirety. This item would exempt certain leases for state office space in downtown Des Moines from the competitive bidding process. I believe competitive bidding serves the best interest of taxpayers.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 2349 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

GOVERNOR'S VETO MESSAGE

Senate File 2363

May 30, 2014

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit **Senate File 2363**, relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and applicability provisions, is hereby disapproved and transmitted to you in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Senate File 2363 is hereby disapproved on this date.

I am unable to approve Senate File 2363 for the following reasons:

Senate File 2363 attempts to use one-time dollars to pay for special projects and pay down bonds. In total, it contains nearly \$140 million dollars in one-time spending.

Currently, the State of Iowa has a healthy ending balance. However, the most recent state revenue projection, which occurred since the legislature adjourned, shows significant decline in projected revenues. This information was not available to the legislature during the time this legislation was approved. With this new information, it is very important we continue to be prudent with taxpayer dollars.

When I took office in 2011, I proposed a two year budget with a five year projection. My budget is fiscally sound, predictable and sustainable for the long term. Long term budgeting isn't easy and requires very difficult decisions to align projected spending with revenue.

In 2013, the legislature and I made multi-year commitments with the \$4.4 billion property tax cut and education reform that included investing in our teachers and students. These were historic commitments to the people of Iowa and commitments we must keep to Iowa taxpayers, schools and local governments. Signing this spending bill could jeopardize our ability to fund those commitments in the future.

While there are items in this bill that I support, and in some instances recommended, I cannot sign them into law at this time. As the Chief Executive of this state, it is my responsibility to have a long term vision that maintains stability and predictability in our state's budget. Maintaining the fiscal health of Iowa over the long term is my top budgeting priority.

Iowa is working—we are growing. The growth of jobs and opportunities in our state is due, in part, to a government Iowans can rely on. Our commitments to teachers, students and local communities must be honored and our focus must be on the long term stability so Iowa can continue to flourish. In order to continue growing good paying jobs, we need to make tough choices that ensure a balanced budget today and for the long term.

For the above reasons, I respectfully disapprove of Senate File 2363, in its entirety, in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Sincerely,

TERRY E. BRANSTAD
Governor

AMENDMENTS FILED
EIGHTY-FIFTH GENERAL ASSEMBLY
2014 REGULAR SESSION

S-5001

1 Amend Senate File 303 as follows:
2 1. Page 1, before line 1 by inserting:
3 Section 1. Section 422.5, subsection 3, paragraph
4 a, Code 2014, is amended to read as follows:
5 a. The tax shall not be imposed on a resident or
6 nonresident whose net income, as defined in section
7 422.7, is thirteen thousand five hundred dollars or
8 less in the case of married persons filing jointly
9 or filing separately on a combined return, heads of
10 household, and surviving spouses or nine thousand
11 dollars or less in the case of all other persons;
12 but in the event that the payment of tax under this
13 division would reduce the net income to less than
14 thirteen thousand five hundred dollars or nine thousand
15 dollars as applicable, then the tax shall be reduced to
16 that amount which would result in allowing the taxpayer
17 to retain a net income of thirteen thousand five
18 hundred dollars or nine thousand dollars as applicable.
19 The preceding sentence does not apply to estates or
20 trusts. For the purpose of this subsection, the entire
21 net income, including any part of the net income not
22 allocated to Iowa, shall be taken into account. For
23 purposes of this subsection, net income includes all
24 amounts of pensions or other retirement income, except
25 for military retirement pay excluded under section
26 422.7, subsection 31A, paragraph "a", received from any
27 source which is not taxable under this division as a
28 result of the government pension exclusions in section
29 422.7, or any other state law. If the combined net
30 income of a husband and wife exceeds thirteen thousand
31 five hundred dollars, neither of them shall receive
32 the benefit of this subsection, and it is immaterial
33 whether they file a joint return or separate returns.
34 However, if a husband and wife file separate returns
35 and have a combined net income of thirteen thousand
36 five hundred dollars or less, neither spouse shall
37 receive the benefit of this paragraph, if one spouse
38 has a net operating loss and elects to carry back or
39 carry forward the loss as provided in section 422.9,
40 subsection 3. A person who is claimed as a dependent
41 by another person as defined in section 422.12 shall
42 not receive the benefit of this subsection if the
43 person claiming the dependent has net income exceeding
44 thirteen thousand five hundred dollars or nine thousand

45 dollars as applicable or the person claiming the
46 dependent and the person's spouse have combined net
47 income exceeding thirteen thousand five hundred dollars
48 or nine thousand dollars as applicable.

49 Sec. ____ Section 422.5, subsection 3B, paragraph
50 a, Code 2014, is amended to read as follows:

Page 2

1 a. The tax shall not be imposed on a resident or
2 nonresident who is at least sixty-five years old on
3 December 31 of the tax year and whose net income,
4 as defined in section 422.7, is thirty-two thousand
5 dollars or less in the case of married persons
6 filing jointly or filing separately on a combined
7 return, heads of household, and surviving spouses or
8 twenty-four thousand dollars or less in the case of all
9 other persons; but in the event that the payment of
10 tax under this division would reduce the net income to
11 less than thirty-two thousand dollars or twenty-four
12 thousand dollars as applicable, then the tax shall be
13 reduced to that amount which would result in allowing
14 the taxpayer to retain a net income of thirty-two
15 thousand dollars or twenty-four thousand dollars as
16 applicable. The preceding sentence does not apply to
17 estates or trusts. For the purpose of this subsection,
18 the entire net income, including any part of the net
19 income not allocated to Iowa, shall be taken into
20 account. For purposes of this subsection, net income
21 includes all amounts of pensions or other retirement
22 income, except for military retirement pay excluded
23 under section 422.7, subsection 31A, paragraph "a",
24 received from any source which is not taxable under
25 this division as a result of the government pension
26 exclusions in section 422.7, or any other state law.
27 If the combined net income of a husband and wife
28 exceeds thirty-two thousand dollars, neither of them
29 shall receive the benefit of this subsection, and it
30 is immaterial whether they file a joint return or
31 separate returns. However, if a husband and wife file
32 separate returns and have a combined net income of
33 thirty-two thousand dollars or less, neither spouse
34 shall receive the benefit of this paragraph, if one
35 spouse has a net operating loss and elects to carry
36 back or carry forward the loss as provided in section
37 422.9, subsection 3. A person who is claimed as a
38 dependent by another person as defined in section
39 422.12 shall not receive the benefit of this subsection
40 if the person claiming the dependent has net income
41 exceeding thirty-two thousand dollars or twenty-four
42 thousand dollars as applicable or the person claiming
43 the dependent and the person's spouse have combined

44 net income exceeding thirty-two thousand dollars or
 45 twenty-four thousand dollars as applicable.>
 46 2. Page 1, line 1, by striking <2013> and inserting
 47 <2014>
 48 3. Page 1, line 4, by striking <resident>
 49 4. Page 1, line 10, by striking <2013> and
 50 inserting <2014>

Page 3

1 5. Title page, line 1, by striking <of a resident>
 2 6. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-5002

1 Amend Senate File 2110 as follows:
 2 1. Page 1, line 3, by striking <general fund of the
 3 state> and inserting <repayment moneys credited to the
 4 successor to the grow Iowa values fund created pursuant
 5 to section 15G.111, Code Supplement 2011, that remain
 6 unobligated on the effective date of this Act,>
 7 2. Page 1, line 11, by striking <2,000,000> and
 8 inserting <1,900,000>
 9 3. Page 1, after line 11 by inserting:
 10 <Sec. __. 2013 Iowa Acts, chapter 136, section 10,
 11 subsection 3, is amended to read as follows:
 12 3. After subtracting the allocation in subsection
 13 2, up to 10 percent of the remaining moneys for each
 14 federal fiscal year are allocated for administrative
 15 expenses of the low-income home energy assistance
 16 program of which \$377,000 is allocated each federal
 17 fiscal year for administrative expenses of the
 18 division. The costs of auditing the use and
 19 administration of the portion of the appropriation in
 20 this section that is retained by the state shall be
 21 paid from the amount allocated in this subsection each
 22 federal fiscal year to the division. The auditor of
 23 state shall bill the division for the audit costs.
 24 However, for the federal fiscal year beginning October
 25 1, 2013, of the amounts allocated for administrative
 26 expenses by this section, \$1,000,000 shall instead be
 27 used as additional funding for home energy costs.>

KEN ROZENBOOM

S-5003

1 Amend Senate File 2133 as follows:
 2 1. Page 1, line 11, after <contrary,> by inserting

- 3 <after the seventh day following the filing of a
 4 delinquency proceeding>
 5 2. Page 2, line 31, by striking <actual>

JANET PETERSEN

S-5004

- 1 Amend Senate File 2160 as follows:
 2 1. Page 1, line 11, before <154F> by inserting
 3 <chapter>
 4 2. By renumbering as necessary.

MARY JO WILHELM

S-5005

- 1 Amend Senate File 2183 as follows:
 2 1. Page 1, line 4, by striking <more than eighty
 3 percent of all>
 4 2. Page 1, lines 6 and 7, by striking <more than
 5 sixty percent of all>

COMMITTEE ON COMMERCE
 MATT McCOY, Chair

S-5006

- 1 Amend Senate File 2232 as follows:
 2 1. Page 1, by striking lines 11 through 18 and
 3 inserting:
 4 <Sec. ___. Section 22.7, subsection 67, Code 2014,
 5 is amended to read as follows:
 6 67. Electronic mail addresses of individuals
 7 or phone numbers of individuals, and personally
 8 identifiable information about those individuals,
 9 collected by state departments and agencies for
 10 the sole purpose of disseminating emergency or
 11 routine information and notices through electronic
 12 communications that are not prepared for a specific
 13 recipient.>
 14 2. Title page, by striking lines 1 and 2 and
 15 inserting <An Act relating to the dissemination of
 16 information, by establishing a mass notification and
 17 emergency messaging system fund, and providing that
 18 specified information collected by state departments
 19 and agencies for public dissemination of emergency or
 20 routine information are considered confidential public
 21 records.>

JANET PETERSEN

S-5007

- 1 Amend Senate File 2155 as follows:
2 1. Page 1, line 12, after <owner.> by inserting <
3 “Contractor” does not mean a person or entity who
4 provides architectural, landscape architectural, or
5 engineering design services.>
6 2. Page 1, line 26, after <property.> by inserting <
7 “Subcontractor” does not mean a person or entity who
8 provides architectural, landscape architectural, or
9 engineering design services.>

STEVEN J. SODDERS

S-5008

- 1 Amend Senate File 2168 as follows:
2 1. Page 15, line 5, by striking <633B.199> and
3 inserting <633B.119>
4 2. Page 43, by striking lines 29 and 30 and
5 inserting:
6 <Sec. __. NEW SECTION. 633B.403 Applicability —
7 **powers of attorney — agents.**>
8 3. Page 44, after line 7 by inserting:
9 <4. a. This chapter applies to all acts taken by
10 an agent on or after July 1, 2014.
11 b. This chapter does not apply to acts taken by an
12 agent prior to July 1, 2014.>
13 4. By renumbering as necessary.

ROBERT M. HOGG

S-5009

- 1 Amend Senate File 2109 as follows:
2 1. Page 2, after line 4 by inserting:
3 <Sec. __. NEW SECTION. 802.2B Other sexual
4 **offenses.**
5 1. An information or indictment for the following
6 offenses committed on or with a person who is a child
7 or is under the age of eighteen years shall be found
8 within ten years after the person upon whom the offense
9 is committed attains eighteen years of age:
10 a. Lascivious acts with a child in violation of
11 section 709.8.
12 b. Assault with intent to commit sexual abuse in
13 violation of section 709.11.
14 c. Indecent contact with a child in violation of
15 section 709.12.
16 d. Lascivious conduct with a minor in violation of
17 section 709.14.
18 e. Sexual misconduct with a juvenile in violation

19 of section 709.16, subsection 2.

20 2. If the person against whom the information or
21 indictment is sought is identified through the use of a
22 DNA profile for an offense described in subsection 1,
23 an information or indictment shall be found within ten
24 years after its commission, or within three years from
25 the date the person is identified by the person's DNA
26 profile, whichever is later.

27 Sec. ___. Section 802.3, Code 2014, is amended to
28 read as follows:

29 **802.3 Felony — aggravated or serious misdemeanor.**

30 In all cases, except those enumerated in section
31 802.1, 802.2, 802.2A, 802.2B, or 802.10, an indictment
32 or information for a felony or aggravated or serious
33 misdemeanor shall be found within three years after its
34 commission.

35 Sec. ___. Section 802.10, subsection 3, Code 2014,
36 is amended to read as follows:

37 3. However, notwithstanding subsection 2, an
38 indictment or information shall be found against a
39 person within three years from the date the person is
40 identified by the person's DNA profile. If the action
41 involves sexual abuse, ~~or another sexual offense~~ the
42 indictment or information shall be found as provided in
43 section 802.2 ~~or 802.2B~~, if the person is identified by
44 the person's DNA profile.>

45 2. Title page, line 2, by striking <sexual abuse
46 of> and inserting <commission of sex offenses against>

STEVEN J. SODDERS
ROBY SMITH

S-5010

1 Amend Senate File 2183 as follows:

2 1. Page 1, after line 18 by inserting:

3 <Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
4 being deemed of immediate importance, takes effect upon
5 enactment.>

6 2. Title page, line 3, after <state> by inserting
7 <and including effective date provisions>

8 3. By renumbering as necessary.

JANET PETERSEN

S-5011

1 Amend Senate File 2104 as follows:

2 1. Page 7, line 27, after <contracts,> by inserting
3 <tax allocation agreements, guarantees,>

MATT McCOY

S-5012

- 1 Amend Senate File 2131 as follows:
- 2 1. Page 1, line 13, by striking <"a"> and inserting
3 <"b">
- 4 2. Page 22, after line 9 by inserting:
5 <Sec. ___. Section 508.37, subsection 6, paragraph
6 h, Code 2014, is amended by adding the following new
7 subparagraph:
8 NEW SUBPARAGRAPH. (8) For policies issued on
9 or after the operative date of the valuation manual,
10 the valuation manual shall provide the Commissioners
11 Standard Mortality Table for use in determining the
12 minimum nonforfeiture standard that may be substituted
13 for the Commissioners 1961 Standard Industrial
14 Mortality Table or the Commissioners 1961 Industrial
15 Extended Term Insurance Table. If the commissioner
16 approves by regulation any Commissioners Standard
17 Industrial Mortality Table adopted by the national
18 association of insurance commissioners for use in
19 determining the minimum nonforfeiture standard for
20 policies issued on or after the operative date of the
21 valuation manual, then that minimum nonforfeiture
22 standard supersedes the minimum nonforfeiture standard
23 provided by the valuation manual.>
- 24 3. Page 22, line 19, after <percent> by inserting
25 <provided, however, that the nonforfeiture interest
26 rate shall not be less than four percent>
- 27 4. By renumbering as necessary.

MATT McCOY

S-5013

- 1 Amend Senate File 2288 as follows:
- 2 1. Page 1, after line 22 by inserting:
3 <Sec. ___. RETROACTIVE APPLICABILITY. This Act
4 applies retroactively to January 1, 2014.
5 Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
6 being deemed of immediate importance, takes effect upon
7 enactment.>
- 8 2. Title page, line 3, after <violations> by
9 inserting <, and including effective date and
10 applicability provisions>
- 11 3. By renumbering as necessary.

CHRIS BRASE

S-5014

- 1 Amend Senate File 2240 as follows:

- 2 1. Page 25, by striking lines 16 through 23.
 3 2. By striking page 25, line 30, through page 26,
 4 line 4.
 5 3. By striking page 68, line 1, through page 71,
 6 line 10.
 7 4. Page 72, by striking line 32 and inserting
 8 <electronic document of title "electronic document of
 9 title" means a document>
 10 5. Page 72, by striking lines 34 and 35 and
 11 inserting <in an electronic medium. A tangible
 12 document of title "tangible document of title" means a
 13 document of title evidenced by a record>
 14 6. By renumbering as necessary.

COMMITTEE ON JUDICIARY
 ROBERT M. HOGG, Chair

S-5015

- 1 Amend Senate File 2253 as follows:
 2 1. Page 26, line 27, by striking <2013> and
 3 inserting <2014>
 4 2. Page 26, line 29, by striking <July> and
 5 inserting <January>

JACK HATCH

S-5016

- 1 Amend Senate File 2201 as follows:
 2 1. Page 1, by striking lines 4 through 13 and
 3 inserting:
 4 <1. Kidnapping ~~where the~~ in the second degree is
 5 any of the following:
 6 a. Where the purpose of the kidnapping is to hold
 7 the victim for ransom ~~or where the,~~
 8 b. Where the kidnapper is armed with a dangerous
 9 weapon is kidnapping in the second degree. Kidnapping
 10 in the second degree is a class "B" felony.
 11 c. Where the victim of the kidnapping is under
 12 eighteen years of age other than a kidnapping by a
 13 relative whose sole purpose of the kidnapping is to
 14 assume custody of the victim.
 15 2. For purposes of determining whether the person
 16 should register as a sex offender pursuant to the
 17 provisions of chapter 692A, the fact finder shall make
 18 a determination as provided in section 692A.126.
 19 3. Kidnapping in the second degree is a class "B"
 20 felony.>

ROBERT M. HOGG

S-5017

- 1 Amend Senate File 2232 as follows:
2 1. Page 2, line 33, by striking <federal, state,>
3 and inserting <state>
4 2. Page 3, line 4, after <director.> by inserting
5 <The release of confidential information by the
6 department, a county or local government, or a state
7 or local governmental agency other than as authorized
8 pursuant to this section, and the sale of such
9 confidential information, is strictly prohibited.>

JANET PETERSEN

S-5018

- 1 Amend Senate File 2259 as follows:
2 1. Page 1, after line 27 by inserting:
3 <Sec. ___. Section 715C.1, subsection 11, paragraph
4 c, Code 2014, is amended to read as follows:
5 c. Financial account number, credit card number,
6 or debit card number in combination with any required
7 expiration date, security code, access code, or
8 password that would permit access to an individual's
9 financial account.>
10 2. Page 4, line 20, by striking <persons> and
11 inserting <residents of this state>
12 3. By renumbering as necessary.

JANET PETERSEN

S-5019

- 1 Amend Senate File 2243 as follows:
2 1. Page 1, line 12, after <safety.> by inserting
3 <However, a bicycle may be ridden on either side of the
4 line marking the right-hand edge of the lane farthest
5 to the right on the roadway.>

WILLIAM A. DOTZLER, JR.

S-5020

- 1 Amend Senate File 2243 as follows:
2 1. Page 1, line 8, after <A> by inserting <motor>
3 2. Page 1, line 9, before <practicable> by
4 inserting <reasonably>
5 3. Page 1, line 10, after <A> by inserting <motor>

TOD R. BOWMAN

S-5021

- 1 Amend Senate File 2319 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 Section 1. Section 256.7, subsection 31, paragraph
- 4 b, Code 2014, is amended to read as follows:
- 5 *b.* Adopt rules for the Iowa reading ~~research~~
- 6 resource center and for implementation of the intensive
- 7 summer literacy program developed and administered
- 8 pursuant to section 256.9, subsection 53.
- 9 Sec. ____ Section 256.9, subsection 53, paragraph
- 10 c, unnumbered paragraph 1, Code 2014, is amended to
- 11 read as follows:
- 12 Establish, subject to an appropriation of funds by
- 13 the general assembly, an Iowa reading ~~research~~ resource
- 14 center.>
- 15 2. Page 1, by striking lines 19 through 27 and
- 16 inserting <a specific and significant impairment in
- 17 the development of reading, including but not limited
- 18 to phonemic awareness, phonics, fluency, vocabulary,
- 19 and comprehension, that is not solely accounted for
- 20 by intellectual disability, sensory disability or
- 21 impairment, or lack of appropriate instruction.>
- 22 3. By renumbering as necessary.

BRIAN SCHOENJAHN
 NANCY J. BOETTGER
 AMY SINCLAIR
 TOD R. BOWMAN
 HERMAN C. QUIRMBACH
 BRAD ZAUN

S-5022

- 1 Amend Senate File 2018 as follows:
- 2 1. Page 1, by striking lines 30 through 33 and
- 3 inserting:
- 4 <Sec. 2. Section 279.10, subsection 4, Code 2014,
- 5 is amended to read as follows:
- 6 4. The director of the department of education
- 7 may grant a request made by a board of directors of
- 8 a school district or the authorities in charge of an
- 9 accredited nonpublic school stating its desire to
- 10 commence classes for regularly established elementary
- 11 and secondary schools prior to the earliest starting
- 12 date specified in subsection 1. A request shall be
- 13 based upon the determination that a starting date
- 14 on or after the earliest starting date specified
- 15 in subsection 1 would have a significant negative
- 16 educational impact.>
- 17 2. Title page, by striking lines 1 and 2 and

18 inserting <An Act relating to school instructional
19 time.>

ROBERT E. DVORSKY

S-5023

- 1 Amend Senate File 2234 as follows:
- 2 1. Page 10, line 4, by striking <2015> and
- 3 inserting <2016>
- 4 2. Page 10, line 17, by striking <this chapter> and
- 5 inserting <chapter 148G, as enacted by this Act>

JEFF DANIELSON

S-5024

- 1 Amend Senate File 2322 as follows:
- 2 1. Page 5, line 14, after <program.> by inserting
- 3 <the Iowa aftercare services network, the federal
- 4 educational and training vouchers program for youths
- 5 aging out of foster care.>
- 6 2. Page 9, line 6, after <program.> by inserting
- 7 <the Iowa aftercare services network, the federal
- 8 educational and training vouchers program for youths
- 9 aging out of foster care.>
- 10 3. Page 9, line 27, after <staff> by inserting <and
- 11 provision of gender-responsive services>
- 12 4. Page 14, lines 33 and 34, by striking <and
- 13 233B.13> and inserting <233B.13, and 233B.14>

JOE BOLKCOM

S-5025

- 1 Amend Senate File 2288 as follows:
- 2 1. Page 1, after line 22 by inserting:
- 3 <Sec. __. PRIOR REVOCATIONS. The department of
- 4 transportation shall end the period of revocation for
- 5 any person whose driver's license was revoked under
- 6 section 321.194, subsection 2, Code 2014, for having
- 7 two or more convictions if the revocation became
- 8 effective on or after July 1, 2013, and, as of the
- 9 effective date of this Act, the revocation has been
- 10 effective for at least 30 days.>
- 11 2. By renumbering as necessary.

CHRIS BRASE

S-5026

- 1 Amend Senate File 2300 as follows:
- 2 1. Page 1, line 19, by striking <shall> and
- 3 inserting <may>

- 4 2. Page 1, line 35, by striking <subsection 4, Code
 5 2014, is> and inserting <subsections 2 and 4, Code
 6 2014, are>
- 7 3. Page 2, after line 1 by inserting:
 8 <2. The owner of the snowmobile shall file an
 9 application for registration with the department
 10 through the county recorder of the county of residence,
 11 ~~or in the case of a nonresident owner, in the county~~
 12 ~~of primary use~~, in the manner established by the
 13 commission. The application shall be completed by the
 14 owner and shall be accompanied by a fee of fifteen
 15 dollars and a writing fee as provided in section
 16 321G.27. A snowmobile shall not be registered by the
 17 county recorder until the county recorder is presented
 18 with receipts, bills of sale, or other satisfactory
 19 evidence that the sales or use tax has been paid for
 20 the purchase of the snowmobile or that the owner is
 21 exempt from paying the tax. A snowmobile that has an
 22 expired registration certificate from another state may
 23 be registered in this state upon proper application,
 24 payment of all applicable registration and writing
 25 fees, and payment of a penalty of five dollars.>
- 26 4. By renumbering as necessary.

CHRIS BRASE

S-5027

- 1 Amend House File 2067, as passed by the House, as
 2 follows:
 3 1. Page 1, after line 8 by inserting:
 4 <Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
 5 being deemed of immediate importance, takes effect upon
 6 enactment.>
 7 2. Title page, line 2, after <licenses> by
 8 inserting <, and including effective date provisions>
 9 3. By renumbering as necessary.

COMMITTEE ON NATURAL
 RESOURCES AND ENVIRONMENT
 DICK L. DEARDEN, Chair

S-5028

- 1 Amend Senate File 2301 as follows:
 2 1. Page 4, line 24, after <day or> by inserting
 3 <must be clearly postmarked by an officially authorized
 4 postal service not later than the day before the
 5 election and received by the commissioner not later
 6 than noon on the Monday following the election or must>

- 7 2. By striking page 4, line 29, through page 5,
8 line 5.
9 3. Page 10, by striking lines 9 through 12 and
10 inserting <specified in section 53.17.>
11 4. By renumbering as necessary.

THOMAS G. COURTNEY

S-5029

- 1 Amend Senate File 2286 as follows:
2 1. Page 1, by striking lines 1 through 4 and
3 inserting:
4 Section 1. IOWA CORE CONTENT AND FINE ARTS
5 STANDARDS TASK FORCE.
6 1. An Iowa core content and fine arts standards
7 task force is established to review and make
8 recommendations relating to the implementation of
9 the Iowa core content standards and to the inclusion
10 of fine arts in the Iowa core content standards for
11 students in>
12 2. Page 1, line 7, after <arts.> by inserting
13 <The task force shall review the implementation of
14 the Iowa core content standards and the effect of the
15 standards on student performance and shall review the
16 advisability of including the fine arts in the Iowa
17 core content standards.>
18 3. Page 1, line 34, after <2015.> by inserting
19 <The report shall include a summary of the comments
20 and opinions expressed during task force meetings or
21 submitted to the task force by task force members,
22 education stakeholders, and members of the public.>
23 4. Title page, line 1, by striking <a> and
24 inserting <an Iowa core content and>

MARK CHELGREN
JERRY BEHN
KEN ROZENBOOM
NANCY J. BOETTGER
MICHAEL BREITBACH
JACK WHITVER
BRAD ZAUN

S-5030

- 1 Amend Senate File 2279 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 100B.14, subsections 2, 3, 4,
5 and 9, Code 2014, are amended to read as follows:
6 2. For the purposes of this section:
7 a. "Discipline" means an action by an employer that

8 employs fifty-one more employees in this state against
 9 an employee that adversely affects the employee's
 10 regular pay to an extent greater than permitted by
 11 subsection 5, or the employee's job status, opportunity
 12 for promotion, or right to any benefit granted by the
 13 employer to other similarly situated employees.

14 b. "Discriminate" means discipline or termination
 15 of the employment of an employee by an employer that
 16 employs fifty-one or more employees in this state in a
 17 manner inconsistent with the employer's treatment of
 18 other similarly situated employees who are injured in
 19 the course of their employment or related activities.

20 c. "volunteer Volunteer emergency services provider"
 21 means a volunteer fire fighter as defined in section
 22 85.61, a reserve peace officer as defined in section
 23 80D.1A, an emergency medical care provider as defined
 24 in section 147A.1, or other personnel having voluntary
 25 emergency service duties and who are not paid full-time
 26 by the entity for which the services are performed in
 27 the local service area, in a mutual aid agreement area,
 28 or in a governor-declared state of disaster emergency
 29 area.

30 3. A public or private employer shall not
 31 discipline or terminate the employment of an employee
 32 for joining a volunteer emergency services unit
 33 or organization, including but not limited to any
 34 municipal, rural, or subscription fire department.

35 4. If an employee has provided the employee's
 36 public or private employer with written notification
 37 that the employee is a volunteer emergency services
 38 provider, the employer shall not discipline or
 39 terminate the employment of a volunteer emergency
 40 services provider who, because the employee was
 41 fulfilling performing the employee's duties as a
 42 volunteer emergency services provider, is absent from
 43 or late to work.

44 9. An employee who is disciplined, discriminated
 45 against, or whose employment is terminated in violation
 46 of this section may bring a civil action against the
 47 employer. The employee may seek reinstatement to the
 48 employee's former position, payment of back wages,
 49 reinstatement of fringe benefits, and, where seniority
 50 rights are granted, reinstatement of seniority rights.

Page 2

1 If the employee prevails in such an action, the
 2 employee shall be entitled to an award of reasonable
 3 attorney fees and the costs of the action. An employee

4 must commence such an action within one year after the
5 date of discipline, discrimination, or termination of
6 the employee's employment.>

MARK CHELGREN
JACK WHITVER

S-5031

1 Amend Senate File 2258 as follows:

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

4 Section 1. SHORT TITLE. This Act shall be known
5 and may be cited as the "Champion of Financial Literacy
6 Act of 2014".

7 Sec. 2. Section 256.9, Code 2014, is amended by
8 adding the following new subsection:

9 NEW SUBSECTION. 65. a. Develop and implement
10 a voluntary program to recognize school districts
11 and accredited nonpublic schools that participate
12 in programs that promote financial literacy for
13 high school students and that have the following
14 characteristics:

15 (1) Capability for implementation without
16 additional teacher training or cost to students or
17 school districts or schools.

18 (2) Capability for implementation using both
19 existing instructional time or time outside of the
20 school day.

21 (3) Capability for implementation as both a new
22 curriculum component or as a complement to existing
23 curriculum components.

24 (4) Inclusion of a money management system for
25 students.

26 (5) Inclusion of curriculum and supporting
27 materials that can be personalized for students and
28 that were developed through partnerships with financial
29 literacy experts in the public, private, or nonprofit
30 sector.

31 (6) Inclusion of newsletters that provide family
32 members with weekly savings information and the
33 opportunity to participate in their children's
34 activities in the program.

35 (7) Education of students in areas of financial
36 literacy including but not limited to the following:

37 (a) Spending on necessities versus spending on
38 discretionary matters.

39 (b) Creating a budget and spending goals.

40 (c) Banking and personal finance.

41 (d) Paying monthly bills and managing expenses on a
42 set salary.

43 (e) Borrowing and use of credit cards.

- 44 (f) Opening and contributing to a savings account.
 45 (g) Understanding financial aid and college
 46 expenses.
 47 (h) Career planning.
 48 b. The department shall select and make available a
 49 voluntary assessment that measures student achievement,
 50 based on the program developed and implemented pursuant

Page 2

- 1 to paragraph "a", for use by school districts and
 2 schools. The department shall announce the selection
 3 of the assessment annually by August 1.
 4 c. The governor or the department shall annually
 5 acknowledge school districts or schools in this state
 6 that demonstrate a proficient level of achievement in
 7 financial literacy as determined by at least seventy
 8 percent of their enrolled students in grades eleven
 9 and twelve or in grade twelve having completed the
 10 assessment with at least an eighty percent competency
 11 level.
 12 d. The governor or the department shall annually
 13 recognize school districts or schools in this state
 14 that demonstrate a superior level of achievement in
 15 financial literacy as determined by at least eighty
 16 percent of their enrolled students in grades eleven
 17 and twelve or in grade twelve having completed the
 18 assessment with at least an eighty percent competency
 19 level. The governor or the department shall annually
 20 recognize school districts or schools in this state
 21 that demonstrate a superior level of achievement in
 22 financial literacy as champions of financial literacy.
 23 Sec. 3. IMPLEMENTATION. The department of
 24 education shall develop and implement the program
 25 provided for in this Act and select and provide the
 26 assessment provided for in this Act for use by school
 27 districts and schools by March 1, 2015.>
 28 2. Title page, line 4, after <students> by
 29 inserting <and including implementation provisions>

TOD R. BOWMAN
 ROBY SMITH

S-5032

- 1 Amend Senate File 2248 as follows:
 2 1. Page 1, by striking lines 17 through 20 and
 3 inserting:
 4 <b. The cost of completing an inventory of ash
 5 trees for local governments and for property owners in
 6 urban and rural settings.
 7 c. The cost of removal of ash trees for local

- 8 governments and for property owners in urban and rural
9 settings.>
- 10 2. Page 1, by striking lines 23 and 24 and
11 inserting:
- 12 <e. The cost of replacing ash trees for local
13 governments and for property owners in urban and rural
14 settings with a focus on providing for a diversity of
15 tree species.>
- 16 3. Page 2, after line 33 by inserting:
- 17 <(21) One representative of the Iowa chapter of the
18 sierra club.
19 (22) One representative of county conservation
20 directors in Iowa.>
- 21 4. By renumbering, redesignating, and correcting
22 internal references as necessary.

JOE BOLKCOM

S-5033

- 1 Amend Senate File 2200 as follows:
- 2 1. By striking page 2, line 14, through page 3,
3 line 5, and inserting
- 4 <Sec. ___. Section 490.1620, Code 2014, is amended
5 to read as follows:
- 6 **490.1620 Financial statements for shareholders.**
- 7 1. ~~A~~ Except as provided in subsection 4, a
8 corporation shall ~~deliver~~ prepare and make available
9 to its shareholders, as provided in subsection 3,
- 10 annual financial statements, which may be consolidated
11 or combined statements of the corporation and one or
12 more of its subsidiaries, as appropriate, that include
13 a balance sheet as of the end of the fiscal year, an
14 income statement for that year, and a statement of
15 changes in shareholders' equity for the year unless
16 that information appears elsewhere in the financial
17 statements. If financial statements are prepared for
18 the corporation on the basis of generally accepted
19 accounting principles, the annual financial statements
20 must also be prepared on that basis.
- 21 2. If the annual financial statements are reported
22 upon by a public accountant, the report must accompany
23 them. If not, the statements must be accompanied by a
24 statement of the president or the person responsible
25 for the corporation's accounting records which does all
26 of the following:
- 27 a. States such person's reasonable belief whether
28 the statements were prepared on the basis of generally
29 accepted accounting principles and, if not, describing
30 the basis of preparation.
- 31 b. Describes any respects in which the statements
32 were not prepared on a basis of accounting consistent

33 with the statements prepared for the preceding year.
 34 3. Within one hundred twenty days after the close
 35 of each fiscal year, the corporation shall ~~send~~
 36 deliver the annual financial statements described
 37 in subsections 1 and 2 to each any person who was a
 38 shareholder of the corporation at the end of such
 39 fiscal year. Thereafter, on written request from
 40 a shareholder to whom the statements were not ~~sent~~
 41 delivered, the corporation shall ~~send~~ deliver to the
 42 shareholder the latest financial statements. A public
 43 The corporation may fulfill its responsibilities
 44 obligation to deliver the financial statements under
 45 this section this subsection by any of the following
 46 methods:
 47 a. By any means authorized under section 490.141.
 48 b. By making the financial statements available
 49 to a shareholder via internet access without charge
 50 notwithstanding the lack of consent otherwise required

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1 by section 490.141, subsection 10, paragraph "b" and by
 2 notifying the shareholder of instructions for access.
 3 c. If the corporation is a public corporation,
 4 by delivering the specified financial statements,
 5 or otherwise making them available, in any manner
 6 permitted by the applicable rules and regulations of
 7 the United States securities and exchange commission.
 8 d. If the corporation is not a public corporation,
 9 by filing annual financial reports in compliance with
 10 state or federal law, provided that such reports meet
 11 all the following requirements:
 12 (1) Contain a balance sheet as of the end of the
 13 fiscal year and an income statement for that fiscal
 14 year.
 15 (2) Are required by state or federal law to be
 16 filed with a state or federal agency within one hundred
 17 twenty days after the close of each fiscal year.
 18 (3) Are available to the public, including via
 19 internet access, without charge.
 20 4. A corporation with fewer than one hundred
 21 shareholders as of the end of the corporation's fiscal
 22 year, or that operates on a cooperative basis as
 23 defined under 26 U.S.C. § 1381, shall be excused from
 24 complying with this section if the corporation prepares
 25 annual financial statements, which may be consolidated
 26 or combined statements of the corporation and one or
 27 more of its subsidiaries, as appropriate, that include
 28 a balance sheet as of the end of the fiscal year and an
 29 income statement for that fiscal year. Upon written
 30 request from a shareholder, the corporation shall, at
 31 its expense, deliver to the shareholder the requested

32 financial statements as provided in subsection
 33 3. paragraph "a" or "b". If the annual financial
 34 statements are reported upon by a public accountant,
 35 the report must accompany them.>
 36 2. By renumbering as necessary.

CHARLES SCHNEIDER

S-5034

1 Amend Senate File 2285 as follows:
 2 1. Page 1, line 8, by striking <and mental health>
 3 and inserting <behavioral, and mental health and
 4 wellness>
 5 2. Page 1, by striking lines 9 through 12 and
 6 inserting <needs such as food security, appropriate
 7 nutrition, safe and quality child care settings,
 8 and safe and stable housing, neighborhoods, and
 9 home environments; and promotion of healthy, active
 10 lifestyles by addressing adverse childhood events,
 11 reducing exposures to environmental toxins, decreasing
 12 exposures to violence, advancing tobacco-free and drug
 13 abuse-free living, increasing immunization rates, and
 14 improving family well-being.>
 15 3. Page 1, line 13, after <force> by inserting <,
 16 including members who are child health experts external
 17 to the department,>

JANET PETERSEN
 WILLIAM A. DOTZLER, JR.

S-5035

1 Amend Senate File 2242 as follows:
 2 1. Page 1, line 1, by striking <subsection 1> and
 3 inserting <subsections 1 and 3>
 4 2. Page 1, line 1, by striking <is> and inserting
 5 <are>
 6 3. Page 1, line 4, after <States> by inserting <or
 7 "eligible service member">
 8 4. Page 1, line 5, after <was> by inserting <,if
 9 discharged under honorable conditions,>
 10 5. Page 1, line 11, after <States> by inserting
 11 <or "eligible service member">
 12 6. Page 1, after line 18 by inserting:
 13 <3. The program shall be administered by the
 14 authority and shall provide loans, grants, or other
 15 assistance to ~~persons who are or were eligible~~ service
 16 ~~members of the armed forces of the United States.~~ In
 17 the event an eligible service member is deceased,
 18 the surviving spouse of the eligible member shall be
 19 eligible for assistance under the program, subject to

20 the surviving spouse meeting the program's eligibility
 21 requirements other than the military service
 22 requirement. In addition, a person eligible for the
 23 program under this section may participate in other
 24 loan and grant programs of the authority, provided the
 25 person meets the requirements of those programs.>
 26 7. Page 1, line 19, by striking <paragraph b> and
 27 inserting <paragraphs a and b>
 28 8. Page 1, line 20, by striking <is> and inserting
 29 <are>
 30 9. Page 1, after line 20 by inserting:
 31 <a. The person eligible for the program shall, for
 32 financed home purchases that close on or after July 1,
 33 2008, use a lender that participates in the authority's
 34 applicable first mortgage financing programs for
 35 homebuyers or a lender approved by the authority under
 36 subsection 5.>
 37 10. Page 1, lines 23 and 24, by striking <other
 38 applicable> and inserting <other applicable first
 39 mortgage financing>
 40 11. Page 1, by striking line 25 and inserting:
 41 <(2) Notwithstanding subparagraph (1), a person an
 42 eligible service member who qualifies for>
 43 12. Page 1, line 26, by striking <other applicable>
 44 and inserting <other applicable first mortgage
 45 financing>
 46 13. Page 1, line 28, before <programs> by inserting
 47 <first mortgage financing>
 48 14. Page 1, line 30, by striking <person> and
 49 inserting <service member who qualifies for one of the
 50 authority's first mortgage financing programs>

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1 15. By striking page 1, line 32, through page
 2 2, line 2, and inserting <first mortgage financing
 3 programs for homebuyers if all of the following apply:
 4 (a) The financing is offered by a lender that
 5 participates in one of the authority's first mortgage
 6 financing programs for homebuyers or by a lender
 7 approved pursuant to subsection 5.
 8 (b) The authority determines that:
 9 (i) Under the circumstances, requiring the eligible
 10 service member to use one of the authority's first
 11 mortgage financing programs for homebuyers would be a
 12 hardship for the eligible service member.
 13 (ii) The offered financing would be economically
 14 feasible and financially advantageous for the eligible
 15 service member.>

S-5036

- 1 Amend Senate File 2239 as follows:
- 2 1. Page 3, line 2, by striking <726.25> and
3 inserting <726.24>
- 4 2. Page 4, lines 21 and 22, by striking
5 <prevention, detection, and reporting> and inserting
6 <prevention and detection>
- 7 3. Page 4, line 28, by striking <network> and
8 inserting <collaborative>
- 9 4. Page 4, line 30, by striking <network> and
10 inserting <local collaborative>
- 11 5. Page 5, line 1, by striking <network> and
12 inserting <local collaborative>
- 13 6. Page 5, line 9, after <abuse.> by inserting
14 <The primary point of entry shall be implemented in a
15 manner that does not conflict with existing mandatory
16 and permissive reporting provisions specified under
17 chapters 235B and 235E.>
- 18 7. Page 5, by striking lines 13 through 19 and
19 inserting:
20 <5. The program shall include a component that
21 utilizes the local collaborative to provide a
22 coordinated response to referrals of suspected elder
23 abuse. Any referral of suspected elder abuse received
24 by the program may be transmitted to the office of the
25 attorney general and the appropriate law enforcement
26 agency and county attorney. The program shall
27 cooperate with and provide information to the office
28 of the attorney general, law enforcement agencies, and
29 county attorneys upon request.>
- 30 8. Page 21, line 15, by striking <714.2A,>
- 31 9. By striking page 26, line 16, through page 27,
32 line 14.
- 33 10. By striking page 27, line 15, through page 28,
34 line 29.
- 35 11. Page 28, line 30, by striking <726.25> and
36 inserting <726.24>
- 37 12. Page 31, line 4, by striking <726.26> and
38 inserting <726.25>
- 39 13. Page 33, by striking line 16 and inserting
40 <that includes sections 726.24 and 726.25, as enacted>
- 41 14. Page 33, line 21, by striking <726.27> and
42 inserting <726.26>
- 43 15. Page 33, line 22, by striking <726.28> and
44 inserting <726.27>
- 45 16. Page 37, lines 16 and 17, by striking <theft
46 against an older individual,>
- 47 17. Page 37, line 19, by striking <714.2A,>
- 48 18. By striking page 37, line 32, through page 38,
49 line 2.
- 50 19. By renumbering, redesignating, and correcting

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1 internal references as necessary.

MARY JO WILHELM
ROBERT E. DVORSKY

S-5037

1 Amend the amendment, S-5035, to Senate File 2242 as
2 follows:

3 1. Page 2, by striking lines 8 through 15 and
4 inserting:

5 <(b) The authority determines that the offered
6 financing would be economically feasible and
7 financially advantageous for the eligible service
8 member.>

9 2. By renumbering as necessary.

JEFF DANIELSON
ROBY SMITH

S-5038

1 Amend Senate File 2258 as follows:

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

4 Section 1. SHORT TITLE. This Act shall be known
5 and may be cited as the "Champion of Financial Literacy
6 Act of 2014".

7 Sec. 2. Section 256.9, Code 2014, is amended by
8 adding the following new subsection:

9 NEW SUBSECTION. 65. a. Develop and implement a
10 voluntary program to recognize school districts and
11 nonpublic schools that participate in programs that
12 promote financial literacy for high school students and
13 that have the following characteristics:

14 (1) Capability for implementation without cost to
15 students or school districts or schools.

16 (2) Capability for implementation using both
17 existing instructional time or time outside of the
18 school day.

19 (3) Capability for implementation as both a new
20 curriculum component or as a complement to existing
21 curriculum components.

22 (4) Inclusion of a money management system for
23 students.

24 (5) Inclusion of curriculum and supporting
25 materials that can be personalized for students and
26 that were developed through partnerships with financial
27 literacy experts in the public, private, or nonprofit
28 sector.

29 (6) Inclusion of newsletters that provide family
30 members with weekly savings information and the
31 opportunity to participate in their children's
32 activities in the program.

33 *b.* The department shall maintain on its internet
34 site a list of resources to assist school districts
35 and nonpublic schools in participating in programs
36 developed and implemented pursuant to paragraph "a" and
37 achieving a superior level of financial literacy as
38 determined under paragraph "e".

39 *c.* The department shall select and make available
40 one or more voluntary assessments that measure student
41 achievement, based on the program developed and
42 implemented pursuant to paragraph "a", for use by
43 school districts and schools. The department shall
44 announce the selection of the assessment or assessments
45 annually by August 1.

46 *d.* The governor or the department shall annually
47 acknowledge school districts or schools in this state
48 that demonstrate a proficient level of achievement in
49 financial literacy as determined by at least seventy
50 percent of their enrolled students in grades eleven

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1 and twelve or in grade twelve having completed an
2 assessment with at least an eighty percent competency
3 level.

4 *e.* The governor or the department shall annually
5 recognize school districts or schools in this state
6 that demonstrate a superior level of achievement in
7 financial literacy as determined by at least eighty
8 percent of their enrolled students in grades eleven
9 and twelve or in grade twelve having completed an
10 assessment with at least an eighty percent competency
11 level. The governor or the department shall annually
12 recognize school districts or schools in this state
13 that demonstrate a superior level of achievement in
14 financial literacy as champions of financial literacy.

15 **Sec. 3. IMPLEMENTATION.** The department of
16 education shall develop and implement the program
17 provided for in this Act and select and provide the
18 assessment or assessments provided for in this Act for
19 use by school districts and schools by March 1, 2015.>

20 2. Title page, line 2, by striking <accredited>

21 3. Title page, line 4, after <students> by
22 inserting <and including implementation provisions>

TOD R. BOWMAN
ROBY SMITH

S-5039

1 Amend Senate File 2262 as follows:
 2 1. Page 1, lines 1 and 2, by striking **<and**
 3 **mitigation>**
 4 2. By striking page 1, line 14, through page 2,
 5 line 11, and inserting **<attendance center.>**
 6 3. Page 2, by striking lines 16 through 25 and
 7 inserting:
 8 **<__.** Radon testing pursuant to this section
 9 conducted on and after July 1, 2016, shall be conducted
 10 as prescribed by the department of public health
 11 and shall be conducted by a person certified to
 12 conduct such testing pursuant to section 136B.1. The
 13 department of public health shall maintain and make
 14 available to school districts a list of such certified
 15 persons.
 16 **__.** *a.* The department of public health and the
 17 department of education shall each adopt rules to
 18 jointly administer this section.
 19 *b.* In consultation with appropriate stakeholders,
 20 the department of public health shall adopt rules
 21 establishing standards for radon testing at attendance
 22 centers pursuant to this Act by July 1, 2016. Such
 23 standards shall include but are not limited to training
 24 requirements for persons certified by the department to
 25 conduct such testing and best practices for conducting
 26 such testing.>
 27 4. Page 2, line 28, by striking **<and radon**
 28 **mitigation>**
 29 5. Page 3, line 1, by striking **<and radon**
 30 **mitigation>**
 31 6. Title page, line 1, by striking **<and mitigation**
 32 **in public schools>** and inserting **<in public schools and**
 33 **including applicability provisions>**
 34 7. By renumbering, redesignating, and correcting
 35 internal references as necessary.

TOD R. BOWMAN

S-5040

1 Amend Senate File 2309 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. Section 902.1, subsection 2, Code 2014,
 5 is amended by striking the subsection and inserting in
 6 lieu thereof the following:
 7 2. *a.* Notwithstanding subsection 1, a person
 8 convicted of murder in the first degree in violation of
 9 section 707.2, who was under the age of eighteen at the
 10 time the offense was committed shall receive one of the

11 following sentences:

12 (1) Commitment into the custody of the director
13 of the department of corrections for the rest of the
14 defendant's life with no possibility of parole unless
15 the governor commutes the sentence to a term of years.

16 (2) (a) Commitment into the custody of the
17 director of the department of corrections for the
18 rest of the defendant's life with the possibility of
19 parole after serving a minimum term of confinement of
20 thirty-five years.

21 (b) Earned time shall not reduce the mandatory
22 minimum term of confinement under this subparagraph.

23 b. (1) The prosecuting attorney shall provide
24 reasonable notice to the defendant, after conviction
25 and prior to sentencing, of the state's intention to
26 seek a life sentence with no possibility of parole
27 under paragraph "a", subparagraph (1).

28 (2) In determining which sentence to impose, the
29 court shall consider all circumstances including but
30 not limited to the following:

31 (a) The impact of the offense on each victim, as
32 defined in section 915.10, through the use of a victim
33 impact statement, as defined in section 915.10, under
34 any format permitted by section 915.13. The victim
35 impact statement may include comment on the sentence
36 of the defendant.

37 (b) The impact of the offense on the community.

38 (c) The threat to the safety of the public or any
39 individual posed by the defendant.

40 (d) The degree of participation in the offense by
41 the defendant.

42 (e) The nature of the offense.

43 (f) The defendant's remorse.

44 (g) The defendant's acceptance of responsibility.

45 (h) The severity of the offense, including any of
46 the following:

47 (i) The commission of the offense while
48 participating in another felony.

49 (ii) The number of victims.

50 (iii) The heinous, brutal, cruel manner of the

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1 offense, including whether the offense was the result
2 of torture.

3 (iv) The capacity of the defendant to appreciate
4 the criminality of the conduct.

5 (i) Whether the ability to conform the defendant's
6 conduct with the requirements of the law was
7 substantially impaired.

8 (j) The level of maturity of the defendant.

9 (k) The intellectual and mental capacity of the

10 defendant.

11 (l) The nature and extent of any prior juvenile
12 or criminal history of the defendant, including
13 the success or failure of previous attempts at
14 rehabilitation.

15 (m) The mental history of the defendant.

16 (n) The level of compulsion, duress, or influence
17 exerted upon the defendant, but not to such an extent
18 as to constitute a defense.

19 (o) The likelihood of the commission of further
20 offenses by the defendant.

21 (p) The chronological age of the defendant and the
22 features of youth, including immaturity, impetuosity,
23 and failure to appreciate risks and consequences.

24 (q) The family and home environment that surrounded
25 the defendant.

26 (r) The circumstances of the offense including
27 the extent of the defendant's participation in the
28 conduct and the way familial and peer pressure may have
29 affected the defendant.

30 (s) The incompetencies associated with youth,
31 including but not limited to the defendant's inability
32 to deal with police officers or the prosecution or
33 the defendant's incapacity to assist the defendant's
34 attorney in the defendant's defense.

35 (t) The possibility of rehabilitation.

36 (u) Any other information considered relevant by
37 the sentencing court.

38 (3) The court may consider evidence presented
39 at trial and additional evidence presented by the
40 prosecution or defense at the sentencing hearing. The
41 court shall specify on the record the circumstances
42 considered by the court and the reasons supporting the
43 sentence imposed.

44 Sec. 2. Section 902.1, Code 2014, is amended by
45 adding the following new subsections:

46 NEW SUBSECTION. 3. Notwithstanding subsections
47 1 and 2, a person convicted of a class "A" felony,
48 other than murder in the first degree in violation of
49 section 707.2, who was under the age of eighteen at the
50 time the offense was committed shall be eligible for

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1 parole after serving a minimum term of confinement of
2 twenty-five years.

3 NEW SUBSECTION. 4. *a.* If a person is paroled
4 pursuant to subsection 2 or 3, the person shall be
5 subject to the same set of procedures set out in
6 chapters 901B, 905, 906, and 908, and rules adopted
7 under those chapters for persons on parole.

8 *b.* Earned time shall not reduce the mandatory

9 minimum term of confinement under this subsection.
 10 Sec. 3. RETROACTIVE APPLICABILITY. The sentencing
 11 provisions of this Act shall apply to a person who was
 12 convicted of a class "A" felony prior to, on, or after
 13 the effective date of this Act and who was under the
 14 age of eighteen at the time the offense was committed.
 15 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being
 16 deemed of immediate importance, takes effect upon
 17 enactment.>
 18 2. Title page, line 2, after <juveniles> by
 19 inserting <, and including effective date and
 20 retroactive applicability provisions>

JULIAN B. GARRETT

S-5041

1 Amend Senate File 2328 as follows:
 2 1. Page 4, line 15, by striking <is consistent> and
 3 inserting <are consistent>
 4 2. Page 5, line 3, after <authority.> by inserting
 5 <The division may also be referred to as Iowa title
 6 guaranty.>
 7 3. Page 5, line 7, before <board> by inserting
 8 <division>
 9 4. Page 5, line 13, before <board> by inserting
 10 <division>
 11 5. Page 5, lines 21 and 22, by striking <displaced
 12 farmers,>
 13 6. Page 5, line 31, by striking <such>
 14 7. Page 6, by striking lines 24 and 25 and
 15 inserting:
 16 <1. The powers of the agricultural development
 17 division>
 18 8. Page 6, line 32, by striking <Iowa finance>
 19 9. Page 7, line 4, by striking <Iowa finance>
 20 10. Page 8, line 6, by striking <Iowa finance>
 21 11. Page 10, lines 27 and 28, by striking <Iowa
 22 finance>
 23 12. Page 10, line 30, by striking <Iowa finance>
 24 13. Page 11, line 15, by striking <Iowa finance>
 25 14. Page 11, line 27, by striking <Iowa finance>
 26 15. Page 12, line 2, by striking <Iowa finance>
 27 16. Page 14, line 29, by striking <selection> and
 28 inserting <the selection>
 29 17. Page 15, by striking lines 11 through 14.
 30 18. Page 17, line 19, by striking <subchapter,> and
 31 inserting <subchapter>
 32 19. Page 17, line 27, by striking <A complete
 33 report shall include> and inserting <The complete
 34 annual report shall contain>
 35 20. Page 19, line 1, by striking <Iowa finance>

- 36 21. By striking page 23, line 23, through page 24,
37 line 19.
- 38 22. By striking page 24, line 20, through page 25,
39 line 21.
- 40 23. Page 27, line 30, by striking <which>
- 41 24. Page 39, line 15, by striking <under the
42 authority of the Iowa finance> and inserting <under the
43 control of the>
- 44 25. Page 39, line 25, by striking <Iowa finance>
- 45 26. By striking page 40, line 32, through page 41,
46 line 3.
- 47 27. Page 41, line 21, by striking <Iowa finance>
- 48 28. Page 52, line 21, before <any> by inserting
49 <that>
- 50 29. Page 52, line 23, by striking <its prior> and

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- 1 inserting <the authority's prior>
- 2 30. Page 52, line 23, by striking <consent> and
3 inserting <consent,>
- 4 31. Page 52, line 25, by striking <its prior> and
5 inserting <the authority's prior>
- 6 32. Page 53, line 21, by striking <the beginning>
7 and inserting <a beginning>
- 8 33. Page 53, line 23, by striking <furnish> and
9 inserting <to furnish>
- 10 34. Page 56, line 2, by striking <improvements> and
11 inserting <improvements,>
- 12 35. Page 56, line 8, by striking <must> and
13 inserting <shall>
- 14 36. Page 58, line 1, by striking <attached to> and
15 inserting <included with>
- 16 37. Page 62, line 10, by striking <attached to> and
17 inserting <included with>
- 18 38. Page 64, lines 20 and 21, by striking <notes
19 and investments thereon> and inserting <notes, and the
20 investments on the proceeds,>
- 21 39. Page 69, line 12, by striking <Iowa finance>
22 and inserting <~~Iowa finance~~>
- 23 40. Page 70, by striking lines 15 and 16 and
24 inserting:
- 25 <Sec. __. Section 16.105, subsection 13, Code
26 2014, is amended by striking the subsection.>
- 27 41. Page 78, lines 9 and 10, by striking <sections
28 16.26 and 16.27 as amended in this Act,> and inserting
29 <section 16.26 as amended in this Act, section 16.27,>
- 30 42. Page 78, lines 23 and 24, by striking <and
31 sections 16.55 through> and inserting <reserved section
32 16.55, and sections 16.56 and>
- 33 43. Page 79, lines 6 and 7, by striking <and
34 sections 16.55 through> and inserting <reserved section

35 16.55, and sections 16.56 and>
 36 44. Page 88, line 31, by striking <attached to> and
 37 inserting <included with>
 38 45. By renumbering as necessary.

JEFF DANIELSON

S-5042

1 Amend Senate File 2301 as follows:
 2 1. By striking page 4, line 24, through page 5,
 3 line 5, and inserting <the polls close on election day
 4 or, for a voter included within the term “armed forces
 5 of the United States” under section 53.37, be clearly
 6 postmarked by an officially authorized postal service
 7 not later than the day before the election and received
 8 by the commissioner not later than noon on the Monday
 9 following the election.>
 10 2. By renumbering as necessary.

RANDY FEENSTRA
 MARK CHELGREN

S-5043

1 Amend Senate File 2262 as follows:
 2 1. Page 2, by striking line 15 and inserting <of
 3 public health within five days. The department of
 4 public health shall publish the submitted results on
 5 the department’s internet site for public review and
 6 shall provide the submitted results to the department
 7 of education.>

TOD R. BOWMAN

S-5044

1 Amend Senate File 2289 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. Section 321.210, subsection 2,
 5 paragraph e, Code 2014, is amended by striking the
 6 paragraph.
 7 Sec. 2. Section 321.276, subsections 1 and 2, Code
 8 2014, are amended to read as follows:
 9 1. For purposes of this section:
 10 a. “Engage in a call” means talking or listening
 11 on a mobile telephone or other portable electronic
 12 communication device.
 13 b. ~~“Hand held electronic~~ “Electronic communication
 14 device” means a mobile telephone, portable or mobile
 15 computer, or other portable electronic ~~communication~~

16 device capable of being used to ~~write~~ compose, send,
 17 or read ~~a text~~ an electronic message. ~~“Hand-held~~
 18 ~~electronic~~ “Electronic communication device” does not
 19 include a voice-operated or hands-free device which
 20 allows the user to ~~write~~ compose, send, or read ~~a text~~
 21 an electronic message without the use of either hand
 22 except to activate or deactivate a feature or function.
 23 ~~“Hand-held electronic~~ “Electronic communication device”
 24 does not include a wireless communication device used
 25 to transmit or receive data as part of a digital
 26 dispatch system. ~~“Hand-held electronic~~ “Electronic
 27 communication device” includes a device which is
 28 temporarily mounted inside the motor vehicle, unless
 29 the device is a voice-operated or hands-free device.
 30 c. ~~“Text~~ “Electronic message” means a self-contained
 31 piece of digital communication that is designed
 32 or intended or be transmitted by electronic means.
 33 “Electronic message” includes but is not limited to a
 34 text-based message, an instant message, ~~and electronic~~
 35 mail an electronic mail message, and a communication
 36 designed to initiate access to an internet site.
 37 d. The terms ~~“write”~~ “compose”, ~~“send”~~, and ~~“read”~~,
 38 with respect to ~~a text~~ an electronic message, mean the
 39 manual entry, transmission, and retrieval of ~~a text~~ an
 40 electronic message, respectively, to communicate with
 41 any other person or device.
 42 2. A person shall not use ~~a hand-held~~ an electronic
 43 communication device to ~~write~~ compose, send, or read
 44 ~~a text~~ an electronic message while driving a motor
 45 vehicle unless the motor vehicle is at a complete stop
 46 off the traveled portion of the roadway.
 47 a. A person does not violate this section by using
 48 a global positioning system or navigation system
 49 or when, for the purpose of engaging in a call,
 50 the person selects or enters a telephone number or

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1 name in a hand-held mobile telephone or activates,
 2 deactivates, or initiates a function of a hand-held
 3 mobile telephone.
 4 b. The provisions of this subsection relating to
 5 reading ~~a text~~ an electronic message do not apply to
 6 the following persons:
 7 (1) A member of a public safety agency, as defined
 8 in section 34.1, performing official duties.
 9 (2) A health care professional in the course of an
 10 emergency situation.
 11 (3) A person receiving safety-related information
 12 including emergency, traffic, or weather alerts.
 13 Sec. 3. Section 321.276, subsection 4, Code 2014,
 14 is amended to read as follows:

15 4. ~~4.~~ A person convicted of a violation of this
 16 section is guilty of a simple misdemeanor punishable as
 17 a scheduled violation under section 805.8A, subsection
 18 ~~14 6,~~ paragraph ~~"f"~~ "0c".

19 ~~b.~~ A violation of this section shall not be
 20 considered a moving violation for purposes of this
 21 chapter or rules adopted pursuant to this chapter.

22 Sec. 4. Section 321.276, subsection 5, Code 2014,
 23 is amended by striking the subsection.

24 Sec. 5. Section 321.555, subsection 2, Code 2014,
 25 is amended to read as follows:

26 2. Six or more of any separate and distinct
 27 offenses within a two-year period in the operation of a
 28 motor vehicle, which are required to be reported to the
 29 department by section 321.491 or chapter 321C, except
 30 equipment violations, parking violations as defined
 31 in section 321.210, violations of registration laws,
 32 violations of sections 321.445 and 321.446, ~~violations~~
 33 ~~of section 321.276,~~ operating a vehicle with an expired
 34 license or permit, failure to appear, weights and
 35 measures violations and speeding violations of less
 36 than fifteen miles per hour over the legal speed limit.

37 Sec. 6. Section 805.8A, subsection 6, Code 2014, is
 38 amended by adding the following new paragraph:
 39 NEW PARAGRAPH. *0c.* Section 321.276..... \$30

40 Sec. 7. Section 805.8A, subsection 14, paragraph 1,
 41 Code 2014, is amended by striking the paragraph.>

42 2. Title page, line 1, by striking <texting while
 43 driving as> and inserting <electronic messaging while
 44 driving as a moving violation and>

45 3. Title page, line 2, after <enforcement> by
 46 inserting <, and making penalties applicable>

47 4. By renumbering as necessary.

TOD R. BOWMAN

S-5045

HOUSE AMENDMENT TO
 SENATE FILE 2056

1 Amend Senate File 2056, as passed by the Senate, as
 2 follows:

3 1. Page 1, before line 1 by inserting:

4 Section 1. Section 257.3, subsection 2, paragraph
 5 d, Code 2014, is amended to read as follows:

6 *d.* For purposes of this section, a reorganized
 7 school district is one which absorbs at least thirty
 8 percent of the enrollment of the school district
 9 affected by a reorganization or dissolved during
 10 a dissolution and in which action to bring about a
 11 reorganization or dissolution is initiated by a vote

12 of the board of directors or jointly by the affected
 13 boards of directors to take effect on or after July
 14 1, 2007, and on or before July 1, ~~2014~~ 2019. Each
 15 district which initiated, by a vote of the board of
 16 directors or jointly by the affected boards, action to
 17 bring about a reorganization or dissolution to take
 18 effect on or after July 1, 2007, and on or before July
 19 1, ~~2014~~ 2019, shall certify the date and the nature
 20 of the action taken to the department of education
 21 by January 1 of the year in which the reorganization
 22 or dissolution takes effect. ~~For a reorganization or~~
 23 ~~dissolution that took effect on or after July 1, 2002,~~
 24 ~~and on or before July 1, 2006, the reorganized school~~
 25 ~~district shall continue to receive the benefits of~~
 26 ~~paragraphs "a" and "b" of this subsection for the time~~
 27 ~~specified in those paragraphs.>~~

28 2. Page 1, after line 22 by inserting:
 29 <Sec. __. Section 257.11, subsection 5, Code 2014,
 30 is amended by striking the subsection.

31 Sec. __. Section 257.11A, Code 2014, is amended to
 32 read as follows:

33 **257.11A Supplementary weighting and school**
 34 **reorganization.**

35 1. In determining weighted enrollment under section
 36 257.6, if the board of directors of a school district
 37 has approved a contract for sharing pursuant to section
 38 257.11 and the school district has approved an action
 39 to bring about a reorganization to take effect on and
 40 after July 1, 2007, and on or before July 1, ~~2014~~
 41 2019, the reorganized school district shall include,
 42 for a period of three years following the effective
 43 date of the reorganization, additional pupils added by
 44 the application of the supplementary weighting plan,
 45 equal to the pupils added by the application of the
 46 supplementary weighting plan in the year preceding the
 47 reorganization. For the purposes of this subsection,
 48 the weighted enrollment for the period of three
 49 years following the effective date of reorganization
 50 shall include the supplementary weighting in the base

Page 2

1 year used for determining the combined district cost
 2 for the first year of the reorganization. However,
 3 the weighting shall be reduced by the supplementary
 4 weighting added for a pupil whose residency is not
 5 within the reorganized district.

6 2. For purposes of this section, a reorganized
 7 district is one in which the reorganization was
 8 approved in an election pursuant to sections 275.18
 9 and 275.20 and takes effect on or after July 1, 2007,
 10 and on or before July 1, ~~2014~~ 2019. Each district

11 which initiates, by a vote of the board of directors or
 12 jointly by the affected boards, action to bring about
 13 a reorganization or dissolution to take effect on or
 14 after July 1, 2007, and on or before July 1, ~~2014~~ 2019,
 15 shall certify the date and the nature of the action
 16 taken to the department of education by January 1 of
 17 the year in which the reorganization or dissolution
 18 takes effect.

19 3. A school district shall be eligible for a
 20 combined maximum total of six years of supplementary
 21 weighting under the provisions of this section and
 22 section 257.11, subsection 2, paragraph "c". ~~A school~~
 23 ~~district participating in a whole grade sharing~~
 24 ~~arrangement during the budget year beginning July 1,~~
 25 ~~2001, that adopted a resolution jointly with other~~
 26 ~~affected boards to study the question of undergoing~~
 27 ~~a reorganization or dissolution to take effect on or~~
 28 ~~after July 1, 2002, and on or before July 1, 2006,~~
 29 ~~shall continue to receive the supplementary weighting~~
 30 ~~to which it was entitled pursuant to the provisions~~
 31 ~~of this section and section 257.11, subsection 2,~~
 32 ~~paragraph "c".>~~

33 3. Title page, by striking lines 1 and 2 and
 34 inserting <An act relating to incentives for whole
 35 grade sharing and reorganization or dissolution by
 36 school districts.>

S-5046

- 1 Amend Senate File 2204 as follows:
- 2 1. Page 1, by striking lines 10 through 17.
- 3 2. Page 1, line 22, by striking <benefits> and
- 4 inserting <benefit>
- 5 3. Page 2, by striking lines 16 through 22.
- 6 4. Title page, line 1, by striking <benefits> and
- 7 inserting <benefit>
- 8 5. By renumbering as necessary.

MATT McCOY

S-5047

- 1 Amend House File 2297, as passed by the House, as
- 2 follows:
- 3 1. Page 1, line 14, by striking <benefit> and
- 4 inserting <benefits>
- 5 2. Title page, line 1, by striking <benefit> and
- 6 inserting <benefits>

MATT McCOY

S-5048

- 1 Amend Senate File 2298 as follows:
- 2 1. Page 1, lines 9 and 10, by striking <for at
- 3 least the six consecutive months>

JANET PETERSEN

S-5049

- 1 Amend Senate File 2299 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 Section 1. Section 321J.2, subsection 3, paragraph
- 4 c, unnumbered paragraph 1, Code 2014, is amended to
- 5 read as follows:
- 6 Assessment of a fine of one thousand two hundred
- 7 fifty dollars. However, ~~in the discretion of the~~
- 8 ~~court~~, if no personal ~~or property~~ injury has resulted
- 9 from the defendant’s actions, the court ~~may shall~~ waive
- 10 ~~up to~~ six hundred twenty-five dollars of the fine when
- 11 the defendant presents to the court ~~at the end of the~~
- 12 ~~minimum period of ineligibility~~ a temporary restricted
- 13 license issued pursuant to section 321J.20.>
- 14 2. Page 8, after line 7 by inserting:
- 15 <d. For purposes of paragraphs “b” and “c”, an
- 16 “event” means an attempt to start a motor vehicle in
- 17 which the ignition interlock device is installed with
- 18 a breath alcohol concentration of .04 or above three
- 19 times within a fifteen-minute period.>
- 20 3. Page 8, before line 8 by inserting:
- 21 <Sec. __. **NEW SECTION. 321J.17A Ignition**
- 22 **interlock device providers — low-income rate costs.**
- 23 An approved ignition interlock device provider shall
- 24 not charge more than two hundred fifty dollars for
- 25 costs associated with the installation, maintenance,
- 26 and removal of an approved ignition interlock device
- 27 for a six-month period to any of the following persons:
- 28 1. A person with an income equal to or less than
- 29 one hundred fifty percent of the federal poverty level.
- 30 2. A person who qualifies for programs supporting
- 31 low-income persons including but not limited to
- 32 the medical assistance program, the Iowa health and
- 33 wellness plan, the federal food assistance programs,
- 34 and any other state or federal benefit assistance
- 35 program administered by the department of human
- 36 services.>
- 37 4. By renumbering as necessary.

CHRIS BRASE

S-5050

1 Amend Senate File 2250 as follows:

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

4 Section 1. Section 321.1, subsections 89, 92, and
5 93, Code 2014, are amended to read as follows:

6 89. *“Used vehicle parts dealer”* means a person
7 engaged in, or advertising as being engaged in, the
8 business of selling bodies, parts of bodies, frames,
9 or component parts of used vehicles subject to
10 registration under this chapter.

11 92. *“Vehicle rebuilder”* means a person engaged in,
12 or advertising as being engaged in, the business of
13 rebuilding or restoring to operating condition vehicles
14 subject to registration under this chapter, which have
15 been damaged or wrecked.

16 93. *“Vehicle salvager”* means a person engaged in,
17 or advertising as being engaged in, the business of
18 scrapping vehicles, dismantling or storing wrecked
19 or damaged vehicles or selling reusable parts of
20 vehicles or storing vehicles not currently registered
21 which vehicles are subject to registration under this
22 chapter.

23 Sec. 2. Section 321H.2, subsections 6, 8, and 9,
24 Code 2014, are amended to read as follows:

25 6. *“Used vehicle parts dealer”* means a person
26 engaged in, or advertising as being engaged in, the
27 business of selling bodies, parts of bodies, frames,
28 or component parts of used vehicles subject to
29 registration.

30 8. *“Vehicle rebuilder”* means a person engaged in,
31 or advertising as being engaged in, the business of
32 rebuilding or restoring to operating condition vehicles
33 subject to registration which have been damaged or
34 wrecked.

35 9. *“Vehicle salvager”* means a person engaged in,
36 or advertising as being engaged in, the business of
37 scrapping, recycling, dismantling, or storing wrecked
38 or damaged vehicles or selling reusable parts of
39 vehicles or storing vehicles not currently registered
40 which vehicles are vehicles subject to registration.

41 Sec. 3. Section 321H.3, unnumbered paragraph 1,
42 Code 2014, is amended to read as follows:

43 Except for educational institutions; persons
44 licensed as new vehicle dealers under chapter 322;
45 persons engaged in a hobby not for profit; persons
46 engaged in the business of purchasing bodies, parts
47 of bodies, frames, or component parts of vehicles
48 only for sale as scrap metal; insurance companies
49 governed by chapter 515; county mutual insurance
50 associations governed by chapter 518; state mutual

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1 insurance associations governed by chapter 518A; or
 2 persons licensed under the provisions of this chapter
 3 as authorized vehicle recyclers, a person in this state
 4 shall not engage in, or advertise as being engaged in,
 5 the business of any of the following:>
 6 2. Title page, by striking lines 1 and 2 and
 7 inserting <and defining the term “scrapping”>

TOD R. BOWMAN

S-5051

1 Amend Senate File 2321 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. Section 29B.16, Code 2014, is amended
 5 to read as follows:
 6 **29B.16 Jurisdiction of courts-martial in general.**
 7 1. Each force of the state military forces has
 8 court-martial jurisdiction over all persons subject to
 9 this code.
 10 2. Courts-martial have primary jurisdiction of
 11 military offenses as defined in sections 29B.77 through
 12 29B.116 of this code.
 13 Sec. 2. **NEW SECTION. 29B.90A Interference with**
 14 **report of a crime to civilian law enforcement.**
 15 Any person subject to this code shall be punished as
 16 a court-martial may direct if the person does any of
 17 the following:
 18 1. Interferes with or reprises against any member
 19 of the state military forces who has indicated the
 20 intent to make or who has made a report to civilian
 21 law enforcement of a crime listed in section 29B.116A,
 22 subsection 1, where the accused and the victim are
 23 subject to this code at the time of the offense.
 24 2. Fails to cooperate with or obstructs a civilian
 25 law enforcement investigation based upon a report in
 26 subsection 1.
 27 Sec. 3. Section 29B.116, Code 2014, is amended to
 28 read as follows:
 29 **29B.116 General article.**
 30 ~~Though Subject to section 29B.116A, though~~ not
 31 specifically mentioned in this code, all disorders and
 32 neglects to the prejudice of good order and discipline
 33 in the state military forces and all conduct of a
 34 nature to bring discredit upon the state military
 35 forces, of which persons subject to this code may be
 36 guilty, shall be taken cognizance of by a general,
 37 special, or summary court-martial, according to the
 38 nature and degree of the offense, and shall be punished

39 at the discretion of that court. ~~However, cognizance~~
40 ~~shall not be taken of, and jurisdiction shall not be~~
41 ~~extended to, the crimes of murder, manslaughter, sexual~~
42 ~~abuse, robbery, maiming, arson, extortion, assault,~~
43 ~~burglary, or housebreaking, jurisdiction of which is~~
44 ~~reserved to civil courts.~~

45 Sec. 4. NEW SECTION. 29B.116A Jurisdiction of
46 **offenses by civilian courts and notification of civilian**
47 **authorities.**

48 1. *a.* Jurisdiction under this code shall not
49 be extended to the crimes of murder, manslaughter,
50 sexual abuse, robbery, arson, extortion, assault, or

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1 burglary, jurisdiction of which is reserved exclusively
2 to civilian courts.

3 *b.* The term “*civilian criminal offenses*” includes
4 all offenses not defined in this code. Primary
5 jurisdiction over civilian criminal offenses shall be
6 with civilian courts, even when committed by a member
7 of the state military forces while subject to this
8 code.

9 *c.* Where a civilian criminal offense and a military
10 offense defined in this code may be charged based
11 on the same event, concurrent civilian and military
12 jurisdiction shall exist.

13 2. *a.* A commander, who is made aware of an
14 allegation that an offense under subsection 1,
15 paragraph “*a*” or “*b*”, has been committed by a member
16 of the state military forces against another member of
17 the state military forces while both are subject to
18 this code, shall notify local civilian law enforcement
19 authorities without delay.

20 *b.* (1) Regarding an allegation of sexual abuse,
21 the commander shall provide the person making the
22 allegation with written notice of the person’s right
23 to notify local civilian law enforcement authorities
24 independently, as described in subsection 3. The
25 written notice shall include contact information for an
26 appropriate civilian law enforcement authority.

27 (2) Regarding an allegation of sexual abuse, the
28 commander’s obligation to notify under paragraph “*a*”
29 shall not apply to an allegation that is a restricted
30 report, as that term is defined in federal military
31 regulations. The commander’s obligation to notify
32 under paragraph “*a*” shall apply to an allegation of
33 sexual abuse that is an unrestricted report, as that
34 term is defined in federal military regulations. The
35 commander’s written notification under subparagraph
36 (1) shall inform the person making an allegation of
37 sexual abuse that if the person consents to making

38 an unrestricted report that the person is thereby
 39 consenting to the commander notifying an appropriate
 40 civilian law enforcement authority so that such an
 41 authority may initiate an investigation or collect
 42 evidence. The commander's written notification under
 43 subparagraph (1) shall also inform the person making
 44 the allegation that if the person consents to making an
 45 unrestricted report that the person is not required to
 46 speak with civilian law enforcement investigators or
 47 otherwise participate in an investigation by a civilian
 48 law enforcement authority.

49 3. Members of the state military forces who are
 50 victims of offenses described in subsection 1 retain

Page 3

1 the right to notify local civilian law enforcement
 2 authorities independently.

3 Sec. 5. **NEW SECTION. 29B.116B Adjutant general**
 4 **report.**

5 The adjutant general shall report annually, by
 6 January 15, to the governor and to the chairpersons
 7 and ranking members of the general assembly's standing
 8 committees on veterans affairs on the number of
 9 offenses described in section 29B.116A, subsection
 10 1, which have reported to civilian law enforcement
 11 authorities in the prior year, if such offenses were
 12 committed by a member of the state military forces
 13 against another member of the state military forces
 14 while both are subject to this code. The report shall
 15 provide such numbers by type of offense.

16 Sec. 6. Section 803.1, subsection 1, Code 2014, is
 17 amended by adding the following new paragraph:
 18 **NEW PARAGRAPH. f.** The offense is committed by a
 19 member of the state military forces against another
 20 member of the state military forces, both are in a duty
 21 status at the time of the offense, whether inside or
 22 outside the state, and the offense is one for which
 23 civil courts have jurisdiction under section 29B.116A.
 24 However, for those offenses subject to both civilian
 25 and military jurisdiction, civilian jurisdiction shall
 26 not be declined solely on that basis.>

27 2. Title page, by striking lines 1 through 4 and
 28 inserting <An Act relating to jurisdiction over certain
 29 offenses committed by members of the state military
 30 forces, and establishing certain notification and
 31 reporting requirements.>

STEVEN J. SODDERS

S-5052

1 Amend Senate File 2250 as follows:

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

4 Section 1. Section 321.1, subsections 89, 92, and
5 93, Code 2014, are amended to read as follows:

6 89. *“Used vehicle parts dealer”* means a person
7 engaged in, or advertising as being engaged in, the
8 business of selling bodies, parts of bodies, frames,
9 or component parts of used vehicles subject to
10 registration under this chapter.

11 92. *“Vehicle rebuilder”* means a person engaged in,
12 or advertising as being engaged in, the business of
13 rebuilding or restoring to operating condition vehicles
14 subject to registration under this chapter, which have
15 been damaged or wrecked.

16 93. *“Vehicle salvager”* means a person engaged in,
17 or advertising as being engaged in, the business of
18 scrapping vehicles, dismantling or storing wrecked
19 or damaged vehicles or selling reusable parts of
20 vehicles or storing vehicles not currently registered
21 which vehicles are subject to registration under this
22 chapter.

23 Sec. 2. Section 321H.2, subsections 6, 8, and 9,
24 Code 2014, are amended to read as follows:

25 6. *“Used vehicle parts dealer”* means a person
26 engaged in, or advertising as being engaged in, the
27 business of selling bodies, parts of bodies, frames,
28 or component parts of used vehicles subject to
29 registration.

30 8. *“Vehicle rebuilder”* means a person engaged in,
31 or advertising as being engaged in, the business of
32 rebuilding or restoring to operating condition vehicles
33 subject to registration which have been damaged or
34 wrecked.

35 9. *“Vehicle salvager”* means a person engaged in,
36 or advertising as being engaged in, the business of
37 scrapping, recycling, dismantling, or storing wrecked
38 or damaged vehicles or selling reusable parts of
39 vehicles or storing vehicles not currently registered
40 which vehicles are vehicles subject to registration.

41 Sec. 3. Section 321H.3, unnumbered paragraph 1,
42 Code 2014, is amended to read as follows:

43 Except for educational institutions; persons
44 licensed as new vehicle dealers under chapter 322;
45 persons engaged in a hobby not for profit; persons
46 engaged in the business of purchasing bodies, parts
47 of bodies, frames, or component parts of vehicles
48 only for sale as scrap metal; insurance companies
49 governed by chapter 515; county mutual insurance
50 associations governed by chapter 518; state mutual

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1 insurance associations governed by chapter 518A; or
 2 persons licensed under the provisions of this chapter
 3 as authorized vehicle recyclers, a person in this state
 4 shall not engage in, or advertise as being engaged in,
 5 the business of any of the following:>
 6 2. Title page, lines 1 and 2, by striking <and
 7 defining the term “scrapping”>

TOD R. BOWMAN

S-5053

1 Amend Senate File 2284 as follows:
 2 1. Page 1, after line 8 by inserting:
 3 <Sec. __. Section 214.1, subsection 1, Code 2014,
 4 is amended to read as follows:
 5 1. “*Biodiesel*”, “*biodiesel fuel*”, “*biofuel*”, “*diesel*
 6 *fuel*”, “*E-85 gasoline*”, “*ethanol*”, “*gasoline*”, “*motor*
 7 *fuel*”, “*retail dealer*”, “*retail motor fuel site*”, and
 8 “*wholesale dealer*” mean the same as defined in section
 9 214A.1.>
 10 2. Page 1, by striking lines 11 through 34 and
 11 inserting:
 12 <1. A retail dealer operating a retail motor fuel
 13 site shall comply with the applicable requirements of
 14 the Americans with Disabilities Act of 1990, to the
 15 extent required in that Act.
 16 2. *a.* A retail dealer operating a retail motor
 17 fuel site shall offer refueling assistance upon the
 18 request of a customer who is an individual with a
 19 disability, if any of the following applies:
 20 (1) The retail dealer is required to comply with
 21 the provisions of subsection 1.
 22 (2) On or after the effective date of this Act, the
 23 retail dealer modifies or replaces a structure that is
 24 part of the retail motor fuel site, including but not
 25 limited to the exterior or interior of any building,
 26 a motor fuel pump, or a motor fuel storage tank. A
 27 modification does not include a cosmetic improvement
 28 or minor repair.
 29 *b.* A retail dealer shall provide refueling
 30 assistance under paragraph “*a*” by doing all of the
 31 following:
 32 (1) Displaying two signs indicating that the retail
 33 motor fuel site offers refueling assistance consistent
 34 with the Americans with Disabilities Act of 1990 and
 35 this section.
 36 (a) The first sign shall bear the international
 37 symbol of accessibility and be posted in a conspicuous
 38 place that notifies the traveling public that the

39 retail motor fuel site offers refueling assistance to
40 individuals with disabilities. The sign shall be at
41 least eighteen inches in width and twenty-four inches
42 in height.

43 (b) The second sign shall notify customers of
44 the hours that refueling assistance is available.
45 The second sign shall be posted near a motor fuel
46 pump where a call button is located as provided in
47 subparagraph (2) and be easily readable by customers.
48 The sign shall be nine inches in width and nine inches
49 in height.

50 (2) Installing and maintaining at least one large

Page 2

1 call button that is accessible by a customer who may
2 request refueling assistance during the hours posted.

3 (a) A call button shall be located near each
4 motor fuel pump that dispenses a type of motor fuel
5 classified as diesel fuel, gasoline, or E-85 gasoline.
6 However, a call button is not required to be located
7 near a motor fuel pump that dispenses a type of motor
8 fuel if the call button is also near a motor fuel pump
9 that dispenses another type of motor fuel. A call
10 button shall be located within the reach of a customer
11 who is inside a motor vehicle and capable of being
12 operated by a customer with a closed hand.

13 (b) A call button when activated must emit a
14 recognizable sound inside a structure where an employee
15 is regularly on duty.

16 c. Notwithstanding paragraphs "a" and "b", a retail
17 dealer is not required to provide refueling assistance
18 as follows:

19 (1) If the retail motor fuel site is a tank wagon.

20 (2) If the retail motor fuel site has two or fewer
21 licensed motor fuel pumps.

22 (3) At any time that the retail motor fuel site is
23 operating on a remote control basis with fewer than two
24 employees on duty at the retail motor fuel site.>

25 3. Page 2, after line 29 by inserting:

26 <Sec. __. NEW SECTION. 422.11K Accessibility of
27 motor fuel pumps tax credit.

28 1. The taxes imposed in this division, less the
29 credits allowed under section 422.12, shall be reduced
30 by an accessibility of motor fuel pumps tax credit.

31 2. The taxpayer must qualify as all of the
32 following:

33 a. A retail dealer who sells and dispenses motor
34 fuel through a motor fuel pump located at the retail
35 dealer's permanent retail motor fuel site operating in
36 compliance with chapter 214.

37 b. An eligible small business as defined in 26

38 U.S.C. § 44.

39 3. *a.* A taxpayer may claim a tax credit for
40 providing refueling assistance to customers as provided
41 in section 214.12.

42 *b.* This section does not require that a taxpayer be
43 eligible to claim a tax credit under 26 U.S.C. § 44 or
44 actually claim a tax credit under that section.

45 *c.* A taxpayer may claim a tax credit as provided
46 in this section regardless of whether the taxpayer is
47 required to provide refueling assistance under section
48 214.12.

49 4. The taxpayer must file a claim for a tax credit
50 and any required supporting documentation in a form and

Page 3

1 manner prescribed by the department.

2 5. The amount of a tax credit under this section
3 shall not exceed actual and necessary expenditures
4 incurred by a retail dealer in providing refueling
5 assistance to customers at a retail motor fuel site
6 as provided in section 214.12. The expenditures must
7 directly relate to preparing or displaying signs and
8 installing at least one call button as provided in that
9 section.

10 6. The amount of a tax credit shall not exceed five
11 hundred dollars for each retail motor fuel site where
12 the retail dealer sells and dispenses motor fuel and
13 where the retail dealer provides refueling assistance
14 as provided in subsection 5.

15 7. If a tax credit is allowed, the amount of the
16 tax credit claimed shall not be deductible under any
17 other provision of law in determining taxable income
18 for state tax purposes.

19 8. *a.* A tax credit in excess of the taxpayer's
20 liability for the tax year is not refundable but may be
21 credited to the tax liability for the following five
22 years or until depleted, whichever is earlier.

23 *b.* A tax credit shall not be carried back to a tax
24 year prior to the tax year in which the taxpayer claims
25 the tax credit.

26 Sec. ___. Section 422.33, Code 2014, is amended by
27 adding the following new subsection:

28 **NEW SUBSECTION.** 11. The taxes imposed under this
29 division shall be reduced by an accessibility of motor
30 fuel pumps tax credit. The taxpayer may claim the tax
31 credit according to the same requirements, for the same
32 amount, and calculated in the same manner, as provided
33 in section 422.11K.>

34 4. By striking page 2, line 34, through page 3,
35 line 1, and inserting <subsection 2 requiring that
36 signs and one or more call buttons be located at a

37 retail motor fuel site take effect January 1, 2015.
 38 Sec. ____ APPLICABILITY. The sections of this Act
 39 enacting section 422.11K and section 422.33, subsection
 40 11, apply to tax years beginning on or after January
 41 1, 2015.>
 42 5. Title page, by striking lines 4 and 5 and
 43 inserting <department of agriculture and land
 44 stewardship, providing for a tax credit, and including
 45 effective and applicability date provisions.>
 46 6. By renumbering as necessary.

RITA HART

S-5054

1 Amend the amendment, S-5044, to Senate File 2289 as
 2 follows:
 3 1. Page 2, after line 12 by inserting:
 4 <Sec. ____ Section 321.276, subsection 3, Code
 5 2014, is amended to read as follows:
 6 3. a. Nothing in this Except as provided in this
 7 subsection, this section shall not be construed to
 8 authorize a peace officer to confiscate a portable
 9 electronic communication device from the driver or
 10 occupant of a motor vehicle.
 11 b. A peace officer shall not view the contents
 12 of an electronic communication device for purposes of
 13 enforcement of this section without a search warrant
 14 obtained in accordance with chapter 808.
 15 c. A peace officer may seize an electronic
 16 communication device from the driver or an occupant
 17 of a motor vehicle as evidence relating to an
 18 investigation of an accident involving the motor
 19 vehicle, but shall not view the contents of the device
 20 until a search warrant has been obtained in accordance
 21 with chapter 808.>
 22 2. By renumbering as necessary.

JACK WHITVER
 TOD R. BOWMAN

S-5055

1 Amend Senate File 2289 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. **NEW SECTION. 321.276A Common sense**
 5 **while driving.**
 6 In addition to the other requirements of this
 7 chapter, a person shall use common sense when operating

- 8 a motor vehicle.>
9 2. By renumbering as necessary.

BRAD ZAUN

S-5056

- 1 Amend the amendment, S-5044, to Senate File 2289 as
2 follows:
3 1. Page 2, after line 12 by inserting:
4 <Sec. __. Section 321.276, subsection 3, Code
5 2014, is amended to read as follows:
6 3. a. Nothing in this Except as provided in this
7 subsection, this section shall not be construed to
8 authorize a peace officer to confiscate a portable
9 electronic communication device from the driver or
10 occupant of a motor vehicle.
11 b. A peace officer shall not view the contents
12 of an electronic communication device for purposes of
13 enforcement of this section without a search warrant
14 obtained in accordance with chapter 808.
15 c. A peace officer may seize an electronic
16 communication device from the driver of a motor vehicle
17 as evidence relating to an investigation of an accident
18 involving the motor vehicle, but shall not view the
19 contents of the device until a search warrant has been
20 obtained in accordance with chapter 808.>
- 21 2. By renumbering as necessary.

JACK WHITVER
TOD R. BOWMAN

S-5057

- 1 Amend Senate File 2299 as follows:
2 1. Page 1, before line 1 by inserting:
3 Section 1. Section 321J.2, subsection 3, paragraph
4 c, unnumbered paragraph 1, Code 2014, is amended to
5 read as follows:
6 Assessment of a fine of one thousand two hundred
7 fifty dollars. However, ~~in the discretion of the~~
8 ~~court~~, if no personal ~~or property~~ injury has resulted
9 from the defendant's actions, the court ~~may~~ shall waive
10 ~~up to~~ six hundred twenty-five dollars of the fine when
11 the defendant presents to the court ~~at the end of the~~
12 ~~minimum period of ineligibility~~ a temporary restricted
13 license issued pursuant to section 321J.20.>
14 2. Page 6, line 17, by striking ~~<chapter>~~ and
15 inserting ~~<chapter, if any of the following apply:~~
16 (a) The person submitted to testing and had an
17 alcohol concentration of .08 or more but not more than
18 .15 and an accident resulting in personal injury or

19 property damage occurred.

20 (b) The person submitted to testing and had an
21 alcohol concentration of .15 or more.

22 (c) The person refused to consent to testing in
23 accordance with section 321J.6.>

24 3. Page 8, after line 7 by inserting:

25 <d. For purposes of paragraphs “b” and “c”, an
26 “event” means an attempt to start a motor vehicle in
27 which an ignition interlock device is installed with
28 a breath alcohol concentration of .04 or above three
29 times within a fifteen-minute period.>

30 4. Page 8, before line 8 by inserting:

31 <Sec. __. **NEW SECTION. 321J.17A Ignition**
32 **interlock device providers — low-income rate costs.**

33 An approved ignition interlock device provider shall
34 not charge more than two hundred fifty dollars for
35 costs associated with the installation, maintenance,
36 and removal of an approved ignition interlock device
37 for a six-month period to any of the following persons:

38 1. A person with an income equal to or less than
39 one hundred fifty percent of the federal poverty level.

40 2. A person who qualifies for programs supporting
41 low-income persons including but not limited to
42 the medical assistance program, the Iowa health and
43 wellness plan, the federal food assistance programs,
44 and any other state or federal benefit assistance
45 program administered by the department of human
46 services.>

47 5. Page 9, by striking lines 2 through 10 and
48 inserting:

49 <(2) The person’s noncommercial driver’s license is
50 revoked under section 321J.9 ~~and the person has entered~~

Page 2

1 ~~a plea of guilty on a charge of a violation of section~~
2 ~~321J.2 which arose from the same set of circumstances~~
3 ~~which resulted in the person’s driver’s license~~
4 ~~revocation under section 321J.9 and the guilty plea~~
5 ~~is not withdrawn at the time of or after application~~
6 ~~for the temporary restricted license, and the minimum~~
7 ~~period of ineligibility for issuance of a temporary~~
8 ~~restricted license has expired.>~~

9 6. Page 12, after line 5 by inserting:

10 <Sec. __. **APPLICABILITY.** The provision of this
11 Act enacting section 321J.17, subsection 3, paragraph
12 “a”, subparagraph (1), applies to violations committed
13 on or after July 1, 2014.>

14 7. Title page, line 3, after <devices> by inserting

15 <, and including applicability provisions.>
16 8. By renumbering as necessary.

CHRIS BRASE

S-5058

1 Amend Senate File 2325 as follows:
2 1. Page 24, after line 34 by inserting:
3 <Sec. __. NEW SECTION. 328.13 Commercial air
4 service retention and expansion committee.
5 A commercial air service retention and expansion
6 committee is established within the aviation office of
7 the department. The membership of the committee shall
8 consist of the director or the director's designee;
9 the managers of each airport in Iowa with commercial
10 air service; two members of the senate, one appointed
11 by the majority leader of the senate and one appointed
12 by the minority leader of the senate; and two members
13 of the house of representatives, one appointed by the
14 speaker of the house and one appointed by the minority
15 leader of the house. Legislative members are eligible
16 for per diem and expenses as provided in section 2.10,
17 for each day of service. The committee shall develop a
18 plan for the retention and expansion of passenger air
19 service in Iowa on or before December 31, 2014. The
20 committee shall meet as the committee deems necessary
21 to assess progress in implementing the plan and, if
22 necessary, to update the plan.>
23 2. By renumbering as necessary.

DARYL BEALL
AMANDA RAGAN
RITA HART
MARY JO WILHELM
DENNIS GUTH
WILLIAM A. DOTZLER, JR.
BRIAN SCHOENJAHN
TIM L. KAPUCIAN
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BILL ANDERSON
MICHAEL BREITBACH
DAVID JOHNSON
BILL DIX
RANDY FEENSTRA
RICK BERTRAND
TOD R. BOWMAN
NANCY J. BOETTGER
PAM JOCHUM
BRAD ZAUN

S-5059

1 Amend House File 2194, as passed by the House, as
2 follows:

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

5 Section 1. Section 257.8, subsection 1, Code 2014,
6 is amended to read as follows:

7 1. *State percent of growth.* ~~The state percent of~~
8 ~~growth for the budget year beginning July 1, 2012,~~
9 ~~is two percent.~~ The state percent of growth for the
10 budget year beginning July 1, 2013, is two percent.
11 The state percent of growth for the budget year
12 beginning July 1, 2014, is four percent. The state
13 percent of growth for the budget year beginning July
14 1, 2015, is six percent. The state percent of growth
15 for each subsequent budget year shall be established
16 by statute which shall be enacted within thirty days
17 of the submission in the year preceding the base year
18 of the governor's budget under section 8.21. The
19 establishment of the state percent of growth for a
20 budget year shall be the only subject matter of the
21 bill which enacts the state percent of growth for a
22 budget year.

23 Sec. 2. CODE SECTION 257.8 — IMPLEMENTATION. The
24 requirement of section 257.8, subsection 1, regarding
25 the enactment of a bill establishing the state percent
26 of growth within thirty days of the submission in the
27 year preceding the base year of the governor's budget
28 does not apply to this Act.

29 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being
30 deemed of immediate importance, takes effect upon
31 enactment.>

32 2. Title page, by striking lines 1 through 3 and
33 inserting <An Act establishing the state percent of
34 growth and including effective date provisions.>

COMMITTEE ON EDUCATION
HERMAN C. QUIRMBACH, Chair

S-5060

1 Amend Senate File 2318 as follows:

2 1. Page 1, line 11, by striking <individual> and
3 inserting <school district or attendance center>
4 2. Page 1, line 12, by striking <individual> and
5 inserting <school district or attendance center>
6 3. Page 2, by striking lines 3 through 8 and
7 inserting <programming and training to improve school
8 learning environments and school safety. The>
9 4. Page 2, line 13, by striking <research-based>
10 and inserting <research- and outcome-based>

- 11 5. Page 2, line 16, after <agencies> by inserting
 12 <and other state and local agencies and organizations>
 13 6. Page 2, line 20, by striking <assistance> and
 14 inserting <or recommend technical assistance and
 15 training>
 16 7. Page 2, line 26, by striking <Compare and
 17 analyze> and inserting <Analyze>
 18 8. Page 3, by striking lines 27 and 28 and
 19 inserting:
 20 <__. To utilize research- and outcome-based
 21 best practices in implementing antiharassment and
 22 antibullying efforts.>
 23 9. Page 3, line 32, by striking <research-based>
 24 and inserting <research- and outcome-based best
 25 practices to implement>
 26 10. Page 4, by striking line 6 and inserting:
 27 <__. Qualified staff training to>
 28 11. Page 4, by striking line 8.
 29 12. Page 4, by striking lines 10 and 11 and
 30 inserting:
 31 <__. School safety programs that incorporate
 32 research- and outcome-based best practices that are
 33 intended to address risk factors to reduce incidents of
 34 problem behaviors among students>
 35 13. Page 4, by striking lines 14 and 15 and
 36 inserting:
 37 <__. Safety training and resources that enhance
 38 the overall safety of students and staff.>
 39 14. Page 4, by striking lines 18 through 22 and
 40 inserting:
 41 <__. Applicants that utilize data to demonstrate
 42 need based on the number or severity of incidents of
 43 harassment or bullying the applicants have experienced
 44 or other data that indicate need.>
 45 15. Page 7, lines 23 and 24, by striking <law
 46 enforcement officials or other appropriate authorities>
 47 and inserting <appropriate community-based agencies>
 48 16. Page 7, line 30, by striking <2013> and
 49 inserting <2014>
 50 17. Page 7, line 31, by striking <2014> and

Page 2

- 1 inserting <2015>
 2 18. By striking page 7, line 34, through page 8,
 3 line 2, and inserting: <support and analysis for safe
 4 schools and for carrying out the duties of the office,
 5 including salaries, support, and maintenance.>
 6 19. Page 8, by striking line 4.
 7 20. Page 8, line 8, by striking <to> and inserting
 8 <for the establishment and administration of>
 9 21. Page 8, line 11, by striking <minimal> and

10 inserting <no>

11 22. Page 8, after line 16 by inserting:

12 <Sec. ___. EMERGENCY RULEMAKING. The department
13 of education may adopt emergency rules under section
14 17A.4, subsection 3, and section 17A.5, subsection
15 2, paragraph “b”, to implement sections 256.100 and
16 256.101, as enacted in this Act, and the rules shall
17 be effective immediately upon filing unless a later
18 date is specified in the rules. Any rules adopted in
19 accordance with the provisions of this section shall
20 also be published as a notice of intended action as
21 provided in section 17A.4.>

22 23. Page 8, by striking lines 22 and 23.

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

COMMITTEE ON APPROPRIATIONS
ROBERT E. DVORSKY, Chair

S-5061

1 Amend House File 2109, as amended, passed, and
2 reprinted by the House, as follows:

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

5 Section 1. Section 142A.6, subsection 6, paragraph
6 d, Code 2014, is amended to read as follows:

7 *d.* For the purpose of this subsection,
8 manufacturer, distributor, wholesaler, retailer, and
9 distributing agent mean as defined in section 453A.1
10 or 453A.42.

11 Sec. 2. Section 232C.4, subsection 3, Code 2014, is
12 amended to read as follows:

13 3. An emancipated minor shall remain subject
14 to voting restrictions under chapter 48A, gambling
15 restrictions under chapter 99B, 99D, 99F, 99G, or 725,
16 alcohol restrictions under chapter 123, compulsory
17 attendance requirements under chapter 299, and
18 cigarette tobacco, tobacco products, simulated smoking
19 devices, and cigarette restrictions under chapter 453A.

20 Sec. 3. Section 321.216C, Code 2014, is amended to
21 read as follows:

22 **321.216C Use of driver’s license or nonoperator’s**
23 **identification card by underage person to obtain**
24 **cigarettes or tobacco, tobacco products, simulated**
25 **smoking devices, or cigarettes.**

26 A person who is under the age of eighteen, who
27 alters or displays or has in the person’s possession
28 a fictitious or fraudulently altered driver’s license
29 or nonoperator’s identification card and who uses
30 the license or card to violate or attempt to violate
31 section 453A.2, subsection 2, commits a simple

32 misdemeanor punishable as a scheduled violation under
33 section 805.8A, subsection 4. The court shall forward
34 a copy of the conviction to the department.

35 Sec. 4. Section 453A.1, subsections 19 and 21, Code
36 2014, are amended to read as follows:

37 19. "*Place of business*" is construed to mean and
38 include any place where cigarettes or simulated smoking
39 devices are sold or where cigarettes or simulated
40 smoking devices are stored within or without the state
41 of Iowa by the holder of an Iowa permit or kept for the
42 purpose of sale or consumption; or if sold from any
43 vehicle or train, the vehicle or train on which or from
44 which such cigarettes or simulated smoking devices are
45 sold shall constitute a place of business.

46 21. "*Retailer*" shall mean and include every person
47 in this state who shall sell, distribute, or offer for
48 sale for consumption or possess for the purpose of
49 sale for consumption, cigarettes or simulated smoking
50 devices irrespective of quantity or amount or the

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1 number of sales.

2 Sec. 5. Section 453A.1, Code 2014, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 23A. "*Simulated smoking device*"
5 means any product containing or delivering nicotine
6 or any other similar substance intended for human
7 consumption that can be used by a person to simulate
8 smoking including through inhalation of vapor or
9 aerosol from the product. "*Simulated smoking device*"
10 includes any component part of such product whether or
11 not sold separately. "*Simulated smoking device*" does
12 not include any product that has been approved by the
13 United States food and drug administration for sale as
14 a tobacco cessation product and is being marketed and
15 sold solely for that approved purpose.

16 Sec. 6. Section 453A.2, subsections 1, 2, 3, and 8,
17 Code 2014, are amended to read as follows:

18 1. A person shall not sell, give, or otherwise
19 supply any tobacco, tobacco products, simulated smoking
20 devices, or cigarettes to any person under eighteen
21 years of age.

22 2. A person under eighteen years of age shall not
23 smoke, use, possess, purchase, or attempt to purchase
24 any tobacco, tobacco products, simulated smoking
25 devices, or cigarettes.

26 3. Possession of ~~cigarettes or tobacco, tobacco~~
27 ~~products, simulated smoking devices, or cigarettes~~
28 by an individual under eighteen years of age does
29 not constitute a violation under this section if the
30 individual under eighteen years of age possesses the

31 ~~cigarettes or tobacco, tobacco~~ products, simulated
32 smoking devices, or cigarettes as part of the
33 individual's employment and the individual is employed
34 by a person who holds a valid permit under this chapter
35 or who lawfully offers for sale or sells ~~cigarettes or~~
36 tobacco, tobacco products, simulated smoking devices,
37 or cigarettes.

38 8. a. A person shall not be guilty of a violation
39 of this section if conduct that would otherwise
40 constitute a violation is performed to assess
41 compliance with ~~cigarette and tobacco, tobacco~~
42 products, simulated smoking devices, or cigarette laws
43 if any of the following applies:

44 (1) The compliance effort is conducted by or under
45 the supervision of law enforcement officers.

46 (2) The compliance effort is conducted with the
47 advance knowledge of law enforcement officers and
48 reasonable measures are adopted by those conducting the
49 effort to ensure that use of ~~cigarettes or tobacco,~~
50 tobacco products, simulated smoking devices, or

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1 cigarettes by individuals under eighteen years of age
2 does not result from participation by any individual
3 under eighteen years of age in the compliance effort.

4 b. For the purposes of this subsection, "*law*
5 *enforcement officer*" means a peace officer as defined
6 in section 801.4 and includes persons designated under
7 subsection 4 to enforce this section.

8 Sec. 7. Section 453A.4, subsection 1, Code 2014, is
9 amended to read as follows:

10 1. If a person holding a permit under this chapter
11 or an employee of such a permittee has a reasonable
12 belief based on factual evidence that a driver's
13 license as defined in section 321.1, subsection
14 20A, or nonoperator's identification card issued
15 pursuant to section 321.190 offered by a person who
16 wishes to purchase ~~cigarettes or tobacco, tobacco~~
17 products, simulated smoking devices, or cigarettes is
18 altered or falsified or belongs to another person,
19 the permittee or employee may retain the driver's
20 license or nonoperator's identification card. Within
21 twenty-four hours, the card shall be delivered to the
22 appropriate city or county law enforcement agency of
23 the jurisdiction in which the permittee's premises are
24 located, and the permittee shall file a written report
25 of the circumstances under which the card was retained.
26 The local law enforcement agency may investigate
27 whether a violation of section 321.216, 321.216A, or
28 321.216C has occurred. If an investigation is not
29 initiated or probable cause is not established by the

30 local law enforcement agency, the driver's license or
 31 nonoperator's identification card shall be delivered
 32 to the person to whom it was issued. The local law
 33 enforcement agency may forward the card with the
 34 report to the state department of transportation for
 35 investigation, in which case, the state department of
 36 transportation may investigate whether a violation of
 37 section 321.216, 321.216A, or 321.216C has occurred.
 38 The state department of transportation shall return
 39 the card to the person to whom it was issued if an
 40 investigation is not initiated or probable cause is not
 41 established.

42 Sec. 8. Section 453A.5, subsection 1, Code 2014, is
 43 amended to read as follows:

44 1. The alcoholic beverages division of the
 45 department of commerce shall develop a tobacco
 46 compliance employee training program not to exceed
 47 two hours in length for employees and prospective
 48 employees of retailers, as defined in sections 453A.1
 49 and 453A.42, to inform the employees about state and
 50 federal laws and regulations regarding the sale of

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1 ~~cigarettes and tobacco, tobacco products, simulated~~
 2 ~~smoking devices, and cigarettes~~ to persons under
 3 eighteen years of age and compliance with and the
 4 importance of laws regarding the sale of ~~cigarettes and~~
 5 ~~tobacco, tobacco products, simulated smoking devices,~~
 6 ~~and cigarettes~~ to persons under eighteen years of age.

7 Sec. 9. Section 453A.13, subsection 1, Code 2014,
 8 is amended to read as follows:

9 1. *Permits required.* Every distributor,
 10 wholesaler, cigarette vendor, and retailer, now engaged
 11 or who desires to become engaged in the sale or use of
 12 cigarettes, upon which a tax is required to be paid,
 13 ~~and every retailer now engaged or who desires to become~~
 14 ~~engaged in selling, offering for sale, or distributing~~
 15 ~~simulated smoking devices~~ shall obtain a state or
 16 retail ~~cigarette~~ permit as a distributor, wholesaler,
 17 cigarette vendor, or retailer, as the case may be.

18 Sec. 10. Section 453A.13, subsection 2, paragraph
 19 a, Code 2014, is amended to read as follows:

20 a. The department shall issue state permits to
 21 distributors, wholesalers, and cigarette vendors
 22 subject to the conditions provided in this division.
 23 Cities may issue retail permits to ~~dealers~~ retailers
 24 within their respective limits. County boards of
 25 supervisors may issue retail permits to ~~dealers~~
 26 retailers in their respective counties, outside of the
 27 corporate limits of cities.

28 Sec. 11. Section 453A.13, subsections 6, 9, and 10,

29 Code 2014, are amended to read as follows:

30 6. *No sales without permit.* ~~No~~ A distributor,
31 wholesaler, cigarette vendor, or retailer shall not
32 sell any cigarettes or simulated smoking devices until
33 such application has been filed and the fee prescribed
34 paid for a permit and until such permit is obtained and
35 only while such permit is unrevoked and unexpired.

36 9. *Permit — form and contents.* Each permit issued
37 shall describe clearly the place of business for which
38 it is issued, shall be nonassignable, consecutively
39 numbered, designating the kind of permit, and shall
40 authorize the sale of cigarettes or simulated smoking
41 devices in this state subject to the limitations and
42 restrictions herein contained. The retail permits
43 shall be upon forms furnished by the department or on
44 forms made available or approved by the department.

45 10. *Permit displayed.* The permit shall, at all
46 times, be publicly displayed by the distributor,
47 wholesaler, or retailer at the place of business so
48 as to be easily seen by the public and the persons
49 authorized to inspect the place of business. The
50 proprietor or keeper of any building or place where

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1 cigarettes ~~and other~~, simulated smoking devices, or
2 tobacco products are kept for sale, or with intent to
3 sell, shall upon request of any agent of the department
4 or any peace officer exhibit the permit. A refusal or
5 failure to exhibit the permit is prima facie evidence
6 that the cigarettes, simulated smoking devices,
7 tobacco, or ~~other~~ tobacco products are kept for sale or
8 with intent to sell in violation of this division.

9 Sec. 12. Section 453A.15, subsection 4, Code 2014,
10 is amended to read as follows:

11 4. Every permit holder or other person shall, when
12 requested by the department, make additional reports as
13 the department deems necessary and proper and shall at
14 the request of the department furnish full and complete
15 information pertaining to any transaction of the permit
16 holder or other person involving the purchase or sale
17 or use of cigarettes or simulated smoking devices, or
18 the purchase of cigarette stamps.

19 Sec. 13. Section 453A.36, subsections 6, 7, and 11,
20 Code 2014, are amended to read as follows:

21 6. Any sales of ~~cigarettes or tobacco~~, tobacco
22 products, simulated smoking devices, or cigarettes
23 made through a cigarette vending machine are subject
24 to rules and penalties relative to retail sales of
25 ~~cigarettes and tobacco~~, tobacco products, simulated
26 smoking devices, and cigarettes provided for in this
27 chapter. Cigarettes shall not be sold through any

28 cigarette vending machine unless the cigarettes have
 29 been properly stamped or metered as provided by this
 30 division, and in case of violation of this provision,
 31 the permit of the dealer authorizing retail sales of
 32 cigarettes shall be revoked. Payment of the permit fee
 33 as provided in section 453A.13 authorizes a cigarette
 34 vendor to sell ~~cigarettes or tobacco, tobacco products,~~
 35 simulated smoking devices, and cigarettes through
 36 vending machines. However, ~~cigarettes or tobacco,~~
 37 tobacco products, simulated smoking devices, and
 38 cigarettes shall not be sold through a vending machine
 39 unless the vending machine is located in a place
 40 where the retailer ensures that no person younger than
 41 eighteen years of age is present or permitted to enter
 42 at any time. ~~Cigarettes or Tobacco, tobacco products,~~
 43 simulated smoking devices, and cigarettes shall not
 44 be sold through any cigarette vending machine if
 45 such products are placed together with any nontobacco
 46 product, other than matches, in the cigarette vending
 47 machine. This section does not require a retail permit
 48 holder to buy a cigarette vendor's permit if the retail
 49 permit holder is in fact the owner of the cigarette
 50 vending machines and the machines are operated in the

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1 location described in the retail permit.
 2 7. a. It shall be unlawful for a person other than
 3 a ~~holder of a retailer as defined in section 453A.1~~
 4 ~~or 453A.42 who holds a valid retail permit to sell~~
 5 tobacco, tobacco products, simulated smoking devices,
 6 or cigarettes at retail.
 7 b. ~~No A~~ state permit holder shall not sell or
 8 distribute cigarettes at wholesale to any person in the
 9 state of Iowa who does not hold a permit authorizing
 10 the retail sale of cigarettes or who does not hold a
 11 state permit as a manufacturer, distributing agent,
 12 wholesaler, or distributor.
 13 11. Violation of this section by the holder
 14 of a ~~retailer's, distributor's, wholesaler's or~~
 15 ~~manufacturer's permit shall be grounds for the~~
 16 ~~revocation of such permit.~~
 17 Sec. 14. Section 453A.36A, subsection 1, Code 2014,
 18 is amended to read as follows:
 19 1. ~~Beginning January 1, 1999, except~~ Except as
 20 provided in section 453A.36, subsection 6, a retailer
 21 shall not sell or offer for sale ~~cigarettes or tobacco,~~
 22 tobacco products, in a quantity of less than a carton,
 23 simulated smoking devices, or cigarettes through the
 24 use of a self-service display.
 25 Sec. 15. Section 453A.39, Code 2014, is amended to
 26 read as follows:

27 **453A.39 Tobacco ~~product~~, tobacco products, simulated**
28 **smoking devices, and cigarette samples — restrictions**
29 **— administration.**

30 1. A manufacturer, distributor, wholesaler,
31 retailer, or distributing agent, or agent thereof,
32 shall not give away ~~cigarettes or tobacco~~, tobacco
33 products, simulated smoking devices, or cigarettes
34 at any time in connection with the manufacturer's,
35 distributor's, wholesaler's, retailer's, or
36 distributing agent's business or for promotion of the
37 business or product, except as provided in subsection
38 2.

39 2. a. All cigarette samples shall be shipped only
40 to a distributor that has a permit to stamp cigarettes
41 or little cigars with Iowa tax. All cigarette samples
42 must have a cigarette stamp. The manufacturer shipping
43 samples under this section shall send an affidavit
44 to the director stating the shipment information,
45 including the date shipped, quantity, and to whom
46 the samples were shipped. The distributor receiving
47 the shipment shall send an affidavit to the director
48 stating the shipment information, including the date
49 shipped, quantity, and from whom the samples were
50 shipped. These affidavits shall be duly notarized and

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1 submitted to the director at the time of shipment and
2 receipt of the samples. The distributor shall pay the
3 tax on samples by separate remittance along with the
4 affidavit.

5 b. A manufacturer, distributor, wholesaler,
6 retailer, or distributing agent or agent thereof
7 shall not give away any ~~cigarettes or tobacco~~, tobacco
8 products, simulated smoking devices, or cigarettes
9 to any person under eighteen years of age, or within
10 five hundred feet of any playground, school, high
11 school, or other facility when such facility is being
12 used primarily by persons under age eighteen for
13 recreational, educational, or other purposes.

14 c. Proof of age shall be required if a reasonable
15 person could conclude on the basis of outward
16 appearance that a prospective recipient of a sample may
17 be under eighteen years of age.

18 Sec. 16. Section 453A.42, subsections 1, 2, 8, 9,
19 10, 11, 13, and 16, Code 2014, are amended to read as
20 follows:

21 1. "*Business*" means any trade, occupation,
22 activity, or enterprise engaged in for the purpose of
23 selling or distributing tobacco, tobacco products, or
24 simulated smoking devices in this state.

25 2. "*Consumer*" means any person who has title

26 to or possession of tobacco, tobacco products, or
 27 simulated smoking devices in storage, for use or other
 28 consumption in this state.

29 8. *“Place of business”* means any place where
 30 tobacco, tobacco products, or simulated smoking
 31 devices are sold or where tobacco, tobacco products, or
 32 simulated smoking devices are manufactured, stored, or
 33 kept for the purpose of sale or consumption, including
 34 any vessel, vehicle, airplane, train, or vending
 35 machine.

36 9. *“Retail outlet”* means each place of business
 37 from which tobacco, tobacco products, or simulated
 38 smoking devices are sold to consumers.

39 10. *“Retailer”* means any person engaged in the
 40 business of selling tobacco, tobacco products, or
 41 simulated smoking devices to ultimate consumers.

42 11. *“Sale”* means any transfer, exchange, or barter,
 43 in any manner or by any means whatsoever, for a
 44 consideration, and includes and means all sales made by
 45 any person. It includes a gift by a person engaged in
 46 the business of selling tobacco, tobacco products, or
 47 simulated smoking devices for advertising, as a means
 48 of evading the provisions of this division, or for any
 49 other purposes whatsoever.

50 13. *“Storage”* means any keeping or retention of

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1 tobacco, tobacco products, or simulated smoking devices
 2 for use or consumption in this state.

3 16. *“Use”* means the exercise of any right or
 4 power incidental to the ownership of tobacco, tobacco
 5 products, or simulated smoking devices.

6 Sec. 17. Section 453A.45, subsection 3, Code 2014,
 7 is amended to read as follows:

8 3. Every retailer and subjobber shall procure
 9 itemized invoices of all tobacco, tobacco products,
 10 and simulated smoking devices purchased. The invoices
 11 shall show the name and address of the seller and the
 12 date of purchase. The retailer and subjobber shall
 13 preserve a legible copy of each invoice for three years
 14 from the date of purchase. Invoices shall be available
 15 for inspection by the director or the director’s
 16 authorized agents or employees at the retailer’s or
 17 subjobber’s place of business.

18 Sec. 18. Section 453A.47A, subsections 1, 2, 4, 5,
 19 and 10, Code 2014, are amended to read as follows:

20 1. *Permits required.* A person shall not engage
 21 in the business of a retailer of tobacco, tobacco
 22 products, or simulated smoking devices at any place of
 23 business without first having received a permit as a
 24 ~~tobacco products~~ retailer.

25 2. *No sales without permit.* A retailer shall
 26 not sell any tobacco, tobacco products, or simulated
 27 smoking devices until an application has been filed and
 28 the fee prescribed paid for a permit and until such
 29 permit is obtained and only while such permit is not
 30 suspended, unrevoked, or unexpired.

31 4. *Retailer — cigarettes and tobacco, tobacco*
 32 *products, and simulated smoking devices.* A retailer,
 33 as defined in section 453A.1, who holds a permit under
 34 division I of this chapter is not required to also
 35 obtain a retail permit under this division. However,
 36 if a retailer, as defined in section 453A.1, only holds
 37 a permit under division I of this chapter and that
 38 permit is suspended, revoked, or expired, the retailer
 39 shall not sell any ~~cigarettes or~~ tobacco, tobacco
 40 products, or simulated smoking devices during the time
 41 which the permit is suspended, revoked, or expired.

42 5. *Separate permit.* A separate retail permit
 43 shall be required of a distributor or subjobber if
 44 the distributor or subjobber sells tobacco, tobacco
 45 products, or simulated smoking devices at retail.

46 10. *Records and reports of retailers.*

47 a. The director shall prescribe the forms necessary
 48 for the efficient administration of this section
 49 and may require uniform books and records to be used
 50 and kept by each retailer or other person as deemed

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1 necessary.

2 b. Every retailer shall, when requested by the
 3 department, make additional reports as the department
 4 deems necessary and proper and shall at the request of
 5 the department furnish full and complete information
 6 pertaining to any transaction of the retailer involving
 7 the purchase or sale or use of tobacco, tobacco
 8 products, or simulated smoking devices.

9 Sec. 19. Section 805.8C, subsection 3, Code 2014,
 10 is amended to read as follows:

11 3. ~~Smoking violations~~ *Violations related to smoking,*
 12 *tobacco, tobacco products, simulated smoking devices,*
 13 *and cigarettes.*

14 a. For violations described in section 142D.9,
 15 subsection 1, the scheduled fine is fifty dollars,
 16 and is a civil penalty, and the criminal penalty
 17 surcharge under section 911.1 shall not be added to
 18 the penalty, and the court costs pursuant to section
 19 805.9, subsection 6, shall not be imposed. If the
 20 civil penalty assessed for a violation described in
 21 section 142D.9, subsection 1, is not paid in a timely
 22 manner, a citation shall be issued for the violation
 23 in the manner provided in section 804.1. However, a

24 person under age eighteen shall not be detained in a
25 secure facility for failure to pay the civil penalty.

26 The complainant shall not be charged a filing fee.

27 b. For violations of section 453A.2, subsection 1,
28 by an employee of a retailer, the scheduled fine is as
29 follows:

30 (1) If the violation is a first offense, the
31 scheduled fine is one hundred dollars.

32 (2) If the violation is a second offense, the
33 scheduled fine is two hundred fifty dollars.

34 (3) If the violation is a third or subsequent
35 offense, the scheduled fine is five hundred dollars.

36 c. For violations of section 453A.2, subsection
37 2, the scheduled fine is as follows and is a civil
38 penalty, and the criminal penalty surcharge under
39 section 911.1 shall not be added to the penalty, and
40 the court costs pursuant to section 805.9, subsection
41 6, shall not be imposed:

42 (1) If the violation is a first offense, the
43 scheduled fine is fifty dollars.

44 (2) If the violation is a second offense, the
45 scheduled fine is one hundred dollars.

46 (3) If the violation is a third or subsequent
47 offense, the scheduled fine is two hundred fifty
48 dollars.

49 Sec. 20. APPLICATION TO EXISTING PRODUCTS. Nothing
50 in this Act shall be construed to prohibit the

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1 department of revenue from collecting taxes imposed
2 on cigarettes or tobacco products subject to taxation
3 under chapter 453A prior to July 1, 2014.

4 Sec. 21. CODE EDITOR DIRECTIVE. The Code
5 editor shall modify the title of chapter 453A to
6 read "Cigarette and Tobacco Taxes and Regulation of
7 Simulated Smoking Devices".>

8 2. Title page, lines 1 and 2, by striking <vapor
9 products and alternative nicotine products> and
10 inserting <simulated smoking devices>

COMMITTEE ON HUMAN RESOURCES
AMANDA RAGAN, Chair

S-5062

1 Amend House File 475, as passed by the House, as
2 follows:

3 1. Page 1, line 1, by striking <2013> and inserting
4 <2014>

5 2. Page 1, by striking lines 12 through 24 and
6 inserting:

7 <1. A peace officer may make a written application
8 to a magistrate for the issuance of a search warrant
9 to authorize the placement, tracking, monitoring, or
10 removal of a global positioning device, supported by
11 a peace officer's oath or affirmation, which includes
12 facts, information, and circumstances tending to
13 establish sufficient grounds for granting the peace
14 officer's application, and probable cause for believing
15 the grounds exist.

16 2. The application shall describe the person,
17 place, or thing to be tracked or monitored by a
18 global positioning device, or the removal of such a
19 device from a person, place, or thing with sufficient
20 specificity to enable an independent reasonable person
21 with reasonable effort to ascertain and identify the
22 person, place, or thing. If the magistrate issues the
23 search warrant, the magistrate shall endorse on the
24 application the name and address of all persons upon
25 whose sworn testimony the magistrate relied to issue
26 the warrant together with the abstract of each witness'
27 testimony, or the witness' affidavit. However, if the
28 grounds for issuance are supplied by an informant, the
29 magistrate shall identify only the peace officer to
30 whom the information was given. The application or
31 sworn testimony supplied in support of the application
32 must establish the credibility of the informant or the
33 credibility of the information given by the informant.
34 The magistrate may in the magistrate's discretion
35 require that a witness upon whom the applicant relies
36 for the information appear personally and be examined
37 concerning the information.

38 3. Upon a finding of probable cause to issue such a
39 warrant, the magistrate shall issue a warrant, signed
40 by the magistrate with the magistrate's name of office,
41 directed to any peace officer, commanding that the
42 peace officer place, track, monitor, or remove the
43 global positioning device.>

COMMITTEE ON JUDICIARY
ROBERT M. HOGG, Chair

S-5063

1 Amend House File 2289, as amended, passed, and
2 reprinted by the House, as follows:

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

5 Section 1. Section 716.7, subsection 2, paragraph
6 a, subparagraph (3), Code 2014, is amended to read as
7 follows:

8 (3) Entering upon or in property for the purpose or
9 with the effect of unduly interfering with the lawful

10 use of the property by others, including interference
 11 using visual, auditory, or photographic means that
 12 intrudes upon legitimate privacy interests in, on, or
 13 around private property that is not normally open to
 14 the public or in, on, or around property to which the
 15 public is not typically invited.

16 Sec. 2. Section 716.7, subsection 2, paragraph
 17 a, Code 2014, is amended by adding the following new
 18 subparagraph:

19 NEW SUBPARAGRAPH. (7) Using an unmanned aerial
 20 vehicle or other technology in order to observe a
 21 person without consent or authorization for the purpose
 22 of unduly invading the privacy of the person under
 23 circumstances in which a reasonable person would not
 24 expect to be observed.

25 Sec. 3. NEW SECTION. **808.15 Unmanned aerial**
 26 **vehicle — information — admissibility.**

27 Information obtained as a result of the use of an
 28 unmanned aerial vehicle is admissible as evidence in
 29 a criminal or civil proceeding, if the information is
 30 obtained pursuant to the authority of a search warrant,
 31 or is otherwise admissible if the information is
 32 obtained in a manner that is consistent with state and
 33 federal constitutional law.

34 Sec. 4. **UNMANNED AERIAL VEHICLE — USE —**
 35 **PROHIBITION — REPORT.**

36 1. Except as otherwise provided, a state agency
 37 or an agency of a political subdivision of this state
 38 shall not use an unmanned aircraft system before July
 39 1, 2015, except in an emergency situation. An unmanned
 40 aerial vehicle used pursuant to this subsection shall
 41 not be weaponized.

42 2. This section does not apply to the national
 43 guard while engaged in the official capacity of
 44 the national guard, or to a public or private Iowa
 45 postsecondary educational institution or research
 46 organization authorized by the federal government to
 47 use an unmanned aerial vehicle for research purposes.

48 3. The department of public safety, in consultation
 49 with the attorney general, state and local agencies,
 50 and other interested organizations, shall develop model

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1 guidelines for the use of unmanned aerial vehicles
 2 by law enforcement agencies, and shall report such
 3 guidelines to the general assembly no later than

4 December 31, 2014.>
5 2. Title page, line 1, after <to> by inserting <
6 trespassing and>

COMMITTEE ON JUDICIARY
ROBERT M. HOGG, Chair

S-5064

1 Amend House File 514, as passed by the House, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. Section 631.1, Code 2014, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 9. The district court sitting in
8 small claims has concurrent jurisdiction of an action
9 to determine ownership of goods under section 714.28
10 relating to claims against purchased or pledged goods
11 held by pawnbrokers, regardless of the value of the
12 items in dispute.
13 Sec. 2. NEW SECTION. **714.28 Claims against**
14 **purchased or pledged goods held by pawnbrokers.**
15 1. As used in this section, unless the context
16 otherwise requires:
17 a. "*Claimant*" means a person who claims that the
18 person's property was misappropriated.
19 b. "*Conveying customer*" means a person who delivers
20 property into the custody of a pawnbroker, either by
21 pawn, sale, consignment, or trade.
22 c. "*Misappropriated*" means stolen, embezzled,
23 converted, or otherwise wrongfully appropriated against
24 the will of the rightful owner.
25 2. To obtain possession of purchased or pledged
26 goods held by a pawnbroker which a claimant claims to
27 have been misappropriated, the claimant must notify
28 the pawnbroker by certified mail, return receipt
29 requested, or in person evidenced by signed receipt,
30 of the claimant's claim to the purchased or pledged
31 goods. The notice must contain a complete and accurate
32 description of the purchased or pledged goods and must
33 be accompanied by a legible copy of the applicable
34 law enforcement agency's report documenting the
35 misappropriation of the property. If the claimant and
36 the pawnbroker do not resolve the right to possession
37 within ten days after the pawnbroker's receipt of the
38 notice, the claimant may petition the district court
39 sitting in small claims to order the return of the
40 property, naming the pawnbroker as a defendant, and
41 shall serve the pawnbroker with a copy of the petition.
42 The pawnbroker shall hold the property described in the
43 petition until the right to possession is resolved by

44 the parties or by the court.
 45 3. If, after notice and a hearing, the court finds
 46 that the property was misappropriated and orders the
 47 return of the property to the claimant, both of the
 48 following shall apply:
 49 a. The claimant may recover from the pawnbroker the
 50 costs of the action.

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1 b. If the conveying customer was convicted in a
 2 separate criminal proceeding of theft or dealing in
 3 stolen property involving the misappropriated property,
 4 the court shall order the conveying customer to repay
 5 the pawnbroker the full amount that the conveying
 6 customer received from the pawnbroker for the property,
 7 plus all applicable pawn service charges. As used
 8 in this paragraph, "*convicted*" includes a plea of
 9 no contest to the charges or any agreement in which
 10 adjudication is withheld.
 11 4. If the court finds that the claimant failed
 12 to comply with the requirements of this section or
 13 otherwise finds against the claimant, the claimant
 14 shall be liable for the defendant's costs.>
 15 2. Title page, by striking lines 1 through 3 and
 16 inserting <An Act specifying procedures for resolving
 17 claims against purchased or pledged goods held by
 18 pawnbrokers.>

COMMITTEE ON COMMERCE
 MATT McCOY, Chair

S-5065

1 Amend House File 2296, as passed by the House, as
 2 follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. Section 556.9, Code 2014, is amended to
 6 read as follows:
 7 **556.9 Miscellaneous personal property held for**
 8 **another person — wages — gift certificates.**
 9 1. a. All intangible personal property, not
 10 otherwise covered by this chapter, including any income
 11 or increment earned on the property and deducting any
 12 lawful charges, that is held or owing in this state in
 13 the ordinary course of the holder's business and has
 14 remained unclaimed by the owner for more than three
 15 years after it became payable or distributable is
 16 presumed abandoned. ~~However, unpaid~~
 17 b. Unpaid wages, including wages represented by
 18 payroll checks or other compensation for personal

19 services owing in the ordinary course of the holder's
 20 business that remain unclaimed by the owner for more
 21 than one year after becoming payable are presumed
 22 abandoned.

23 c. Except as provided in subsection 2, funds
 24 represented by a gift certificate balance that has
 25 not been presented within five years from the date
 26 of issuance of the gift certificate are presumed
 27 abandoned.

28 2. a. An issuer of a gift certificate shall not
 29 deduct from the face value of the gift certificate any
 30 charge imposed due to the failure of the owner of the
 31 gift certificate to present the gift certificate in a
 32 timely manner, unless a valid and enforceable written
 33 contract exists between the issuer and the owner of the
 34 gift certificate pursuant to which the issuer regularly
 35 imposes such charges and does not regularly reverse or
 36 otherwise cancel them.

37 b. Notwithstanding the time limitation in
 38 subsection 1, a gift certificate redeemable for
 39 merchandise only that is not subject to an expiration
 40 date and that is not subject to a deduction from
 41 the face value of the gift certificate for failure
 42 of the owner of the gift certificate to present the
 43 gift certificate in a timely manner, or subject to
 44 any other charge or service fee, which card remains
 45 unpresented, shall continue in force and be eligible
 46 for presentation for an indefinite period of time, and
 47 shall not be subject to a presumption of abandonment.

48 c. For purposes of this ~~subsection~~ section,
 49 "gift certificate" means a merchandise certificate or
 50 electronic gift card conspicuously designated as a gift

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1 certificate or electronic gift card, and generally
 2 purchased by a buyer for use by a person other than the
 3 buyer.

4 Sec. ____ APPLICABILITY. Section 556.9, subsection
 5 2, paragraph b, as enacted in this Act, applies to gift
 6 certificates redeemable for merchandise only that are
 7 sold after July 1, 2014.>

8 2. Title page, line 2, after <certificates> by
 9 inserting <, and providing applicability provisions>

COMMITTEE ON COMMERCE
 MATT McCOY, Chair

S-5066

1 Amend Senate File 2272 as follows:
 2 1. Page 17, after line 24 by inserting:

3 <DIVISION ____
 4 FRANCHISE TAXES
 5 Sec. ____ Section 422.60, Code 2014, is amended by
 6 adding the following new subsection:
 7 NEW SUBSECTION. 12. *a.* The taxes imposed under
 8 this division shall be reduced by a solar energy system
 9 tax credit equal to fifty percent of the federal energy
 10 credit related to solar energy systems provided in
 11 section 48 of the Internal Revenue Code, not to exceed
 12 fifteen thousand dollars.
 13 *b.* The taxpayer may claim the credit pursuant to
 14 this subsection according to the same requirements,
 15 conditions, and limitations as provided pursuant to
 16 section 422.11L.
 17 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 18 of this Act, being deemed of immediate importance,
 19 takes effect upon enactment.
 20 Sec. ____ RETROACTIVE APPLICABILITY. This division
 21 of this Act applies retroactively to January 1, 2014,
 22 for tax years beginning on or after that date.>
 23 2. Title page, line 1, by striking <technical>
 24 3. Title page, line 4, after <income taxes,> by
 25 inserting <franchise taxes,>
 26 4. By renumbering as necessary.

PAM JOCHUM

S-5067

1 Amend House File 2387, as passed by the House, as
 2 follows:
 3 1. Page 1, line 27, after <mail> by inserting <and
 4 first class mail>

ROBERT M. HOGG

S-5068

1 Amend Senate File 2269 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. Section 257.11, subsection 7, paragraph
 5 a, subparagraph (1), Code 2014, is amended to read as
 6 follows:
 7 (1) In order to provide additional funding to
 8 increase student opportunities and redirect more
 9 resources to student programming for school districts
 10 that share operational functions, ~~a supplementary~~
 11 ~~weighting of two hundredths per pupil shall be~~
 12 ~~assigned to pupils enrolled in a district that~~
 13 ~~shares with a political subdivision one or more~~
 14 ~~operational functions of a curriculum director;~~

~~15 school administration manager, social worker, school
 16 nurse, or school counselor, or school librarian,
 17 or one or more operational functions in the areas
 18 of superintendent management, business management,
 19 human resources, transportation, or operation and
 20 maintenance for at least twenty percent of the school
 21 year shall be assigned a supplementary weighting
 22 for each shared operational function. A school
 23 district that shares an operational function in the
 24 area of superintendent management shall be assigned
 25 a supplementary weighting of eight pupils for the
 26 function. A school district that shares an operational
 27 function in the area of business management, human
 28 resources, transportation, or operation and maintenance
 29 shall be assigned a supplementary weighting of five
 30 pupils for the function. A school district that shares
 31 the operational functions of a curriculum director or
 32 a school counselor shall be assigned a supplementary
 33 weighting of three pupils for the function. The
 34 additional weighting shall be assigned for each
 35 discrete operational function shared. However, a
 36 school district may receive the additional weighting
 37 under this subsection for sharing the services of
 38 an individual with a political subdivision even if
 39 the type of operational function performed by the
 40 individual for the school district and the type of
 41 operational function performed by the individual for
 42 the political subdivision are not the same operational
 43 function, so long as both operational functions are
 44 eligible for weighting under this subsection. In
 45 such case, the school district shall be assigned
 46 the additional weighting for the type of operational
 47 function that the individual performs for the school
 48 district, and the school district shall not receive
 49 additional weighting for any other function performed
 50 by the individual. The operational function sharing~~

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1 arrangement does not need to be a newly implemented
 2 sharing arrangement to receive supplementary
 3 weighting under this subsection. ~~However, to receive
 4 supplementary weighting under this subsection for an
 5 ongoing operational function sharing arrangement that
 6 began before July 1, 2014, the district shall submit
 7 information to the department documenting the cost
 8 savings directly attributable to the shared operational
 9 functions and describe the district's consideration of
 10 additional shared operational functions.~~

11 Sec. 2. Section 257.11, subsection 7, paragraphs c
 12 and d, Code 2014, are amended to read as follows:

13 c. Supplementary weighting pursuant to this

14 subsection shall be available to a school district for
 15 a maximum of five years during the period commencing
 16 with the budget year beginning July 1, 2014, through
 17 the budget year beginning July 1, 2019. The ~~minimum~~
 18 ~~amount of additional weighting for which a school~~
 19 ~~district shall be eligible is an amount equivalent~~
 20 ~~to ten additional pupils, and the maximum amount of~~
 21 ~~additional weighting for which a school district shall~~
 22 ~~be eligible in a budget year is an amount equivalent~~
 23 ~~to forty~~ twenty-one additional pupils. ~~Receipt of~~
 24 ~~supplementary weighting by a school district pursuant~~
 25 ~~to this subsection for more than one year shall be~~
 26 ~~contingent upon the annual submission of information~~
 27 ~~by the district to the department documenting cost~~
 28 ~~savings directly attributable to the shared operational~~
 29 ~~functions. Criteria for determining the number of~~
 30 ~~years for which supplementary weighting shall be~~
 31 ~~received pursuant to this subsection, subject to the~~
 32 ~~five year maximum, and for determining qualification~~
 33 ~~of operational functions for supplementary weighting~~
 34 ~~shall be determined by the department by rule, through~~
 35 ~~consideration of long term savings by the school~~
 36 ~~district or increased student opportunities.~~

37 *d.* Supplementary weighting pursuant to this
 38 subsection shall be available to an area education
 39 agency for a maximum of five years during the period
 40 commencing with the budget year beginning July 1,
 41 2014, through the budget year beginning July 1,
 42 2019. The minimum amount of additional funding for
 43 which an area education agency shall be eligible in
 44 a budget year is ~~fifty~~ thirty thousand dollars, and
 45 the maximum amount of additional funding for which an
 46 area education agency shall be eligible is two hundred
 47 thousand dollars. The department of management shall
 48 annually set a weighting for each area education agency
 49 to generate the approved operational sharing expense
 50 using the area education agency's special education

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1 cost per pupil amount and foundation level. ~~Receipt~~
 2 ~~of supplementary weighting by an area education agency~~
 3 ~~for more than one year shall be contingent upon the~~
 4 ~~annual submission of information by the district to~~
 5 ~~the department documenting cost savings directly~~
 6 ~~attributable to the shared operational functions.~~
 7 Criteria for determining the number of years for
 8 which supplementary weighting shall be received
 9 pursuant to this subsection, subject to the five year
 10 maximum, and the amount generated by the supplementary
 11 weighting, and for determining qualification of
 12 operational functions for supplementary weighting

13 shall be determined by the department by rule,
14 through consideration of ~~long term savings by the area~~
15 ~~education agency or~~ increased student opportunities.
16 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being
17 deemed of immediate importance, takes effect upon
18 enactment.>
19 2. Title page, line 1, by striking <modifying> and
20 inserting <relating to>

LIZ MATHIS

S-5069

1 Amend Senate File 2167 as follows:
2 1. Page 2, line 17, by striking <Preventing> and
3 inserting <Intentionally preventing>
4 2. Page 2, line 18, after <interfere> by inserting
5 <in any way>
6 3. Page 12, line 30, by striking <Preventing> and
7 inserting <Intentionally preventing>
8 4. Page 12, line 31, after <interfere> by inserting
9 <in any way>
10 5. Page 13, line 19, by striking <Preventing> and
11 inserting <Intentionally preventing>
12 6. Page 13, line 20, after <interfere> by inserting
13 <in any way>
14 7. Page 14, line 8, by striking <Preventing> and
15 inserting <Intentionally preventing>
16 8. Page 14, line 9, after <interfere> by inserting
17 <in any way>
18 9. By renumbering as necessary.

LIZ MATHIS

S-5070

1 Amend House File 2230, as passed by the House, as
2 follows:
3 1. Page 1, after line 26 by inserting:
4 <Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
5 being deemed of immediate importance, takes effect upon
6 enactment.>
7 2. Title page, line 3, after <land> by inserting <,
8 and including effective date provisions>
9 3. By renumbering as necessary.

RICH TAYLOR

S-5071

1 Amend House File 2388, as amended, passed, and
2 reprinted by the House, as follows:

- 3 1. Page 1, line 7, after <child> by inserting
 4 <adjudicated under chapter 232 or>
 5 2. Page 1, line 13, after <child> by inserting
 6 <adjudicated under chapter 232 or>
 7 3. Page 1, line 17, after <children> by inserting
 8 **<adjudicated or>**
 9 4. Page 1, line 20, after <in> by inserting
 10 **<adjudicated under chapter 232 or>**
 11 5. Page 1, line 22, after <in> by inserting
 12 **<adjudicated under chapter 232 or>**
 13 6. Page 1, line 29, after <child> by inserting
 14 **<adjudicated under chapter 232 or>**
 15 7. Page 1, line 32, after <child> by inserting
 16 **<adjudicated under chapter 232 or>**
 17 8. Page 2, line 11, after <child> by inserting
 18 **<adjudicated under chapter 232 or>**
 19 9. Page 2, line 15, after <child> by inserting
 20 **<adjudicated under chapter 232 or>**
 21 10. Page 2, line 20, after <children> by inserting
 22 **<adjudicated under chapter 232 or>**
 23 11. Page 2, line 25, after <child> by inserting
 24 **<adjudicated under chapter 232 or>**
 25 12. Title page, line 1, after <children> by
 26 inserting <adjudicated under the juvenile justice law
 27 or>

RITA HART

S-5072

- 1 Amend House File 2366, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 Section 1. Section 44.4, subsection 1, Code 2014,
 5 is amended to read as follows:
 6 1. Nominations made pursuant to this chapter and
 7 chapter 45 which are required to be filed in the office
 8 of the state commissioner shall be filed in that office
 9 not more than ninety-nine days nor later than 5:00 p.m.
 10 on the eighty-first day before the date of the general
 11 election to be held in November. Nominations made for
 12 a special election called pursuant to section 69.14
 13 shall be filed by 5:00 p.m. not less than twenty-five
 14 days before the date of an election called upon at
 15 least forty days' notice and not less than fourteen
 16 days before the date of an election called upon at
 17 least eighteen days' notice. Nominations made for a
 18 special election called pursuant to section 69.14A
 19 shall be filed by 5:00 p.m. not less than twenty-five
 20 days before the date of the election. Nominations
 21 made pursuant to this chapter and chapter 45 which are
 22 required to be filed in the office of the commissioner

23 shall be filed in that office not more than ninety-two
24 days nor later than 5:00 p.m. on the sixty-ninth day
25 before the date of the general election. Nominations
26 made pursuant to this chapter or chapter 45 for city
27 office shall be filed not more than seventy-two days
28 nor later than 5:00 p.m. on the forty-seventh day
29 before the city election with the ~~city clerk~~ county
30 commissioner of elections responsible under section
31 47.2 for conducting elections held for the city, who
32 shall process them as provided by law.

33 Sec. ____ Section 44.4, subsection 2, paragraph a,
34 subparagraphs (2) and (3), Code 2014, are amended to
35 read as follows:

36 (2) Those filed with the commissioner, not less
37 than sixty-four days before the date of the election,
38 except as provided in subparagraph (3).

39 (3) Those filed with the ~~city clerk~~ commissioner
40 for an elective city office, at least forty-two
41 days before the regularly scheduled or special
42 city election. However, for those cities that may
43 be required to hold a primary election, at least
44 sixty-three days before the regularly scheduled or
45 special city election.

46 Sec. ____ Section 44.7, Code 2014, is amended to
47 read as follows:

48 **44.7 Hearing before commissioner.**

49 ~~Objections~~ Except as otherwise provided in section
50 44.8, objections filed with the commissioner shall be

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1 considered by the county auditor, county treasurer,
2 and county attorney, and a majority decision shall
3 be final; ~~but~~ However, if the objection is to the
4 certificate of nomination of one or more of the above
5 named county officers, the officer or officers objected
6 to shall not pass upon the objection, but their places
7 shall be filled, respectively, by the chairperson of
8 the board of supervisors, the sheriff, and the county
9 recorder.

10 Sec. ____ Section 44.8, Code 2014, is amended to
11 read as follows:

12 **44.8 Hearing before mayor.**

13 1. Objections filed with the city clerk pursuant to
14 section 362.4 or with the commissioner for an elective
15 city office shall be considered by the mayor and clerk
16 and one member of the council chosen by the council
17 by ballot, and a majority decision shall be final;
18 ~~but~~ However, if the objection is to the certificate
19 of nomination of either of those city officials, that
20 official shall not pass upon ~~said~~ the objection, but
21 the official's place shall be filled by a member of the

22 council against whom no such objection exists, chosen
23 as above provided.

24 2. The hearing shall be held within twenty-four
25 hours of the receipt of the objection if a primary
26 election must be held for the office sought by the
27 candidate against whom the objection has been filed.

28 Sec. ____ Section 44.9, subsections 2 and 6, Code
29 2014, are amended to read as follows:

30 2. In the office of the proper commissioner, at
31 least sixty-four days before the date of the election,
32 except as otherwise provided in subsection 6.

33 6. In the office of the proper ~~city clerk~~
34 commissioner, at least forty-two days before the
35 regularly scheduled or special city election. However,
36 for those cities that may be required to hold a primary
37 election, at least sixty-three days before a regularly
38 scheduled or special city election.

39 Sec. ____ Section 44.11, Code 2014, is amended to
40 read as follows:

41 **44.11 Vacancies filled.**

42 If a candidate named under this chapter withdraws
43 before the deadline established in section 44.9,
44 declines a nomination, or dies before election day, or
45 if a certificate of nomination is held insufficient or
46 inoperative by the officer with whom it is required
47 to be filed, or in case any objection made to a
48 certificate of nomination, or to the eligibility of any
49 candidate named in the certificate, is sustained by
50 the board appointed to determine such questions, the

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1 vacancy or vacancies may be filled by the convention,
2 or caucus, or in such manner as such convention
3 or caucus has previously provided. The vacancy or
4 vacancies shall be filled not less than seventy-four
5 days before the election in the case of nominations
6 required to be filed with the state commissioner, not
7 less than sixty-four days before the election in the
8 case of nominations required to be filed with the
9 commissioner, not less than thirty-five days before
10 the election in the case of nominations required to be
11 filed in the office of the school board secretary, and
12 not less than forty-two days before the election in the
13 case of nominations required to be filed with the ~~city~~
14 clerk commissioner for city elections.>

15 2. Page 1, line 33, after ~~<election.>~~ by inserting
16 <If the council fails to make an appointment within
17 sixty days as required by this subsection, the city
18 clerk shall give notice of the vacancy to the county
19 commissioner and the county commissioner shall
20 call a special election to fill the vacancy at the

21 earliest practicable date but no fewer than thirty-two
 22 days after the notice is received by the county
 23 commissioner.>

24 3. Page 3, after line 7 by inserting:

25 <Sec. ____ Section 376.4, subsection 1, paragraph
 26 a, Code 2014, is amended to read as follows:

27 a. An eligible elector of a city may become a
 28 candidate for an elective city office by filing
 29 with the ~~city clerk~~ county commissioner of elections
 30 responsible under section 47.2 for conducting elections
 31 held for the city a valid petition requesting that the
 32 elector's name be placed on the ballot for that office.
 33 The petition must be filed not more than seventy-one
 34 days and not less than forty-seven days before the
 35 date of the election, and must be signed by eligible
 36 electors equal in number to at least two percent of
 37 those who voted to fill the same office at the last
 38 regular city election, but not less than ten persons.
 39 However, for those cities which may be required to hold
 40 a primary election, the petition must be filed not more
 41 than eighty-five days and not less than sixty-eight
 42 days before the date of the regular city election.
 43 Nomination petitions shall be filed not later than 5:00
 44 p.m. on the last day for filing.

45 Sec. ____ Section 376.4, subsections 3, 4, and 5,
 46 Code 2014, are amended to read as follows:

47 3. ~~If the city clerk is not readily available~~
 48 ~~during normal office hours, the city clerk shall~~
 49 ~~designate other employees or officials of the city who~~
 50 ~~are ordinarily available to accept nomination papers~~

Page 4

1 ~~under this section.~~ On the final date for filing
 2 nomination papers the office of the ~~city clerk~~ county
 3 commissioner shall remain open until 5:00 p.m.

4 4. The ~~city clerk~~ county commissioner shall
 5 review each petition and affidavit of candidacy
 6 for completeness following the standards in section
 7 45.5 and shall accept the petition for filing if on
 8 its face it appears to have the requisite number of
 9 signatures and if it is timely filed. The ~~city clerk~~
 10 county commissioner shall note upon each petition and
 11 affidavit accepted for filing the date and time that
 12 they were filed. The ~~clerk~~ county commissioner shall
 13 return any rejected nomination papers to the person on
 14 whose behalf the nomination papers were filed.

15 5. Nomination papers filed with the ~~city clerk~~
 16 county commissioner shall be available for public
 17 inspection.

18 5A. The city clerk shall deliver ~~all nomination~~
 19 ~~papers together with~~ the text of any public measure

20 being submitted by the city council to the electorate
21 to the county commissioner of elections ~~on the~~
22 ~~day following no later than~~ the last day on which
23 nomination petitions can be filed, and not later than
24 5:00 p.m. on that day.

25 Sec. ____ Section 376.11, subsections 3, 4, and 5,
26 Code 2014, are amended to read as follows:

27 3. In city primary elections any person who
28 receives write-in votes shall execute an affidavit in
29 substantially the form required by section 45.3, and
30 file it with the county commissioner of elections ~~or~~
31 ~~the city clerk~~ not later than 5:00 p.m. on the day
32 after the canvass of the primary election. If any
33 person who received write-in votes fails to file the
34 affidavit at the time required, the county commissioner
35 shall disregard the write-in votes cast for that
36 person. A notation shall be made on the abstract of
37 votes showing which persons who received write-in
38 votes filed affidavits. The total number of votes
39 cast for each office on the ballot shall be amended
40 by subtracting the write-in votes of those candidates
41 who failed to file the affidavit. It is not necessary
42 for a candidate whose name was printed upon the ballot
43 to file an affidavit. Of the remaining candidates,
44 those who receive the highest number of votes to the
45 extent of twice the number of unfilled positions shall
46 be placed on the ballot for the regular city election
47 as candidates for that office.

48 4. In cities in which the city council has chosen a
49 runoff election in lieu of a primary, if a person who
50 was elected by write-in votes chooses not to accept the

Page 5

1 office by filing a resignation notice with the ~~city~~
2 ~~clerk or~~ commissioner of elections not later than 5:00
3 p.m. on the day following the canvass, all remaining
4 persons who received write-in votes and who wish
5 to be considered candidates for the runoff election
6 shall execute an affidavit in substantially the form
7 required by section 45.3 and file it with the county
8 commissioner ~~or the city clerk~~ not later than 5:00 p.m.
9 of the fourth day following the canvass. If a person
10 receiving write-in votes fails to file the affidavit
11 at the time required, the county commissioner of
12 elections shall disregard the write-in votes cast for
13 that person. The abstract of votes shall be amended to
14 show that the person who was declared elected declined
15 the office and a notation shall be made next to the
16 names of those persons who did not file the affidavit.
17 A runoff election shall be held with the remaining
18 candidates who have the highest number of votes to the

19 extent of twice the number of unfilled positions.
20 5. In a city in which the council has chosen a
21 runoff election, if no person was declared elected for
22 an office, all persons who received write-in votes
23 shall execute an affidavit in substantially the form
24 required by section 45.3 and file it with the county
25 commissioner of elections ~~or the city clerk~~ not later
26 than 5:00 p.m. on the day following the canvass of
27 votes. If any person who received write-in votes fails
28 to file the affidavit, the county commissioner of
29 elections shall disregard the write-in votes cast for
30 that person. The abstract of votes shall be amended to
31 note which of the write-in candidates failed to file
32 the affidavit. A runoff election shall be held with
33 the remaining candidates who have the highest number
34 of votes to the extent of twice the number of unfilled
35 positions.>
36 4. By renumbering, redesignating, and correcting
37 internal references as necessary.

COMMITTEE ON STATE GOVERNMENT
JEFF DANIELSON, Chair

S-5073

1 Amend Senate File 2318 as follows:
2 1. Page 7, after line 27 by inserting:
3 <Sec. ___. Section 282.18, subsection 11, Code
4 2014, is amended to read as follows:
5 11. A pupil who participates in open enrollment
6 for purposes of attending a grade in grades nine
7 through twelve in a school district other than the
8 district of residence is ineligible to participate
9 in varsity interscholastic athletic contests and
10 athletic competitions during the pupil's first ninety
11 school days of enrollment in the district except that
12 the pupil may participate immediately in a varsity
13 interscholastic sport if the pupil is entering grade
14 nine for the first time and did not participate in
15 an interscholastic athletic competition for another
16 school or school district during the summer immediately
17 following eighth grade, if the district of residence
18 and the other school district jointly participate
19 in the sport, if the sport in which the pupil wishes
20 to participate is not offered in the district of
21 residence, if the pupil chooses to use open enrollment
22 to attend school in another school district because
23 the district in which the student previously attended
24 school was dissolved and merged with one or more
25 contiguous school districts under section 256.11,
26 subsection 12, if the pupil participates in open
27 enrollment because the pupil's district of residence

28 has entered into a whole grade sharing agreement
 29 with another district for the pupil's grade, ~~or~~ if
 30 the parent or guardian of the pupil participating
 31 in open enrollment is an active member of the armed
 32 forces and resides in permanent housing on government
 33 property provided by a branch of the armed services,
 34 or if the district of residence determines that the
 35 pupil was previously subject to a founded incident of
 36 harassment or bullying as defined in section 280.28
 37 while attending school in the district of residence.
 38 A pupil who has paid tuition and attended school, or
 39 has attended school pursuant to a mutual agreement
 40 between the two districts, in a district other than
 41 the pupil's district of residence for at least one
 42 school year is also eligible to participate immediately
 43 in interscholastic athletic contests and athletic
 44 competitions under this section, but only as a member
 45 of a team from the district that pupil had attended.
 46 For purposes of this subsection, "*school days of*
 47 *enrollment*" does not include enrollment in summer
 48 school. For purposes of this subsection, "*varsity*"
 49 means the same as defined in section 256.46.>

ROBERT M. HOGG

S-5074

1 Amend Senate File 2318 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. SHORT TITLE. This Act shall be known
 5 and may be cited as the "Bully Free Iowa Act of 2014".
 6 Sec. 2. Section 256.7, Code 2014, is amended by
 7 adding the following new subsection:
 8 NEW SUBSECTION. 33. Adopt rules providing for
 9 annual notification by the department to all school
 10 districts and accredited nonpublic schools regarding
 11 the availability of training meeting the requirements
 12 of section 272.2, subsection 19. After receipt of such
 13 notification, a school district or accredited nonpublic
 14 school shall notify all employees holding a license,
 15 certificate, authorization, or statement of recognition
 16 issued by the board of educational examiners regarding
 17 the availability of such training.
 18 Sec. 3. Section 256.7, Code 2014, is amended by
 19 adding the following new subsection:
 20 NEW SUBSECTION. 34. Adopt rules incorporating the
 21 training required by section 272.2, subsection 19,
 22 into the standards for individual teacher professional
 23 development plans in accordance with section 284.6 and
 24 individual administrator professional development plans
 25 in accordance with section 284A.6.

26 Sec. 4. NEW SECTION. **256.100 Harassment and**
27 **bullying prevention and response.**

28 1. The department shall coordinate and implement
29 the state's efforts to prevent and respond to
30 harassment and bullying as defined in section 280.28.
31 The department may enter into chapter 28E agreements
32 with the board of educational examiners, the department
33 of human rights, the civil rights commission, and
34 postsecondary educational institutions for the joint
35 employment of personnel to carry out its duties.

36 2. The department shall:

37 a. Assist schools in this state in implementation
38 of section 280.28, using research-based and
39 outcome-based best practices.

40 b. Develop or recommend qualified training programs
41 for training required by section 272.2, subsection 19.

42 c. Provide assistance to school employees
43 responsible for conducting investigations of complaints
44 of incidents of harassment or bullying to ensure
45 compliance with section 280.28.

46 d. Have access to, compare, and analyze harassment
47 and bullying incidence data reported by school
48 districts and accredited nonpublic schools pursuant to
49 section 280.28, subsection 7, and response data from
50 the Iowa youth survey conducted by the department of

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1 public health. The department may use its analysis to
2 provide technical assistance to districts and schools
3 regarding their data outcomes.

4 Sec. 5. Section 272.2, Code 2014, is amended by
5 adding the following new subsection:

6 NEW SUBSECTION. 19. a. Adopt rules requiring
7 all individuals applying for or renewing a license,
8 certificate, authorization, or statement of recognition
9 issued by the board to complete training approved by
10 the department on harassment and bullying prevention
11 and response.

12 b. Adopt rules requiring all individuals applying
13 for or renewing an administrator license to complete
14 training approved by the department on implementation
15 of school-wide policies and procedures for harassment
16 and bullying identification, reporting, response, and
17 prevention and for the training of individuals who are
18 responsible for conducting investigations of complaints
19 of incidents of harassment or bullying.

20 c. Adopt rules providing for waiver or suspension
21 of the training requirements of this subsection if
22 the waiver or suspension is in the public interest,
23 applicable to an individual who is engaged in active
24 duty in the military service of this state or of the

25 United States, to an individual for whom compliance
 26 with the training requirements would impose a
 27 significant hardship, or to an individual who is
 28 practicing in an education profession outside this
 29 state.

30 Sec. 6. Section 280.28, subsection 2, paragraphs a
 31 and b, Code 2014, are amended to read as follows:

32 a. *“Electronic”* means any communication involving
 33 the transmission of information by wire, radio,
 34 optical cable, electromagnetic, or other similar
 35 means. *“Electronic”* includes but is not limited to
 36 communication via electronic mail, internet-based
 37 communications including social networking sites, pager
 38 service, cell phones, ~~and~~ electronic text messaging,
 39 or any other electronic communication site, device, or
 40 means.

41 b. *“Harassment”* and *“bullying”* shall be construed
 42 to mean any electronic, written, verbal, or physical
 43 act or conduct toward a student which is based on
 44 any actual or perceived trait or characteristic of
 45 the student or any other reason and which creates an
 46 objectively hostile school environment that meets one
 47 or more of the following conditions:

- 48 (1) Places the student in reasonable fear of harm
 49 to the student’s person or property.
- 50 (2) Has a substantially detrimental effect on the

Page 3

1 student’s physical or mental health.

2 (3) Has the effect of substantially interfering
 3 with a student’s academic performance.

4 (4) Has the effect of substantially interfering
 5 with the student’s ability to participate in or benefit
 6 from the services, activities, or privileges provided
 7 by a school.

8 Sec. 7. Section 280.28, subsection 3, Code 2014, is
 9 amended by adding the following new paragraphs:

10 NEW PARAGRAPH. h. A procedure for the immediate
 11 notification of the parents or guardians of all
 12 students directly involved in a reported incident of
 13 harassment or bullying. The procedure may include an
 14 exception to the notification requirement if a school
 15 official reasonably believes notification would subject
 16 a student to abuse or neglect.

17 NEW PARAGRAPH. i. A procedure for documenting the
 18 actions taken by the school to investigate and respond
 19 to harassment or bullying.

20 Sec. 8. Section 280.28, subsections 5 and 7, Code
 21 2014, are amended to read as follows:

22 5. *Immunity. a.* A school employee, volunteer,
 23 or student, or a student’s parent or guardian who

24 promptly, reasonably, and in good faith reports an
 25 incident of harassment or bullying, in compliance with
 26 the procedures in the policy adopted pursuant to this
 27 section, to the appropriate school official designated
 28 by the school district or accredited nonpublic school,
 29 shall be immune from civil or criminal liability
 30 relating to such report and to participation in any
 31 administrative or judicial proceeding resulting from
 32 or relating to the report.

33 b. A school employee who determines not to
 34 investigate or take further action regarding a report
 35 of an alleged incident of harassment or bullying that
 36 occurred outside of school, off of school property,
 37 or away from a school function or school-sponsored
 38 activity shall be immune from civil or criminal
 39 liability relating to such determination. The employer
 40 of such a school employee shall be immune from civil or
 41 criminal liability relating to such determination.

42 ~~7. Integration of policy and reporting.~~ The board
 43 of directors of a school district and the authorities
 44 in charge of each nonpublic school shall integrate
 45 its antiharassment and antibullying policy into the
 46 comprehensive school improvement plan required under
 47 section 256.7, subsection 21, ~~and shall report data~~
 48 ~~collected under subsection 6, as specified by the~~
 49 ~~department, to the local community.~~

50 Sec. 9. Section 280.28, Code 2014, is amended by

Page 4

1 adding the following new subsections:
 2 NEW SUBSECTION. 7A. Annual report on internet site.
 3 a. The board of directors of a school district
 4 and the authorities in charge of each nonpublic
 5 school shall annually post on the school district's or
 6 school's internet site a report on the following for
 7 the previous school year by December 15:
 8 (1) Data collected under subsection 6.
 9 (2) The process used for filing complaints,
 10 including the location of online or other complaint
 11 forms.
 12 (3) Antiharassment and antibullying training
 13 completed by school employees, volunteers, and
 14 students.
 15 b. The department shall specify a format for the
 16 report, which shall include aggregate data on the types
 17 of harassment or bullying, as defined by the department
 18 in accordance with this section, that occurred, the
 19 incidence of harassment or bullying of each type, and
 20 trend data for the previous five years indicating
 21 whether the incidence of each type has increased or
 22 decreased. The board and the authorities shall approve

23 the report for publication by December 1. The board
 24 and the authorities shall make copies of the report
 25 available to the public upon request.

26 c. The department shall annually provide the most
 27 recent annual report by the department on statewide
 28 bullying and harassment data to the board and the
 29 authorities in a format which can be posted on the
 30 school district's or school's internet site, which
 31 shall then be posted by the board and authorities.

32 NEW SUBSECTION. 9. *Authority off school grounds.* A
 33 school official may investigate and impose school
 34 discipline or take other action in the case of an
 35 alleged incident of harassment or bullying, including
 36 cyberbullying, that occurs outside of school, off of
 37 school property, or away from a school function or
 38 school-sponsored activity if all of the following
 39 apply:

40 a. A parent, guardian, student, school employee,
 41 or volunteer reports an incident of harassment or
 42 bullying pursuant to the school's policy adopted under
 43 subsection 3, paragraph "e".

44 b. The alleged incident of harassment or bullying
 45 has an effect on school grounds that creates an
 46 objectively hostile school environment that meets one
 47 or more of the conditions set out under subsection 2,
 48 paragraph "b".

49 NEW SUBSECTION. 10. *Rulemaking authority.* The
 50 department of education may adopt rules necessary to

Page 5

1 administer this section in a uniform way across the
 2 state.

3 Sec. 10. Section 282.18, subsection 11, Code 2014,
 4 is amended to read as follows:

5 11. A pupil who participates in open enrollment
 6 for purposes of attending a grade in grades nine
 7 through twelve in a school district other than the
 8 district of residence is ineligible to participate
 9 in varsity interscholastic athletic contests and
 10 athletic competitions during the pupil's first ninety
 11 school days of enrollment in the district except that
 12 the pupil may participate immediately in a varsity
 13 interscholastic sport if the pupil is entering grade
 14 nine for the first time and did not participate in
 15 an interscholastic athletic competition for another
 16 school or school district during the summer immediately
 17 following eighth grade, if the district of residence
 18 and the other school district jointly participate
 19 in the sport, if the sport in which the pupil wishes
 20 to participate is not offered in the district of
 21 residence, if the pupil chooses to use open enrollment

22 to attend school in another school district because
 23 the district in which the student previously attended
 24 school was dissolved and merged with one or more
 25 contiguous school districts under section 256.11,
 26 subsection 12, if the pupil participates in open
 27 enrollment because the pupil's district of residence
 28 has entered into a whole grade sharing agreement
 29 with another district for the pupil's grade, ~~or~~ if
 30 the parent or guardian of the pupil participating
 31 in open enrollment is an active member of the armed
 32 forces and resides in permanent housing on government
 33 property provided by a branch of the armed services,
 34 or if the district of residence determines that the
 35 pupil was previously subject to a founded incident of
 36 harassment or bullying as defined in section 280.28
 37 while attending school in the district of residence.
 38 A pupil who has paid tuition and attended school, or
 39 has attended school pursuant to a mutual agreement
 40 between the two districts, in a district other than
 41 the pupil's district of residence for at least one
 42 school year is also eligible to participate immediately
 43 in interscholastic athletic contests and athletic
 44 competitions under this section, but only as a member
 45 of a team from the district that pupil had attended.
 46 For purposes of this subsection, "*school days of*
 47 *enrollment*" does not include enrollment in summer
 48 school. For purposes of this subsection, "*varsity*"
 49 means the same as defined in section 256.46.>
 50 2. Title page, by striking lines 2 through 6 and

Page 6

- 1 inserting <antibullying policies and providing for
- 2 training on harassment and bullying prevention.>

DAVID JOHNSON

S-5075

- 1 Amend Senate File 2318 as follows:
- 2 1. Page 5, line 6, after <response> by inserting
- 3 <and free speech as defined by the first amendment of
- 4 the Constitution of the United States and Article I,
- 5 section 7 of the Constitution of the State of Iowa>
- 6 2. Page 5, line 17, by striking <and reporting> and
- 7 inserting <reporting>
- 8 3. Page 5, line 18, by striking <department> and
- 9 inserting <department, and free speech as defined by
- 10 the first amendment of the Constitution of the United
- 11 States and Article I, section 7 of the Constitution of
- 12 the State of Iowa>
- 13 4. Page 5, line 24, after <prevention> by inserting
- 14 <and free speech as defined by the first amendment of

15 the Constitution of the United States and Article I,
 16 section 7 of the Constitution of the State of Iowa>

MARK CHELGREN
 BRAD ZAUN
 JACK WHITVER

S-5076

1 Amend Senate File 2318 as follows:
 2 1. Page 5, after line 24 by inserting:
 3 <d. Rules adopted pursuant to this subsection
 4 shall include but not be limited to a requirement to
 5 train applicable school personnel on identification
 6 of the signs and symptoms of harassment and bullying;
 7 harassment and bullying prevention strategies; the
 8 definition of free speech as provided by the first
 9 amendment of the Constitution of the United States and
 10 Article I, section 7 of the Constitution of the State
 11 of Iowa; harassment and bullying response strategies;
 12 and harassment and bullying intervention methods.>

MARK CHELGREN

S-5077

1 Amend House File 159, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, line 1, by striking <2013> and inserting
 4 <2014>

RICH TAYLOR

S-5078

1 Amend House File 2183, as passed by the House, as
 2 follows:
 3 1. Page 1, line 6, by striking <the district court
 4 in that county> and inserting <the appropriate court>
 5 2. Page 1, line 27, after <3.> by inserting <An
 6 agreement entered into under this paragraph shall not
 7 negate any obligations of a city utility, combined city
 8 utility, city enterprise, or combined city enterprise
 9 under section 384.84.>
 10 3. Page 1, after line 33 by inserting:
 11 <(3) The board shall adopt rules for the
 12 discontinuance of water service under this paragraph.
 13 A public utility shall only discontinue water service
 14 under this paragraph in accordance with the rules
 15 adopted pursuant to this subparagraph.>

RITA HART

S-5079HOUSE AMENDMENT TO
SENATE FILE 220

- 1 Amend Senate File 220, as passed by the Senate, as
2 follows:
- 3 1. Page 1, line 1, by striking <2013> and inserting
4 <2014>
- 5 2. Page 1, by striking lines 21 and 22 and
6 inserting:
7 <Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
8 being deemed of immediate importance, takes effect upon
9 enactment.
10 Sec. ___. RETROACTIVE APPLICABILITY. This Act
11 applies retroactively to retirement incentive programs
12 in existence on or after July 1, 2013.>
- 13 3. Title page, line 2, after <including> by
14 inserting <effective date and retroactive>

S-5080HOUSE AMENDMENT TO
SENATE FILE 2251

- 1 Amend Senate File 2251, as passed by the Senate, as
2 follows:
- 3 1. By striking everything after the enacting clause
4 and inserting:
- 5 Section 1. CHILD CARE ASSISTANCE ELIGIBILITY PILOT
6 PROJECT.
- 7 1. The department of human services shall implement
8 a pilot project in Hamilton, Lee, Pottawattamie, and
9 Scott counties for the fiscal year beginning July 1,
10 2014. Under the pilot project, for persons residing in
11 the pilot project counties, the department shall apply
12 revised requirements to authorize eligibility for the
13 state child care assistance program for the following
14 families who meet the program's other eligibility
15 requirements:
- 16 a. Families with an income at or below 100 percent
17 of the federal poverty level whose members, for at
18 least 28 hours per week in the aggregate, are employed
19 or are participating at a satisfactory level in an
20 approved training program or educational program.
- 21 b. Families with an income of more than 100 percent
22 but not more than 145 percent of the federal poverty
23 level whose members, for at least 28 hours per week in
24 the aggregate, are employed or are participating at a
25 satisfactory level in an approved training program or
26 educational program.
- 27 2. The department shall report to the governor

28 and general assembly in January 2015 concerning the
 29 pilot project. The department shall consult with
 30 participating families, community colleges, united way
 31 agencies, and other stakeholders in developing the
 32 report. The information in the report shall provide
 33 findings and recommendations and shall include but is
 34 not limited to an analysis of the fiscal effect on
 35 the program of applying the revised requirements, the
 36 effect of the revised requirements on the current net
 37 income and potential future income of the families
 38 utilizing the revised eligibility requirements, and the
 39 effect of applying the revised eligibility requirements
 40 on a statewide basis.>
 41 2. Title page, by striking lines 1 and 2 and
 42 inserting <An Act providing for a state child care
 43 assistance program eligibility pilot project.>

S-5081

HOUSE AMENDMENT TO
 SENATE FILE 2259

1 Amend Senate File 2259, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 1, line 10, after <form> by inserting <and
 4 that compromises the security, confidentiality, or
 5 integrity of the personal information>
 6 2. Page 4, line 30, by striking <three> and
 7 inserting <five>

S-5082

HOUSE AMENDMENT TO
 SENATE FILE 2212

1 Amend Senate File 2212, as passed by the Senate, as
 2 follows:
 3 1. Page 1, after line 18 by inserting:
 4 <Sec. __. EFFECTIVE UPON ENACTMENT. This Act,
 5 being deemed of immediate importance, takes effect upon
 6 enactment.>
 7 2. Title page, line 1, after <waste> by inserting
 8 <and including effective date provisions>
 9 3. By renumbering as necessary.

S-5083

HOUSE AMENDMENT TO
 SENATE FILE 2201

1 Amend Senate File 2201, as amended, passed, and
 2 reprinted by the Senate, as follows:

3 1. Page 1, line 12, by striking <relative> and
4 inserting <parent or guardian>
5 2. Page 1, lines 34 and 35, by striking <but whose>
6 and inserting <whether or not the>
7 3. Page 2, after line 6 by inserting:
8 <Sec. ___. Section 903A.2, subsection 1, unnumbered
9 paragraph 1, Code 2014, is amended to read as follows:
10 Each inmate committed to the custody of the director
11 of the department of corrections is eligible to earn a
12 reduction of sentence in the manner provided in this
13 section. For purposes of calculating the amount of
14 time by which an inmate's sentence may be reduced,
15 inmates shall be grouped into the following ~~two~~ three
16 sentencing categories:
17 Sec. ___. Section 903A.2, subsection 1, paragraph
18 a, unnumbered paragraph 1, Code 2014, is amended to
19 read as follows:
20 Category "A" sentences are those sentences which are
21 not subject to a maximum accumulation of earned time of
22 fifteen percent of the total sentence of confinement
23 under section 902.12 or category "C" sentences. To
24 the extent provided in subsection 5, category "A"
25 sentences also include life sentences imposed under
26 section 902.1. An inmate of an institution under the
27 control of the department of corrections who is serving
28 a category "A" sentence is eligible for a reduction of
29 sentence equal to one and two-tenths days for each day
30 the inmate demonstrates good conduct and satisfactorily
31 participates in any program or placement status
32 identified by the director to earn the reduction. The
33 programs include but are not limited to the following:
34 Sec. ___. Section 903A.2, subsection 1, paragraph
35 b, Code 2014, is amended to read as follows:
36 b. Category "B" sentences are those sentences
37 which are subject to a maximum accumulation of earned
38 time of fifteen percent of the total sentence of
39 confinement under section 902.12 and are not category
40 "C" sentences. An inmate of an institution under the
41 control of the department of corrections who is serving
42 a category "B" sentence is eligible for a reduction of
43 sentence equal to fifteen eighty-fifths of a day for
44 each day of good conduct by the inmate.
45 Sec. ___. Section 903A.2, subsection 1, Code 2014,
46 is amended by adding the following new paragraph:
47 NEW PARAGRAPH. c. Notwithstanding paragraphs "a"
48 and "b", an inmate serving a category "C" sentence is
49 ineligible to earn any reduction of sentence under this
50 section. Category "C" sentences are those sentences

Page 2

1 where the victim was fifteen years of age or younger at

2 the time the offense was committed and is a violation
3 of any of the following:

4 (1) Section 707.3 or 707.11.

5 (2) Section 709.2, 709.3, 709.4, or 709.8, section
6 709.11, subsection 1 or 2, section 709.15, subsection
7 4, paragraph "a", or section 709.15, subsection 5,
8 paragraph "a".

9 (3) Section 710.3 or 710.4.

10 (4) Section 710A.2, subsection 2 or 4.

11 (5) Section 728.12, subsection 1 or 2, or section
12 728.12, subsection 3, if the offense is classified as
13 a felony.

14 Sec. ____. Section 903A.7, Code 2014, is amended to
15 read as follows:

16 **903A.7 Separate sentences.**

17 1. Consecutive multiple sentences that are within
18 the same category under section 903A.2 shall be
19 construed as one continuous sentence for purposes of
20 calculating reductions of sentence for earned time.

21 2. If a person is sentenced to serve sentences of
22 both categories, category "B" sentences shall be served
23 before category "A" sentences are served, and earned
24 time accrued against the category "B" sentences shall
25 not be used to reduce the category "A" sentences. If
26 an inmate serving a category "A" sentence is sentenced
27 to serve a category "B" sentence, the category "A"
28 sentence shall be interrupted, and no further earned
29 time shall accrue against that sentence until the
30 category "B" sentence is completed.

31 3. If a person is sentenced to serve both a
32 category "C" sentence and another category sentence,
33 the category "C" sentence shall be served before the
34 other category sentence is served, and no earned time
35 shall accrue until the category "C" sentence has been
36 served. If an inmate serving another category sentence
37 besides a category "C" sentence is sentenced to serve
38 a category "C" sentence, the sentence of the other
39 category sentence shall be interrupted, and no further
40 earned time shall accrue against that sentence until
41 the category "C" sentence is completed.>

42 4. Title page, line 1, after <kidnapping,> by
43 inserting <the accumulation of earned time for criminal
44 offenses involving certain minor victims,>

S-5084

HOUSE AMENDMENT TO
SENATE FILE 366

1 Amend Senate File 366, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting clause

4 and inserting:

5 Section 1. DEPARTMENT OF EDUCATION — RADON
6 NOTIFICATION AND TESTING — REPORT.

7 1. The department of education shall notify each
8 school district and accredited nonpublic school in this
9 state of the risks associated with radon gas and radon
10 progeny at attendance centers. Such notification shall
11 include information on radon testing and mitigation,
12 including relevant statistical data and information
13 on sources of funding available for radon testing and
14 mitigation, and shall encourage school districts and
15 accredited nonpublic schools to implement a radon
16 testing and mitigation plan.

17 2. Each school district and accredited nonpublic
18 school in this state shall notify the department of
19 education by December 1, 2014, indicating whether it
20 has a radon testing and mitigation plan in place. Any
21 school district or accredited nonpublic school that
22 does not have a radon testing and mitigation plan in
23 place as of December 1, 2014, shall also notify the
24 department of any plans the district or school has to
25 implement a radon testing and mitigation plan in the
26 future.

27 3. The department of education shall submit a
28 report to the general assembly by January 1, 2015, on
29 the data collected pursuant to subsection 2.>

30 2. Title page, lines 1 and 2, by striking <and
31 making penalties applicable> and inserting <in schools>

S-5085

HOUSE AMENDMENT TO SENATE FILE 2211

1 Amend Senate File 2211, as passed by the Senate, as
2 follows:

3 1. Page 1, line 8, by striking <but whose> and
4 inserting <whether or not the>

5 2. Page 1, line 11, by striking <insanity.
6 "*Conviction*"> and inserting <insanity. "*Convicted*">

S-5086

HOUSE AMENDMENT TO SENATE FILE 2311

1 Amend Senate File 2311, as passed by the Senate, as
2 follows:

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

5 Section 1. Section 232.2, subsection 6, Code 2014,
6 is amended by adding the following new paragraph:

7 NEW PARAGRAPH. *r.* Who is allowed, permitted, or
 8 encouraged by an adult having influence or control of
 9 the child to engage in acts prohibited pursuant to
 10 section 725.1.

11 Sec. 2. Section 710.10, Code 2014, is amended by
 12 adding the following new subsection:

13 NEW SUBSECTION. 7. For purposes of this section,
 14 methods of enticement include but are not limited
 15 to personal contact and communication by any means
 16 including through the mail, telephone, internet, or
 17 any social media, and include text messages, instant
 18 messages, and electronic mail.

19 Sec. 3. Section 725.1, Code 2014, is amended to
 20 read as follows:

21 **725.1 Prostitution.**

22 1. a. Except as provided in paragraph "b",
 23 a person who sells or offers for sale the person's
 24 services as a partner in a sex act ~~commits an~~
 25 aggravated misdemeanor.~~or~~

26 b. If the person who sells or offers for sale the
 27 person's services as a partner in a sex act is under
 28 the age of eighteen and reasonable grounds exist to
 29 believe that the influence or control of an adult
 30 contributed to the commission of the offense, the
 31 county attorney may elect, in lieu of prosecution, to
 32 refer the person to the department of human services
 33 alleging that the person is a child in need of
 34 assistance pursuant to section 232.2, subsection 6.

35 c. If the person who sells or offers for sale the
 36 person's services as a partner in a sex act is under
 37 the age of eighteen, upon the expiration of two years
 38 following the person's conviction for a violation
 39 of paragraph "a" or of a similar local ordinance,
 40 the person may petition the court to expunge the
 41 conviction, and if the person has had no other criminal
 42 convictions, other than local traffic violations or
 43 simple misdemeanor violations of chapter 321 during the
 44 two-year period, the conviction shall be expunged as
 45 a matter of law. The court shall enter an order that
 46 the record of the conviction be expunged by the clerk
 47 of the district court. Notwithstanding section 692.2,
 48 after receipt of notice from the clerk of the district
 49 court that a record of conviction has been expunged for
 50 a violation of paragraph "a", the record of conviction

Page 2

1 shall be removed from the criminal history data files
 2 maintained by the department of public safety.

3 2. a. Except as provided in paragraph "b", a
 4 person who purchases or offers to purchase ~~such another~~
 5 person's services, as a partner in a sex act commits

6 an aggravated misdemeanor.

7 b. A person who purchases or offers to purchase
 8 services as a partner in a sex act from a person
 9 fifteen years of age or younger commits a class “D”
 10 felony.

11 Sec. 4. Section 725.2, Code 2014, is amended to
 12 read as follows:

13 **725.2 Pimping.**

14 1. A person who solicits a patron for a prostitute,
 15 or who knowingly takes or shares in the earnings of
 16 a prostitute, or who knowingly furnishes a room or
 17 other place to be used for the purpose of prostitution,
 18 whether for compensation or not, commits a class “D”
 19 felony.

20 2. A person who solicits a patron for a prostitute
 21 who is under the age of eighteen, or who knowingly
 22 takes or shares in the earnings of a prostitute who is
 23 under the age of eighteen, or who knowingly furnishes
 24 a room or other place to be used for the purposes of
 25 prostitution of a prostitute who is under the age of
 26 eighteen, whether for compensation or not, commits a
 27 class “C” felony.

28 Sec. 5. **NEW SECTION. 802.2B Sexual exploitation**
 29 **of a minor.**

30 An information or indictment for sexual exploitation
 31 of a minor under section 728.12 committed on or with
 32 a person who is under the age of eighteen years shall
 33 be found within ten years after the person upon whom
 34 the offense is committed attains eighteen years of
 35 age, or if the person against whom the information or
 36 indictment is sought is identified through the use of
 37 a DNA profile, an information or indictment shall be
 38 found within three years from the date the person is
 39 identified by the person’s DNA profile, whichever is
 40 later.

41 Sec. 6. Section 802.3, Code 2014, is amended to
 42 read as follows:

43 **802.3 Felony — aggravated or serious misdemeanor.**

44 In all cases, except those enumerated in section
 45 802.1, 802.2, 802.2A, 802.2B, or 802.10, an indictment
 46 or information for a felony or aggravated or serious
 47 misdemeanor shall be found within three years after its
 48 commission.

49 Sec. 7. Section 808B.3, Code 2014, is amended by
 50 adding the following new subsection:

Page 3

1 **NEW SUBSECTION.** 6. A felony offense involving
 2 human trafficking in violation of chapter 710A.>
 3 2. Title page, line 2, after <prostitution> by
 4 inserting <pimping,>

- 5 3. Title page, by striking lines 3 and 4 and
6 inserting <trafficking, and providing penalties.>

S-5087

- 1 Amend House File 2192, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 3, line 18, by striking <The>
4 2. Page 3, by striking lines 19 and 20.
5 3. Page 4, line 32, by striking <not>
6 4. Page 4, line 35, by striking <service if such>
7 and inserting <service.>
8 5. Page 5, by striking lines 1 and 2.

DENNIS H. BLACK

S-5088

- 1 Amend House File 2109, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking lines 19 through 25 and
4 inserting:
5 <NEW SUBSECTION. 26A. "Vapor product" means any
6 noncombustible product, which may or may not contain
7 nicotine, that employs a heating element, power source,
8 electronic circuit, or other electronic, chemical, or
9 mechanical means, regardless of shape or size, that
10 can be used to produce vapor from a solution or other
11 substance. "Vapor product" includes an electronic
12 cigarette, electronic cigar, electronic cigarillo,
13 electronic pipe, or similar product or device, and any
14 cartridge or other container of a solution or other
15 substance, which may or may not contain nicotine,
16 that is intended to be used with or in an electronic
17 cigarette, electronic cigar, electronic cigarillo,
18 electronic pipe, or similar product or device. "Vapor
19 product">

WILLIAM A. DOTZLER, JR.

S-5089HOUSE AMENDMENT TO
SENATE FILE 2320

- 1 Amend Senate File 2320, as passed by the Senate, as
2 follows:
3 1. Page 1, after line 29 by inserting:
4 <b. That if the legal representative of a member
5 also acts as a provider under a consumer-directed
6 attendant care agreement or under a community choices
7 option employment agreement, the agreement shall

- 8 include all of the following reasonable safeguards:
- 9 (1) That the payment rate for the legal
10 representative acting as a provider is fair and
11 reasonable based upon the skill level of the provider
12 and may not exceed the median statewide reimbursement
13 rate for the service unless the higher rate receives
14 prior approval from the department.
- 15 (2) That the legal representative acting as a
16 provider is not paid for more than forty hours of
17 service per week.
- 18 (3) A contingency plan for provision of services
19 provided by the legal representative acting as a
20 provider in the event the legal representative is
21 unable to provide the services due to illness or other
22 unexpected event.>
- 23 2. Page 1, line 30, by striking <b.> and inserting
24 <c.>
- 25 3. Page 2, by striking lines 1 through 10 and
26 inserting:
27 <2. The department of human services shall amend
28 the medical assistance home and community-based
29 services waivers to replace agency-provided
30 consumer-directed attendant care services with personal
31 care services.>
- 32 4. By renumbering as necessary.

S-5090

HOUSE AMENDMENT TO
SENATE FILE 2319

- 1 Amend Senate File 2319, as amended, passed, and
2 reprinted by the Senate, as follows:
- 3 1. Page 1, by striking lines 1 through 11.
- 4 2. Page 1, line 17, by striking <The> and inserting
5 <Subject to an appropriation of funds by the general
6 assembly, the>
- 7 3. Page 1, line 18, after <agencies> by inserting
8 <and the department>

S-5091

HOUSE AMENDMENT TO
SENATE FILE 2299

- 1 Amend Senate File 2299, as amended, passed, and
2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 33, after <testing.> by inserting
4 <A defendant whose alcohol concentration is .08 or more
5 shall be eligible for a temporary restricted license if
6 the person installs an ignition interlock device of a
7 type approved by the commissioner of public safety on

8 all vehicles owned or operated by the defendant if the
9 defendant seeks a temporary restricted license.>

10 2. Page 4, line 32, after <chapter.> by inserting
11 <A defendant whose alcohol concentration is .08 or more
12 shall be eligible for a temporary restricted license if
13 the person installs an ignition interlock device of a
14 type approved by the commissioner of public safety on
15 all vehicles owned or operated by the defendant if the
16 defendant seeks a temporary restricted license.>

17 3. By striking page 7, line 23, through page 9,
18 line 11.

19 4. By striking page 9, line 16, through page 10,
20 line 22, and inserting:

21 <1. a. (1) The department may, on application,
22 issue a temporary restricted license to a person whose
23 noncommercial driver's license is revoked under this
24 chapter allowing the person to drive for any lawful
25 purpose if the person's driver's license has not been
26 revoked previously under section 321J.4, 321J.9, or
27 321J.12.

28 (2) The department may, on application, issue
29 a temporary restricted license to a person whose
30 noncommercial driver's license is revoked under this
31 chapter allowing the person to drive to and from the
32 person's home and specified places at specified times
33 which can be verified by the department and which
34 are required by the person's full-time or part-time
35 employment, continuing health care or the continuing
36 health care of another who is dependent upon the
37 person, continuing education while enrolled in an
38 educational institution on a part-time or full-time
39 basis and while pursuing a course of study leading to a
40 diploma, degree, or other certification of successful
41 educational completion, substance abuse treatment,
42 court-ordered community service responsibilities, and
43 appointments with the person's parole or probation
44 officer if the person's driver's license has not been
45 revoked previously under section 321J.4, 321J.9, or
46 321J.12 and if any of the following apply:

47 ~~(1) (a) The person's noncommercial driver's~~
48 ~~license is revoked under section 321J.4 and the minimum~~
49 ~~period of ineligibility for issuance of a temporary~~
50 ~~restricted license has expired. This subsection~~

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1 ~~shall not apply to a revocation ordered under section~~
2 ~~321J.4 resulting from a plea or verdict of guilty~~
3 ~~of a violation of section 321J.2 that involved a~~
4 ~~death except for a revocation under section 321J.4,~~
5 ~~subsection 1, paragraph "c" or "e".~~

6 ~~(2) (b) The person's noncommercial driver's~~

7 license is revoked under section 321J.9 and the person
 8 has entered a plea of guilty on a charge of a violation
 9 of section 321J.2 which arose from the same set of
 10 circumstances which resulted in the person's driver's
 11 license revocation under section 321J.9 and the
 12 guilty plea is not withdrawn at the time of or after
 13 application for the temporary restricted license, and
 14 the minimum period of ineligibility for issuance of a
 15 temporary restricted license has expired.

16 ~~(3) (c) The person's noncommercial driver's~~
 17 ~~license is revoked under section 321J.12, and the~~
 18 ~~minimum period of ineligibility for issuance of a~~
 19 ~~temporary restricted license has expired.~~

20 ~~b. A temporary restricted license may be issued~~
 21 ~~under this subsection if the person's noncommercial~~
 22 ~~driver's license is revoked for two years under section~~
 23 ~~321J.4, subsection 2, or section 321J.9, subsection 1,~~
 24 ~~paragraph "b", and the first three hundred sixty five~~
 25 ~~days of the revocation have expired.>~~

26 5. Page 12, line 10, by striking <subsection
 27 subsections 3 and 4> and inserting <subsection 3>

28 6. By renumbering as necessary.

S-5092

HOUSE AMENDMENT TO SENATE FILE 2239

1 Amend Senate File 2239, as amended, passed, and
 2 reprinted by the Senate, as follows:

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

<DIVISION I

ELDER ABUSE RELIEF

7 Section 1. NEW SECTION. 235F.1 Definitions.

8 As used in this chapter, unless the context
 9 otherwise requires:

10 1. "*Attorney in fact*" means an attorney in fact
 11 under a power of attorney pursuant to chapter 633B or
 12 an attorney in fact under a durable power of attorney
 13 for health care pursuant to chapter 144B.

14 2. "*Caretaker*" means a related or nonrelated
 15 person who has the responsibility for all or a
 16 substantial portion of the protection, care, or custody
 17 of a vulnerable elder as a result of assuming the
 18 responsibility voluntarily, by contract, through
 19 employment, or by order of the court. "*Caretaker*" does
 20 not include a caretaker as defined in section 235E.1.

21 3. "*Conservator*" means the same as defined in
 22 section 633.3.

23 4. a. "*Elder abuse*" means any of the following:

24 (1) The nonaccidental infliction of bodily injury

25 on a vulnerable elder by a caretaker.

26 (2) The commission of a sexual offense under
27 chapter 709 or section 726.2 with or against a
28 vulnerable elder.

29 (3) Neglect which is the substantial deprivation of
30 the minimum food, shelter, clothing, supervision, or
31 physical or mental health care, or other care necessary
32 to maintain a vulnerable elder's life or health by a
33 caretaker.

34 (4) Financial exploitation as provided in section
35 726.24.

36 b. "*Elder abuse*" does not include any of the
37 following:

38 (1) Circumstances in which the vulnerable elder
39 declines medical treatment if the vulnerable elder
40 holds a belief or is an adherent of a religion whose
41 tenets and practices call for reliance on spiritual
42 means in place of reliance on medical treatment.

43 (2) Circumstances in which the vulnerable elder's
44 caretaker, acting in accordance with the vulnerable
45 elder's stated or implied consent, declines medical
46 treatment if the vulnerable elder holds a belief or is
47 an adherent of a religion whose tenets and practices
48 call for reliance on spiritual means in place of
49 reliance on medical treatment.

50 (3) The withholding or withdrawing of health care

Page 2

1 from a vulnerable elder who is terminally ill in the
2 opinion of a licensed physician, when the withholding
3 or withdrawing of health care is done at the request
4 of the vulnerable elder or at the request of the
5 vulnerable elder's next of kin, attorney in fact, or
6 guardian pursuant to the applicable procedures under
7 chapter 125, 144A, 144B, 222, 229, or 633.

8 (4) Good faith assistance by a family or household
9 member or other person in managing the financial
10 affairs of a vulnerable elder at the request of the
11 vulnerable elder or at the request of a family member,
12 guardian, or conservator of the vulnerable elder.

13 5. "*Family or household member*" means a spouse,
14 a person cohabiting with the vulnerable elder, a
15 parent, or a person related to the vulnerable elder
16 by consanguinity or affinity, but does not include
17 children of the vulnerable elder who are less than
18 eighteen years of age.

19 6. "*Fiduciary*" means a person or entity with the
20 legal responsibility to make decisions on behalf of
21 and for the benefit of a vulnerable elder and to act
22 in good faith and with fairness. "*Fiduciary*" includes
23 but is not limited to an attorney in fact, a guardian,

24 or a conservator.

25 7. *“Financial exploitation”* means financial
26 exploitation as provided in section 726.24.

27 8. *“Guardian”* means the same as defined in section
28 633.3.

29 9. *“Peace officer”* means the same as defined in
30 section 801.4.

31 10. *“Plaintiff”* means a vulnerable elder who
32 files a petition under this chapter and includes a
33 substitute petitioner who files a petition on behalf of
34 a vulnerable elder under this chapter.

35 11. *“Present danger of elder abuse”* means a
36 situation in which the defendant has recently
37 threatened the vulnerable elder with initial
38 or additional elder abuse, or the potential for
39 misappropriation, misuse, or removal of the funds,
40 benefits, property, resources, belongings, or assets of
41 the vulnerable elder combined with reasonable grounds
42 to believe that elder abuse is likely to occur.

43 12. *“Pro se”* means a person proceeding on the
44 person’s own behalf without legal representation.

45 13. *“Substitute petitioner”* means a family or
46 household member, guardian, conservator, attorney in
47 fact, or guardian ad litem for a vulnerable elder, or
48 other interested person who files a petition under this
49 chapter.

50 14. *“Vulnerable elder”* means a person sixty-five

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1 years of age or older who is unable to protect himself
2 or herself from elder abuse as a result of a mental or
3 physical condition or advanced age.

4 **Sec. 2. NEW SECTION. 235F.2 Commencement of**
5 **actions — waiver to juvenile court.**

6 1. A vulnerable elder or a substitute petitioner
7 may seek relief from elder abuse by filing a verified
8 petition in the district court. Venue shall lie where
9 either party resides. The petition shall state all of
10 the following:

11 a. The name of the vulnerable elder and the name
12 and address of the vulnerable elder’s attorney, if
13 any. If the vulnerable elder is proceeding pro se,
14 the petition shall state a mailing address for the
15 vulnerable elder.

16 b. The name of the substitute petitioner if the
17 petition is being filed on behalf of a vulnerable
18 elder, and the name and address of the attorney of the
19 substitute petitioner. If the substitute petitioner is
20 proceeding pro se, the petition shall state a mailing
21 address for the substitute petitioner.

22 c. The name and address, if known, of the

23 defendant.
24 *d.* The relationship of the vulnerable elder to the
25 defendant.
26 *e.* The nature of the alleged elder abuse.
27 *f.* The name and age of any other individual whose
28 welfare may be affected.
29 *g.* The desired relief, including a request for
30 temporary or emergency orders.
31 2. A temporary or emergency order may be based on a
32 showing of a prima facie case of elder abuse. If the
33 factual basis for the alleged elder abuse is contested,
34 the court shall issue a protective order based upon
35 a finding of elder abuse by a preponderance of the
36 evidence.
37 3. *a.* The filing fee and court costs for an order
38 for protection and in a contempt action resulting from
39 an order granted under this chapter or chapter 664A
40 shall be waived for the plaintiff.
41 *b.* The clerk of court, the sheriff of any county in
42 this state, and other law enforcement and corrections
43 officers shall perform their duties relating to service
44 of process without charge to the plaintiff.
45 *c.* When a permanent order for protection is entered
46 by the court, the court may direct the defendant to pay
47 to the clerk of court the fees for the filing of the
48 petition and reasonable costs of service of process if
49 the court determines the defendant has the ability to
50 pay the plaintiff's fees and costs.

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1 *d.* In lieu of personal service of an order for
2 protection issued pursuant to this section, the
3 sheriff of any county in the state, and any other
4 law enforcement and corrections officers may serve a
5 defendant with a short-form notification pursuant to
6 section 664A.4A.
7 4. If the person against whom relief from elder
8 abuse is being sought is seventeen years of age
9 or younger, the district court shall waive its
10 jurisdiction over the action to the juvenile court.
11 5. If a substitute petitioner files a petition
12 under this section on behalf of a vulnerable elder, the
13 vulnerable elder shall retain the right to all of the
14 following:
15 *a.* To contact and retain counsel.
16 *b.* To have access to personal records.
17 *c.* To file objections to the protective order.
18 *d.* To request a hearing on the petition.
19 *e.* To present evidence and cross-examine witnesses
20 at the hearing.
21 6. The relief provided under this chapter shall

22 not be available if the action involves a guardian
23 or conservator of the vulnerable elder and the relief
24 sought is more appropriately obtained in a protective
25 proceeding filed under chapter 633.

26 Sec. 3. **NEW SECTION. 235F.3 Plaintiffs proceeding**
27 **pro se — provision of forms and assistance.**

28 1. The judicial branch shall prescribe standard
29 forms to be used by vulnerable elders or substitute
30 petitioners seeking protective orders by proceeding pro
31 se in actions under this chapter. The standard forms
32 shall include language in fourteen point boldface type.
33 Standard forms prescribed by the judicial branch shall
34 be the exclusive forms used by plaintiffs proceeding
35 pro se under this chapter. The judicial branch shall
36 distribute the forms to the clerks of the district
37 courts.

38 2. The clerk of the district court shall furnish
39 the required forms to persons seeking protective orders
40 through pro se proceedings pursuant to this chapter.

41 Sec. 4. **NEW SECTION. 235F.4 Appointment of**
42 **guardian ad litem.**

43 The court may on its own motion or on the motion of
44 a party appoint a guardian ad litem for a vulnerable
45 elder if justice requires. The vulnerable elder's
46 attorney shall not also serve as the guardian ad litem.

47 Sec. 5. **NEW SECTION. 235F.5 Hearings — temporary**
48 **orders.**

49 1. Not less than five and not more than fifteen
50 days after commencing a proceeding and upon notice to

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1 the other party, a hearing shall be held at which the
2 plaintiff must prove the allegation of elder abuse by a
3 preponderance of the evidence.

4 2. The court may enter any temporary order it deems
5 necessary to protect the vulnerable elder from elder
6 abuse prior to the hearing, upon good cause shown in
7 an ex parte proceeding. Present danger of elder abuse
8 constitutes good cause for purposes of this subsection.

9 3. If a hearing is continued, the court may make or
10 extend any temporary order under subsection 2 that it
11 deems necessary.

12 4. Upon application of a party, the court shall
13 issue subpoenas requiring attendance and testimony of
14 witnesses and production of papers.

15 5. The court shall advise the defendant of a
16 right to be represented by counsel of the defendant's
17 choosing and to have a continuance to secure counsel.

18 6. The showing required under subsection 1 may be
19 made by, but is not limited to the testimony at the
20 hearing of, any of the following:

- 21 *a.* The vulnerable elder.
22 *b.* The guardian, conservator, attorney in fact, or
23 guardian ad litem of the vulnerable elder.
24 *c.* Witnesses to the elder abuse.
25 *d.* Adult protective services workers who have
26 conducted an investigation.
27 7. The court shall exercise its discretion in
28 a manner that protects the vulnerable elder from
29 traumatic confrontation with the defendant.
30 8. Hearings shall be recorded.
31 Sec. 6. NEW SECTION. **235F.6 Disposition.**
32 1. Upon a finding that the defendant has engaged
33 in elder abuse, the court may, if requested by the
34 plaintiff, order any of the following:
35 *a.* That the defendant be required to move from
36 the residence of the vulnerable elder if both the
37 vulnerable elder and the defendant are titleholders or
38 contract holders of record of the real property, are
39 named as tenants in the rental agreement concerning the
40 use and occupancy of the dwelling unit, are living in
41 the same residence, or are married to each other.
42 *b.* That the defendant provide suitable alternative
43 housing for the vulnerable elder.
44 *c.* That a peace officer accompany the party who is
45 leaving or has left the party's residence to remove
46 essential personal effects of the party.
47 *d.* That the defendant be restrained from abusing,
48 harassing, intimidating, molesting, interfering with,
49 or menacing the vulnerable elder, or attempting to
50 abuse, harass, intimidate, molest, interfere with, or

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- 1 menace the vulnerable elder.
2 *e.* That the defendant be restrained from entering
3 or attempting to enter on any premises when it
4 appears to the court that such restraint is necessary
5 to prevent the defendant from abusing, harassing,
6 intimidating, molesting, interfering with, or menacing
7 the vulnerable elder.
8 *f.* That the defendant be restrained from exercising
9 any powers on behalf of the vulnerable elder through a
10 court-appointed guardian, conservator, or guardian ad
11 litem, an attorney in fact, or another third party.
12 *g.* In addition to the relief provided in subsection
13 2, other relief that the court considers necessary to
14 provide for the safety and welfare of the vulnerable
15 elder.
16 2. If the court finds that the vulnerable elder has
17 been the victim of financial exploitation, the court
18 may order the relief the court considers necessary to
19 prevent or remedy the financial exploitation, including

20 but not limited to any of the following:

21 *a.* Directing the defendant to refrain from
22 exercising control over the funds, benefits, property,
23 resources, belongings, or assets of the vulnerable
24 elder.

25 *b.* Requiring the defendant to return custody or
26 control of the funds, benefits, property, resources,
27 belongings, or assets to the vulnerable elder.

28 *c.* Requiring the defendant to follow the
29 instructions of the guardian, conservator, or attorney
30 in fact of the vulnerable elder.

31 *d.* Prohibiting the defendant from transferring the
32 funds, benefits, property, resources, belongings, or
33 assets of the vulnerable elder to any person other than
34 the vulnerable elder.

35 3. The court shall not use an order issued under
36 this section to do any of the following:

37 *a.* To allow any person other than the vulnerable
38 elder to assume responsibility for the funds, benefits,
39 property, resources, belongings, or assets of the
40 vulnerable elder.

41 *b.* For relief that is more appropriately obtained
42 in a protective proceeding filed under chapter 633
43 including but not limited to giving control and
44 management of the funds, benefits, property, resources,
45 belongings, or assets of the vulnerable elder to a
46 guardian, conservator, or attorney in fact for any
47 purpose other than the relief granted under subsection
48 2.

49 4. The court may approve a consent agreement
50 between the parties entered to bring about the

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1 cessation of elder abuse. A consent agreement approved
2 under this section shall not contain any of the
3 following:

4 *a.* A provision that prohibits any party to the
5 action from contacting or cooperating with any
6 government agency including the department of human
7 services, the department of inspections and appeals,
8 the department on aging, the department of justice,
9 law enforcement, and the office of long-term care
10 ombudsman; a licensing or regulatory agency that has
11 jurisdiction over any license or certification held
12 by the defendant; a protection and advocacy agency
13 recognized in section 135C.2; or the defendant's
14 current employer if the defendant's professional
15 responsibilities include contact with vulnerable
16 elders, dependent adults, or minors, if the party
17 contacting or cooperating has a good-faith belief
18 that the information is relevant to the duties or

19 responsibilities of the entity.

20 *b.* A provision that prohibits any party to the
21 action from filing a complaint with or reporting a
22 violation of law to any government agency including
23 the department of human services, the department of
24 inspections and appeals, the department on aging, the
25 department of justice, law enforcement, and the office
26 of long-term care ombudsman; a licensing or regulatory
27 agency that has jurisdiction over any license or
28 certification held by the defendant; a protection and
29 advocacy agency recognized in section 135C.2; or the
30 defendant's current employer.

31 *c.* A provision that requires any party to the
32 action to withdraw a complaint filed with or a
33 violation reported to any government agency including
34 the department of human services, the department of
35 inspections and appeals, the department on aging, the
36 department of justice, law enforcement, and the office
37 of long-term care ombudsman; a licensing or regulatory
38 agency that has jurisdiction over any license or
39 certification held by the defendant; a protection and
40 advocacy agency recognized in section 135C.2; or the
41 defendant's current employer.

42 5. A protective order or approved consent agreement
43 shall be for a fixed period of time not to exceed one
44 year. The court may amend or extend its order or a
45 consent agreement at any time upon a petition filed by
46 either party and after notice and hearing. The court
47 may extend the order if the court, after hearing at
48 which the defendant has the opportunity to be heard,
49 finds that the defendant continues to pose a threat to
50 the safety of the vulnerable elder, persons residing

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1 with the vulnerable elder, or members of the vulnerable
2 elder's immediate family, or continues to present a
3 risk of financial exploitation of the vulnerable elder.
4 The number of extensions that may be granted by the
5 court is not limited.

6 6. The order shall state whether a person is to be
7 taken into custody by a peace officer for a violation
8 of the terms stated in the order.

9 7. The court may order that the defendant pay the
10 attorney fees and court costs of the vulnerable elder
11 or substitute petitioner.

12 8. An order or approved consent agreement under
13 this section shall not affect title to real property.

14 9. A copy of any order or approved consent
15 agreement shall be issued to the plaintiff, the
16 defendant, the county sheriff of the county in which
17 the order or consent decree is initially entered, and

18 the twenty-four-hour dispatcher for the county sheriff.
19 Any subsequent amendment or revocation of an order or
20 consent agreement shall be forwarded by the clerk to
21 all individuals previously notified.

22 10. The clerk shall notify the county sheriff and
23 the twenty-four-hour dispatcher for the county sheriff
24 in writing so that the county sheriff and the county
25 sheriff's dispatcher receive written notice within six
26 hours of filing the order, approved consent agreement,
27 amendment, or revocation. The clerk may fulfill this
28 requirement by sending the notice by facsimile or other
29 electronic transmission which reproduces the notice in
30 writing within six hours of filing the order.

31 11. The county sheriff's dispatcher shall notify
32 all law enforcement agencies having jurisdiction over
33 the matter and the twenty-four-hour dispatcher for
34 the law enforcement agencies upon notification by the
35 clerk.

36 **Sec. 7. NEW SECTION. 235F.7 Emergency orders.**

37 1. When the court is unavailable from the close
38 of business at the end of the day or week to the
39 resumption of business at the beginning of the day or
40 week, a petition may be filed before a district judge,
41 or district associate judge designated by the chief
42 judge of the judicial district, who may grant emergency
43 relief in accordance with section 235F.6, subsection 1
44 or 2, if the district judge or district associate judge
45 deems it necessary to protect the vulnerable elder
46 from elder abuse, upon good cause shown in an ex parte
47 proceeding. Present danger of elder abuse constitutes
48 good cause for purposes of this subsection.

49 2. An emergency order issued under subsection 1
50 shall expire seventy-two hours after issuance. When

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1 the order expires, the plaintiff may seek a temporary
2 order from the court pursuant to section 235F.5.

3 3. A petition filed and emergency order issued
4 under this section and any documentation in support of
5 the petition and order shall be immediately certified
6 to the court. The certification shall commence a
7 proceeding for purposes of section 235F.2.

8 **Sec. 8. NEW SECTION. 235F.8 Procedure.**

9 1. A proceeding under this chapter shall be held in
10 accordance with the rules of civil procedure, except
11 as otherwise set forth in this chapter and in chapter
12 664A, and is in addition to any other civil or criminal
13 remedy.

14 2. The plaintiff's right to relief under this
15 chapter is not affected by leaving the vulnerable
16 elder's home to avoid elder abuse.

17 DIVISION II
 18 FINANCIAL EXPLOITATION OF VULNERABLE ELDER
 19 Sec. 9. NEW SECTION. 726.24 **Financial exploitation**
 20 **of a vulnerable elder.**
 21 1. A person commits financial exploitation of a
 22 vulnerable elder when the person stands in a position
 23 of trust or confidence with the vulnerable elder and
 24 knowingly and by undue influence, deception, coercion,
 25 fraud, or extortion, obtains control over or otherwise
 26 uses or diverts the benefits, property, resources,
 27 belongings, or assets of the vulnerable elder for the
 28 person's own benefit or gain.
 29 2. A person who commits financial exploitation
 30 of a vulnerable elder is guilty of the following, as
 31 applicable:
 32 a. Financial exploitation in the fifth degree which
 33 is a simple misdemeanor if the value of the funds,
 34 benefits, property, resources, belongings, or assets is
 35 two hundred dollars or less.
 36 b. Financial exploitation in the fourth degree
 37 which is a serious misdemeanor if the value of the
 38 funds, benefits, property, resources, belongings, or
 39 assets exceeds two hundred dollars but does not exceed
 40 five hundred dollars.
 41 c. Financial exploitation in the third degree which
 42 is an aggravated misdemeanor if the value of the funds,
 43 benefits, property, resources, belongings, or assets
 44 exceeds five hundred dollars but does not exceed one
 45 thousand dollars.
 46 d. Financial exploitation in the second degree
 47 which is a class "D" felony if the value of the funds,
 48 benefits, property, resources, belongings, or assets
 49 exceeds one thousand dollars but does not exceed ten
 50 thousand dollars.

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1 e. Financial exploitation in the first degree
 2 which is a class "C" felony if the value of the funds,
 3 benefits, property, resources, belongings, or assets
 4 exceeds ten thousand dollars.
 5 3. Nothing in this section shall be construed to
 6 impose criminal liability on a person who has made a
 7 good-faith effort to assist a vulnerable elder in the
 8 management of the vulnerable elder's funds, benefits,
 9 property, resources, belongings, or assets, but through
 10 no fault of the person, the person has been unable to
 11 provide such assistance or does not achieve the results
 12 sought by the vulnerable elder.
 13 4. For the purposes of this section:
 14 a. "*Caretaker*" means the same as defined in section
 15 235F.1.

16 *b. "Coercion"* means communication or conduct which
 17 unduly compels a vulnerable elder to act or refrain
 18 from acting against the vulnerable elder's will and
 19 against the vulnerable elder's best interests.

20 *c. "Stands in a position of trust or confidence"*
 21 means the person has any of the following relationships
 22 relative to the vulnerable elder:

23 (1) Is a parent, spouse, adult child, or other
 24 relative by consanguinity or affinity of the vulnerable
 25 elder.

26 (2) Is a caretaker for the vulnerable elder other
 27 than a facility or person governed by chapter 235E.

28 (3) Is a person who is in a confidential
 29 relationship with the vulnerable elder. For the
 30 purposes of this subparagraph (3), a confidential
 31 relationship does not include a legal, fiduciary, or
 32 ordinary commercial or transactional relationship the
 33 vulnerable elder may have with a bank incorporated
 34 under the provisions of any state or federal law,
 35 any savings and loan association or savings bank
 36 incorporated under the provisions of any state or
 37 federal law, any credit union organized under the
 38 provisions of any state or federal law, any attorney
 39 licensed to practice law in the state, or any agent,
 40 agency, or company regulated under chapter 505, 508,
 41 515, or 543B.

42 *d. "Undue influence"* means taking advantage of a
 43 person's role, relationship, or authority to improperly
 44 change or obtain control over the actions or decision
 45 making of a vulnerable elder against the vulnerable
 46 elder's best interests.

47 *e. "Vulnerable elder"* means the same as defined in
 48 section 235F.1.

49 Sec. 10. CODE EDITOR DIRECTIVES. The Code editor
 50 shall create a new subchapter in chapter 726, entitled

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1 "protection of vulnerable elders" that includes section
 2 726.24, as enacted in this Act.

3 DIVISION III

4 ADDITIONAL PROVISIONS AND CONFORMING AMENDMENTS

5 Sec. 11. Section 13.2, subsection 1, Code 2014, is
 6 amended by adding the following new paragraph:
 7 NEW PARAGRAPH. *o.* Develop written procedures and
 8 policies to be followed by prosecuting attorneys in the
 9 prosecution of elder abuse and financial exploitation
 10 of a vulnerable elder under chapter 235F and section
 11 726.24.

12 Sec. 12. Section 13.31, subsection 3, Code 2014, is
 13 amended to read as follows:

14 3. Administer the domestic abuse program provided

15 in chapter 236 and elder abuse actions commenced under
 16 chapter 235F.

17 Sec. 13. Section 135B.7, Code 2014, is amended by
 18 adding the following new subsection:

19 NEW SUBSECTION. 5. The department shall also adopt
 20 rules requiring hospitals to establish and implement
 21 protocols for responding to the needs of patients who
 22 are victims of elder abuse, as defined in section
 23 235F.1.

24 Sec. 14. Section 232.8, subsection 1, Code 2014, is
 25 amended by adding the following new paragraph:

26 NEW PARAGRAPH. *e.* The juvenile court shall have
 27 jurisdiction in proceedings commenced against a child
 28 pursuant to section 235F.2 over which the district
 29 court has waived its jurisdiction. The juvenile court
 30 shall hear the action in the manner of an adjudicatory
 31 hearing under section 232.47, subject to the following:

32 (1) The juvenile court shall abide by the
 33 provisions of sections 235F.5 and 235F.6 in holding
 34 hearings and making a disposition.

35 (2) The plaintiff is entitled to proceed pro se
 36 under section 235F.3.

37 Sec. 15. Section 232.22, subsection 1, Code 2014,
 38 is amended by adding the following new paragraph:

39 NEW PARAGRAPH. *h.* There is probable cause to
 40 believe that the child has committed a delinquent
 41 act which would be elder abuse under chapter 235F if
 42 committed by an adult.

43 Sec. 16. Section 232.52, subsection 2, Code 2014,
 44 is amended by adding the following new paragraph:

45 NEW PARAGRAPH. *i.* In the case of a child
 46 adjudicated delinquent for an act which would be a
 47 violation of chapter 235F if committed by an adult,
 48 an order requiring the child to attend a batterers'
 49 treatment program under section 708.2B.

50 Sec. 17. Section 235B.6, subsection 2, paragraph

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1 *e.*, subparagraph (5), Code 2014, is amended to read as
 2 follows:

3 (5) ~~The office of the attorney for the department~~
 4 ~~who is responsible for representing the department~~
 5 general.

6 Sec. 18. Section 235B.6, subsection 3, Code 2014,
 7 is amended to read as follows:

8 3. Access to unfounded dependent adult abuse
 9 information is authorized only to those persons
 10 identified in subsection 2, paragraph "a", paragraph
 11 "b", subparagraphs (2), (5), and (6), and paragraph
 12 "e", subparagraphs (2), ~~(5)~~, and (10).

13 Sec. 19. Section 331.424, subsection 1, paragraph

14 a, subparagraph (6), Code 2014, is amended to read as
15 follows:

16 (6) The maintenance and operation of the courts,
17 including but not limited to the salary and expenses
18 of the clerk of the district court and other employees
19 of the clerk's office, and bailiffs, court costs
20 if the prosecution fails or if the costs cannot be
21 collected from the person liable, costs and expenses
22 of prosecution under section 189A.17, salaries and
23 expenses of juvenile court officers under chapter 602,
24 court-ordered costs in domestic abuse cases under
25 section 236.5 and elder abuse cases under section
26 235F.6, the county's expense for confinement of
27 prisoners under chapter 356A, temporary assistance
28 to the county attorney, county contributions to a
29 retirement system for bailiffs, reimbursement for
30 judicial magistrates under section 602.6501, claims
31 filed under section 622.93, interpreters' fees under
32 section 622B.7, uniform citation and complaint supplies
33 under section 805.6, and costs of prosecution under
34 section 815.13.

35 Sec. 20. Section 562A.27A, subsection 3, paragraph
36 a, subparagraph (1), Code 2014, is amended to read as
37 follows:

38 (1) The tenant seeks a protective order,
39 restraining order, order to vacate the homestead, or
40 other similar relief pursuant to chapter 235F, 236,
41 598, 664A, or 915, or any other applicable provision
42 which would apply to the person conducting the
43 activities causing the clear and present danger.

44 Sec. 21. Section 562B.25A, subsection 3, paragraph
45 a, subparagraph (1), Code 2014, is amended to read as
46 follows:

47 (1) The tenant seeks a protective order,
48 restraining order, order to vacate the homestead, or
49 other similar relief pursuant to chapter 235F, 236,
50 598, 664A, or 915, or any other applicable provision

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1 which would apply to the person conducting the
2 activities causing the clear and present danger.
3 Sec. 22. Section 598.7, subsection 1, Code 2014, is
4 amended to read as follows:
5 1. The district court may, on its own motion or
6 on the motion of any party, order the parties to
7 participate in mediation in any dissolution of marriage
8 action or other domestic relations action. Mediation
9 performed under this section shall comply with the
10 provisions of chapter 679C. The provisions of this
11 section shall not apply if the action involves a child
12 support or medical support obligation enforced by

13 the child support recovery unit. The provisions of
 14 this section shall not apply to actions which involve
 15 elder abuse as defined in section 235F.1 or domestic
 16 abuse pursuant to chapter 236. The provisions of
 17 this section shall not affect a judicial district's
 18 or court's authority to order settlement conferences
 19 pursuant to rules of civil procedure. The court shall,
 20 on application of a party, grant a waiver from any
 21 court-ordered mediation under this section if the party
 22 demonstrates that a history of domestic abuse exists as
 23 specified in section 598.41, subsection 3, paragraph
 24 "j".

25 Sec. 23. Section 598.16, subsection 7, Code 2014,
 26 is amended to read as follows:

27 7. Upon application, the court shall grant a waiver
 28 from the requirements of this section if a party
 29 demonstrates that a history of elder abuse, as defined
 30 in section 235F.1, or domestic abuse, as defined in
 31 section 236.2, exists.

32 a. In determining whether a history of elder abuse
 33 exists, the court's consideration shall include but
 34 is not limited to commencement of an action pursuant
 35 to section 235F.2, the issuance of a court order or
 36 consent agreement pursuant to section 235F.6, the
 37 issuance of an emergency order pursuant to section
 38 235F.7, the holding of a party in contempt pursuant to
 39 section 664A.7, the response of a peace officer to the
 40 scene of alleged elder abuse, or the arrest of a party
 41 following response to a report of alleged elder abuse.

42 b. In determining whether a history of domestic
 43 abuse exists, the court's consideration shall include
 44 but is not limited to commencement of an action
 45 pursuant to section 236.3, the issuance of a protective
 46 order against a party or the issuance of a court order
 47 or consent agreement pursuant to section 236.5, the
 48 issuance of an emergency order pursuant to section
 49 236.6, the holding of a party in contempt pursuant
 50 to section 664A.7, the response of a peace officer

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1 to the scene of alleged domestic abuse or the arrest
 2 of a party following response to a report of alleged
 3 domestic abuse, or a conviction for domestic abuse
 4 assault pursuant to section 708.2A.

5 Sec. 24. Section 598.41, subsection 3, paragraph j,
 6 Code 2014, is amended to read as follows:

7 j. Whether a history of elder abuse, as defined in
 8 section 235F.1 or domestic abuse, as defined in section
 9 236.2, exists.

10 (1) In determining whether a history of elder abuse
 11 exists, the court's consideration shall include but

12 is not limited to commencement of an action pursuant
13 to section 235F.2, the issuance of a court order or
14 consent agreement pursuant to section 235F.6, the
15 issuance of an emergency order pursuant to section
16 235F.7, the holding of a party in contempt pursuant to
17 section 664A.7, the response of a peace officer to the
18 scene of alleged elder abuse or the arrest of a party
19 following response to a report of alleged elder abuse.

20 (2) In determining whether a history of domestic
21 abuse exists, the court's consideration shall include
22 but is not limited to commencement of an action
23 pursuant to section 236.3, the issuance of a protective
24 order against the parent or the issuance of a court
25 order or consent agreement pursuant to section 236.5,
26 the issuance of an emergency order pursuant to section
27 236.6, the holding of a parent in contempt pursuant
28 to section 664A.7, the response of a peace officer to
29 the scene of alleged domestic abuse or the arrest of
30 a parent following response to a report of alleged
31 domestic abuse, or a conviction for domestic abuse
32 assault pursuant to section 708.2A.

33 Sec. 25. Section 598.41D, subsection 4, paragraph
34 b, subparagraph (2), Code 2014, is amended to read as
35 follows:

36 (2) That the specified family member does not have
37 a history of elder abuse, as defined in section 235F.1
38 or domestic abuse, as defined in section 236.2.

39 (a) In determining whether a history of elder abuse
40 exists, the court's consideration shall include but
41 is not limited to commencement of an action pursuant
42 to section 235F.2, the issuance of a court order or
43 consent agreement pursuant to section 235F.6, the
44 issuance of an emergency order pursuant to section
45 235F.7, the holding of a party in contempt pursuant to
46 section 664A.7, the response of a peace officer to the
47 scene of alleged elder abuse or the arrest of a party
48 following response to a report of alleged elder abuse.

49 (b) In determining whether a history of domestic
50 abuse exists, the court's consideration shall include

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1 but is not limited to commencement of an action
2 pursuant to section 236.3, the issuance of a protective
3 order against the individual or the issuance of a
4 court order or consent agreement pursuant to section
5 236.5, the issuance of an emergency order pursuant to
6 section 236.6, the holding of an individual in contempt
7 pursuant to section 664A.7, the response of a peace
8 officer to the scene of alleged domestic abuse or the
9 arrest of an individual following response to a report
10 of alleged domestic abuse, or a conviction for domestic

11 abuse assault pursuant to section 708.2A.

12 Sec. 26. Section 598.42, Code 2014, is amended to
13 read as follows:

14 **598.42 Notice of certain orders by clerk of court.**

15 The clerk of the district court shall provide notice
16 and copies of temporary or permanent protective orders
17 and orders to vacate the homestead entered pursuant
18 to this chapter to the applicable law enforcement
19 agencies and the twenty-four hour dispatcher for the
20 law enforcement agencies, in the manner provided for
21 protective orders under section 235F.6 or 236.5. The
22 clerk shall provide notice and copies of modifications
23 or vacations of these orders in the same manner.

24 Sec. 27. Section 602.6306, subsection 2, Code 2014,
25 is amended to read as follows:

26 2. District associate judges also have jurisdiction
27 in civil actions for money judgment where the amount
28 in controversy does not exceed ten thousand dollars;
29 jurisdiction over involuntary commitment, treatment,
30 or hospitalization proceedings under chapters 125 and
31 229; jurisdiction of indictable misdemeanors, class
32 "D" felony violations, and other felony arraignments;
33 jurisdiction to enter a temporary or emergency order of
34 protection under chapter 235F or 236, and to make court
35 appointments and set hearings in criminal matters;
36 jurisdiction to enter orders in probate which do not
37 require notice and hearing and to set hearings in
38 actions under chapter 633 or 633A; and the jurisdiction
39 provided in section 602.7101 when designated as a
40 judge of the juvenile court. While presiding in these
41 subject matters a district associate judge shall employ
42 district judges' practice and procedure.

43 Sec. 28. Section 611.23, Code 2014, is amended to
44 read as follows:

45 **611.23 Civil actions involving allegations of elder**
46 **abuse, sexual abuse, or domestic abuse — counseling.**

47 In a civil case in which a plaintiff is seeking
48 relief or damages for alleged elder abuse as defined
49 in section 235F.1, sexual abuse as defined in section
50 709.1, or domestic abuse as defined in section 236.2,

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1 the plaintiff may seek, and the court may grant, an
2 order requiring the defendant to receive professional
3 counseling, in addition to any other appropriate relief
4 or damages.

5 Sec. 29. Section 664A.1, subsection 2, Code 2014,
6 is amended to read as follows:

7 2. "Protective order" means a protective order
8 issued pursuant to chapter 232, a court order or
9 court-approved consent agreement entered pursuant

10 to this chapter or chapter 235F, a court order or
11 court-approved consent agreement entered pursuant to
12 chapter 236, including a valid foreign protective
13 order under section 236.19, subsection 3, a temporary
14 or permanent protective order or order to vacate
15 the homestead under chapter 598, or an order that
16 establishes conditions of release or is a protective
17 order or sentencing order in a criminal prosecution
18 arising from a domestic abuse assault under section
19 708.2A, or a civil injunction issued pursuant to
20 section 915.22.

21 Sec. 30. Section 664A.2, subsection 2, Code 2014,
22 is amended to read as follows:

23 2. A protective order issued in a civil proceeding
24 shall be issued pursuant to chapter 232, 235F, 236, 598,
25 or 915. Punishment for a violation of a protective
26 order shall be imposed pursuant to section 664A.7.

27 Sec. 31. Section 664A.4, subsection 2, Code 2014,
28 is amended to read as follows:

29 2. The clerk of the district court shall
30 provide a notice and copy of the no-contact order
31 to the appropriate law enforcement agencies and the
32 twenty-four-hour dispatcher for the law enforcement
33 agencies in the same manner as provided in section
34 235F.6 or 236.5, as applicable. The clerk of the
35 district court shall provide a notice and copy of a
36 modification or vacation of a no-contact order in the
37 same manner.

38 Sec. 32. Section 664A.5, Code 2014, is amended to
39 read as follows:

40 **664A.5 Modification — entry of permanent no-contact**
41 **order.**

42 If a defendant is convicted of, receives a deferred
43 judgment for, or pleads guilty to a public offense
44 referred to in section 664A.2, subsection 1, or is
45 held in contempt for a violation of a no-contact order
46 issued under section 664A.3 or for a violation of
47 a protective order issued pursuant to chapter 232,
48 235F, 236, 598, or 915, the court shall either terminate
49 or modify the temporary no-contact order issued by the
50 magistrate. The court may enter a no-contact order or

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1 continue the no-contact order already in effect for
2 a period of five years from the date the judgment is
3 entered or the deferred judgment is granted, regardless
4 of whether the defendant is placed on probation.

5 Sec. 33. Section 664A.7, subsections 1 and 5, Code
6 2014, are amended to read as follows:

7 1. Violation of a no-contact order issued under
8 this chapter or a protective order issued pursuant to

9 chapter 232, 235F.236, or 598, including a modified
 10 no-contact order, is punishable by summary contempt
 11 proceedings.

12 5. Violation of a no-contact order entered for
 13 the offense or alleged offense of domestic abuse
 14 assault in violation of section 708.2A or a violation
 15 of a protective order issued pursuant to chapter 232,
 16 235F.236, 598, or 915 constitutes a public offense and
 17 is punishable as a simple misdemeanor. Alternatively,
 18 the court may hold a person in contempt of court for
 19 such a violation, as provided in subsection 3.

20 Sec. 34. Section 804.7, Code 2014, is amended by
 21 adding the following new subsection:

22 NEW SUBSECTION. 7. If the peace officer has
 23 reasonable grounds for believing that elder abuse
 24 as defined in section 235F.1 has occurred and has
 25 reasonable grounds for believing that the person to be
 26 arrested has committed it.

27 Sec. 35. Section 915.23, subsection 1, Code 2014,
 28 is amended to read as follows:

29 1. An employer shall not discharge an employee, or
 30 take or fail to take action regarding an employee's
 31 promotion or proposed promotion, or take action to
 32 reduce an employee's wages or benefits for actual time
 33 worked, due to the service of an employee as a witness
 34 in a criminal proceeding or as a plaintiff, defendant,
 35 or witness in a civil proceeding pursuant to chapter
 36 235F or 236.

37 Sec. 36. NEW SECTION. **915.50A General rights of**
 38 **elder abuse victims.**

39 In addition to other victim rights provided in
 40 this chapter, victims of elder abuse shall have the
 41 following rights:

42 1. The right to file a pro se petition for relief
 43 from elder abuse in the district court, pursuant to
 44 chapter 235F.

45 2. The right to receive a criminal no-contact order
 46 upon a finding of probable cause, pursuant to section
 47 664A.3.

48 Sec. 37. Section 915.94, Code 2014, is amended to
 49 read as follows:

50 **915.94 Victim compensation fund.**

1 A victim compensation fund is established as
 2 a separate fund in the state treasury. Moneys
 3 deposited in the fund shall be administered by the
 4 department and dedicated to and used for the purposes
 5 of section 915.41 and this subchapter. In addition,
 6 the department may use moneys from the fund for the
 7 purpose of the department's prosecutor-based victim

8 service coordination, including the duties defined in
 9 sections 910.3 and 910.6 and this chapter, and for the
 10 award of funds to programs that provide services and
 11 support to victims of elder abuse as defined in section
 12 235F.1 domestic abuse or sexual assault as provided in
 13 chapter 236, to victims under section 710A.2, and for
 14 the support of an automated victim notification system
 15 established in section 915.10A. The department may
 16 also use up to one hundred thousand dollars from the
 17 fund to provide training for victim service providers.
 18 Notwithstanding section 8.33, any balance in the fund
 19 on June 30 of any fiscal year shall not revert to the
 20 general fund of the state.

21 Sec. 38. CODE EDITOR DIRECTIVE. The Code editor
 22 shall revise the subchapter VI heading under chapter
 23 915 to read "Victims of domestic abuse, elder abuse,
 24 and human trafficking".

25 DIVISION IV

26 AGENCY COLLABORATION AND REPORT

27 Sec. 39. AGENCY COLLABORATION AND REPORT. The
 28 department on aging, department of human services,
 29 department of inspections and appeals, and the office
 30 of the attorney general shall collaborate and provide
 31 written recommendations on strengthening Iowa's
 32 elder abuse prevention, detection, and intervention
 33 efforts. To the extent possible, the departments
 34 and the office shall also include relevant budgetary
 35 considerations including staff and system needs, in
 36 their recommendations. If the departments and the
 37 office cannot reach consensus to develop a unified
 38 recommendation, the director of each department and the
 39 attorney general shall each provide a separate written
 40 report and an explanation of the differences in the
 41 proposed recommendations. The written recommendations
 42 and reports shall be submitted to the general assembly,
 43 the governor, and the department of management on or
 44 before August 15, 2014.

S-5093

HOUSE AMENDMENT TO SENATE FILE 2118

1 Amend Senate File 2118, as passed by the Senate, as
 2 follows:

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

5 Section 1. Section 236.3, subsection 1, Code 2014,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. *Og.* Name or description of any
 8 property of sentimental or emotional significance
 9 which may cause the victim to stay in the abusive

10 relationship and which is owned, possessed, leased,
 11 kept, or held by the petitioner, respondent, or minor
 12 child of the petitioner or respondent that may be
 13 affected by the controversy.

14 Sec. 2. Section 236.4, Code 2014, is amended by
 15 adding the following new subsection:

16 NEW SUBSECTION. 3A. The court may include in the
 17 temporary order issued pursuant to this section a grant
 18 to the petitioner of the exclusive care, possession,
 19 or control of any property of sentimental or emotional
 20 significance which may cause the victim to stay in the
 21 abusive relationship and which is owned, possessed,
 22 leased, kept, or held by the petitioner, respondent, or
 23 minor child of the petitioner or respondent that may
 24 be affected by the controversy. The court may forbid
 25 the respondent from taking, transferring, encumbering,
 26 concealing, attacking, striking, harming, or otherwise
 27 disposing of the property.

28 Sec. 3. Section 236.4, subsection 4, Code 2014, is
 29 amended to read as follows:

30 4. If a hearing is continued, the court may make or
 31 extend any temporary order under subsection ~~2~~ 3, or
 32 3A that it deems necessary.

33 Sec. 4. Section 236.5, subsection 1, paragraph
 34 b, Code 2014, is amended by adding the following new
 35 subparagraph:

36 NEW SUBPARAGRAPH. (7) A grant to the petitioner
 37 of the exclusive care, possession, or control of any
 38 property of sentimental or emotional significance
 39 which may cause the victim to stay in the abusive
 40 relationship and which is owned, possessed, leased,
 41 kept, or held by the petitioner, respondent, or minor
 42 child of the petitioner or respondent that may be
 43 affected by the controversy.>

44 2. Title page, by striking lines 1 through 4 and
 45 inserting <An Act relating to domestic abuse protective
 46 orders and property of sentimental or emotional
 47 significance owned or held by a petitioner, respondent,
 48 or minor child of the petitioner or respondent in a
 49 domestic abuse case.>

S-5094

1 Amend Senate File 2130 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I
 4 FY 2013-2014

5 Section 1. PRIMARY ROAD FUND.

6 1. There is appropriated from the primary road fund
 7 to the department of transportation for the fiscal year
 8 beginning July 1, 2013, and ending June 30, 2014, the
 9 following amount, or so much thereof as is necessary,

10 to be used for the purpose designated:

11 For the purchase of salt:

12 \$ 7,800,000

13 2. Notwithstanding section 8.33, moneys
14 appropriated in this section that remain unencumbered
15 and unobligated at the close of the fiscal year shall
16 not revert but shall remain available for expenditure
17 for the designated purpose until the close of the
18 succeeding fiscal year.

19 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.

22 DIVISION II
23 FY 2014–2015>

24 2. Title page, line 4, after <road fund> by
25 inserting <, and including effective date provisions>

26 3. By renumbering as necessary.

MATT McCOY

S-5095

1 Amend House File 2230, as passed by the House, as
2 follows:

3 1. Page 1, line 14, after <interstate.> by
4 inserting <so long as the equipment is without payload
5 and the movement does not violate posted weight
6 limitations on bridges.>

RICH TAYLOR

S-5096

1 Amend Senate File 2339 as follows:

2 1. Page 3, lines 8 and 9, by striking <12, and 13,>
3 and inserting <and 12,>

4 2. Page 6, after line 21 by inserting:
5 <7. This section is repealed on June 30, 2021.>

6 3. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-5097

1 Amend House File 2273, as passed by the House, as
2 follows:

3 1. By striking page 2, line 30, through page 3,
4 line 9, and inserting:

5 <DIVISION ____

6 VEHICLE REGISTRATION FEES AND RENTAL TAXATION

7 Sec. ____ Section 321.105A, subsection 2, paragraph
8 c, subparagraph (6), Code 2014, is amended to read as

9 follows:

10 (6) Vehicles, excluding motorcycles and motorized
 11 bicycles, subject to registration in any state when
 12 purchased for rental or registered and titled by a
 13 motor vehicle dealer licensed pursuant to chapter 322
 14 for rental use, and held for rental for a period of one
 15 hundred twenty days or more and actually rented for
 16 periods of sixty days or less by a person regularly
 17 engaged in the business of renting vehicles, including
 18 but not limited to motor vehicle dealers licensed
 19 pursuant to chapter 322 who rent automobiles to users,
 20 if the rental of the vehicles is subject to taxation
 21 under section 423.2 or chapter 423C.

22 Sec. ____ Section 423.2, subsection 6, paragraph a,
 23 Code 2014, is amended to read as follows:

24 a. The sales price of any of the following
 25 enumerated services is subject to the tax imposed
 26 by subsection 5: alteration and garment repair;
 27 armored car; vehicle repair; battery, tire, and
 28 allied; investment counseling; service charges of
 29 all financial institutions; barber and beauty; boat
 30 repair; vehicle wash and wax; campgrounds; carpentry;
 31 roof, shingle, and glass repair; dance schools
 32 and dance studios; dating services; dry cleaning,
 33 pressing, dyeing, and laundering; electrical and
 34 electronic repair and installation; excavating and
 35 grading; farm implement repair of all kinds; flying
 36 service; furniture, rug, carpet, and upholstery
 37 repair and cleaning; fur storage and repair; golf and
 38 country clubs and all commercial recreation; gun and
 39 camera repair; house and building moving; household
 40 appliance, television, and radio repair; janitorial and
 41 building maintenance or cleaning; jewelry and watch
 42 repair; lawn care, landscaping, and tree trimming
 43 and removal; limousine service, including driver;
 44 machine operator; machine repair of all kinds; motor
 45 repair; motorcycle, scooter, and bicycle repair;
 46 oilers and lubricators; office and business machine
 47 repair; painting, papering, and interior decorating;
 48 parking facilities; pay television; pet grooming; pipe
 49 fitting and plumbing; wood preparation; executive
 50 search agencies; private employment agencies, excluding

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1 services for placing a person in employment where the
 2 principal place of employment of that person is to be
 3 located outside of the state; reflexology; security
 4 and detective services, excluding private security
 5 and detective services furnished by a peace officer
 6 with the knowledge and consent of the chief executive
 7 officer of the peace officer's law enforcement

8 agency; sewage services for nonresidential commercial
 9 operations; sewing and stitching; shoe repair and
 10 shoeshine; sign construction and installation;
 11 storage of household goods, mini-storage, and
 12 warehousing of raw agricultural products; swimming
 13 pool cleaning and maintenance; tanning beds or salons;
 14 taxidermy services; telephone answering service; test
 15 laboratories, including mobile testing laboratories and
 16 field testing by testing laboratories, and excluding
 17 tests on humans or animals; termite, bug, roach,
 18 and pest eradicators; tin and sheet metal repair;
 19 transportation service consisting of the rental of
 20 recreational vehicles or recreational boats, or the
 21 rental of ~~motor~~ vehicles subject to registration which
 22 are registered for a gross weight of thirteen tons
 23 or less for a period of sixty days or less, or the
 24 rental of aircraft for a period of sixty days or less;
 25 Turkish baths, massage, and reducing salons, excluding
 26 services provided by massage therapists licensed
 27 under chapter 152C; water conditioning and softening;
 28 weighing; welding; well drilling; wrapping, packing,
 29 and packaging of merchandise other than processed meat,
 30 fish, fowl, and vegetables; wrecking service; wrecker
 31 and towing.>
 32 2. Title page, line 2, by striking <registrations>
 33 and inserting <registration, taxation of rental
 34 vehicles,>
 35 3. By renumbering as necessary.

DR. JOE M. SENG

S-5098

1 Amend Senate File 2343 as follows:
 2 1. Page 1, by striking lines 20 through 27 and
 3 inserting:
 4 <b. A facility that has been granted eligibility
 5 pursuant to paragraph "a" for a natural gas
 6 cogeneration facility incorporated within or associated
 7 with an ethanol plant prior to July 1, 2014, shall not
 8 be required to submit a new application if the facility
 9 constructs or utilizes methane and landfill gas or
 10 biogas cogeneration facilities on or after that date
 11 and does not make any other significant changes to the
 12 facility or to its status as an eligible facility under
 13 paragraph "a".>

ROBERT M. HOGG

S-5099

1 Amend the amendment, S-5063, to House File 2289,

- 2 as amended, passed, and reprinted by the House, as
 3 follows:
- 4 1. Page 1, by striking lines 5 through 24 and
 5 inserting:
- 6 Section 1. **NEW SECTION. 321.492B Use of**
 7 **unmanned aerial vehicle — prohibition — traffic law**
 8 **enforcement.**
- 9 The state or a political subdivision of the state
 10 shall not use an unmanned aerial vehicle for traffic
 11 law enforcement.>
- 12 2. Page 1, line 28, after <is> by inserting <not>
 13 3. Page 1, line 29, by striking <if> and inserting
 14 <unless>
- 15 4. Page 1, by striking lines 31 through 33 and
 16 inserting <or unless the information is otherwise
 17 obtained in a manner that is consistent with state and
 18 federal law.>
- 19 5. Page 1, line 50, after <shall> by inserting
 20 <examine whether the Iowa criminal code should be
 21 modified to regulate the use of unmanned aerial
 22 vehicles, shall>
- 23 6. Page 2, by striking lines 5 and 6 and inserting:
 24 <__. Title page, by striking lines 1 and 2 and
 25 inserting <An Act relating to the regulation and use of
 26 unmanned aerial vehicles.>>
- 27 7. By renumbering as necessary.

RICH TAYLOR
 CHARLES SCHNEIDER

S-5100

HOUSE AMENDMENT TO SENATE FILE 303

- 1 Amend Senate File 303, as amended, passed, and
 2 reprinted by the Senate, as follows:
- 3 1. By striking everything after the enacting clause
 4 and inserting:
- 5 <DIVISION I
 6 RETIREMENT PAY TAX EXEMPTION
- 7 Section 1. Section 422.5, subsection 3, paragraph
 8 a, Code 2014, is amended to read as follows:
- 9 a. The tax shall not be imposed on a resident or
 10 nonresident whose net income, as defined in section
 11 422.7, is thirteen thousand five hundred dollars or
 12 less in the case of married persons filing jointly
 13 or filing separately on a combined return, heads of
 14 household, and surviving spouses or nine thousand
 15 dollars or less in the case of all other persons;
 16 but in the event that the payment of tax under this
 17 division would reduce the net income to less than

18 thirteen thousand five hundred dollars or nine thousand
19 dollars as applicable, then the tax shall be reduced to
20 that amount which would result in allowing the taxpayer
21 to retain a net income of thirteen thousand five
22 hundred dollars or nine thousand dollars as applicable.
23 The preceding sentence does not apply to estates or
24 trusts. For the purpose of this subsection, the entire
25 net income, including any part of the net income not
26 allocated to Iowa, shall be taken into account. For
27 purposes of this subsection, net income includes all
28 amounts of pensions or other retirement income, except
29 for military retirement pay excluded under section
30 422.7, subsection 31A, paragraph "a", or section
31 422.7, subsection 31B, paragraph "a", received from any
32 source which is not taxable under this division as a
33 result of the government pension exclusions in section
34 422.7, or any other state law. If the combined net
35 income of a husband and wife exceeds thirteen thousand
36 five hundred dollars, neither of them shall receive
37 the benefit of this subsection, and it is immaterial
38 whether they file a joint return or separate returns.
39 However, if a husband and wife file separate returns
40 and have a combined net income of thirteen thousand
41 five hundred dollars or less, neither spouse shall
42 receive the benefit of this paragraph, if one spouse
43 has a net operating loss and elects to carry back or
44 carry forward the loss as provided in section 422.9,
45 subsection 3. A person who is claimed as a dependent
46 by another person as defined in section 422.12 shall
47 not receive the benefit of this subsection if the
48 person claiming the dependent has net income exceeding
49 thirteen thousand five hundred dollars or nine thousand
50 dollars as applicable or the person claiming the

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1 dependent and the person's spouse have combined net
2 income exceeding thirteen thousand five hundred dollars
3 or nine thousand dollars as applicable.
4 Sec. 2. Section 422.5, subsection 3B, paragraph a,
5 Code 2014, is amended to read as follows:
6 a. The tax shall not be imposed on a resident or
7 nonresident who is at least sixty-five years old on
8 December 31 of the tax year and whose net income,
9 as defined in section 422.7, is thirty-two thousand
10 dollars or less in the case of married persons
11 filing jointly or filing separately on a combined
12 return, heads of household, and surviving spouses or
13 twenty-four thousand dollars or less in the case of all
14 other persons; but in the event that the payment of
15 tax under this division would reduce the net income to
16 less than thirty-two thousand dollars or twenty-four

17 thousand dollars as applicable, then the tax shall be
18 reduced to that amount which would result in allowing
19 the taxpayer to retain a net income of thirty-two
20 thousand dollars or twenty-four thousand dollars as
21 applicable. The preceding sentence does not apply to
22 estates or trusts. For the purpose of this subsection,
23 the entire net income, including any part of the net
24 income not allocated to Iowa, shall be taken into
25 account. For purposes of this subsection, net income
26 includes all amounts of pensions or other retirement
27 income, except for military retirement pay excluded
28 under section 422.7, subsection 31A, paragraph "a"
29 or section 422.7, subsection 31B, paragraph "a",
30 received from any source which is not taxable under
31 this division as a result of the government pension
32 exclusions in section 422.7, or any other state law.
33 If the combined net income of a husband and wife
34 exceeds thirty-two thousand dollars, neither of them
35 shall receive the benefit of this subsection, and it
36 is immaterial whether they file a joint return or
37 separate returns. However, if a husband and wife file
38 separate returns and have a combined net income of
39 thirty-two thousand dollars or less, neither spouse
40 shall receive the benefit of this paragraph, if one
41 spouse has a net operating loss and elects to carry
42 back or carry forward the loss as provided in section
43 422.9, subsection 3. A person who is claimed as a
44 dependent by another person as defined in section
45 422.12 shall not receive the benefit of this subsection
46 if the person claiming the dependent has net income
47 exceeding thirty-two thousand dollars or twenty-four
48 thousand dollars as applicable or the person claiming
49 the dependent and the person's spouse have combined
50 net income exceeding thirty-two thousand dollars or

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1 twenty-four thousand dollars as applicable.
2 Sec. 3. Section 422.7, Code 2014, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 31A. *a.* Subtract, to the extent
5 included, retirement pay received by a taxpayer from
6 the federal government for military service performed
7 in the armed forces, the armed forces military reserve,
8 or national guard.
9 *b.* The exclusion of retirement pay under this
10 subsection is in addition to any exclusion provided
11 under subsection 31.
12 Sec. 4. Section 422.7, Code 2014, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 31B. *a.* Subtract, to the extent
15 included, amounts received as survivor benefits by a

16 taxpayer from the federal government pursuant to 10
17 U.S.C. § 1447, et seq.

18 *b.* The exclusion of survivor benefits under this
19 subsection is in addition to any exclusion provided
20 under subsection 31.

21 Sec. 5. RETROACTIVE APPLICABILITY. This division
22 of this Act applies retroactively to January 1, 2014,
23 for tax years beginning on or after that date.

24 DIVISION II

25 PROPERTY OF ASSOCIATIONS OF WAR VETERANS

26 Sec. 6. Section 427.1, subsection 5, Code 2014, is
27 amended to read as follows:

28 *5. Property of associations of war veterans.*

29 *a.* The property of any organization composed wholly
30 of veterans of any war, when such property is, except
31 as otherwise provided in this subsection or subsection
32 14, devoted entirely to its own use and not held for
33 pecuniary profit.

34 *b.* The operation of bingo games on property of such
35 organization shall not adversely affect the exemption
36 of that property under this subsection if all proceeds,
37 in excess of expenses, are used for the legitimate
38 purposes of the organization.

39 *c.* The occasional or irregular lease or rental of
40 all or a portion of the property of such organization
41 shall not adversely affect the exemption of that
42 property under this subsection if the proceeds from
43 such lease or rental do not exceed two hundred fifty
44 dollars per lease or rental, and the proceeds, in
45 excess of expenses, are used for the legitimate
46 purposes of the organization. In addition, the
47 occasional or irregular lease or rental shall be
48 considered a use for the appropriate objects of the
49 organization for purposes of subsection 14.

50 Sec. 7. IMPLEMENTATION OF ACT. Section 25B.7 does

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1 not apply to this division of this Act.

2 Sec. 8. EFFECTIVE UPON ENACTMENT. This division of
3 this Act, being deemed of immediate importance, takes
4 effect upon enactment.

5 Sec. 9. RETROACTIVE APPLICABILITY. This division
6 of this Act applies retroactively to January 1, 2014,
7 for assessment years beginning on or after that date.

8 DIVISION III

9 LICENSE PLATES

10 Sec. 10. Section 35A.11, Code 2014, is amended to
11 read as follows:

12 **35A.11 Veterans license fee fund.**

13 1. A veterans license fee fund is created in the
14 state treasury under the control of the commission.

15 Notwithstanding section 12C.7, interest or earnings
 16 on moneys in the veterans license fee fund shall be
 17 credited to the veterans license fee fund. Moneys in
 18 the fund are appropriated to the commission to be used
 19 to fulfill the responsibilities of the commission.
 20 2. The fund created in this section shall include
 21 the fees credited by the treasurer of state from the
 22 sale annual validation of the following special motor
 23 vehicle registration plates:
 24 ~~1. Veteran special plates issued pursuant to~~
 25 ~~section 321.34, subsection 13, paragraph "d"~~
 26 ~~2. a.~~ National guard special plates issued
 27 pursuant to section 321.34, subsection 16.
 28 ~~3. b.~~ Pearl Harbor special plates issued pursuant
 29 to section 321.34, subsection 17.
 30 ~~4. c.~~ Purple heart special plates issued pursuant
 31 to section 321.34, subsection 18.
 32 ~~5. d.~~ United States armed forces retired special
 33 plates issued pursuant to section 321.34, subsection
 34 19.
 35 ~~6. e.~~ Silver star and bronze star special plates
 36 issued pursuant to section 321.34, subsection 20.
 37 ~~7. f.~~ Distinguished service cross, navy cross,
 38 and air force cross special plates issued pursuant to
 39 section 321.34, subsection 20A.
 40 ~~8. g.~~ Soldier's medal, navy and marine corps
 41 medal, and airman's medal special plates issued
 42 pursuant to section 321.34, subsection 20B.
 43 ~~9. h.~~ Combat infantryman badge, combat action
 44 badge, combat action ribbon, air force combat action
 45 medal, and combat medical badge plates issued pursuant
 46 to section 321.34, subsection 20C.
 47 ~~10. i.~~ Gold star special plates issued pursuant to
 48 section 321.34, subsection 24.
 49 i. United States veteran special plates issued
 50 pursuant to section 321.34, subsection 27.

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1 Sec. 11. Section 321.34, subsection 16, paragraph
 2 a, Code 2014, is amended to read as follows:
 3 a. An owner referred to in subsection 12 who is a
 4 member of the national guard, as defined in chapter
 5 29A, may, upon written application to the department,
 6 order special registration plates with a national
 7 guard processed emblem with the emblem designed by the
 8 department in cooperation with the adjutant general
 9 which emblem signifies that the applicant is a member
 10 of the national guard. The application shall be
 11 approved by the department in consultation with the
 12 adjutant general. The special plate fees collected
 13 by the director under subsection 12, ~~paragraphs~~

14 ~~paragraph “a” and “e”, from the issuance and annual~~
 15 ~~validation of letter-number designated national guard~~
 16 ~~plates, and subsection 12, paragraph “c”, from the~~
 17 ~~issuance and annual validation of personalized national~~
 18 guard plates shall be paid monthly to the treasurer
 19 of state and deposited in the road use tax fund. The
 20 treasurer of state shall transfer monthly from the
 21 statutory allocations fund created under section
 22 321.145, subsection 2, to the veterans license fee fund
 23 created in section 35A.11 the amount of the special
 24 fees collected under subsection 12, paragraph “a”, in
 25 the previous month for national guard plates. Special
 26 registration plates with a national guard processed
 27 emblem shall be surrendered, as provided in subsection
 28 12, in exchange for regular registration plates upon
 29 termination of the owner’s membership in the active
 30 national guard.

31 Sec. 12. Section 321.34, subsection 16, Code 2014,
 32 is amended by adding the following new paragraph:
 33 NEW PARAGRAPH. *Ob.* Notwithstanding subsection 12,
 34 paragraph “a”, an owner who is approved for special
 35 registration plates under this subsection shall be
 36 issued one set of special registration plates with a
 37 national guard processed emblem at no charge.

38 Sec. 13. Section 321.34, subsection 17, paragraph
 39 a, Code 2014, is amended to read as follows:

40 *a.* An owner referred to in subsection 12 who was at
 41 Pearl Harbor, Hawaii, as a member of the armed services
 42 of the United States on December 7, 1941, may, upon
 43 written application to the department, order special
 44 registration plates with a Pearl Harbor processed
 45 emblem. The emblem shall be designed by the department
 46 in consultation with service organizations. The
 47 application is subject to approval by the department.
 48 The special plate fees collected by the director under
 49 subsection 12, ~~paragraphs paragraph “a” and “e”, from~~
 50 ~~the issuance and annual validation of letter-number~~

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1 designated Pearl Harbor plates, and subsection 12,
 2 paragraph “c”, from the issuance and annual validation
 3 of personalized Pearl Harbor plates shall be paid
 4 monthly to the treasurer of state and deposited in
 5 the road use tax fund. The treasurer of state shall
 6 transfer monthly from the statutory allocations fund
 7 created under section 321.145, subsection 2, to the
 8 veterans license fee fund created in section 35A.11 the
 9 amount of the special fees collected under subsection
 10 12, paragraph “a”, in the previous month for Pearl
 11 Harbor plates.

12 Sec. 14. Section 321.34, subsection 17, Code 2014,

13 is amended by adding the following new paragraph:

14 NEW PARAGRAPH. *Ob.* Notwithstanding subsection 12,
15 paragraph “a”, an owner who is approved for special
16 registration plates under this subsection shall be
17 issued one set of special registration plates with a
18 Pearl Harbor processed emblem at no charge.

19 Sec. 15. Section 321.34, subsection 18, paragraph
20 a, Code 2014, is amended to read as follows:

21 *a.* An owner referred to in subsection 12 who was
22 awarded a purple heart medal by the United States
23 government for wounds received in military or naval
24 combat against an armed enemy of the United States
25 may, upon written application to the department and
26 presentation of satisfactory proof of the award of the
27 purple heart medal, order special registration plates
28 with a purple heart processed emblem. The design of
29 the emblem shall include a representation of a purple
30 heart medal and ribbon. The application is subject to
31 approval by the department in consultation with the
32 adjutant general. The special plate fees collected
33 by the director under subsection 12, ~~paragraphs~~
34 ~~paragraph “a” and “c”~~, from the ~~issuance and annual~~
35 ~~validation of letter-number designated purple heart~~
36 ~~plates, and subsection 12, paragraph “c”~~, from the
37 ~~issuance and annual validation of personalized purple~~
38 heart plates shall be paid monthly to the treasurer
39 of state and deposited in the road use tax fund. The
40 treasurer of state shall transfer monthly from the
41 statutory allocations fund created under section
42 321.145, subsection 2, to the veterans license fee fund
43 created in section 35A.11 the amount of the special
44 fees collected under subsection 12, paragraph “a”, in
45 the previous month for purple heart plates.

46 Sec. 16. Section 321.34, subsection 18, Code 2014,
47 is amended by adding the following new paragraph:

48 NEW PARAGRAPH. *Ob.* Notwithstanding subsection 12,
49 paragraph “a”, an owner who is approved for special
50 registration plates under this subsection shall be

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1 issued one set of special registration plates with a
2 purple heart processed emblem at no charge.

3 Sec. 17. Section 321.34, subsection 19, paragraph
4 a, Code 2014, is amended to read as follows:

5 *a.* An owner referred to in subsection 12 who is a
6 retired member of the United States armed forces may,
7 upon written application to the department and upon
8 presentation of satisfactory proof of membership, order
9 special registration plates with a United States armed
10 forces retired processed emblem. The emblem shall be
11 designed by the department in consultation with service

12 organizations. The application is subject to approval
 13 by the department. For purposes of this subsection,
 14 a person is considered to be retired if the person is
 15 recognized by the United States armed forces as retired
 16 from the United States armed forces. The special plate
 17 fees collected by the director under subsection 12,
 18 ~~paragraphs paragraph "a" and "e", from the issuance and~~
 19 annual validation of letter-number designated ~~armed~~
 20 forces retired plates, and subsection 12, paragraph
 21 "c", from the issuance and annual validation of
 22 personalized armed forces retired plates shall be paid
 23 monthly to the treasurer of state and deposited in
 24 the road use tax fund. The treasurer of state shall
 25 transfer monthly from the statutory allocations fund
 26 created under section 321.145, subsection 2, to the
 27 veterans license fee fund created in section 35A.11 the
 28 amount of the special fees collected under subsection
 29 12, paragraph "a", in the previous month for armed
 30 forces retired plates.

31 Sec. 18. Section 321.34, subsection 19, Code 2014,
 32 is amended by adding the following new paragraph:
 33 NEW PARAGRAPH. 0b. Notwithstanding subsection 12,
 34 paragraph "a", an owner who is approved for special
 35 registration plates under this subsection shall be
 36 issued one set of special registration plates with an
 37 armed forces retired processed emblem at no charge.

38 Sec. 19. Section 321.34, subsection 20, paragraph
 39 a, Code 2014, is amended to read as follows:
 40 a. An owner referred to in subsection 12 who was
 41 awarded a silver or a bronze star by the United States
 42 government, may, upon written application to the
 43 department and presentation of satisfactory proof of
 44 the award of the silver or bronze star, order special
 45 registration plates with a silver or bronze star
 46 processed emblem. The emblem shall be designed by the
 47 department in consultation with the adjutant general.
 48 The special plate fees collected by the director under
 49 subsection 12, ~~paragraphs paragraph "a" and "e", from~~
 50 ~~the issuance and annual validation of letter-number~~

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1 designated silver star and bronze star plates, and
 2 subsection 12, paragraph "c", from the issuance
 3 and annual validation of personalized silver star
 4 and bronze star plates shall be paid monthly to the
 5 treasurer of state and deposited in the road use tax
 6 fund. The treasurer of state shall transfer monthly
 7 from the statutory allocations fund created under
 8 section 321.145, subsection 2, to the veterans license
 9 fee fund created in section 35A.11 the amount of the
 10 special fees collected under subsection 12, paragraph

11 “a”, in the previous month for silver star and bronze
12 star plates.

13 Sec. 20. Section 321.34, subsection 20, Code 2014,
14 is amended by adding the following new paragraph:
15 NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,
16 paragraph “a”, an owner who is approved for special
17 registration plates under this subsection shall be
18 issued one set of special registration plates with
19 a silver star or bronze star processed emblem at no
20 charge.

21 Sec. 21. Section 321.34, subsection 20A, paragraph
22 a, Code 2014, is amended to read as follows:

23 *a.* An owner referred to in subsection 12 who was
24 awarded a distinguished service cross, a navy cross,
25 or an air force cross by the United States government
26 may, upon written application to the department and
27 presentation of satisfactory proof of the award, order
28 special registration plates with a distinguished
29 service cross, navy cross, or air force cross processed
30 emblem. The emblem shall be designed by the department
31 in consultation with the adjutant general. The special
32 plate fees collected by the director under subsection
33 12, ~~paragraphs paragraph “a” and “e”, from the issuance~~
34 ~~and annual validation of letter-number designated~~
35 distinguished service cross, navy cross, and air force
36 cross plates, and subsection 12, paragraph “c”, from
37 the issuance and annual validation of personalized
38 distinguished service cross, navy cross, and air force
39 cross plates shall be paid monthly to the treasurer
40 of state and deposited in the road use tax fund. The
41 treasurer of state shall transfer monthly from the
42 statutory allocations fund created under section
43 321.145, subsection 2, to the veterans license fee fund
44 created in section 35A.11 the amount of the special
45 fees collected under subsection 12, paragraph “a”, in
46 the previous month for distinguished service cross,
47 navy cross, and air force cross plates.

48 Sec. 22. Section 321.34, subsection 20A, Code 2014,
49 is amended by adding the following new paragraph:
50 NEW PARAGRAPH. *0b.* Notwithstanding subsection 12,

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1 paragraph “a”, an owner who is approved for special
2 registration plates under this subsection shall be
3 issued one set of special registration plates with a
4 distinguished service cross, navy cross, or air force
5 cross processed emblem at no charge.

6 Sec. 23. Section 321.34, subsection 20B, paragraph
7 a, Code 2014, is amended to read as follows:

8 *a.* An owner referred to in subsection 12 who was
9 awarded a soldier’s medal, a navy and marine corps

10 medal, or an airman's medal by the United States
 11 government may, upon written application to the
 12 department and presentation of satisfactory proof of
 13 the award, order special registration plates with
 14 a soldier's medal, navy and marine corps medal, or
 15 airman's medal processed emblem. The emblem shall be
 16 designed by the department in consultation with the
 17 adjutant general. The special plate fees collected
 18 by the director under subsection 12, ~~paragraphs~~
 19 paragraph "a" and "e", from the issuance and annual
 20 validation of letter-number designated soldier's medal,
 21 navy and marine corps medal, and airman's medal plates,
 22 and subsection 12, paragraph "c", from the issuance and
 23 annual validation of personalized soldier's medal, navy
 24 and marine corps medal, and airman's medal plates shall
 25 be paid monthly to the treasurer of state and deposited
 26 in the road use tax fund. The treasurer of state shall
 27 transfer monthly from the statutory allocations fund
 28 created under section 321.145, subsection 2, to the
 29 veterans license fee fund created in section 35A.11 the
 30 amount of the special fees collected under subsection
 31 12, paragraph "a", in the previous month for soldier's
 32 medal, navy and marine corps medal, and airman's medal
 33 plates.

34 Sec. 24. Section 321.34, subsection 20B, Code 2014,
 35 is amended by adding the following new paragraph:
 36 NEW PARAGRAPH. 0b. Notwithstanding subsection 12,
 37 paragraph "a", an owner who is approved for special
 38 registration plates under this subsection shall be
 39 issued one set of special registration plates with
 40 a soldier's medal, navy and marine corps medal, or
 41 airman's medal processed emblem at no charge.

42 Sec. 25. Section 321.34, subsection 20C, paragraph
 43 b, Code 2014, is amended to read as follows:

44 *b.* An owner referred to in subsection 12 who was
 45 awarded a combat infantryman badge, combat action
 46 badge, combat action ribbon, air force combat action
 47 medal, or combat medical badge by the United States
 48 government may, upon written application to the
 49 department and presentation of satisfactory proof of
 50 the award, order special registration plates with a

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1 combat infantryman badge, combat action badge, combat
 2 action ribbon, air force combat action medal, or combat
 3 medical badge processed emblem. The special plate
 4 fees collected by the director under subsection 12,
 5 ~~paragraphs~~ paragraph "a" and "e", from the issuance and
 6 annual validation of letter-number designated combat
 7 infantryman badge, combat action badge, combat action
 8 ribbon, air force combat action medal, and combat

9 medical badge plates, and subsection 12, paragraph
 10 "c" from the issuance and annual validation of
 11 personalized combat infantryman badge, combat action
 12 badge, combat action ribbon, air force combat action
 13 medal, and combat medical badge plates shall be paid
 14 monthly to the treasurer of state and deposited in
 15 the road use tax fund. The treasurer of state shall
 16 transfer monthly from the statutory allocations fund
 17 created under section 321.145, subsection 2, to the
 18 veterans license fee fund created in section 35A.11 the
 19 amount of the special fees collected under subsection
 20 12, paragraph "a", in the previous month for combat
 21 infantryman badge, combat action badge, combat action
 22 ribbon, air force combat action medal, and combat
 23 medical badge plates.

24 Sec. 26. Section 321.34, subsection 20C, Code 2014,
 25 is amended by adding the following new paragraph:
 26 NEW PARAGRAPH. *0c.* Notwithstanding subsection 12,
 27 paragraph "a", an owner who is approved for special
 28 registration plates under this subsection shall be
 29 issued one set of special registration plates with a
 30 combat infantryman badge, combat action badge, combat
 31 action ribbon, air force combat action medal, and
 32 combat medical badge distinguishing processed emblem
 33 at no charge.

34 Sec. 27. Section 321.34, subsection 24, Code 2014,
 35 is amended to read as follows:

36 *24. Gold star plates.*

37 *a.* An owner referred to in subsection 12 who is
 38 the surviving spouse, parent, child, or sibling of
 39 a deceased member of the United States armed forces
 40 who died while serving on active duty during a time
 41 of military conflict or who died as a result of such
 42 service may order special registration plates bearing
 43 a gold star emblem upon written application to the
 44 department accompanied by satisfactory supporting
 45 documentation as determined by the department. The
 46 gold star emblem shall be designed by the department in
 47 cooperation with the commission of veterans affairs.
 48 The special plate fees collected by the director under
 49 subsection 12, ~~paragraphs paragraph "a" and "c,"~~ from
 50 the ~~issuance and~~ annual validation of letter-number

1 designated gold star plates, and subsection 12,
 2 paragraph "c" from the issuance and annual validation
 3 of personalized gold star plates shall be paid monthly
 4 to the treasurer of state and deposited in the road
 5 use tax fund. The treasurer of state shall transfer
 6 monthly from the statutory allocations fund created
 7 under section 321.145, subsection 2, to the veterans

8 license fee fund created in section 35A.11 the amount
 9 of the special fees collected under subsection 12,
 10 paragraph "a", in the previous month for gold star
 11 plates.

12 b. Notwithstanding subsection 12, paragraph "a",
 13 an owner who is approved for special registration
 14 plates under this subsection shall be issued one set of
 15 special registration plates bearing a gold star emblem
 16 at no charge.

17 Sec. 28. Section 321.34, Code 2014, is amended by
 18 adding the following new subsection:

19 NEW SUBSECTION. 27. United States veteran plates.

20 a. An owner referred to in subsection 12 who served
 21 in the armed forces of the United States and was
 22 discharged under honorable conditions may, upon written
 23 application to the department and upon presentation of
 24 satisfactory proof of military service and discharge
 25 under honorable conditions, order special registration
 26 plates bearing a distinguishing processed emblem
 27 depicting the word "veteran" below an image of the
 28 American flag. The application is subject to approval
 29 by the department. The special plate fees collected
 30 by the director under subsection 12, paragraph "a",
 31 from the annual validation of letter-number designated
 32 United States veteran plates, and subsection 12,
 33 paragraph "c", from the issuance and annual validation
 34 of personalized United States veteran plates, shall be
 35 paid monthly to the treasurer of state and deposited in
 36 the road use tax fund. The treasurer of state shall
 37 transfer monthly from the statutory allocations fund
 38 created under section 321.145, subsection 2, to the
 39 veterans license fee fund created in section 35A.11 the
 40 amount of the special fees collected under subsection
 41 12, paragraph "a", in the previous month for United
 42 States veteran plates.

43 b. Notwithstanding subsection 12, paragraph "a",
 44 an owner who is approved for a special registration
 45 plate under this subsection shall be issued one set of
 46 special registration plates bearing a distinguishing
 47 processed emblem depicting the word "veteran" below an
 48 image of the American flag at no charge.

49 DIVISION IV

50 VETERANS PREFERENCE

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1 Sec. 29. NEW SECTION. 35.3 Veterans preference in
 2 private employment permitted.

3 1. A private employer may grant preference in
 4 hiring and promotion to an individual who is a veteran.

5 2. a. A private employer may grant preference in
 6 hiring and promotion to the spouse of a veteran who has

7 sustained a permanent, compensable service-connected
 8 disability as adjudicated by the United States veterans
 9 administration or by the retirement board of one of the
 10 armed forces of the United States.

11 *b.* A private employer may grant preference in
 12 hiring and promotion to the surviving spouse of a
 13 deceased member of the United States armed forces
 14 who died while serving on active duty during a time
 15 of military conflict or who died as a result of such
 16 service.

17 3. Granting a hiring or promotion preference under
 18 this section does not violate any state law or local
 19 ordinance regarding equal employment opportunity,
 20 including but not limited to chapter 216.

21 4. The hiring and promotion preferences allowable
 22 under this section shall only be granted if consistent
 23 with applicable federal laws and regulations.

24 DIVISION V

25 POSTSECONDARY EDUCATION REPORTING

26 Sec. 30. Section 260C.14, Code 2014, is amended by
 27 adding the following new subsection:

28 NEW SUBSECTION. 24. *a.* Beginning December 15,
 29 2015, annually file a report with the governor and the
 30 general assembly providing information and statistics
 31 for the previous five academic years on the number
 32 of students who are veterans per year who received
 33 education credit for military education, training, and
 34 service, that number as a percentage of veterans known
 35 to be enrolled at the college, the average number of
 36 credits received by students, and the average number
 37 of credits applied towards the award of a certificate,
 38 competency-based credential, postsecondary diploma, or
 39 associate degree.

40 *b.* For purposes of this subsection, “*veteran*” means
 41 a veteran as defined in section 35.1.

42 Sec. 31. Section 262.9, Code 2014, is amended by
 43 adding the following new subsection:

44 NEW SUBSECTION. 38. *a.* Beginning December 15,
 45 2015, annually file a report with the governor and the
 46 general assembly providing information and statistics
 47 for the previous five academic years on the number
 48 of students who are veterans per year who received
 49 education credit for military education, training, and
 50 service, that number as a percentage of veterans known

1 to be enrolled at the institution, the average number
 2 of credits received by students, and the average number
 3 of credits applied towards the award or completion of a
 4 course of instruction, postsecondary diploma, degree,
 5 or other evidences of distinction.

6 *b.* For purposes of this subsection, “*veteran*” means
7 a veteran as defined in section 35.1.

8 DIVISION VI

9 LICENSED PROFESSIONS AND OCCUPATIONS

10 Sec. 32. Section 272C.4, Code 2014, is amended by
11 adding the following new subsections:

12 NEW SUBSECTION. 11. Adopt rules by January 1,
13 2015, to provide credit towards qualifications for
14 licensure to practice an occupation or profession
15 in this state for education, training, and service
16 obtained or completed by an individual while serving
17 honorably on federal active duty, state active duty,
18 or national guard duty, as defined in section 29A.1,
19 to the extent consistent with the qualifications
20 required by the appropriate licensing board. The
21 rules shall also provide credit towards qualifications
22 for initial licensure for education, training, or
23 service obtained or completed by an individual while
24 serving honorably in the military forces of another
25 state or the organized reserves of the armed forces of
26 the United States, to the extent consistent with the
27 qualifications required by the appropriate licensing
28 board.

29 NEW SUBSECTION. 12. *a.* Establish procedures
30 by January 1, 2015, to expedite the licensing of an
31 individual who is licensed in a similar profession or
32 occupation in another state and who is a veteran, as
33 defined in section 35.1, or the spouse of a veteran.

34 *b.* If the board determines that the professional
35 or occupational licensing requirements of the state
36 where the veteran or veteran’s spouse is licensed are
37 substantially equivalent to the licensing requirements
38 of this state, the procedures shall require the
39 licensing of the veteran or the veteran’s spouse in
40 this state.

41 *c.* If the board determines that the professional
42 or occupational licensing requirements of the state
43 where the veteran or veteran’s spouse is licensed are
44 not substantially equivalent to the professional or
45 occupational licensing requirements of this state, the
46 procedures shall allow the provisional licensing of
47 the veteran or veteran’s spouse for a period of time
48 deemed necessary by the board to obtain a substantial
49 equivalent to the licensing requirements of this state.
50 The board shall advise the veteran or the veteran’s

1 spouse of required education or training necessary to
2 obtain a substantial equivalent to the professional
3 or occupational licensing requirements of this state,
4 and the procedures shall provide for licensing of

5 an individual who has, pursuant to this paragraph,
 6 obtained a substantial equivalent to the professional
 7 or occupational licensing requirements of this state.
 8 NEW SUBSECTION. 13. Beginning December 15, 2016,
 9 annually file a report with the governor and the
 10 general assembly providing information and statistics
 11 on credit received by individuals for education,
 12 training, and service pursuant to subsection 11 and
 13 information and statistics on licenses and provisional
 14 licenses issued pursuant to subsection 12.

15 NEW SUBSECTION. 14. Notwithstanding the
 16 designation of the licensing boards in section 272C.1,
 17 the provisions of subsections 11 through 13 shall apply
 18 to all of the occupational and professional licensing
 19 boards of this state.

20 Sec. 33. REPORT. Each occupational and
 21 professional licensing board of this state shall file
 22 a report with the governor and the general assembly
 23 by January 31, 2015, on the substance of rules and
 24 procedures adopted to implement the provisions of this
 25 division of this Act.

26 DIVISION VII

27 COUNTY COMMISSIONS

28 Sec. 34. Section 35B.4, Code 2014, is amended to
 29 read as follows:

30 **35B.4 Appointment — vacancies.**

31 1. Members of the commission of veteran affairs
 32 shall be appointed by the board of supervisors, in
 33 consultation with the current commission members and
 34 the executive director or administrator, to staggered
 35 three-year terms at the regular meeting in June.

36 However, a member shall serve until a successor has
 37 been appointed and qualifies. The board may remove
 38 an appointee at any time for neglect of duty or
 39 maladministration. A vacancy on the commission shall
 40 be filled for the unexpired portion of the regular term
 41 in the same manner as regular appointments are made.

42 2. If the board of supervisors increases the
 43 commission of veteran affairs membership to five
 44 members, the initial terms of the two new members
 45 shall be two and three years respectively. However,
 46 the new members shall serve until their successors are
 47 appointed and qualify.

48 Sec. 35. Section 35B.6, subsection 1, paragraphs a
 49 and c, Code 2014, are amended to read as follows:

50 a. The members of the commission shall qualify by

1 taking the usual oath of office, ~~and give bond in the~~
 2 ~~sum of five hundred dollars each, conditioned for the~~
 3 ~~faithful discharge of their duties with sureties to be~~

4 ~~approved by the county auditor.~~ The commission shall
 5 organize by the selection of one of their members as
 6 chairperson and one as secretary. The commission,
 7 subject to the approval of the board of supervisors,
 8 shall employ an executive director or administrator
 9 ~~and who~~ shall have the power to employ other necessary
 10 employees ~~when needed to carry out the provisions of~~
 11 this chapter, including administrative or clerical
 12 assistants, but no member of the commission shall
 13 be so employed. ~~The compensation of such employees~~
 14 ~~shall be fixed by the board of supervisors.~~ The
 15 state department of veterans affairs shall recognize
 16 the executive director or administrator as a county
 17 veterans service officer of a veterans' service
 18 organization recognized pursuant to 38 C.F.R. §
 19 14.628(c) for the purposes of assisting veterans
 20 and their dependents in obtaining federal and state
 21 benefits. The commission shall recommend the annual
 22 compensation of the executive director or administrator
 23 to the board of supervisors. The board of supervisors
 24 shall consider the recommendation and shall determine
 25 and approve the annual compensation of the executive
 26 director or administrator. The executive director
 27 must possess the same qualifications as provided in
 28 section 35B.3 for commission members. However, this
 29 qualification requirement shall not apply to a person
 30 employed as an executive director prior to July 1,
 31 1989.

32 c. Upon the employment of an executive director or
 33 administrator, the executive director or administrator
 34 shall complete a course of certification training
 35 provided by the department of veterans affairs
 36 pursuant to section 35A.5. If an executive director
 37 or administrator fails to obtain certification within
 38 one year of being employed, the executive director
 39 or administrator shall be removed from office. ~~A~~
 40 ~~commissioner or other commission employee may also~~
 41 ~~complete the course of certification training.~~ The
 42 department shall issue the executive director, or
 43 administrator, ~~commissioner, or employee~~ a certificate
 44 of training after completion of the certification
 45 training course. To maintain certification, the
 46 executive director, or administrator, ~~commissioner,~~
 47 ~~or employee~~ shall satisfy the continuing education
 48 requirements established by the national association
 49 of county ~~veteran~~ veterans service officers. Failure
 50 of an executive director or administrator to maintain

- 1 certification shall be cause for removal from office.
- 2 The expenses of training the executive director or

3 administrator shall be paid from the appropriation
4 authorized in section 35B.14.

5 Sec. 36. Section 35B.6, subsection 1, paragraph
6 d, Code 2014, is amended by adding the following new
7 subparagraph:

8 NEW SUBPARAGRAPH. (3) Complete and submit all
9 forms required for federal, state, and county benefits.

10 Sec. 37. Section 35B.6, subsection 2, Code 2014, is
11 amended to read as follows:

12 2. a. Two or more boards of supervisors may agree,
13 pursuant to chapter 28E, to share the services of an
14 executive director or administrator. The agreement
15 shall provide for the establishment of a commission
16 of veteran affairs office in each of the counties
17 participating in the agreement.

18 b. Neither a county board of supervisors nor a
19 county commission of veterans affairs shall place the
20 administration of the duties of the county commission
21 of veteran affairs under any other agency of any
22 county, or publish the names of the veterans or their
23 families who receive benefits under the provisions of
24 this chapter.

25 Sec. 38. Section 35B.6, subsection 3, Code 2014, is
26 amended by striking the subsection.

27 Sec. 39. Section 35B.6, subsection 4, paragraph a,
28 Code 2014, is amended to read as follows:

29 a. Each county commission of veteran affairs
30 shall maintain an office in a public building owned,
31 operated, or leased by the county.

32 Sec. 40. Section 35B.7, Code 2014, is amended to
33 read as follows:

34 **35B.7 Meetings — report — budget.**

35 The commission shall meet monthly and at other
36 times as necessary. At the monthly meeting it shall
37 determine who are entitled to county benefits and
38 the probable amount required to be expended. The
39 commission shall meet annually to prepare an estimated
40 budget for all expenditures to be made in the next
41 fiscal year and certify the budget to the board of
42 supervisors. The board may approve or reduce the
43 budget for valid reasons shown and entered of record
44 and the board's decision is final.

45 Sec. 41. Section 35B.10, Code 2014, is amended to
46 read as follows:

47 **35B.10 Disbursements — inspection of records.**

48 1. All claims certified by the commission shall be
49 ~~reviewed~~ approved by the board of supervisors and the
50 county auditor shall issue warrants in payment of the

2 case records are privileged communications and ~~shall~~
3 ~~be held~~ confidential, subject to use and inspection
4 only by persons authorized by law in connection with
5 their official duties relating to financial audits and
6 the administration of this chapter or as authorized
7 by order of a district court. A person may sign a
8 release to authorize the examination of that person's
9 applications, reports, or records.

10 ~~2. However, the~~ The county commission of veteran
11 affairs shall prepare and file in the office of the
12 county auditor on or before the thirtieth day of each
13 January, April, July, and October a report showing the
14 case numbers of all recipients receiving assistance
15 under this chapter, together with the amount paid
16 to each during the preceding quarter. Each report
17 so filed shall be ~~securely fixed in~~ maintained as a
18 permanent record book to be used only for such reports
19 made under this chapter.

20 ~~The record book shall be and the same is hereby~~
21 ~~declared to be a public record, open to public~~
22 ~~inspection at all times during the regular office~~
23 ~~hours of the county auditor. Each person who desires~~
24 ~~to examine said records, other than in pursuance of~~
25 ~~official duties as hereinbefore provided, shall sign~~
26 ~~a written request to examine the same, which shall~~
27 ~~contain an agreement on the part of the signer that~~
28 ~~the signer will not utilize any information gained~~
29 ~~therefrom for commercial or political purposes.~~

30 3. It shall be unlawful for any person, body,
31 association, firm, corporation or any other agency
32 to solicit, disclose, receive, make use of or to
33 authorize, knowingly permit, participate in or
34 acquiesce in the use of any lists, names or other
35 information obtained from the reports above provided
36 for, for commercial or political purposes, and a
37 violation of this provision shall constitute a serious
38 misdemeanor.

39 Sec. 42. Section 35B.14, Code 2014, is amended by
40 adding the following new subsections:

41 NEW SUBSECTION. 3. The commission is responsible
42 for the interment in a suitable cemetery of the body of
43 any veteran, as defined in section 35.1, or the spouse,
44 surviving spouse, or child of the person, if the person
45 has died without leaving sufficient means to defray the
46 funeral expenses. The commission may pay the expenses
47 in a sum not exceeding an amount established by the
48 board of supervisors.

49 NEW SUBSECTION. 4. Burial expenses shall be paid
50 by the county in which the person died. If the person

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1 is a resident of a different county at the time of
 2 death, the county of residence shall reimburse the
 3 county where the person died for the cost of burial.
 4 In either case, the board of supervisors of the
 5 respective counties shall audit and pay the account
 6 from the funds provided for in this chapter in the
 7 manner as other claims are audited and paid.

8 Sec. 43. Section 35B.16, Code 2014, is amended to
 9 read as follows:

10 **35B.16 Markers for graves.**

11 The county commission of veteran affairs may
 12 furnish a suitable and appropriate ~~metal~~ marker for
 13 the grave of each veteran, as defined in section 35.1,
 14 who is buried within the limits of the county. The
 15 marker shall be placed at the individual's grave to
 16 permanently mark and designate the grave for memorial
 17 purposes. The expenses shall be paid from any funds
 18 raised as provided in this chapter.

19 Sec. 44. Section 35B.17, Code 2014, is amended to
 20 read as follows:

21 **35B.17 Maintenance of graves.**

22 1. The county boards of supervisors shall each
 23 year appropriate and pay to the owners of, or to the
 24 public board or officers having control of cemeteries
 25 within the state in which any such deceased service
 26 person is buried, a sum sufficient to pay for the care
 27 and maintenance of the lots on which they are buried
 28 in all cases in which provision for such care is not
 29 otherwise made, or may conclude their responsibility
 30 by paying a mutually agreed to fee for perpetual care
 31 when the cemetery authority has established a perpetual
 32 care fund for the cemetery, to be paid either as a lump
 33 sum, or in not to exceed five installments in a manner
 34 agreed to by the parties.

35 2. Payment under subsection 1 shall be made at the
 36 rate charged for like care and maintenance of other
 37 lots of similar size in the same cemetery, upon the
 38 affidavit of the superintendent or other person in
 39 charge of such cemetery, that the same has not been
 40 otherwise paid or provided for.

41 Sec. 45. Section 35B.19, Code 2014, is amended to
 42 read as follows:

43 **35B.19 Burial records.**

44 ~~The county commission of veteran affairs executive~~
 45 director or administrator shall be charged with
 46 securing the information requested by the department
 47 of veterans affairs of every person having a military
 48 service record and buried in ~~that the~~ county. Such
 49 information shall be secured from the ~~undertaker~~
 50 funeral director in charge of the burial or cremation

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1 and shall be transmitted by the ~~undertaker~~ funeral
2 director to the ~~commission of county~~ veteran affairs
3 office of the county where burial or disposition of
4 cremated remains is made. This information shall
5 be recorded alphabetically and by description of
6 location in the cemetery where the veteran is buried
7 or the place of disposition of the cremated remains
8 of the veteran. This recording shall conform to
9 the directives of the department of veterans affairs
10 and shall be ~~kept in~~ maintained as a book permanent
11 record by the ~~county commission~~ executive director or
12 administrator.

13 Sec. 46. Section 64.11, Code 2014, is amended to
14 read as follows:

15 **64.11 Expense of bonds paid by county.**

16 If a county treasurer, county attorney, recorder,
17 auditor, sheriff, medical examiner, ~~member of the~~
18 ~~veterans affairs commission~~, member of the board of
19 supervisors, engineer, steward, or matron elects to
20 furnish a bond with an association or incorporation as
21 surety as provided in this chapter, the reasonable cost
22 of the bond shall be paid by the county where the bond
23 is filed.

24 Sec. 47. Section 331.381, subsection 6, Code 2014,
25 is amended to read as follows:

26 6. Audit and pay the burial expense for indigent
27 veterans, as provided in section ~~35B.15~~ 35B.14,
28 subsection 4.

29 Sec. 48. Section 331.502, subsection 13, Code 2014,
30 is amended by striking the subsection.

31 Sec. 49. Section 331.502, subsection 14, Code 2014,
32 is amended to read as follows:

33 14. Issue warrants and maintain a ~~book containing~~
34 ~~a~~ permanent record of persons receiving veteran
35 assistance as provided in section 35B.10.

36 Sec. 50. REPEAL. Sections 35B.8, 35B.9, 35B.12,
37 35B.13, 35B.15, and 35B.18, Code 2014, are repealed.>

38 2. Title page, by striking lines 1 through 3 and
39 inserting <An Act relating to veterans, military
40 service members, and certain survivor beneficiaries and
41 including effective date and retroactive applicability
42 provisions.>

43 3. By renumbering, redesignating, and correcting
44 internal references as necessary.

S-5101

HOUSE AMENDMENT TO
SENATE FILE 2168

1 Amend Senate File 2168, as amended, passed, and
 2 reprinted by the Senate, as follows:

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

5 Section 1. Section 144A.7, subsection 1, paragraph
 6 a, Code 2014, is amended to read as follows:

7 a. The attorney in fact designated to make
 8 treatment decisions for the patient should such person
 9 be diagnosed as suffering from a terminal condition, if
 10 the designation is in writing and complies with chapter
 11 ~~144B or section 633B.1.~~

12 Sec. 2. Section 231E.3, subsection 15, Code 2014,
 13 is amended to read as follows:

14 15. *“Power of attorney”* means a durable power of
 15 attorney for health care as defined in section 144B.1
 16 or a power of attorney ~~that becomes effective upon the~~
 17 ~~disability of the principal as described in section~~
 18 ~~633B.1 executed pursuant to chapter 633B.~~

19 Sec. 3. NEW SECTION. 633B.101 Title.
 20 This chapter shall be known and may be cited as the
 21 *“Iowa Uniform Power of Attorney Act”*.

22 Sec. 4. NEW SECTION. 633B.102 Definitions.

23 1. *“Agent”* means a person granted authority to act
 24 for a principal under a power of attorney, whether
 25 denominated an agent, attorney in fact, or otherwise.
 26 The term includes an original agent, coagent, successor
 27 agent, and a person to which an agent’s authority is
 28 delegated.

29 2. *“Conservator”* or *“conservatorship”* means a
 30 conservator appointed or conservatorship established
 31 pursuant to sections 633.570 and 633.572 or a similar
 32 provision of the laws of another state.

33 3. *“Durable”*, with respect to a power of attorney,
 34 means not terminated by the principal’s incapacity.

35 4. *“Electronic”* means relating to technology having
 36 electrical, digital, magnetic, wireless, optical,
 37 electromagnetic, or similar capabilities.

38 5. *“Good faith”* means honesty in fact.

39 6. *“Guardian”* or *“guardianship”* means a guardian
 40 appointed or a guardianship established pursuant to
 41 sections 633.556 and 633.560 or a similar provision of
 42 the laws of another state.

43 7. *“Incapacity”* means the inability of an
 44 individual to manage property or business affairs
 45 because the individual is any of the following:

46 a. An individual whose decision-making capacity
 47 is so impaired that the individual is unable to

48 make, communicate, or carry out important decisions
49 concerning the individual's financial affairs.
50 b. Detained or incarcerated in a penal system.

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1 c. Outside the United States and unable to return.
2 8. "*Person*" means an individual, corporation,
3 business trust, estate, trust, partnership, limited
4 liability company, association, joint venture, public
5 corporation, government or governmental subdivision,
6 agency, or instrumentality, or any other legal or
7 commercial entity.
8 9. "*Power of attorney*" means a writing that grants
9 authority to an agent to act in the place of the
10 principal, whether or not the term "power of attorney"
11 is used.
12 10. "*Presently exercisable general power of*
13 *appointment*", with respect to property or a property
14 interest subject to a power of appointment, means
15 power exercisable at the time in question to vest
16 absolute ownership in the principal individually, the
17 principal's estate, the principal's creditors, or the
18 creditors of the principal's estate. The term includes
19 a power of appointment not exercisable until the
20 occurrence of a specified event, the satisfaction of an
21 ascertainable standard, or the passage of a specified
22 period of time only after the occurrence of the
23 specified event, the satisfaction of the ascertainable
24 standard, or the passage of the specified period of
25 time. The term does not include a power exercisable in
26 a fiduciary capacity or only by will.
27 11. "*Principal*" means an individual who grants
28 authority to an agent in a power of attorney.
29 12. "*Property*" means anything that may be the
30 subject of ownership, whether real or personal, or
31 legal or equitable, or any interest or right therein.
32 13. "*Record*" means information that is inscribed on
33 a tangible medium or that is stored in an electronic or
34 other medium and is retrievable in perceivable form.
35 14. "*Sign*" means, with present intent to
36 authenticate or adopt a record, to do any of the
37 following:
38 a. Execute or adopt a tangible symbol.
39 b. Attach to or logically associate with the record
40 an electronic sound, symbol, or process.
41 15. "*State*" means a state of the United States, the
42 District of Columbia, Puerto Rico, the United States
43 Virgin Islands, or any territory or insular possession
44 subject to the jurisdiction of the United States.
45 16. "*Stocks and bonds*" means stocks, bonds, mutual
46 funds, and all other types of securities and financial

47 instruments, whether held directly, indirectly, or in
48 any other manner. The term does not include commodity
49 futures contracts and call or put options on stocks or
50 stock indexes.

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1 Sec. 5. NEW SECTION. 633B.103 Applicability.

2 This chapter applies to all powers of attorney
3 except for the following:

4 1. A power to the extent it is coupled with an
5 interest of the agent in the subject of the power,
6 including but not limited to a power given to or for
7 the benefit of a creditor in connection with a credit
8 transaction.

9 2. A power to make health care decisions.

10 3. A proxy or other delegation to exercise voting
11 rights or management rights with respect to an entity.

12 4. A power created on a form prescribed by a
13 government or governmental subdivision, agency, or
14 instrumentality for a governmental purpose.

15 Sec. 6. NEW SECTION. 633B.104 Durability of power
16 of attorney.

17 A power of attorney created under this chapter
18 is durable unless the power of attorney expressly
19 provides that it is terminated by the incapacity of the
20 principal.

21 Sec. 7. NEW SECTION. 633B.105 Execution.

22 A power of attorney must be signed by the principal
23 or in the principal's conscious presence by another
24 individual, other than any prospective agent, directed
25 by the principal to sign the principal's name on
26 the power of attorney. A power of attorney must be
27 acknowledged before a notary public or other individual
28 authorized by law to take acknowledgments. An agent
29 named in the power of attorney shall not notarize the
30 principal's signature. An acknowledged signature on a
31 power of attorney is presumed to be genuine.

32 Sec. 8. NEW SECTION. 633B.106 Validity.

33 1. A power of attorney executed in this state on or
34 after July 1, 2014, is valid if the execution of the
35 power of attorney complies with section 633B.105.

36 2. A power of attorney executed in this state
37 before July 1, 2014, is valid if the execution of the
38 power of attorney complied with the law of this state
39 as it existed at the time of execution.

40 3. A power of attorney executed other than in this
41 state is valid in this state if, when the power of
42 attorney was executed, the execution complied with any
43 of the following:

44 a. The law of the jurisdiction that determines the
45 meaning and effect of the power of attorney pursuant

46 to section 633B.107.

47 *b.* The requirements for a military power of
48 attorney pursuant to 10 U.S.C. § 1044b, as amended.
49 4. Except as otherwise provided by law, a photocopy
50 or electronically transmitted copy of an original power

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1 of attorney has the same effect as the original.

2 Sec. 9. **NEW SECTION. 633B.107 Meaning and effect.**

3 The meaning and effect of a power of attorney is
4 determined by the law of the jurisdiction indicated
5 in the power of attorney and, in the absence of
6 an indication of jurisdiction, by the law of the
7 jurisdiction in which the power of attorney was
8 executed.

9 Sec. 10. **NEW SECTION. 633B.108 Nomination
10 of conservator or guardian — relation of agent to
11 court-appointed fiduciary.**

12 1. Under a power of attorney, a principal may
13 nominate a conservator of the principal's estate or
14 guardian of the principal's person for consideration
15 by the court if proceedings for the principal's
16 estate or person are begun after the principal
17 executes the power of attorney. Except for good cause
18 shown or disqualification, the court shall make its
19 appointment in accordance with the principal's most
20 recent nomination. This section does not prohibit an
21 individual from executing a petition for the voluntary
22 appointment of a guardian or conservator on a standby
23 basis pursuant to sections 633.560 and 633.591.

24 2. If, after a principal executes a power of
25 attorney, a court appoints a conservator of the
26 principal's estate or other fiduciary charged with
27 the management of some or all of the principal's
28 property, the power of attorney is suspended unless
29 the power of attorney provides otherwise or unless the
30 court appointing the conservator decides the power of
31 attorney should continue. If the power of attorney
32 continues, the agent is accountable to the fiduciary as
33 well as to the principal. The power of attorney shall
34 be reinstated upon termination of the conservatorship
35 as a result of the principal regaining capacity.

36 Sec. 11. **NEW SECTION. 633B.109 When power of
37 attorney effective.**

38 1. A power of attorney is effective when executed
39 unless the principal provides in the power of attorney
40 that it becomes effective at a future date or upon the
41 occurrence of a future event or contingency.

42 2. If a power of attorney becomes effective upon
43 the occurrence of a future event or contingency, the
44 principal, in the power of attorney, may authorize one

45 or more persons to determine in a writing or other
46 record that the event or contingency has occurred.
47 3. If a power of attorney becomes effective upon
48 the principal's incapacity and the principal has not
49 authorized a person to determine whether the principal
50 is incapacitated or the person authorized is unable

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1 or unwilling to make the determination, the power of
2 attorney becomes effective upon a determination in a
3 writing or other record by the occurrence of any of the
4 following:
5 a. A licensed physician or licensed psychologist
6 determines that the principal is incapacitated.
7 b. A judge, or an appropriate governmental official
8 determines that the principal is incapacitated.
9 4. A person authorized by the principal in the
10 power of attorney to determine that the principal is
11 incapacitated may act as the principal's personal
12 representative pursuant to the federal Health Insurance
13 Portability and Accountability Act of 1996, Pub. L. No.
14 104-191, including amendments thereto and regulations
15 promulgated thereunder, to obtain access to the
16 principal's health care information and to communicate
17 with the principal's health care provider.
18 Sec. 12. NEW SECTION. 633B.110 Termination —
19 **power of attorney or agent authority.**
20 1. A power of attorney terminates when any of the
21 following occur:
22 a. The principal dies.
23 b. The principal becomes incapacitated, if the
24 power of attorney is not durable.
25 c. The principal revokes the power of attorney.
26 d. The power of attorney provides that it
27 terminates.
28 e. The purpose of the power of attorney is
29 accomplished.
30 f. The principal revokes the agent's authority
31 or the agent dies, becomes incapacitated, or resigns,
32 and the power of attorney does not provide for another
33 agent to act under the power of attorney.
34 2. An agent's authority terminates when any of the
35 following occur:
36 a. The principal revokes the authority.
37 b. The agent dies, becomes incapacitated, or
38 resigns.
39 c. An action is filed for the dissolution or
40 annulment of the agent's marriage to the principal
41 or for their legal separation, unless the power of
42 attorney otherwise provides.
43 d. The power of attorney terminates.

44 3. Unless the power of attorney otherwise
45 provides, an agent's authority is exercisable until
46 the agent's authority terminates under subsection 2,
47 notwithstanding a lapse of time since the execution of
48 the power of attorney.
49 4. Termination of a power of attorney or an agent's
50 authority under this section is not effective as to the

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1 agent or another person that, without actual knowledge
2 of the termination, acts in good faith under the power
3 of attorney. An act so performed, unless otherwise
4 invalid or unenforceable, binds the principal and the
5 principal's successors in interest.

6 5. Incapacity of the principal of a power of
7 attorney that is not durable does not revoke or
8 terminate the power of attorney as to an agent or
9 other person that, without actual knowledge of the
10 incapacity, acts in good faith under the power of
11 attorney. An act so performed, unless otherwise
12 invalid or unenforceable, binds the principal and the
13 principal's successors in interest.

14 6. Except as provided in section 633B.103, the
15 execution of a general or plenary power of attorney
16 revokes all general or plenary powers of attorney
17 previously executed in this state by the principal,
18 but does not revoke a power of attorney limited to a
19 specific and identifiable action or transaction, which
20 action or transaction is still capable of performance
21 but has not yet been fully accomplished by the agent.

22 **Sec. 13. NEW SECTION. 633B.111 Coagents and**
23 **successor agents.**

24 1. A principal may designate two or more persons
25 to act as coagents. Unless the power of attorney
26 otherwise provides, all of the following apply to
27 actions of coagents:

28 a. A power held by coagents shall be exercised by
29 majority action.

30 b. If impasse occurs due to the failure to reach
31 a majority decision, any agent may petition the court
32 to decide the issue, or a majority of the agents may
33 consent to an alternative form of dispute resolution.

34 c. If one or more agents resigns or becomes unable
35 to act, the remaining coagents may act.

36 2. A principal may designate one or more successor
37 agents to act if an agent resigns, dies, becomes
38 incapacitated, is not qualified to serve, or declines
39 to serve. A principal may grant authority to designate
40 one or more successor agents to an agent or other
41 person designated by name, office, or function. Unless
42 the power of attorney otherwise provides, a successor

43 agent:

44 *a.* Has the same authority as that granted to the
45 original agent.

46 *b.* Shall not act until all predecessor agents have
47 resigned, died, become incapacitated, are no longer
48 qualified to serve, or have declined to serve.

49 3. Except as otherwise provided in the power of
50 attorney and subsection 4, an agent that does not

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1 participate in or conceal a breach of fiduciary duty
2 committed by another agent, including a predecessor
3 agent, is not liable for the actions of the other
4 agent.

5 4. An agent with actual knowledge of a breach or
6 imminent breach of fiduciary duty by another agent
7 shall notify the principal and, if the principal is
8 incapacitated, take any action reasonably appropriate
9 in the circumstances to safeguard the principal's best
10 interest. An agent that fails to notify the principal
11 or take action as required by this subsection is liable
12 for the reasonably foreseeable damages that could have
13 been avoided if the agent had notified the principal
14 or taken such action.

15 Sec. 14. NEW SECTION. **633B.112 Reimbursement and**
16 **compensation of agent.**

17 Unless the power of attorney otherwise provides, an
18 agent who is an individual is entitled to reimbursement
19 of expenses reasonably incurred on behalf of the
20 principal but not to compensation. If a power of
21 attorney does provide for compensation or if the agent
22 is a bank or trust company authorized to administer
23 trusts in Iowa, the compensation must be reasonable
24 under the circumstances.

25 Sec. 15. NEW SECTION. **633B.113 Agent's acceptance.**

26 Except as otherwise provided in the power of
27 attorney, a person accepts appointment as an agent
28 under a power of attorney by exercising authority or
29 performing duties as an agent or by any other assertion
30 or conduct indicating acceptance.

31 Sec. 16. NEW SECTION. **633B.114 Agent's duties.**

32 1. Notwithstanding provisions in the power of
33 attorney, an agent that has accepted appointment shall
34 act in conformity with all of the following:

35 *a.* In accordance with the principal's reasonable
36 expectations to the extent actually known by the agent
37 and otherwise in the principal's best interest.

38 *b.* In good faith.

39 *c.* Only within the scope of authority granted in
40 the power of attorney.

41 2. Except as otherwise provided in the power of

42 attorney, an agent that has accepted appointment shall
43 do all of the following:
44 *a.* Act loyally for the principal's benefit.
45 *b.* Act so as not to create a conflict of interest
46 that impairs the agent's ability to act impartially in
47 the principal's best interest.
48 *c.* Act with the care, competence, and diligence
49 ordinarily exercised by agents in similar
50 circumstances.

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1 *d.* Keep a record of all receipts, disbursements,
2 and transactions made on behalf of the principal.
3 *e.* Cooperate with a person that has authority to
4 make health care decisions for the principal to carry
5 out the principal's reasonable expectations to the
6 extent actually known by the agent and, otherwise, act
7 in the principal's best interest.
8 *f.* Attempt to preserve the principal's estate
9 plan, to the extent actually known by the agent, if
10 preserving the plan is consistent with the principal's
11 best interest based upon all relevant factors,
12 including all of the following:
13 (1) The value and nature of the principal's
14 property.
15 (2) The principal's foreseeable obligations and
16 need for maintenance.
17 (3) Minimization of the principal's
18 taxes, including income, estate, inheritance,
19 generation-skipping transfer, and gift taxes.
20 (4) The principal's eligibility for a benefit, a
21 program, or assistance under a statute or regulation
22 or contract.
23 3. An agent that acts in good faith is not liable
24 to any beneficiary under the principal's estate plan
25 for failure to preserve the plan.
26 4. An agent that acts with care, competence, and
27 diligence for the best interest of the principal is not
28 liable solely because the agent also benefits from the
29 act or has an individual or conflicting interest in
30 relation to the property or affairs of the principal.
31 5. If an agent is selected by the principal because
32 of special skills or expertise possessed by the agent
33 or in reliance on the agent's representation that the
34 agent has special skills or expertise, the special
35 skills or expertise shall be considered in determining
36 whether the agent has acted with care, competence, and
37 diligence under the circumstances.
38 6. Absent a breach of duty to the principal, an
39 agent is not liable if the value of the principal's
40 property declines.

- 41 7. An agent that exercises authority to delegate to
 42 another person the authority granted by the principal
 43 or that engages another person on behalf of the
 44 principal is not liable for an act, error of judgment,
 45 or default of that person if the agent exercises care,
 46 competence, and diligence in selecting and monitoring
 47 the person.
- 48 8. Except as otherwise provided in the power
 49 of attorney, an agent is not required to disclose
 50 receipts, disbursements, or transactions conducted on

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1 behalf of the principal unless ordered by a court or
 2 requested by the principal, a conservator, another
 3 fiduciary acting for the principal, a governmental
 4 agency having authority to protect the welfare of the
 5 principal, or, upon the death of the principal, by the
 6 personal representative or a successor in interest of
 7 the principal's estate. If an agent receives a request
 8 to disclose such information, the agent shall comply
 9 with the request within thirty days of the request or
 10 provide a writing or other record substantiating why
 11 additional time is necessary. Such additional time
 12 shall not exceed thirty days.

13 Sec. 17. NEW SECTION. **633B.115 Exoneration of**
 14 **agent.**

15 A provision in a power of attorney relieving an
 16 agent of liability for breach of duty is binding on the
 17 principal and the principal's successors in interest
 18 except to the extent the provision does any of the
 19 following:

- 20 1. Relieves the agent of liability for a breach
 21 of duty committed in bad faith, with an improper
 22 motive, or with reckless indifference to the purposes
 23 of the power of attorney or the best interest of the
 24 principal.
- 25 2. Was included in the power of attorney as a
 26 result of an abuse of a confidential or fiduciary
 27 relationship with the principal.

28 Sec. 18. NEW SECTION. **633B.116 Judicial relief.**

- 29 1. The following persons may petition a court to
 30 construe a power of attorney or to review an agent's
 31 conduct:
- 32 a. The principal or the agent.
- 33 b. A guardian, conservator, or other fiduciary
 34 acting for the principal.
- 35 c. A person authorized to make health care
 36 decisions for the principal.
- 37 d. The principal's spouse, parent, or descendant or
 38 an individual who would qualify as a presumptive heir
 39 of the principal.

- 40 *e.* A person named as a beneficiary to receive
41 any property, benefit, or contractual right upon
42 the principal's death or as a beneficiary of a trust
43 created by or for the principal that has a financial
44 interest in the principal's estate.
- 45 *f.* A governmental agency having regulatory
46 authority to protect the welfare of the principal.
- 47 *g.* The principal's caregiver, including but not
48 limited to a caretaker as defined in section 235B.2 or
49 235E.1, or another person that demonstrates sufficient
50 interest in the principal's welfare.

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- 1 *h.* A person asked to accept the power of attorney.
2 *i.* A person designated by the principal in the
3 power of attorney.
- 4 2. Upon motion to dismiss by the principal, the
5 court shall dismiss a petition filed under this section
6 unless the court finds that the principal lacks the
7 capacity to revoke the agent's authority or the power
8 of attorney.
- 9 3. The court may award reasonable attorney fees and
10 costs to the prevailing party in a proceeding under
11 this section.
- 12 Sec. 19. NEW SECTION. **633B.117 Agent's liability.**
13 An agent that violates this chapter is liable to the
14 principal or the principal's successors in interest for
15 the amount required to do both of the following:
16 1. Restore the value of the principal's property to
17 what it would have been had the violation not occurred.
18 2. Reimburse the principal or the principal's
19 successors in interest for attorney fees and costs paid
20 on the agent's behalf.
- 21 Sec. 20. NEW SECTION. **633B.118 Agent's resignation**
22 **— notice.**
23 Unless the power of attorney provides for a
24 different method for an agent's resignation, an agent
25 may resign by giving notice to the principal and,
26 if the principal is incapacitated, to any of the
27 following:
28 1. The conservator or guardian, if a conservator or
29 guardian has been appointed for the principal, and any
30 coagent or successor agent.
31 2. If there is no conservator, guardian, or coagent
32 or successor agent, the agent may give notice to any
33 of the following:
34 *a.* The principal's caregiver, including but not
35 limited to a caretaker as defined in section 235B.2 or
36 235E.1.
37 *b.* Any other person reasonably believed by the
38 agent to have sufficient interest in the principal's

39 welfare.

40 c. A governmental agency having regulatory
41 authority to protect the welfare of the principal.

42 Sec. 21. NEW SECTION. 633B.119 Acknowledged power
43 **of attorney — acceptance and reliance.**

44 1. For purposes of this section and section
45 633B.120, “*acknowledged*” means purportedly verified
46 before a notary public or other individual authorized
47 by law to take acknowledgments.

48 2. A person that in good faith accepts an
49 acknowledged power of attorney without actual knowledge
50 that the signature is not genuine may rely upon the

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1 presumption under section 633B.105 that the signature
2 is genuine.

3 3. A person that in good faith accepts an
4 acknowledged power of attorney without actual knowledge
5 that the power of attorney is void, invalid, or
6 terminated, that the purported agent’s authority
7 is void, invalid, or terminated, or that the agent
8 is exceeding or improperly exercising the agent’s
9 authority may rely upon the power of attorney as if the
10 power of attorney were genuine, valid, and still in
11 effect, the agent’s authority were genuine, valid, and
12 still in effect, and the agent had not exceeded and had
13 not improperly exercised the authority.

14 4. A person that is asked to accept an acknowledged
15 power of attorney may request, and rely upon, all of
16 the following without further investigation:

17 a. An agent’s certification under penalty of
18 perjury of any factual matter concerning the principal,
19 agent, or power of attorney in substantially the same
20 form as set out in section 633B.302.

21 b. An English translation of the power of attorney
22 if the power of attorney contains, in whole or in part,
23 language other than English.

24 c. An opinion of agent’s counsel as to any matter
25 of law concerning the power of attorney if the person
26 making the request provides the reason for the request
27 in a writing or other record.

28 5. An English translation or an opinion of counsel
29 requested under this section shall be provided at the
30 principal’s expense unless the request is made more
31 than ten business days after the power of attorney is
32 presented for acceptance.

33 6. For purposes of this section and section
34 633B.120, a person who conducts activities through an
35 employee is without actual knowledge of a fact relating
36 to a power of attorney, a principal, or an agent if the
37 employee conducting the transaction involving the power

38 of attorney is without actual knowledge of the fact.

39 Sec. 22. **NEW SECTION. 633B.120 Refusal to accept**
40 **acknowledged power of attorney — liability.**

41 1. Except as otherwise provided in subsection 2,
42 all of the following shall apply to a person's actions
43 regarding an acknowledged power of attorney:

44 a. A person shall either accept an acknowledged
45 power of attorney or request a certification, a
46 translation, or an opinion of counsel under section
47 633B.119, subsection 4, no later than seven business
48 days after presentation of the power of attorney for
49 acceptance.

50 b. If a person requests a certification, a

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1 translation, or an opinion of counsel under section
2 633B.199, subsection 4, the person shall accept the
3 power of attorney no later than five business days
4 after receipt of the certification, translation, or
5 opinion of counsel.

6 c. A person shall not require an additional or
7 different form of power of attorney for authority
8 granted in the power of attorney presented unless an
9 exception in subsection 2 applies.

10 2. A person is not required to accept an
11 acknowledged power of attorney if any of the following
12 occur:

13 a. The person is not otherwise required to engage
14 in a transaction with the principal in the same
15 circumstances.

16 b. Engaging in a transaction with the agent or
17 the principal in the same circumstances would be
18 inconsistent with federal law.

19 c. The person has actual knowledge of the
20 termination of the agent's authority or of the power of
21 attorney before exercise of the power.

22 d. A request for a certification, a translation,
23 or an opinion of counsel under section 633B.119,
24 subsection 4, is refused.

25 e. The person in good faith believes that the
26 power of attorney is not valid or that the agent does
27 not have the authority to perform the act requested,
28 or that the power of attorney does not comply with
29 federal or state law or regulations, whether or not
30 a certification, a translation, or an opinion of
31 counsel under section 633B.119, subsection 4, has been
32 requested or provided.

33 f. The person makes, or has actual knowledge that
34 another person has made, a report to the department
35 of human services stating a good-faith belief that
36 the principal may be subject to physical or financial

37 abuse, neglect, exploitation, or abandonment by the
38 agent or a person acting for or with the agent.
39 3. A person that refuses to accept an acknowledged
40 power of attorney in violation of this section is
41 subject to both of the following:
42 a. A court order mandating acceptance of the power
43 of attorney.
44 b. Liability for damages sustained by the principal
45 for reasonable attorney fees and costs incurred in any
46 action or proceeding that confirms the validity of
47 the power of attorney or mandates acceptance of the
48 power of attorney, provided that any such action must
49 be brought within one year of the initial request for
50 acceptance of the power of attorney.

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1 Sec. 23. NEW SECTION. **633B.121 Principles of law**
2 **and equity.**
3 Unless displaced by a provision of this chapter, the
4 principles of law and equity supplement this chapter.
5 Sec. 24. NEW SECTION. **633B.122 Laws applicable to**
6 **financial institutions and entities.**
7 This chapter does not supersede any other law
8 applicable to financial institutions or other entities,
9 and the other law controls if inconsistent with this
10 chapter.
11 Sec. 25. NEW SECTION. **633B.123 Remedies under**
12 **other law.**
13 The remedies under this chapter are not exclusive
14 and do not abrogate any right or remedy under the law
15 of this state other than this chapter.
16 Sec. 26. NEW SECTION. **633B.201 Authority —**
17 **specific and general.**
18 1. An agent under a power of attorney may do
19 any of the following on behalf of the principal or
20 with the principal's property only if the power of
21 attorney expressly grants the agent the authority
22 and the exercise of the authority is not otherwise
23 prohibited by another agreement or instrument to which
24 the authority or property is subject:
25 a. Create, amend, revoke, or terminate an inter
26 vivos trust.
27 b. Make a gift.
28 c. Create or change rights of survivorship.
29 d. Create or change a beneficiary designation.
30 e. Delegate authority granted under the power of
31 attorney.
32 f. Waive the principal's right to be a beneficiary
33 of a joint and survivor annuity, including but not
34 limited to a survivor benefit under a retirement plan.
35 g. Exercise fiduciary powers that the principal has

36 authority to delegate.

37 *h.* Disclaim property, including but not limited to
38 a power of appointment.

39 2. Notwithstanding a grant of authority to do an
40 act described in subsection 1, unless the power of
41 attorney otherwise provides, an agent that is not an
42 ancestor, spouse, or descendant of the principal shall
43 not exercise authority under a power of attorney to
44 create in the agent, or in an individual to whom the
45 agent owes a legal obligation of support, an interest
46 in the principal's property, whether by gift, right of
47 survivorship, beneficiary designation, disclaimer, or
48 otherwise.

49 3. Subject to subsections 1, 2, 4, and 5, if a
50 power of attorney grants an agent authority to do

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1 all acts that a principal could do, the agent has
2 the general authority described in sections 633B.204
3 through 633B.216.

4 4. Unless the power of attorney otherwise provides,
5 a grant of authority to make a gift is subject to
6 section 633B.217.

7 5. Subject to subsections 1, 2, and 4, if the
8 subjects over which authority is granted in a power of
9 attorney are similar or overlap, the broadest authority
10 controls.

11 6. Authority granted in a power of attorney is
12 exercisable with respect to property that the principal
13 has when the power of attorney is executed or acquires
14 later, whether or not the property is located in this
15 state and whether or not the authority is exercised or
16 the power of attorney is executed in this state.

17 7. An act performed by an agent pursuant to a
18 power of attorney has the same effect and inures
19 to the benefit of and binds the principal and the
20 principal's successors in interest as if the principal
21 had performed the act.

22 **Sec. 27. NEW SECTION. 633B.202 Incorporation of**
23 **authority.**

24 1. An agent has authority described in this chapter
25 if the power of attorney refers to general authority
26 with respect to the descriptive term for the subjects
27 stated in sections 633B.204 through 633B.217 or cites
28 the section in which the authority is described.

29 2. A reference in a power of attorney to general
30 authority with respect to the descriptive term for a
31 subject stated in sections 633B.204 through 633B.217 or
32 a citation to a section in sections 633B.204 through
33 633B.217 incorporates the entire section as if it were
34 set out in full in the power of attorney.

35 3. A principal may modify authority incorporated
36 by reference.
37 Sec. 28. NEW SECTION. 633B.203 Construction of
38 **authority generally.**
39 Except as otherwise provided in the power of
40 attorney, by executing a power of attorney that
41 incorporates by reference a subject described in
42 sections 633B.204 through 633B.217 or that grants
43 an agent authority to do all acts that a principal
44 could do pursuant to section 633B.201, subsection 3, a
45 principal authorizes the agent, with respect to that
46 subject, to do all of the following:
47 1. Demand, receive, and obtain by litigation or
48 otherwise, money or another thing of value to which the
49 principal is, may become, or claims to be entitled, and
50 conserve, invest, disburse, or use anything so received

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1 or obtained for the purposes intended.
2 2. Contract in any manner with any person, on terms
3 agreeable to the agent, to accomplish a purpose of a
4 transaction and perform, rescind, cancel, terminate,
5 reform, restate, release, or modify the contract or
6 another contract made by or on behalf of the principal.
7 3. Execute, acknowledge, seal, deliver, file,
8 or record any instrument or communication the agent
9 considers desirable to accomplish a purpose of a
10 transaction, including but not limited to creating
11 at any time a schedule listing some or all of the
12 principal's property and attaching the instrument of
13 communication to the power of attorney.
14 4. Initiate, participate in, submit to alternative
15 dispute resolution, settle, oppose, or propose or
16 accept a compromise with respect to a claim existing
17 in favor of or against the principal or intervene in
18 litigation relating to the claim.
19 5. Seek on the principal's behalf the assistance of
20 a court or other governmental agency to carry out an
21 act authorized in the power of attorney.
22 6. Engage, compensate, and discharge an attorney,
23 accountant, discretionary investment manager, expert
24 witness, or other advisor.
25 7. Prepare, execute, and file a record, report, or
26 other document to safeguard or promote the principal's
27 interest under a statute, rule, or regulation.
28 8. Communicate with any representative or employee
29 of a government or governmental subdivision, agency, or
30 instrumentality, on behalf of the principal.
31 9. Access communications intended for, and
32 communicate on behalf of the principal, whether by
33 mail, electronic transmission, telephone, or other

34 means.

35 10. Do any lawful act with respect to the subject
36 and all property related to the subject.

37 Sec. 29. NEW SECTION. 633B.204 Real property.

38 Unless the power of attorney otherwise provides and
39 subject to section 633B.201, language in a power of
40 attorney granting general authority with respect to
41 real property authorizes the agent to do all of the
42 following:

43 1. Demand, buy, lease, receive, accept as a gift or
44 as security for an extension of credit, or otherwise
45 acquire or reject an interest in real property or a
46 right incident to real property.

47 2. Sell; exchange; convey with or without
48 covenants, representations, or warranties; quitclaim;
49 release; surrender; retain title for security;
50 encumber; partition; consent to partitioning; be

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1 subject to an easement or covenant; subdivide;
2 apply for zoning or other governmental permits; plat
3 or consent to platting; develop; grant an option
4 concerning; lease; sublease; contribute to an entity in
5 exchange for an interest in that entity; or otherwise
6 grant or dispose of an interest in real property or a
7 right incident to real property.

8 3. Pledge or mortgage an interest in real property
9 or right incident to real property as security to
10 borrow money or pay, renew, or extend the time of
11 payment of a debt of the principal or a debt guaranteed
12 by the principal.

13 4. Release, assign, satisfy, or enforce by
14 litigation or otherwise, a mortgage, deed of trust,
15 conditional sale contract, encumbrance, lien, or other
16 claim to real property which exists or is asserted.

17 5. Manage or conserve an interest in real property
18 or a right incident to real property owned or claimed
19 to be owned by the principal, including but not limited
20 to by doing all of the following:

21 a. Insuring against liability or casualty or other
22 loss.

23 b. Obtaining or regaining possession of or
24 protecting the interest or right by litigation or
25 otherwise.

26 c. Paying, assessing, compromising, or contesting
27 taxes or assessments or applying for and receiving
28 refunds in connection with them.

29 d. Purchasing supplies, hiring assistance or labor,
30 and making repairs or alterations to the real property.

31 6. Use, develop, alter, replace, remove, erect,
32 or install structures or other improvements upon real

33 property in or incident to which the principal has, or
 34 claims to have, an interest or right.

35 7. Participate in a reorganization with respect
 36 to real property or an entity that owns an interest
 37 in or a right incident to real property and receive,
 38 hold, and act with respect to stocks and bonds or
 39 other property received in a plan of reorganization,
 40 including by doing any of the following:

41 a. By selling or otherwise disposing of the stocks,
 42 bonds, or other property.

43 b. By exercising or selling an option, right of
 44 conversion, or similar right.

45 c. By exercising any voting rights in person or by
 46 proxy.

47 8. Change the form of title of an interest in or
 48 right incident to real property.

49 9. Dedicate to public use, with or without
 50 consideration, easements or other real property

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1 in which the principal has, or claims to have, an
 2 interest.

3 Sec. 30. NEW SECTION. **633B.205 Tangible personal**
 4 **property.**

5 Unless the power of attorney otherwise provides and
 6 subject to section 633B.201, language in a power of
 7 attorney granting general authority with respect to
 8 tangible personal property authorizes the agent to do
 9 all of the following:

10 1. Demand, buy, receive, accept as a gift or as
 11 security for an extension of credit, or otherwise
 12 acquire or reject ownership or possession of tangible
 13 personal property or an interest in tangible personal
 14 property.

15 2. Sell; exchange; convey with or without
 16 covenants, representations, or warranties; quitclaim;
 17 release; surrender; create a security interest
 18 in; grant options concerning; lease; sublease; or,
 19 otherwise dispose of tangible personal property or an
 20 interest in tangible personal property.

21 3. Grant a security interest in tangible personal
 22 property or an interest in tangible personal property
 23 as security to borrow money or pay, renew, or extend
 24 the time of payment of a debt of the principal or a
 25 debt guaranteed by the principal.

26 4. Release, assign, satisfy, or enforce by
 27 litigation or otherwise, a security interest, lien, or
 28 other claim on behalf of the principal, with respect to
 29 tangible personal property or an interest in tangible
 30 personal property.

31 5. Manage or conserve tangible personal property or

32 an interest in tangible personal property on behalf of
33 the principal, including by doing all of the following:

34 a. Insuring against liability or casualty or other
35 loss.

36 b. Obtaining or regaining possession of or
37 protecting the property or interest, by litigation or
38 otherwise.

39 c. Paying, assessing, compromising, or contesting
40 taxes or assessments or applying for and receiving
41 refunds in connection with taxes or assessments.

42 d. Moving the property from place to place.

43 e. Storing the property for hire or on a gratuitous
44 bailment.

45 f. Using and making repairs, alterations, or
46 improvements to the property.

47 6. Change the form of title of an interest in
48 tangible personal property.

49 Sec. 31. NEW SECTION. **633B.206 Stocks and bonds.**

50 Unless the power of attorney otherwise provides and

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1 subject to section 633B.201, language in a power of
2 attorney granting general authority with respect to
3 stocks and bonds authorizes the agent to do all of the
4 following:

5 1. Buy, sell, and exchange stocks and bonds.

6 2. Establish, continue, modify, or terminate an
7 account with respect to stocks and bonds.

8 3. Pledge stocks and bonds as security to borrow,
9 pay, renew, or extend the time of payment of a debt of
10 the principal.

11 4. Receive certificates and other evidence of
12 ownership with respect to stocks and bonds.

13 5. Exercise voting rights with respect to stocks
14 and bonds in person or by proxy, enter into voting
15 trusts, and consent to limitations on the right to
16 vote.

17 Sec. 32. NEW SECTION. **633B.207 Commodities and**
18 **options.**

19 Unless the power of attorney otherwise provides and
20 subject to section 633B.201, language in a power of
21 attorney granting general authority with respect to
22 commodities and options authorizes the agent to do all
23 of the following:

24 1. Buy, sell, exchange, assign, settle, and
25 exercise commodity futures contracts and call or
26 put options on stocks or stock indexes traded on a
27 regulated option exchange.

28 2. Establish, continue, modify, and terminate
29 option accounts.

30 Sec. 33. NEW SECTION. **633B.208 Banks and other**

31 **financial institutions.**

32 Unless the power of attorney otherwise provides and
33 subject to section 633B.201, language in a power of
34 attorney granting general authority with respect to
35 banks and other financial institutions authorizes the
36 agent to do all of the following:

37 1. Continue, modify, and terminate an account or
38 other banking arrangement made by or on behalf of the
39 principal.

40 2. Establish, modify, and terminate an account or
41 other banking arrangement with a bank, trust company,
42 savings and loan association, credit union, thrift
43 company, brokerage firm, or other financial institution
44 selected by the agent.

45 3. Contract for services available from a financial
46 institution, including but not limited to renting a
47 safe deposit box or space in a vault.

48 4. Withdraw, by check, order, electronic funds
49 transfer, or otherwise, money or property of the
50 principal deposited with or left in the custody of a

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1 financial institution.

2 5. Receive statements of account, vouchers,
3 notices, and similar documents from a financial
4 institution and act with respect to them.

5 6. Enter a safe deposit box or vault and withdraw
6 or add to the contents.

7 7. Borrow money and pledge as security personal
8 property of the principal necessary to borrow money or
9 pay, renew, or extend the time of payment of a debt of
10 the principal or a debt guaranteed by the principal.

11 8. Make, assign, draw, endorse, discount,
12 guarantee, and negotiate promissory notes, checks,
13 drafts, and other negotiable or nonnegotiable paper
14 of the principal or payable to the principal or the
15 principal's order, transfer money, receive the cash
16 or other proceeds of those transactions, and accept a
17 draft drawn by a person upon the principal and pay the
18 promissory note, check, draft, or other negotiable or
19 nonnegotiable paper when due.

20 9. Receive for the principal and act upon a sight
21 draft, warehouse receipt, or other document of title
22 whether tangible or electronic, or any other negotiable
23 or nonnegotiable instrument.

24 10. Apply for, receive, and use letters of credit,
25 credit and debit cards, electronic transaction
26 authorizations, and traveler's checks from a financial
27 institution and give an indemnity or other agreement in
28 connection with letters of credit.

29 11. Consent to an extension of the time of payment

30 with respect to commercial paper or a financial
31 transaction with a financial institution.
32 Sec. 34. NEW SECTION. 633B.209 Operation of entity
33 or business.
34 Subject to the terms of a document or an agreement
35 governing an entity or business or an entity or
36 business ownership interest, and subject to section
37 633B.201, and unless the power of attorney otherwise
38 provides, language in a power of attorney granting
39 general authority with respect to operation of an
40 entity or business authorizes the agent to do all of
41 the following:
42 1. Operate, buy, sell, enlarge, reduce, or
43 terminate an ownership interest.
44 2. Perform a duty or discharge a liability and
45 exercise in person or by proxy a right, power,
46 privilege, or option that the principal has, may have,
47 or claims to have.
48 3. Enforce the terms of an ownership agreement.
49 4. Initiate, participate in, submit to alternative
50 dispute resolution, settle, oppose, or propose or

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1 accept a compromise with respect to litigation to
2 which the principal is a party because of an ownership
3 interest.
4 5. Exercise in person or by proxy or enforce by
5 litigation or otherwise, a right, power, privilege,
6 or option the principal has or claims to have as the
7 holder of stocks and bonds.
8 6. Initiate, participate in, submit to alternative
9 dispute resolution, settle, oppose, or propose or
10 accept a compromise with respect to litigation to which
11 the principal is a party concerning stocks and bonds.
12 7. Do all of the following with respect to an
13 entity or business owned solely by the principal:
14 a. Continue, modify, renegotiate, extend, and
15 terminate a contract made by or on behalf of the
16 principal with respect to the entity or business before
17 execution of the power of attorney.
18 b. Determine all of the following:
19 (1) The location of the entity or business
20 operation.
21 (2) The nature and extent of the entity or
22 business.
23 (3) The methods of manufacturing, selling,
24 merchandising, financing, accounting, and advertising
25 employed in the operation of the entity or business.
26 (4) The amount and types of insurance carried by
27 the entity or business.
28 (5) The mode of engaging, compensating, and dealing

29 with the employees, accountants, attorneys, or other
 30 advisors of the entity or business.

31 c. Change the name or form of organization under
 32 which the entity or business is operated and enter into
 33 an ownership agreement with other persons to take over
 34 all or part of the operation of the entity or business.

35 d. Demand and receive money due or claimed by the
 36 principal or on the principal's behalf in the operation
 37 of the entity or business and control and disburse the
 38 money in the operation of the entity or business.

39 8. Inject needed capital into an entity or business
 40 in which the principal has an interest.

41 9. Join in a plan of reorganization, consolidation,
 42 conversion, domestication, or merger of the entity or
 43 business.

44 10. Sell or liquidate all or part of the entity or
 45 business.

46 11. Establish the value of an entity or business
 47 under a buyout agreement to which the principal is a
 48 party.

49 12. Prepare, sign, file, and deliver reports,
 50 compilations of information, returns, or other papers

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1 with respect to an entity or business and make related
 2 payments.

3 13. Pay, compromise, or contest taxes, assessments,
 4 fines, or penalties and perform any other act to
 5 protect the principal from illegal or unnecessary
 6 taxation, assessments, fines, or penalties with respect
 7 to an entity or business, including but not limited to
 8 attempts to recover, in any manner permitted by law,
 9 money paid before or after the execution of the power
 10 of attorney.

11 Sec. 35. NEW SECTION. 633B.210 Insurance and
 12 annuities.

13 Unless the power of attorney otherwise provides and
 14 subject to section 633B.201, language in a power of
 15 attorney granting general authority with respect to
 16 insurance and annuities authorizes the agent to do all
 17 of the following:

18 1. Continue, pay the premium or make a contribution
 19 on, modify, exchange, rescind, release, or terminate
 20 a contract procured by or on behalf of the principal
 21 which insures or provides an annuity to either
 22 the principal or another person whether or not the
 23 principal is a beneficiary under the contract.

24 2. Procure new, different, and additional contracts
 25 of insurance and annuities for the principal and the
 26 principal's spouse, children, and other dependents, and
 27 select the amount, type of insurance or annuity, and

- 28 mode of payment.
- 29 3. Pay the premium or make a contribution on,
30 modify, exchange, rescind, release, or terminate a
31 contract of insurance or annuity procured by the agent.
- 32 4. Apply for and receive a loan secured by a
33 contract of insurance or annuity.
- 34 5. Surrender and receive the cash surrender value
35 on a contract of insurance or annuity.
- 36 6. Exercise an election.
- 37 7. Exercise investment powers available under a
38 contract of insurance or annuity.
- 39 8. Change the manner of paying premiums on a
40 contract of insurance or annuity.
- 41 9. Change or convert the type of insurance or
42 annuity with respect to which the principal has or
43 claims to have authority described in this section.
- 44 10. Apply for and procure a benefit or assistance
45 under a statute, rule, or regulation to guarantee or
46 pay premiums of a contract of insurance on the life of
47 the principal.
- 48 11. Collect, sell, assign, hypothecate, borrow
49 against, or pledge the interest of the principal in a
50 contract of insurance or annuity.

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- 1 12. Select the form and timing of the payment of
2 proceeds from a contract of insurance or annuity.
- 3 13. Pay, from proceeds or otherwise, compromise
4 or contest, and apply for refunds in connection with
5 a tax or assessment levied by a taxing authority with
6 respect to a contract of insurance or annuity or its
7 proceeds or liability accruing by reason of the tax or
8 assessment.
- 9 Sec. 36. **NEW SECTION. 633B.211 Estates, trusts,**
10 **and other beneficial interests.**
- 11 1. In this section, "*estate, trust, or other*
12 *beneficial interest*" means a trust, probate
13 estate, guardianship, conservatorship, escrow, or
14 custodianship, or a fund from which the principal is,
15 may become, or claims to be, entitled to a share or
16 payment.
- 17 2. Unless the power of attorney otherwise provides,
18 language in a power of attorney granting general
19 authority with respect to estates, trusts, and other
20 beneficial interests authorizes the agent to do all of
21 the following:
- 22 a. Accept, receive, provide a receipt for, sell,
23 assign, pledge, or exchange a share in or payment from
24 an estate, trust, or other beneficial interest.
- 25 b. Demand or obtain money or another thing of value
26 to which the principal is, may become, or claims to

27 be, entitled by reason of an estate, trust, or other
 28 beneficial interest, by litigation or otherwise.
 29 c. Exercise for the benefit of the principal a
 30 presently exercisable general power of appointment held
 31 by the principal.
 32 d. Initiate, participate in, submit to alternative
 33 dispute resolution, settle, oppose, or propose or
 34 accept a compromise with respect to litigation to
 35 ascertain the meaning, validity, or effect of a deed,
 36 will, declaration of trust, or other instrument or
 37 transaction affecting the interest of the principal.
 38 e. Initiate, participate in, submit to alternative
 39 dispute resolution, settle, oppose, or propose or
 40 accept a compromise with respect to litigation to
 41 remove, substitute, or surcharge a fiduciary.
 42 f. Conserve, invest, disburse, or use any assets
 43 received for an authorized purpose.
 44 g. Transfer an interest of the principal in real
 45 property, stocks and bonds, accounts with financial
 46 institutions or securities intermediaries, insurance,
 47 annuities, and other property to the trustee of a
 48 revocable trust created by the principal as settlor.
 49 h. Reject, renounce, disclaim, release, or consent
 50 to a reduction in or modification of a share in or

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1 payment from an estate, trust, or other beneficial
 2 interest.
 3 Sec. 37. NEW SECTION. **633B.212 Claims and**
 4 **litigation.**
 5 Unless the power of attorney otherwise provides and
 6 subject to section 633B.201, language in a power of
 7 attorney granting general authority with respect to
 8 claims and litigation authorizes the agent to do all
 9 of the following:
 10 1. Assert and maintain before a court or
 11 administrative agency a claim, claim for relief,
 12 cause of action, counterclaim, offset, recoupment,
 13 or defense, including but not limited to an action
 14 to recover property or other thing of value, recover
 15 damages sustained by the principal, eliminate or
 16 modify tax liability, or seek an injunction, specific
 17 performance, or other relief.
 18 2. Bring an action to determine adverse claims or
 19 intervene or otherwise participate in litigation.
 20 3. Seek an attachment, garnishment, or other
 21 preliminary, provisional, or intermediate relief and
 22 use an available procedure to effect or satisfy a
 23 judgment, order, or decree.
 24 4. Make or accept a tender, offer of judgment, or
 25 admission of facts, submit a controversy on an agreed

26 statement of facts, consent to examination, and bind
27 the principal in litigation.

28 5. Submit to alternative dispute resolution, or
29 settle, propose, or accept a compromise.

30 6. Waive the issuance and service of process upon
31 the principal, accept service of process, appear for
32 the principal, designate persons upon which process
33 directed to the principal may be served, execute and
34 file or deliver stipulations on the principal's behalf,
35 verify pleadings, seek appellate review, procure and
36 give surety and indemnity bonds, contract and pay for
37 the preparation and printing of records and briefs,
38 receive, execute, and file or deliver a consent,
39 waiver, release, confession of judgment, satisfaction
40 of judgment, notice, agreement, or other instrument in
41 connection with the prosecution, settlement, or defense
42 of a claim or litigation.

43 7. Act for the principal with respect to bankruptcy
44 or insolvency, whether voluntary or involuntary,
45 concerning the principal or some other person, or
46 with respect to a reorganization, receivership, or
47 application for the appointment of a receiver or
48 trustee which affects an interest of the principal in
49 property or other thing of value.

50 8. Pay a judgment, award, or order against the

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1 principal or a settlement made in connection with a
2 claim or litigation.

3 9. Receive money or other thing of value paid in
4 settlement of or as proceeds of a claim or litigation.

5 Sec. 38. NEW SECTION. 633B.213 Personal and family
6 **maintenance.**

7 1. Unless the power of attorney otherwise provides
8 and subject to subsection 633B.201, language in a power
9 of attorney granting general authority with respect to
10 personal and family maintenance authorizes the agent
11 to do all of the following:

12 a. Perform the acts necessary to maintain the
13 customary standard of living of the principal, the
14 principal's spouse, and the following individuals,
15 whether living when the power of attorney is executed
16 or later born:

17 (1) The principal's minor children.

18 (2) The principal's adult children who are pursuing
19 a postsecondary school education and are under the age
20 of twenty-five.

21 (3) The principal's parents or the parents of the
22 principal's spouse, if the principal had established a
23 pattern of such payments.

24 (4) Any other individuals legally entitled to be

25 supported by the principal.
 26 *b.* Make periodic payments of child support and
 27 other family maintenance required by a court or
 28 governmental agency or an agreement to which the
 29 principal is a party.
 30 *c.* Provide living quarters for the individuals
 31 described in paragraph “*a*” by any of the following:
 32 (1) Purchase, lease, or other contract.
 33 (2) Paying the operating costs, including but not
 34 limited to interest, amortization payments, repairs,
 35 improvements, and taxes, for premises owned by the
 36 principal or occupied by those individuals.
 37 *d.* Provide funds for shelter, clothing, food,
 38 appropriate education, including postsecondary and
 39 vocational education, and other current living costs
 40 for the individuals described in paragraph “*a*” to
 41 enable those individuals to maintain their customary
 42 standard of living.
 43 *e.* Pay expenses for necessary health care and
 44 custodial care on behalf of the individuals described
 45 in paragraph “*a*”.
 46 *f.* Act as the principal’s personal representative
 47 pursuant to the federal Health Insurance Portability
 48 and Accountability Act of 1996, Pub. L. No. 104-191,
 49 including amendments thereto and regulations
 50 promulgated thereunder, in making decisions related to

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1 past, present, or future payments for the provision of
 2 health care consented to by the principal or anyone
 3 authorized under the law of this state to consent to
 4 health care on behalf of the principal.
 5 *g.* Continue any provision made by the principal for
 6 automobiles or other means of transportation, including
 7 registering, licensing, insuring, and replacing them,
 8 for the individuals described in paragraph “*a*”.
 9 *h.* Maintain credit and debit accounts for the
 10 convenience of the individuals described in paragraph
 11 “*a*” and open new accounts.
 12 *i.* Continue payments or contributions incidental
 13 to the membership or affiliation of the principal in a
 14 religious institution, club, society, order, or other
 15 organization.
 16 2. Authority with respect to personal and family
 17 maintenance is neither dependent upon, nor limited
 18 by, authority that an agent may or may not have with
 19 respect to gifts under this chapter.
 20 Sec. 39. NEW SECTION. **633B.214 Benefits from**
 21 **governmental programs or civil or military service.**
 22 1. In this section, “*benefits from governmental*
 23 *programs or civil or military service*” means any

24 benefit, program, or assistance provided under a
25 statute, rule, or regulation relating to but not
26 limited to social security, Medicare, or Medicaid.
27 2. Unless the power of attorney otherwise provides,
28 language in a power of attorney granting general
29 authority with respect to benefits from governmental
30 programs or civil or military service authorizes the
31 agent to do all of the following:
32 a. Execute vouchers in the name of the principal
33 for allowances and reimbursements payable by the United
34 States, a foreign government, or a state or subdivision
35 of a state to the principal, including but not limited
36 to allowances and reimbursements for transportation
37 of the individuals described in section 633B.213,
38 subsection 1, paragraph “a”, and for shipment of the
39 household effects of such individuals.
40 b. Take possession and order the removal and
41 shipment of property of the principal from a post,
42 warehouse, depot, dock, or other place of storage
43 or safekeeping, either governmental or private, and
44 execute and deliver a release, voucher, receipt, bill
45 of lading, shipping ticket, certificate, or other
46 instrument for that purpose.
47 c. Enroll in, apply for, select, reject, change,
48 amend, or discontinue, on the principal’s behalf, a
49 benefit or program.
50 d. Prepare, file, and maintain a claim of the

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1 principal for a benefit or assistance, financial or
2 otherwise, to which the principal may be entitled under
3 a statute, rule, or regulation.
4 e. Initiate, participate in, submit to alternative
5 dispute resolution, settle, oppose, or propose
6 or accept a compromise with respect to litigation
7 concerning any benefit or assistance the principal
8 may be entitled to receive under a statute, rule, or
9 regulation.
10 f. Receive the financial proceeds of a claim
11 described in paragraph “d” and conserve, invest,
12 disburse, or use for a lawful purpose anything so
13 received.
14 Sec. 40. NEW SECTION. 633B.215 Retirement plans.
15 1. In this section, “*retirement plan*” means a plan
16 or account created by an employer, the principal, or
17 another individual to provide retirement benefits
18 or deferred compensation in which the principal is
19 a participant, beneficiary, or owner, including but
20 not limited to a plan or account under the following
21 sections of the Internal Revenue Code:
22 a. An individual retirement account in accordance

- 23 with section 408.
- 24 *b.* A Roth individual retirement account established
- 25 under section 408A.
- 26 *c.* A deemed individual retirement account under
- 27 section 408(q).
- 28 *d.* An annuity or mutual fund custodial account
- 29 under section 403(b).
- 30 *e.* A pension, profit-sharing, stock bonus, or other
- 31 retirement plan qualified under section 401(a).
- 32 *f.* An eligible deferred compensation plan under
- 33 section 457(b).
- 34 *g.* A nonqualified deferred compensation plan under
- 35 section 409A.
- 36 2. Unless the power of attorney otherwise provides,
- 37 language in a power of attorney granting general
- 38 authority with respect to retirement plans authorizes
- 39 the agent to do all of the following:
- 40 *a.* Select the form and timing of payments under a
- 41 retirement plan and withdraw benefits from a plan.
- 42 *b.* Make a rollover, including a direct
- 43 trustee-to-trustee rollover of benefits from one
- 44 retirement plan to another.
- 45 *c.* Establish a retirement plan in the principal's
- 46 name.
- 47 *d.* Make contributions to a retirement plan.
- 48 *e.* Exercise investment powers available under a
- 49 retirement plan.
- 50 *f.* Borrow from, sell assets to, or purchase assets

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- 1 from a retirement plan.
- 2 Sec. 41. NEW SECTION. 633B.216 Taxes.
- 3 Unless the power of attorney otherwise provides,
- 4 language in a power of attorney granting general
- 5 authority with respect to taxes authorizes the agent
- 6 to do all of the following:
- 7 1. Prepare, sign, and file federal, state, local,
- 8 and foreign income, gift, payroll, property, Federal
- 9 Insurance Contributions Act returns and other tax
- 10 returns, claims for refunds, requests for extension
- 11 of time, petitions regarding tax matters, and any
- 12 other tax-related documents, including receipts,
- 13 offers, waivers, consents, including but not limited
- 14 to consents and agreements under section 2032A of the
- 15 Internal Revenue Code, closing agreements, and any
- 16 power of attorney required by the Internal Revenue
- 17 Service or other taxing authority with respect to a tax
- 18 year upon which the statute of limitations has not run.
- 19 2. Pay taxes due, collect refunds, post bonds,
- 20 receive confidential information, and contest
- 21 deficiencies determined by the Internal Revenue Service

22 or other taxing authority.

23 3. Exercise any election available to the principal
24 under federal, state, local, or foreign tax law.

25 4. Act for the principal in all tax matters for
26 all periods before the Internal Revenue Service or any
27 other taxing authority.

28 Sec. 42. NEW SECTION. 633B.217 Gifts.

29 1. In this section, a gift "*for the benefit of*" a
30 person includes a gift to a trust, an account under
31 a uniform transfers to minors Act, and a qualified
32 state tuition program exempt from taxation pursuant to
33 section 529 of the Internal Revenue Code.

34 2. Unless the power of attorney otherwise provides,
35 language in a power of attorney granting general
36 authority with respect to gifts authorizes the agent
37 only to do all of the following:

38 a. Make a gift of any of the principal's property
39 outright to, or for the benefit of, a person, including
40 but not limited to by the exercise of a presently
41 exercisable general power of appointment held by
42 the principal, in an amount per donee not to exceed
43 the annual dollar limits of the federal gift tax
44 exclusion under section 2503(b) of the Internal Revenue
45 Code without regard to whether the federal gift tax
46 exclusion applies to the gift or if the principal's
47 spouse agrees to consent to a split gift pursuant to
48 section 2513 of the Internal Revenue Code in an amount
49 per donee not to exceed twice the annual federal gift
50 tax exclusion limit.

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1 b. Consent to the splitting of a gift made by the
2 principal's spouse pursuant to section 2513 of the
3 Internal Revenue Code in an amount per donee not to
4 exceed the aggregate annual gift tax exclusions for
5 both spouses.

6 3. An agent may make a gift of the principal's
7 property only as the agent determines is consistent
8 with the principal's objectives if actually known by
9 the agent and, if unknown, as the agent determines is
10 consistent with the principal's best interest based on
11 all relevant factors, including but not limited to all
12 of the following:

13 a. The value and nature of the principal's
14 property.

15 b. The principal's foreseeable obligations and need
16 for maintenance.

17 c. The minimization of taxes, including but
18 not limited to income, estate, inheritance,
19 generation-skipping transfer, and gift taxes.

20 d. Eligibility for a benefit, a program, or

21 assistance under a statute, rule, or regulation.

22 e. The principal's personal history of making or
23 joining in making gifts.

24 Sec. 43. NEW SECTION. **633B.301 Power of attorney**
25 **— form.**

26 A document substantially in the following form may
27 be used to create a statutory power of attorney that
28 has the meaning and effect prescribed by this chapter:

29 IOWA STATUTORY POWER OF ATTORNEY FORM

30 1. POWER OF ATTORNEY

31 This power of attorney authorizes another person
32 (your agent) to make decisions concerning your property
33 for you (the principal). Your agent will be able to
34 make decisions and act with respect to your property
35 (including but not limited to your money) whether or
36 not you are able to act for yourself. The meaning
37 of authority over subjects listed on this form is
38 explained in the Iowa Uniform Power of Attorney Act,
39 Iowa Code chapter 633B.

40 This power of attorney does not authorize the agent
41 to make health care decisions for you.

42 You should select someone you trust to serve as your
43 agent. Unless you specify otherwise, generally the
44 agent's authority will continue until you die or revoke
45 the power of attorney or the agent resigns or is unable
46 to act for you.

47 Your agent is not entitled to compensation
48 unless you state otherwise in the optional Special
49 Instructions.

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1 This form provides for designation of one agent. If
2 you wish to name more than one agent, you may name a
3 coagent in the optional Special Instructions. Coagents
4 must act by majority rule unless you provide otherwise
5 in the optional Special Instructions.

6 If your agent is unable or unwilling to act for you,
7 your power of attorney will end unless you have named a
8 successor agent. You may also name a second successor
9 agent.

10 This power of attorney becomes effective immediately
11 upon signature and acknowledgment unless you state
12 otherwise in the optional Special Instructions.

13 If you have questions about this power of attorney
14 or the authority you are granting to your agent, you
15 should seek legal advice before signing this form.

16 DESIGNATION OF AGENT

17 I _____ (name of principal) name
18 the following person as my agent:

19 Name of Agent

20 _____

21 Agent's Address
 22 _____
 23 Agent's Telephone Number
 24 _____
 25 DESIGNATION OF SUCCESSOR AGENT(S) (OPTIONAL)
 26 If my agent is unable or unwilling to act for me, I
 27 name as my successor agent:
 28 Name of Successor Agent
 29 _____
 30 Successor Agent's Address
 31 _____
 32 Successor Agent's Telephone Number
 33 _____
 34 If my successor agent is unable or unwilling to act
 35 for me, I name as my second successor agent:
 36 Name of Second Successor Agent
 37 _____
 38 Second Successor Agent's Address
 39 _____
 40 Second Successor Agent's Telephone Number
 41 _____
 42 GRANT OF GENERAL AUTHORITY
 43 I grant my agent and any successor agent general
 44 authority to act for me with respect to the following
 45 subjects as defined in the Iowa Uniform Power of
 46 Attorney Act, Iowa Code chapter 633B:
 47 (Initial each subject you want to include in the
 48 agent's general authority. If you wish to grant
 49 general authority over all of the subjects you may

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1 initial "All Preceding Subjects" instead of initialing
 2 each subject.)
 3 ___ Real Property
 4 ___ Tangible Personal Property
 5 ___ Stocks and Bonds
 6 ___ Commodities and Options
 7 ___ Banks and Other Financial Institutions
 8 ___ Operation of Entity or Business
 9 ___ Insurance and Annuities
 10 ___ Estates, Trusts, and Other Beneficial Interests
 11 ___ Claims and Litigation
 12 ___ Personal and Family Maintenance
 13 ___ Benefits from Governmental Programs or Civil or
 14 Military Service
 15 ___ Retirement Plans
 16 ___ Taxes
 17 ___ All Preceding Subjects
 18 GRANT OF SPECIFIC AUTHORITY (OPTIONAL)
 19 My agent shall not do any of the following specific
 20 acts for me unless I have initialed the specific

21 authority listed below:

22 (Caution: Granting any of the following will give
23 your agent the authority to take actions that could
24 significantly reduce your property or change how your
25 property is distributed at your death. Initial only
26 the specific authority you WANT to give your agent.)

27 ___ Amend, revoke, or terminate a revocable inter
28 vivos trust, if authorized by the trust.

29 ___ Agree to the amendment or termination of any
30 other inter vivos trust.

31 ___ Make a gift to an individual who is not an
32 agent, subject to the limitations of the Iowa Uniform
33 Power of Attorney Act, Iowa Code section 633B.217, and
34 any special instructions in this power of attorney.

35 Make gifts, either direct or indirect, to my agent
36 acting under this power of attorney as follows:

37 ___ Any such gift must be approved in writing by
38 _____; or

39 ___ No third party approval is needed.

40 ___ Authorize another person to exercise the
41 authority granted under this power of attorney.

42 ___ Waive the principal's right to be a beneficiary
43 of a joint and survivor annuity, including a survivor
44 benefit under a retirement plan.

45 ___ Exercise fiduciary powers that the principal has
46 authority to delegate.

47 ___ Disclaim or refuse an interest in property,
48 including a power of appointment.

49 LIMITATION ON AGENT'S AUTHORITY

Page 31

1 An agent that is not my ancestor, spouse, or
2 descendant shall not use my property to benefit the
3 agent or a person to whom the agent owes an obligation
4 of support unless I have included that authority in the
5 optional Special Instructions.

6 SPECIAL INSTRUCTIONS (OPTIONAL)

7 You may give special instructions on the following
8 lines:

9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

20 _____ shall have the authority

21 to request an accounting of any agent.

22 EFFECTIVE DATE

23 This power of attorney is effective immediately
24 upon signature and acknowledgment unless I have stated
25 otherwise in the optional Special Instructions.

26 NOMINATION OF CONSERVATOR AND GUARDIAN (OPTIONAL)

27 If it becomes necessary for a court to appoint a
28 conservator of my estate or guardian of my person, I
29 nominate the following person(s) for appointment:

30 Name of Nominee for Conservator of My Estate

31 _____

32 Nominee's Address

33 _____

34 Nominee's Telephone Number

35 _____

36 Name of Nominee for Guardian of My Person

37 _____

38 Nominee's Address

39 _____

40 Nominee's Telephone Number

41 _____

42 RELIANCE ON THIS POWER OF ATTORNEY

43 Any person, including my agent, may rely upon
44 the validity of this power of attorney or a copy of
45 it unless that person knows it has terminated or is
46 invalid.

47 SIGNATURE AND ACKNOWLEDGMENT

48 _____

49 Your Signature _____ Date _____

50 _____

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1 Your Name Printed

2 _____

3 _____

4 Your Address

5 _____

6 Your Telephone Number

7 State of _____

8 County of _____

9 This document was acknowledged before me on

10 _____ (date), by _____

11 (name of principal)

12 _____ (Seal, if

13 any)

14 Signature of Notary

15 My commission expires _____

16 This document prepared by

17 _____

18 _____

19 2. IMPORTANT INFORMATION FOR AGENT

20 AGENT'S DUTIES

21 When you accept the authority granted under this
22 power of attorney, a special legal relationship
23 is created between the principal and you. This
24 relationship imposes upon you legal duties that
25 continue until you resign or the power of attorney
26 is terminated or revoked. You must do all of the
27 following:

28 Do what you know the principal reasonably expects
29 you to do with the principal's property or, if you
30 do not know the principal's expectations, act in the
31 principal's best interest.

32 Act in good faith.

33 Do nothing beyond the authority granted in this
34 power of attorney.

35 Disclose your identity as an agent whenever you act
36 for the principal by writing or printing the name of
37 the principal and signing your own name as agent in the
38 following manner:

39 _____ (principal's name) by
40 _____ (your signature) as Agent

41 Unless the Special Instructions in this power of
42 attorney state otherwise, you must also do all of the
43 following:

44 Act loyally for the principal's benefit.

45 Avoid conflicts that would impair your ability to
46 act in the principal's best interest.

47 Act with care, competence, and diligence.

48 Keep a record of all receipts, disbursements, and
49 transactions made on behalf of the principal.

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1 Cooperate with any person that has authority to make
2 health care decisions for the principal to do what you
3 know the principal reasonably expects or, if you do
4 not know the principal's expectations, to act in the
5 principal's best interest.

6 Attempt to preserve the principal's estate plan if
7 you know the plan and preserving the plan is consistent
8 with the principal's best interest.

9 TERMINATION OF AGENT'S AUTHORITY

10 You must stop acting on behalf of the principal
11 if you learn of any event that terminates this power
12 of attorney or your authority under this power of
13 attorney. Events that terminate a power of attorney or
14 your authority to act under a power of attorney include
15 any of the following:

16 Death of the principal.

17 The principal's revocation of the power of attorney
18 or your authority.

19 The occurrence of a termination event stated in the

20 power of attorney.

21 The purpose of the power of attorney is fully
22 accomplished.

23 If you are married to the principal, a legal action
24 is filed with a court to end your marriage, or for your
25 legal separation, unless the Special Instructions in
26 this power of attorney state that such an action will
27 not terminate your authority.

28 **LIABILITY OF AGENT**

29 The meaning of the authority granted to you is
30 defined in the Iowa Uniform Power of Attorney Act, Iowa
31 Code chapter 633B. If you violate the Iowa Uniform
32 Power of Attorney Act, Iowa Code chapter 633B, or act
33 outside the authority granted, you may be liable for
34 any damages caused by your violation.

35 If there is anything about this document or your
36 duties that you do not understand, you should seek
37 legal advice.

38 **Sec. 44. NEW SECTION. 633B.302 Agent's**
39 **certification — optional form.**

40 The following optional form may be used by an agent
41 to certify facts concerning a power of attorney:

42 **IOWA STATUTORY POWER OF ATTORNEY AGENT'S CERTIFICATION**
43 **FORM**

44 **AGENT'S CERTIFICATION OF VALIDITY OF POWER OF ATTORNEY**
45 **AND AGENT'S AUTHORITY**

46 State of _____

47 County of _____

48 I, _____ (name of

49 agent), certify under penalty of perjury that

50 _____ (name of principal)

Page 34

1 granted me authority as an agent or successor agent in
2 a power of attorney dated _____.

3 I further certify all of the following to my
4 knowledge:

5 The principal is alive and has not revoked the power
6 of attorney or the Power of Attorney and my authority
7 to act under the Power of Attorney have not terminated.

8 If the power of attorney was drafted to become
9 effective upon the happening of an event or
10 contingency, the event or contingency has occurred.

11 If I was named as a successor agent, the prior agent
12 is no longer able or willing to serve.

13 _____

14 _____

15 _____

16 (Insert other relevant statements)

17 **SIGNATURE AND ACKNOWLEDGMENT**

18 _____

19 Agent's Signature _____ Date _____
 20 _____
 21 Agent's Name Printed _____
 22 _____
 23 _____
 24 Agent's Address _____
 25 _____
 26 Agent's Telephone Number _____
 27 This document was acknowledged before me on
 28 _____ (date), by _____
 29 (name of agent)
 30 _____ (Seal, if
 31 any)

32 Signature of Notary _____
 33 My commission expires _____
 34 This document prepared by _____
 35 _____
 36 _____

37 **Sec. 45. NEW SECTION. 633B.401 Uniformity of**
 38 **application and construction.**

39 In applying and construing this chapter,
 40 consideration shall be given to the need to promote
 41 uniformity of the law with respect to the subject
 42 matter of this chapter among states that enact the
 43 uniform power of attorney Act.

44 **Sec. 46. NEW SECTION. 633B.402 Relation to**
 45 **Electronic Signatures in Global and National Commerce**
 46 **Act.**

47 This chapter modifies, limits, and supersedes the
 48 federal Electronic Signatures in Global and National
 49 Commerce Act, 15 U.S.C. § 7001 et seq., but does not
 50 modify, limit, or supersede section 101(c) of that Act,

1 15 U.S.C. § 7001(c), or authorize electronic delivery of
 2 any of the notices described in section 103(b) of that
 3 Act, 15 U.S.C. § 7003(b).

4 **Sec. 47. NEW SECTION. 633B.403 Effect on existing**
 5 **powers of attorney.**

- 6 Except as otherwise provided in this chapter:
- 7 1. This chapter applies to a power of attorney
 8 created before, on, or after July 1, 2014.
 - 9 2. This chapter applies to all judicial proceedings
 10 concerning a power of attorney commenced on or after
 11 July 1, 2014.
 - 12 3. This chapter applies to all judicial proceedings
 13 concerning a power of attorney commenced before July
 14 1, 2014, including but not limited to proceedings
 15 pursuant to section 633B.116, unless the court finds
 16 that application of a provision of this chapter would
 17 substantially interfere with the effective conduct of

18 the proceedings or the rights of the parties or other
19 interested persons. In that case, the provision does
20 not apply and the court shall apply prior law.
21 4. An act completed before July 1, 2014, shall not
22 be affected by this chapter.
23 Sec. 48. REPEAL. Sections 633B.1 and 633B.2, Code
24 2014, are repealed.>

S-5102

1 Amend Senate File 2340 as follows:
2 1. Page 1, line 27, after <dollars.> by inserting
3 <Of this amount, at least one million dollars shall be
4 reserved for claims associated with or resulting from
5 residential solar energy system installations.>

ROBERT M. HOGG

S-5103

1 Amend House File 2279, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 5, after line 24 by inserting:
4 <Sec. — **NEW SECTION. 664A.7A Assistance by**
5 **county attorney — contempt proceedings.**
6 A county attorney's office may provide assistance
7 to a person wishing to initiate contempt proceedings
8 pursuant to section 664A.7 if the individual does not
9 have sufficient funds to pay for legal assistance
10 and if the assistance does not create a conflict
11 of interest for the county attorney's office. The
12 assistance provided may include but is not limited to
13 assistance in obtaining or completing forms, filing any
14 necessary pleading, presenting evidence to the court,
15 and enforcing orders of the court entered pursuant to
16 this chapter. Providing assistance pursuant to this
17 section shall not be considered the private practice of
18 law for the purposes of section 331.752.>
19 2. By renumbering as necessary.

ROBERT M. HOGG

S-5104

1 Amend Senate File 2340 as follows:
2 1. Page 1, line 27, after <dollars.> by inserting
3 <Of this amount, at least one million dollars shall
4 be reserved for claims associated with or resulting
5 from residential solar energy system installations. In
6 the event that the total amount of claims submitted
7 for residential solar energy system installations in a
8 tax year is an amount less than one million dollars.

9 the remaining unclaimed reserved amount shall be made
10 available for claims associated with or resulting from
11 nonresidential solar energy system installations
12 received for the tax year.>

ROBERT M. HOGG

S-5105

1 Amend Senate File 2272 as follows:
2 1. Page 15, after line 26 by inserting:
3 <Sec. ____. Section 423.3, subsection 47, paragraph
4 a, unnumbered paragraph 1, Code 2014, is amended to
5 read as follows:
6 The sales price from the sale or rental of
7 computers, machinery, ~~and~~ equipment, ~~including~~
8 replacement parts, ~~supplies~~, and materials used to
9 construct or self-construct computers, machinery, ~~and~~
10 equipment, replacement parts, and supplies, if such
11 items are any of the following:
12 Sec. ____. Section 423.3, subsection 47, paragraph
13 d, Code 2014, is amended by adding the following new
14 subparagraphs:
15 NEW SUBPARAGRAPH. (7) *“Replacement part”* means
16 tangible personal property other than computers,
17 machinery, equipment, or supplies, regardless of the
18 cost or useful life of the tangible personal property,
19 that meets all of the following conditions:
20 (a) The tangible personal property replaces a
21 component of a computer, machinery, or equipment,
22 which component is capable of being separated from the
23 computer, machinery, or equipment.
24 (b) The tangible personal property performs the
25 same or similar function as the component it replaced.
26 (c) The tangible personal property restores the
27 computer, machinery, or equipment to an operational
28 condition, or upgrades or improves the efficiency of
29 the computer, machinery, or equipment.
30 NEW SUBPARAGRAPH. (8) *“Supplies”* means tangible
31 personal property, other than computers, machinery,
32 equipment, or replacement parts, that meets one of the
33 following conditions:
34 (a) The tangible personal property is to be
35 connected to a computer, machinery, or equipment and
36 requires regular replacement because the property is
37 consumed or deteriorates during use, including but not
38 limited to saw blades, drill bits, filters, and other
39 similar items with a short useful life.
40 (b) The tangible personal property is used in
41 conjunction with a computer, machinery, or equipment
42 and is specially designed for use in manufacturing
43 specific products and may be used interchangeably and

44 intermittently on a particular computer, machine, or
 45 piece of equipment, including but not limited to jigs,
 46 dies, tools, and other similar items.
 47 (c) The tangible personal property comes into
 48 physical contact with other tangible personal property
 49 used in processing and is used to assist with or
 50 maintain conditions necessary for processing, including

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1 but not limited to cutting fluids, oils, coolants,
 2 lubricants, and other similar items with a short useful
 3 life.
 4 (d) The tangible personal property is directly and
 5 primarily used in an activity described in paragraph
 6 “a”, subparagraphs (1) through (6), including but not
 7 limited to prototype materials and testing materials.>
 8 2. By renumbering as necessary.

RANDY FEENSTRA
 BILL ANDERSON
 MARK CHELGREN
 NANCY J. BOETTGER
 JAKE CHAPMAN
 DAN ZUMBACH
 ROBY SMITH
 DENNIS GUTH
 DAVID JOHNSON
 AMY SINCLAIR
 MARK SEGEBART
 JULIAN B. GARRETT
 CHARLES SCHNEIDER
 MICHAEL BREITBACH
 JERRY BEHN
 TIM L. KAPUCIAN
 KEN ROZENBOOM
 BILL DIX
 JACK WHITVER
 SANDRA H. GREINER

S-5106

1 Amend Senate File 2272 as follows:
 2 1. Page 17, by striking lines 11 through 18 and
 3 inserting:
 4 <Sec. ___. REPEAL. Chapter 423D, Code 2014, is
 5 repealed.
 6 Sec. ___. REFUNDS.
 7 1. Notwithstanding section 422.73 or section
 8 423.47, or any other provision of law to the contrary,
 9 a claim for refund of the excise tax on the sale and
 10 use of equipment resulting from the enactment of this

11 division of this Act shall be considered timely if the
 12 claim is filed with the department of revenue within
 13 three years following the enactment of this division
 14 of this Act.

15 2. The department of revenue shall contact all
 16 persons who have collected and remitted the excise
 17 tax on the sale and use of equipment and request
 18 information necessary to identify and contact
 19 purchasers and users upon whom the excise tax was
 20 imposed.

21 3. The department of revenue, using its own records
 22 and information obtained pursuant to subsection 2,
 23 shall attempt to contact all purchasers and users upon
 24 whom the excise tax on the sale and use of equipment
 25 was imposed and notify such purchasers and users that
 26 they may be entitled to a refund of such excise tax
 27 resulting from the enactment of this division of this
 28 Act.>

29 2. By renumbering as necessary.

RANDY FEENSTRA
 BILL ANDERSON
 MARK CHELGREN
 NANCY J. BOETTGER
 JAKE CHAPMAN
 DAN ZUMBACH
 ROBY SMITH
 DENNIS GUTH
 DAVID JOHNSON
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 BILL DIX
 JACK WHITVER
 SANDRA H. GREINER

S-5107

1 Amend the amendment, S-5072, to House File 2366,
 2 as amended, passed, and reprinted by the House, as
 3 follows:

4 1. Page 1, by striking line 4 and inserting:

5 <DIVISION I
 6 ELECTIONS AND VOTER REGISTRATION
 7 Section 1. Section 44.4, subsection 1, Code 2014,>

8 2. Page 5, after line 35 by inserting:
 9 <DIVISION ___

10 MISCELLANEOUS PROVISIONS

11 Sec. ____ Section 48A.9, subsection 1, Code 2014,
12 is amended to read as follows:

13 1. Registration closes at 5:00 p.m. eleven days
14 before each election except ~~primary and~~ general
15 elections. For ~~primary and~~ general elections,
16 registration closes at 5:00 p.m. ten days before the
17 election. An eligible elector may register during the
18 time registration is closed in the elector's precinct
19 but the registration shall not become effective until
20 registration opens again in the elector's precinct,
21 except as otherwise provided in section 48A.7A.

22 Sec. ____ Section 48A.26, subsection 3, Code 2014,
23 is amended to read as follows:

24 3. If the registration form is missing required
25 information pursuant to section 48A.11, subsection 8,
26 the acknowledgment shall advise the applicant what
27 additional information is required. The commissioner
28 shall enclose a new registration form for the applicant
29 to use. If the registration form has no address,
30 the commissioner shall make a reasonable effort to
31 determine where the acknowledgment should be sent. If
32 the incomplete registration form is received during
33 the period in which registration is closed pursuant to
34 section 48A.9 but by 5:00 p.m. on the Saturday before
35 the election for general ~~and primary~~ elections or by
36 5:00 p.m. on the Friday before the election for all
37 other elections, the commissioner shall send a notice
38 advising the applicant of election day and in-person
39 absentee registration procedures under section 48A.7A.

40 Sec. ____ Section 50.20, Code 2014, is amended to
41 read as follows:

42 **50.20 Notice of number of provisional ballots.**

43 The commissioner shall compile a list of the number
44 of provisional ballots cast under section 49.81 in each
45 precinct. The list shall be made available to the
46 public as soon as possible, but in no case later than
47 9:00 a.m. on the second day following the election.
48 Any elector may examine the list during normal office
49 hours, and may also examine the ~~affidavit affidavits~~
50 on the envelopes bearing containing the ballots of

Page 2

1 challenged electors until the reconvening of the
2 special precinct board as required by this chapter.
3 Only those persons so permitted by section 53.23,
4 subsection 4, shall have access to the affidavits
5 while that board is in session. Any elector may
6 present written statements or documents, supporting or
7 opposing the counting of any provisional ballot, at
8 the commissioner's office until the reconvening of the

9 special precinct board.

10 Sec. ____ Section 53.2, subsection 6, Code 2014, is
11 amended to read as follows:

12 6. If an application for an absentee ballot
13 is received from an eligible elector who is not a
14 registered voter the commissioner shall send the
15 eligible elector a voter registration form and another
16 absentee ballot application form. If the application
17 is received after the time registration closes pursuant
18 to section 48A.9 but by 5:00 p.m. on the Saturday
19 before the election for ~~general and primary~~ elections
20 or by 5:00 p.m. on the Friday before the election for
21 all other elections, the commissioner shall notify the
22 applicant by mail of the election day and in-person
23 absentee registration provisions of section 48A.7A.
24 In addition to notification by mail, the commissioner
25 shall also attempt to contact the applicant by any
26 other method available to the commissioner.

27 Sec. ____ Section 53.8, subsection 1, Code 2014, is
28 amended to read as follows:

29 1. a. Upon receipt of an application for an
30 absentee ballot and immediately after the absentee
31 ballots are printed, the commissioner shall mail an
32 absentee ballot to the applicant within twenty-four
33 hours, except as otherwise provided in subsection 3.
34 The absentee ballot shall be sent to the registered
35 voter by one of the following methods:

36 (1) The absentee ballot shall be enclosed in an
37 unsealed envelope ~~bearing~~ marked with a serial number
38 and affidavit. The absentee ballot and ~~unsealed~~
39 affidavit envelope shall be enclosed in or with ~~a~~ an
40 unsealed return envelope marked postage paid which
41 bears the same serial number as the ~~unsealed affidavit~~
42 envelope. The absentee ballot, ~~unsealed affidavit~~
43 envelope, and return envelope shall be enclosed in a
44 third envelope to be sent to the registered voter. If
45 the ballot cannot be folded so that all of the votes
46 cast on the ballot will be hidden, the commissioner
47 shall also enclose a secrecy envelope with the absentee
48 ballot.

49 (2) The absentee ballot shall be enclosed in an
50 unsealed return envelope marked with a serial number

Page 3

1 and affidavit and marked postage paid. The absentee
2 ballot and return envelope shall be enclosed in a
3 second envelope to be sent to the registered voter. If
4 the ballot cannot be folded so that all of the votes
5 cast on the ballot will be hidden, the commissioner
6 shall also enclose a secrecy envelope with the absentee
7 ballot.

8 b. The affidavit shall be marked on the appropriate
9 envelope in a form prescribed by the state commissioner
10 of elections.

11 Sec. ____ Section 53.10, subsection 2, Code 2014,
12 is amended to read as follows:

13 2. Each person who wishes to vote by absentee
14 ballot at the commissioner's office shall first sign
15 an application for a ballot including the following
16 information: name, current address, and the election
17 for which the ballot is requested. The person may
18 report a change of address or other information on
19 the person's voter registration record at that time.
20 The registered voter shall immediately mark the
21 ballot; enclose the ballot in a secrecy envelope, if
22 necessary, and seal it in ~~an affidavit~~ the envelope
23 marked with the affidavit; subscribe to the affidavit
24 on the reverse side of the envelope; and return the
25 absentee ballot to the commissioner. The commissioner
26 shall record the numbers appearing on the application
27 and affidavit envelope along with the name of the
28 registered voter.

29 Sec. ____ Section 53.16, Code 2014, is amended to
30 read as follows:

31 **53.16 Subscribing to affidavit.**

32 After marking the ballot, the voter shall make and
33 subscribe to the affidavit on the ~~reverse side of the~~
34 affidavit envelope or on the return envelope marked
35 with the affidavit, and fold the ballot or ballots,
36 separately, so as to conceal the markings on them, and
37 deposit them in the envelope, and securely seal the
38 envelope.

39 Sec. ____ Section 53.17, subsection 1, unnumbered
40 paragraph 1, Code 2014, is amended to read as follows:

41 ~~The~~ If the commissioner mailed the ballot pursuant
42 to section 53.8, subsection 1, paragraph "a",
43 subparagraph (1), the sealed envelope bearing the
44 voter's affidavit and containing the absentee ballot
45 shall be enclosed in a return envelope which shall be
46 securely sealed. If the commissioner mailed the ballot
47 pursuant to section 53.8, subsection 1, paragraph "a",
48 subparagraph (2), the absentee ballot shall be enclosed
49 in the return envelope which shall be securely sealed.

50 The sealed return envelope shall be returned to the

Page 4

1 commissioner by one of the following methods:

2 Sec. ____ Section 53.18, subsections 2 and 3, Code
3 2014, are amended to read as follows:

4 2. If the commissioner receives the return envelope
5 containing the completed absentee ballot by 5:00
6 p.m. on the Saturday before the election for general

7 ~~and primary~~ elections and by 5:00 p.m. on the Friday
 8 before the election for all other elections, the
 9 commissioner shall review the affidavit marked on the
 10 return envelope, if applicable, for completeness or
 11 shall open the return envelope to review the affidavit
 12 for completeness. If the affidavit is incomplete, the
 13 commissioner shall, within twenty-four hours of the
 14 time the envelope was received, notify the voter of
 15 that fact and that the voter may complete the affidavit
 16 in person at the office of the commissioner by 5:00
 17 p.m. on the day before the election, vote a replacement
 18 ballot in the manner and within the time period
 19 provided in subsection 3, or appear at the voter's
 20 precinct polling place on election day and cast a
 21 ballot in accordance with section 53.19, subsection 3.

22 3. If the affidavit envelope or the return
 23 envelope marked with the affidavit contains a defect
 24 that would cause the absentee ballot to be rejected
 25 by the absentee and special voters precinct board,
 26 the commissioner shall immediately notify the voter
 27 of that fact and that the voter's absentee ballot
 28 shall not be counted unless the voter requests and
 29 returns a replacement ballot in the time permitted
 30 under section 53.17, subsection 2. The voter may
 31 request a replacement ballot in person, in writing, or
 32 over the telephone. The same serial number that was
 33 assigned to the records of the original absentee ballot
 34 application shall be used on the envelope and records
 35 of the replacement ballot. The ~~affidavit~~ envelope
 36 marked with the affidavit and containing the completed
 37 replacement ballot shall be marked "Replacement
 38 ballot". The ~~affidavit~~ envelope marked with the
 39 affidavit and containing the original ballot shall be
 40 marked "Defective" and the replacement ballot shall be
 41 attached to ~~the affidavit such~~ envelope containing the
 42 original ballot and shall be stored in a secure place
 43 until they are delivered to the absentee and special
 44 voters precinct board, notwithstanding sections 53.26
 45 and 53.27.

46 Sec. ____ Section 53.21, subsection 2, paragraph b,
 47 Code 2014, is amended to read as follows:

48 b. The voter shall enclose one copy of the above
 49 statement in the return envelope along with the
 50 affidavit envelope, if the voter was mailed a separate

1 affidavit envelope, and shall retain a copy for the
 2 voter's records.

3 Sec. ____ Section 53.23, subsection 3, paragraph
 4 b, subparagraph (1), Code 2014, is amended to read as
 5 follows:

6 (1) The commissioner may direct the board to meet
7 on the day before the election for the purpose of
8 reviewing the absentee voters' affidavits appearing
9 on the sealed ~~affidavit~~ envelopes. If in the
10 commissioner's judgment this procedure is necessary
11 due to the number of absentee ballots received, the
12 members of the board may open the sealed affidavit
13 envelopes and remove the secrecy envelope containing
14 the ballot, but under no circumstances shall a secrecy
15 envelope or a return envelope marked with an affidavit
16 be opened before the board convenes on election day,
17 except as provided in paragraph "c". If the affidavit
18 envelopes are opened before election day pursuant
19 to this paragraph "b", two observers, one appointed
20 by each of the two political parties referred to
21 in section 49.13, subsection 2, shall witness the
22 proceedings. The observers shall be appointed by the
23 county chairperson or, if the county chairperson fails
24 to make an appointment, by the state chairperson.
25 However, if either or both political parties fail to
26 appoint an observer, the commissioner may continue with
27 the proceedings.

28 Sec. ____ Section 53.23, subsection 5, Code 2014,
29 is amended to read as follows:

30 5. The special precinct election board shall
31 preserve the secrecy of all absentee and provisional
32 ballots. After the affidavits on the envelopes have
33 been reviewed and the qualifications of the persons
34 casting the ballots have been determined, those that
35 have been accepted for counting shall be opened. The
36 ballots shall be removed from the affidavit envelopes
37 or return envelopes marked with the affidavit, as
38 applicable, without being unfolded or examined, and
39 then shall be thoroughly intermingled, after which they
40 shall be unfolded and tabulated. If secrecy folders or
41 envelopes are used with provisional paper ballots, the
42 ballots shall be removed from the secrecy folders after
43 the ballots have been intermingled.

44 Sec. ____ Section 53.25, Code 2014, is amended to
45 read as follows:

46 **53.25 Rejecting ballot.**

47 1. If the absentee voter's affidavit lacks the
48 voter's signature, if the applicant is not a duly
49 registered voter on election day in the precinct
50 where the absentee ballot was cast, if the ~~affidavit~~

1 envelope marked with the affidavit contains more than
2 one ballot of any one kind, or if the voter has voted
3 in person, such vote shall be rejected by the absentee
4 and special voters precinct board. If the affidavit

5 envelope or return envelope marked with the affidavit
 6 is open, or has been opened and resealed, or if the
 7 ballot is not enclosed in ~~the affidavit such~~ envelope,
 8 and an affidavit envelope or return envelope marked
 9 with the affidavit with the same serial number and
 10 marked "Replacement ballot" is not attached as provided
 11 in section 53.18, the vote shall be rejected by the
 12 absentee and special voters precinct board.

13 2. If the absentee ballot is rejected prior to the
 14 opening of the affidavit envelope or return envelope
 15 marked with the affidavit, the voter casting the ballot
 16 shall be notified by a precinct election official
 17 by the time the canvass is completed of the reason
 18 for the rejection on a form prescribed by the state
 19 commissioner of elections.

20 Sec. ____. Section 53.27, Code 2014, is amended to
 21 read as follows:

22 **53.27 Rejection of ballot — return of envelope.**
 23 If the ballot is rejected, the ~~affidavit~~ envelope,
 24 marked with the affidavit ~~of~~ with the voter endorsed
 25 voter's endorsement thereon, shall be returned with the
 26 rejected ballot in the envelope endorsed "Defective
 27 ballots".

28 Sec. ____. Section 53.30, Code 2014, is amended to
 29 read as follows:

30 **53.30 Ballots, ballot envelopes, and other**
 31 **information preserved.**

32 At the conclusion of each meeting of the absentee
 33 and special voter's precinct board, the board shall
 34 securely seal all ballots counted by them in the manner
 35 prescribed in section 50.12. The ballot envelopes,
 36 including the ~~affidavit~~ envelope ~~having the registered~~
 37 ~~voter's affidavit on it~~ if an affidavit envelope was
 38 provided, the return envelope, and secrecy envelope
 39 bearing the signatures of precinct election officials,
 40 as required by section 53.23, shall be preserved. All
 41 applications for absentee ballots, ballots rejected
 42 without being opened, absentee ballot logs, and any
 43 other documents pertaining to the absentee ballot
 44 process shall be preserved until such time as the
 45 documents may be destroyed pursuant to section 50.19.

46 Sec. ____. Section 53.32, Code 2014, is amended to
 47 read as follows:

48 **53.32 Ballot of deceased voter.**

49 When it shall be made to appear by due proof to
 50 the precinct election officials that any elector, who

1 has so marked and forwarded a ballot, has died before
 2 the ~~affidavit~~ envelope marked with the affidavit is
 3 opened, then the ballot of such deceased voter shall

4 be endorsed, "Rejected because voter is dead", and be
5 returned to the commissioner; ~~but the~~. The casting of
6 the ballot of a deceased voter shall not invalidate the
7 election.

8 Sec. ____ Section 53.38, Code 2014, is amended to
9 read as follows:

10 **53.38 What constitutes registration.**

11 Whenever a ballot is requested pursuant to section
12 53.39 or 53.45 on behalf of a voter in the armed
13 forces of the United States, the affidavit upon the
14 ~~affidavit~~ envelope marked with the affidavit of such
15 voter, if the voter is found to be an eligible elector
16 of the county to which the ballot is submitted, shall
17 constitute a sufficient registration under chapter
18 48A. A completed federal postcard registration and
19 federal absentee ballot request form submitted by such
20 eligible elector shall also constitute a sufficient
21 registration under chapter 48A. The commissioner shall
22 place the voter's name on the registration record as a
23 registered voter if it does not already appear there.
24 The identification requirements of section 48A.8 and
25 the verification requirements of section 48A.25A do
26 not apply to persons who register to vote under this
27 division.

28 Sec. ____ Section 53.40, subsection 3, Code 2014,
29 is amended to read as follows:

30 3. If the affidavit on the ~~affidavit~~ envelope
31 marked with the affidavit shows that the affiant is not
32 a qualified voter on the day of the election at which
33 the ballot is offered for voting, the envelope shall
34 not be opened, but the envelope and ballot contained
35 in the envelope shall be preserved and returned by the
36 precinct election officials to the commissioner, who
37 shall preserve them for the period of time and under
38 the conditions provided for in sections 50.12, 50.13,
39 50.15, and 50.19.

40 Sec. ____ Section 53.44, Code 2014, is amended to
41 read as follows:

42 **53.44 Affidavit to be signed and returned.**

43 1. The affidavit on the ~~affidavit~~ envelope marked
44 with the affidavit used in connection with voting by
45 absentee ballot under this division by members of the
46 armed forces of the United States need not be notarized
47 or witnessed, but the affidavit on such envelope shall
48 be completed and signed by the voter.

49 2. Absentee ballots issued under this division
50 shall be returned in the same manner and within the

1 same time limits specified in section 53.17.

2 Sec. ____ REPEAL. Sections 53.13 and 53.14, Code

3 2014, are repealed.

4 Sec. __. EFFECTIVE UPON ENACTMENT. This division
5 of this Act, being deemed of immediate importance,
6 takes effect upon enactment.>

7 3. Title page, by striking lines 1 through 4 and
8 inserting <An Act related to the policy administration
9 of elections and voter registration and including
10 effective date provisions.>

11 4. By renumbering, redesignating, and correcting
12 internal references as necessary.

JEFF DANIELSON

S-5108

1 Amend Senate File 2344 as follows:

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

3 <Sec. __. Section 422.11Y, subsection 9, Code
4 2014, is amended to read as follows:

5 9. This section is repealed on January 1, ~~2018~~
6 2020.

7 Sec. __. Section 422.33, subsection 11D, paragraph
8 c, Code 2014, is amended to read as follows:

9 c. This subsection is repealed on January 1, ~~2018~~
10 2020.

11 Sec. __. 2011 Iowa Acts, chapter 113, section 37,
12 is amended to read as follows:

13 SEC. 37. TAX CREDIT AVAILABILITY. For a retail
14 dealer who may claim an E-15 plus gasoline promotion
15 tax credit under section 422.11Y or 422.33, subsection
16 11D, as enacted in this Act and amended in subsequent
17 Acts, in calendar year ~~2017~~ 2019, and whose tax year
18 ends prior to December 31, ~~2017~~ 2019, the retail
19 dealer may continue to claim the tax credit in the
20 retail dealer's following tax year. In that case, the
21 tax credit shall be calculated in the same manner as
22 provided in section 422.11Y or 422.33, subsection 11D,
23 as enacted in this Act and amended in subsequent Acts,
24 for the remaining period beginning on the first day of
25 the retail dealer's new tax year until December 31,
26 ~~2017~~ 2019. For that remaining period, the tax credit
27 shall be calculated in the same manner as a retail
28 dealer whose tax year began on the previous January 1
29 and who is calculating the tax credit on December 31,
30 ~~2017~~ 2019.>

31 2. Page 4, after line 33 by inserting:

32 <DIVISION __

33 E-85 GASOLINE PROMOTION TAX CREDIT

34 Sec. __. Section 422.11O, subsection 8, Code 2014,
35 is amended to read as follows:

36 8. This section is repealed on January 1, ~~2018~~
37 2020.

38 Sec. ____ Section 422.33, subsection 11B, paragraph
39 c, Code 2014, is amended to read as follows:

40 c. This subsection is repealed on January 1, ~~2018~~
41 2020.

42 Sec. ____ 2006 Iowa Acts, chapter 1142, section 49,
43 subsection 3, as amended in 2011 Iowa Acts, chapter
44 113, section 20, is amended to read as follows:

45 3. For a retail dealer who may claim an E-85
46 gasoline promotion tax credit under section 422.11O
47 or 422.33, subsection 11B, as enacted in this Act and
48 amended in subsequent Acts, in calendar year ~~2017~~ 2019
49 and whose tax year ends prior to December 31, ~~2017~~
50 2019, the retail dealer may continue to claim the tax

Page 2

1 credit in the retail dealer's following tax year. In
2 that case, the tax credit shall be calculated in the
3 same manner as provided in section 422.11O or 422.33,
4 subsection 11B, as enacted in this Act and amended in
5 subsequent Acts, for the remaining period beginning on
6 the first day of the retail dealer's new tax year until
7 December 31, ~~2017~~ 2019. For that remaining period, the
8 tax credit shall be calculated in the same manner as
9 a retail dealer whose tax year began on the previous
10 January 1 and who is calculating the tax credit on
11 December 31, ~~2017~~ 2019.

12 DIVISION ____

13 BIODIESEL BLENDED FUEL TAX CREDIT

14 Sec. ____ Section 422.11P, subsection 8, Code 2014,
15 is amended to read as follows:

16 8. This section is repealed January 1, ~~2018~~ 2020.

17 Sec. ____ Section 422.33, subsection 11C, paragraph
18 c, Code 2014, is amended to read as follows:

19 c. This subsection is repealed on January 1, ~~2018~~
20 2020.

21 Sec. ____ 2011 Iowa Acts, chapter 113, section 31,
22 is amended to read as follows:

23 SEC. 31. TAX CREDIT AVAILABILITY. For a retail
24 dealer who may claim a biodiesel blended fuel promotion
25 tax credit under section 422.11P or 422.33, subsection
26 11C, as amended in this Act and amended in subsequent
27 Acts, in calendar year ~~2017~~ 2019, and whose tax year
28 ends prior to December 31, ~~2017~~ 2019, the retail
29 dealer may continue to claim the tax credit in the
30 retail dealer's following tax year. In that case, the
31 tax credit shall be calculated in the same manner as
32 provided in section 422.11P or 422.33, subsection 11C,
33 as amended in this Act and amended in subsequent Acts,
34 for the remaining period beginning on the first day of
35 the retail dealer's new tax year until December 31,
36 ~~2017~~ 2019. For that remaining period, the tax credit

- 37 shall be calculated in the same manner as a retail
 38 dealer whose tax year began on the previous January 1
 39 and who is calculating the tax credit on December 31,
 40 ~~2017~~ 2019.>
 41 3. Title page, line 4, after <provisions for> by
 42 inserting <renewable fuel tax credits and>
 43 4. By renumbering as necessary.

JAKE CHAPMAN

S-5109

- 1 Amend House File 2444, as passed by the House, as
 2 follows:
 3 1. Page 1, line 6, by striking <receive and>

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-5110

- 1 Amend House File 2192, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 3, line 20, after <demand> by inserting <
 4 as provided under section 455B.174>

DENNIS H. BLACK

S-5111

- 1 Amend House File 2273, as passed by the House, as
 2 follows:
 3 1. By striking page 1, line 3, through page 2, line
 4 29, and inserting:
 5 <Sec. ____. Section 321.46, subsection 3, paragraph
 6 a, Code 2014, is amended to read as follows:
 7 a. The credit shall be claimed within six months
 8 from the date the vehicle for which credit is granted
 9 was sold, ~~transferred~~ traded, or junked. After six
 10 months, all credits shall be disallowed.>
 11 2. By renumbering, redesignating, and correcting
 12 internal references as necessary.

HERMAN C. QUIRMBACH

S-5112

- 1 Amend the House amendment, S-5080, to Senate File
 2 2251, as passed by the Senate, as follows:

- 3 1. Page 1, line 8, by striking <Pottawattamie> and
4 inserting <Wapello>

MARK CHELGREN

S-5113

- 1 Amend Senate File 2130 as follows:
2 1. Page 1, after line 22 by inserting:
3 <Of the amount appropriated in this paragraph, up to
4 \$200,000 shall be used by the department to establish
5 educational programs to foster public awareness
6 about the dangers and consequences of driving while
7 distracted.>

TOD R. BOWMAN

S-5114

- 1 Amend House File 2361, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 28, line 9, by striking <provision> and
4 inserting <provisions>
5 2. Page 28, line 11, by striking <takes> and
6 inserting <take>
7 3. Page 28, after line 14 by inserting:
8 <2. The section of this Act amending section
9 321.187.>
10 4. Page 28, after line 26 by inserting:
11 <Sec. ___. FUTURE REPEAL. The section of this Act
12 amending section 321.187 is repealed two years after
13 the effective date of this Act.>
14 5. By renumbering as necessary.

TOD R. BOWMAN

S-5115

- 1 Amend the amendment, S-5111, to House File 2273, as
2 passed by the House, as follows:
3 1. Page 1, by striking lines 5 through 10 and
4 inserting:
5 <<Sec. ___. Section 321.46, subsection 3,
6 unnumbered paragraph 1, Code 2014, is amended to read
7 as follows:
8 The applicant shall be entitled to a credit for
9 that portion of the annual registration fee of the
10 vehicle sold, traded, transferred, or junked which
11 had not expired prior to the transfer of ownership of
12 the vehicle. The annual registration fee for the new
13 registration for the vehicle acquired shall be reduced
14 by the amount of the credit. The credit shall be

15 computed on the basis of the number of months remaining
 16 in the registration year, rounded to the nearest whole
 17 dollar. The credit shall be subject to the following
 18 limitations:

19 Sec. ____ Section 321.46, subsection 3, paragraphs
 20 a and b, Code 2014, are amended to read as follows:

21 a. The credit shall be claimed within six months
 22 from the date the vehicle for which credit is granted
 23 was sold, traded, transferred, or junked. After six
 24 months, all credits shall be disallowed.

25 b. Any credit granted to the owner of a vehicle
 26 which has been sold, traded, transferred, or junked
 27 may only be claimed by that person toward the annual
 28 registration fee for another vehicle purchased and the
 29 credit may not be sold, transferred, or assigned to any
 30 other person.>>

HERMAN C. QUIRMBACH

S-5116

1 Amend the amendment, S-5113, to Senate File 2130 as
 2 follows:

3 1. Page 1, by striking line 2 and inserting:

4 <1. Page 4, after line 32 by inserting:>

5 2. Page 1, line 3, by striking <paragraph> and
 6 inserting <subsection>

MARK CHELGREN
 KEN ROZENBOOM

S-5117

HOUSE AMENDMENT TO SENATE FILE 2196

1 Amend Senate File 2196, as passed by the Senate, as
 2 follows:

3 1. By striking page 1, line 26, through page 4,
 4 line 18.

5 2. Page 4, line 20, by striking <— FUTURE>

6 3. Page 4, by striking line 21.

7 4. Page 4, line 28, by striking <135.176,> and
 8 inserting <135.176,>

9 5. Page 4, by striking lines 30 and 31 and
 10 inserting <section 135.178, the health care
 11 professional and Iowa needs nurses now initiative
 12 created in sections 261.128 and section 261.129,>

13 6. Page 4, line 33, before <and> by inserting <the
 14 fulfilling Iowa's need for dentists matching grant
 15 program created in section 135.179,>

16 7. Page 5, before line 1 by inserting:

17 <Sec. ____. Section 135.175, subsection 5, paragraph
 18 b, Code 2014, is amended to read as follows:
 19 b. The ~~health care professional and Iowa needs~~
 20 ~~nurses now initiative account. The health care~~
 21 ~~professional and Iowa needs nurses now initiative~~
 22 ~~account shall be under the control of the college~~
 23 ~~student aid commission created in section 261.1 and the~~
 24 ~~moneys in the account shall be used for the purposes of~~
 25 ~~the health care professional incentive payment program~~
 26 ~~and the Iowa needs nurses now initiative as specified~~
 27 ~~in sections 261.128 and section 261.129. Moneys in~~
 28 ~~the account shall consist of moneys appropriated or~~
 29 ~~allocated for deposit in or received by the fund or the~~
 30 ~~account and specifically dedicated to the health care~~
 31 ~~professional and Iowa needs nurses now initiative or~~
 32 ~~the account for the purposes of the account.>~~
 33 8. Page 5, line 1, by striking <b,>
 34 9. Page 5, line 2, by striking <f,>
 35 10. Page 5, after line 2 by inserting:
 36 <Sec. ____. Section 135.175, subsection 5, Code
 37 2014, is amended by adding the following new paragraph:
 38 **NEW PARAGRAPH.** h. The fulfilling Iowa's need
 39 for dentists matching grant program account. The
 40 fulfilling Iowa's need for dentists matching grant
 41 program account shall be under the control of the
 42 department and the moneys in the account shall be used
 43 for the purposes of the fulfilling Iowa's need for
 44 dentists matching grant program as specified in section
 45 135.179. Moneys in the account shall consist of moneys
 46 appropriated or allocated for deposit in the account or
 47 received by the fund or the account and specifically
 48 dedicated to the fulfilling Iowa's need for dentists
 49 matching grant program account for the purposes of such
 50 account.>

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1 11. Page 5, line 11, by striking <the Iowa needs
 2 ~~nurses now initiative,> and inserting <the Iowa needs
 3 nurses now initiative,>
 4 12. Page 5, line 12, before <for> by inserting <the
 5 fulfilling Iowa's need for dentists matching grant
 6 program.>
 7 13. Page 5, lines 14 and 15, by striking <for the
 8 ~~purposes of the Iowa needs nurses now infrastructure~~
 9 ~~account,> and inserting <for the purposes of the Iowa
 10 needs nurses now infrastructure account,>
 11 14. Page 6, by striking lines 1 and 2 and
 12 inserting:
 13 <Sec. ____. Section 135.175, subsection 9, Code
 14 2014, is amended by striking the subsection.
 15 Sec. ____. Section 135.176, subsection 3, Code 2014,~~~~

16 is amended by striking the subsection.

17 Sec. __. NEW SECTION. 135.179 Fulfilling Iowa's
18 **need for dentists.**

19 1. The department, in cooperation with a dental
20 nonprofit health service corporation, shall create the
21 fulfilling Iowa's need for dentists matching grant
22 program.

23 2. Funding for the program may be provided through
24 the health care workforce shortage fund or the
25 fulfilling Iowa's need for dentists matching grant
26 program account created in section 135.175. The
27 purpose of the program is to establish, expand, or
28 support the placement of dentists in dental or rural
29 shortage areas across the state by providing education
30 loan repayments.

31 3. The department shall contract with a dental
32 nonprofit health service corporation to implement and
33 administer the program. The dental nonprofit health
34 service corporation shall provide loan repayments to
35 dentists who practice in a dental or rural shortage
36 area as defined by the department.

37 Sec. __. Section 261.2, subsection 10, Code 2014,
38 is amended to read as follows:

39 10. Administer ~~the health care professional~~
40 ~~incentive payment program established in section~~
41 ~~261.128 and~~ the Iowa needs nurses now initiative
42 created in section 261.129. This subsection is
43 repealed June 30, ~~2014~~ 2016.

44 Sec. __. Section 261.129, subsection 1, paragraph
45 a, Code 2014, is amended to read as follows:

46 a. The commission shall establish a nurse educator
47 incentive payment program. Funding for the program
48 may be provided through the health care workforce
49 shortage fund or the ~~health care professional and~~
50 Iowa needs nurses now initiative account created in

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1 section 135.175. For the purposes of this subsection,
2 "nurse educator" means a registered nurse who holds a
3 master's degree or doctorate degree and is employed
4 as a faculty member who teaches nursing in a nursing
5 education program as provided in 655 IAC 2.6 at a
6 community college, an accredited private institution,
7 or an institution of higher education governed by the
8 state board of regents.

9 Sec. __. Section 261.129, subsection 2, paragraph
10 a, Code 2014, is amended to read as follows:

11 a. The commission shall establish a nursing faculty
12 fellowship program to provide funds to nursing schools
13 in the state, including but not limited to nursing
14 schools located at community colleges, for fellowships

15 for individuals employed in qualifying positions on
16 the nursing faculty. Funding for the program may be
17 provided through the health care workforce shortage
18 fund or ~~the health care professional and the Iowa~~
19 needs nurses now initiative account created in section
20 135.175. The program shall be designed to assist
21 nursing schools in filling vacancies in qualifying
22 positions throughout the state.

23 Sec. ____ Section 261.129, subsection 3, paragraph
24 a, Code 2014, is amended to read as follows:

25 a. The commission shall establish a nurse educator
26 scholarship program. Funding for the program may be
27 provided through the health care workforce shortage
28 fund or ~~the health care professional and the Iowa~~
29 needs nurses now initiative account created in section
30 135.175. The goal of the nurse educator scholarship
31 program is to address the waiting list of qualified
32 applicants to Iowa's nursing schools by providing
33 incentives for the training of additional nursing
34 educators. For the purposes of this subsection, "*nurse*
35 *educator*" means a registered nurse who holds a master's
36 degree or doctorate degree and is employed as a faculty
37 member who teaches nursing in a nursing education
38 program as provided in 655 IAC 2.6 at a community
39 college, an accredited private institution, or an
40 institution of higher education governed by the state
41 board of regents.

42 Sec. ____ Section 261.129, subsection 4, paragraph
43 a, Code 2014, is amended to read as follows:

44 a. The commission shall establish a nurse educator
45 scholarship-in-exchange-for-service program. Funding
46 for the program may be provided through the health care
47 workforce shortage fund or ~~the health care professional~~
48 ~~and Iowa~~ needs nurses now initiative account created
49 in section 135.175. The goal of the nurse educator
50 scholarship-in-exchange-for-service program is to

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1 address the waiting list of qualified applicants to
2 Iowa's nursing schools by providing incentives for the
3 education of additional nursing educators. For the
4 purposes of this subsection, "*nurse educator*" means
5 a registered nurse who holds a master's degree or
6 doctorate degree and is employed as a faculty member
7 who teaches nursing in a nursing education program
8 as provided in 655 IAC 2.6 at a community college,
9 an accredited private institution, or an institution
10 of higher education governed by the state board of
11 regents.

12 Sec. ____ Section 261.129, subsection 5, Code 2014,
13 is amended to read as follows:

14 5. *Repeal.* This section is repealed June 30, ~~2014~~
15 2016.>

16 15. Page 6, before line 3 by inserting:

17 <DIVISION ____
18 HEALTH CARE WORKFORCE SUPPORT INITIATIVE ACCOUNTS —
19 FUTURE PROVISIONS

20 Sec. ____ Section 135.175, subsection 1, paragraph
21 a, Code 2014, as amended by this Act, is amended to
22 read as follows:

23 a. A health care workforce support initiative is
24 established to provide for the coordination and support
25 of various efforts to address the health care workforce
26 shortage in this state. This initiative shall include
27 the medical residency training state matching grants
28 program created in section 135.176, ~~the Iowa needs~~
29 ~~nurses now initiative created in section 261.129,~~ the
30 fulfilling Iowa’s need for dentists matching grant
31 program created in section 135.179, and health care
32 workforce shortage national initiatives.

33 Sec. ____ Section 135.175, subsection 5, paragraph
34 b, Code 2014, as amended by this Act, is amended by
35 striking the paragraph.

36 Sec. ____ Section 135.175, subsection 5, paragraph
37 f, Code 2014, is amended by striking the paragraph.

38 Sec. ____ Section 135.175, subsection 6, paragraph
39 a, Code 2014, as amended by this Act, is amended to
40 read as follows:

41 a. Moneys in the fund and the accounts in the fund
42 shall only be appropriated in a manner consistent
43 with the principles specified and the strategic plan
44 developed pursuant to sections 135.163 and 135.164 to
45 support the medical residency training state matching
46 grants program, ~~the Iowa needs nurses now initiative,~~
47 the fulfilling Iowa’s need for dentists matching grant
48 program, for national health care workforce shortage
49 initiatives, ~~for the purposes of the Iowa needs nurses~~
50 ~~now infrastructure account,~~ and to provide funding

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1 for state health care workforce shortage programs as
2 provided in this section.

3 Sec. ____ EFFECTIVE DATE. This division of this
4 Act takes effect July 1, 2016.>

5 16. Page 8, after line 3 by inserting:

6 <DIVISION ____
7 BOARD OF MEDICINE MEMBERSHIP

8 Sec. ____ Section 148.2A, subsection 2, paragraph
9 e, subparagraphs (3) and (4), Code 2014, are amended
10 to read as follows:

11 (3) ~~The majority of a~~ At least half of the members
12 of a hearing panel containing alternate members shall

13 be current members of the board.

14 (4) ~~The majority of a~~ At least half of the members
 15 of a hearing panel containing alternate members shall
 16 be licensed to practice under this chapter.>

17 17. Page 8, after line 3 by inserting:

18 <DIVISION ____

19 IOWA HEALTH INFORMATION NETWORK

20 Sec. ____ Section 135.154, Code 2014, is amended by
 21 adding the following new subsections:

22 NEW SUBSECTION. 3A. "Care coordination" means
 23 the management of all aspects of a patient's care to
 24 improve health care quality, patient outcomes, and
 25 patient safety.

26 NEW SUBSECTION. 19A. "Public health activities"
 27 means actions taken by a participant in its capacity as
 28 a public health authority under the Health Insurance
 29 Portability and Accountability Act or as required or
 30 permitted by other federal or state law.

31 NEW SUBSECTION. 23. "Record locator service"
 32 means the functionality of the Iowa health information
 33 network that queries data sources to locate and
 34 identify potential patient records.

35 Sec. ____ Section 135.156D, subsection 2, Code
 36 2014, is amended to read as follows:

37 2. The Iowa health information network shall
 38 not function as a central repository of all health
 39 information including but not limited to an all-payer
 40 claims database or data warehouse.

41 Sec. ____ Section 135.156E, subsection 13, Code
 42 2014, is amended to read as follows:

43 13. Unless otherwise provided in this division,
 44 when ~~using~~ sharing health information through the
 45 Iowa health information network or a private health
 46 information network maintained in this state that
 47 complies with the privacy and security requirements of
 48 this chapter for the purposes of patient treatment,
 49 ~~a health care professional or a hospital payment or~~
 50 health care operations, as such terms are defined in

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1 the Health Insurance Portability and Accountability
 2 Act, or for the purposes of public health activities
 3 or care coordination, a participant authorized by the
 4 department to use the record locator service is exempt
 5 from any other state law that is more restrictive than
 6 the Health Insurance Portability and Accountability Act
 7 that would otherwise prevent or hinder the exchange
 8 of patient information by the ~~patient's health care~~
 9 ~~professional or hospital participant.>~~

10 18. By renumbering, redesignating, and correcting
 11 internal references as necessary.

S-5118

HOUSE AMENDMENT TO
SENATE FILE 2312

- 1 Amend Senate File 2312, as passed by the Senate, as
2 follows:
- 3 1. Page 1, before line 1 by inserting:
4 Section 1. Section 499A.1, subsection 1, Code
5 2014, is amended to read as follows:
- 6 1. Any two or more persons of full age, a
7 majority of whom are citizens of the state, may
8 organize themselves for the following or similar
9 purposes: Ownership of residential, business property
10 on a cooperative basis. A corporation or limited
11 liability company is a person within the meaning of
12 this chapter. The organizers shall adopt, and sign
13 and acknowledge the articles of incorporation, stating
14 the name by which the cooperative shall be known,
15 the location of its principal place of business, its
16 business or objects, the number of directors to conduct
17 the cooperative's business or objects, the names of
18 the directors for the first year, the time of the
19 cooperative's annual meeting, the time of the annual
20 meeting of its directors, and the manner in which the
21 articles may be amended. The articles of incorporation
22 shall be filed with the secretary of state who shall,
23 if the secretary approves the articles, endorse the
24 secretary of state's approval on the articles, record
25 the articles, and forward the articles to the county
26 recorder of the county where the principal place of
27 business is to be located, and there the articles shall
28 be recorded, and upon recording be returned to the
29 cooperative. The articles shall not be filed by the
30 secretary of state until a filing fee of five dollars
31 together with a recording fee of fifty cents per page
32 is paid, and upon the payment of the fees and the
33 approval of the articles by the secretary of state, the
34 secretary shall issue to the cooperative a certificate
35 of incorporation as a cooperative not for pecuniary
36 profit. The county recorder shall collect recording
37 fees pursuant to section 331.604 for articles forwarded
38 for recording under this section.>
- 39 2. Title page, line 4, after <regimes> by inserting
40 <, by allowing limited liability companies to form
41 multiple housing cooperatives,>
- 42 3. By renumbering as necessary.

S-5119

- 1 Amend House File 2417, as amended, passed, and
2 reprinted by the House, as follows:

3 1. By striking page 3, line 2, through page 4, line
4 33, and inserting:
5 <Sec. ____. Section 222.13, Code 2014, is amended to
6 read as follows:

7 **222.13 Voluntary admissions.**

8 1. If an adult person is believed to be a person
9 with an intellectual disability, the adult person or
10 the adult person's guardian may ~~submit a request in~~
11 ~~writing through the central point of coordination~~
12 ~~process for the county board of supervisors of the~~
13 ~~adult person's county of residence to apply to the~~
14 ~~department and the superintendent of any state resource~~
15 ~~center for the voluntary admission of the adult person~~
16 ~~either as an inpatient or an outpatient of the resource~~
17 ~~center. The board of supervisors shall, on forms~~
18 ~~prescribed by the department's administrator, apply~~
19 ~~to the superintendent of the resource center in the~~
20 ~~district for the admission of the adult person to the~~
21 ~~resource center. If the expenses of the person's~~
22 ~~admission or placement are payable in whole or in~~
23 ~~part by the person's county of residence, application~~
24 ~~for the admission shall be made through the regional~~
25 ~~administrator for the county. An application for~~
26 admission to a special unit of any adult person
27 believed to be in need of any of the services provided
28 by the special unit under section 222.88 may be made in
29 the same manner, ~~upon request of the adult person or~~
30 ~~the adult person's guardian. The superintendent shall~~
31 accept the application if a preadmission diagnostic
32 evaluation, ~~performed through the central point of~~
33 ~~coordination process, confirms or establishes the need~~
34 for admission, except that an application shall not
35 be accepted if the institution does not have adequate
36 facilities available or if the acceptance will result
37 in an overcrowded condition.

38 2. If the resource center ~~has no~~ does not have an
39 appropriate program for the treatment of an adult or
40 minor person with an intellectual disability applying
41 under this section or section 222.13A, the ~~board of~~
42 ~~supervisors~~ regional administrator for the person's
43 county of residence or the department, as applicable,
44 shall arrange for the placement of the person in any
45 public or private facility within or without the state,
46 approved by the director of the department of human
47 services, which offers appropriate services for the
48 person, ~~as determined through the central point of~~
49 ~~coordination process. If the expenses of the placement~~
50 are payable in whole or in part by a county, the

Page 2

1 placement shall be made by the regional administrator

2 for the county.

3 3. ~~Upon applying for admission. If the expenses of~~
 4 ~~an admission~~ of an adult ~~or minor person~~ to a resource
 5 center, or a special unit, or ~~upon arranging for~~ of
 6 the placement of the person in a public or private
 7 facility are payable in whole or in part by a county.
 8 ~~the board of supervisors regional administrator for~~
 9 ~~the county~~ shall make a full investigation into the
 10 financial circumstances of ~~that the~~ person and those
 11 liable for ~~that the~~ person's support under section
 12 222.78 to determine whether or not any of them are able
 13 to pay the expenses arising out of the admission of the
 14 person to a resource center, special ~~treatment~~ unit,
 15 or public or private facility. If the ~~board regional~~
 16 ~~administrator~~ finds that the person or those legally
 17 responsible for the person are presently unable to pay
 18 the expenses, the ~~board shall direct that regional~~
 19 ~~administrator shall pay~~ the expenses ~~be paid by~~
 20 payable by a county on behalf of the county. The ~~board~~
 21 ~~regional administrator~~ may review ~~its such a~~ finding
 22 at any subsequent time while the person remains at the
 23 resource center, or is otherwise receiving care or
 24 treatment for which this chapter obligates the county
 25 to pay. If the ~~board regional administrator~~ finds upon
 26 review that the person or those legally responsible
 27 for the person are presently able to pay the expenses,
 28 the finding shall apply only to the charges incurred
 29 during the period beginning on the date of the review
 30 and continuing thereafter, unless and until the
 31 ~~board regional administrator~~ again changes ~~its such a~~
 32 finding. If the ~~board regional administrator~~ finds
 33 that the person or those legally responsible for the
 34 person are able to pay the expenses, the ~~board shall~~
 35 ~~direct that regional administrator shall collect the~~
 36 ~~charges be so paid~~ to the extent required by section
 37 222.78, and the ~~county auditor regional administrator~~
 38 shall be responsible for the ~~collection~~ payment of the
 39 remaining charges.>

40 2. Page 25, by striking lines 10 through 14 and
 41 inserting:

42 <a. ~~A county may split the~~ The charges payable
 43 by a county may be split between the county's mental
 44 health, ~~intellectual disability, and developmental~~ and
 45 disabilities services fund created pursuant to section
 46 331.424A and the county's budget for ~~substance abuse~~
 47 substance related disorder expenditures.>

48 3. Page 44, after line 27 by inserting:

49 <Sec. __. 2013 Iowa Acts, chapter 138, section
 50 29, subsection 1, paragraph n, is amended to read as

Page 3

1 follows:

2 n. For the fiscal year beginning July 1, 2013,
3 the reimbursement rates for inpatient mental health
4 services provided at hospitals shall be increased
5 by 1 percent over the rates in effect on June 30,
6 2013, subject to Medicaid program upper payment
7 limit rules; ~~community mental health centers and~~
8 ~~providers of mental health services to county residents~~
9 ~~pursuant to a waiver approved under section 225C.7,~~
10 ~~subsection 2, shall be reimbursed at 100 percent of~~
11 ~~the reasonable costs for the provision of services to~~
12 ~~recipients of medical assistance; and psychiatrists~~
13 shall be reimbursed at the medical assistance program
14 fee-for-service rate.

15 Sec. __. 2013 Iowa Acts, chapter 138, section 29,
16 subsection 1, is amended by adding the following new
17 paragraph:

18 NEW PARAGRAPH. 0o. For the fiscal year beginning
19 July 1, 2013, community mental health centers may
20 choose to be reimbursed for the services provided to
21 recipients of medical assistance through either of the
22 following options:

23 (1) For 100 percent of the reasonable costs of the
24 services.

25 (2) In accordance with the alternative
26 reimbursement rate methodology established by the
27 medical assistance program's managed care contractor
28 for mental health services and approved by the
29 department of human services.>

30 4. Page 44, after line 29 by inserting:

31 <Sec. __. EMERGENCY RULES. The department of
32 human services may adopt emergency rules under section
33 17A.4, subsection 3, and section 17A.5, subsection 2,
34 paragraph "b", to implement the provisions of this Act
35 amending 2013 Iowa Acts, chapter 138, and the rules
36 shall be effective immediately upon filing unless
37 a later date is specified in the rules. Any rules
38 adopted in accordance with this section shall also be
39 published as a notice of intended action as provided
40 in section 17A.4.

41 Sec. __. EFFECTIVE UPON ENACTMENT. The sections
42 of this Act amending 2013 Iowa Acts, chapter 138, and
43 relating to the amendments, being deemed of immediate
44 importance, take effect upon enactment.

45 Sec. __. RETROACTIVE APPLICABILITY. The sections
46 of this Act amending 2013 Iowa Acts, chapter 138, and
47 relating to the amendments, apply retroactively to July
48 1, 2013.>

49 5. Title page, line 3, after <counties> by
50 inserting <, including reimbursement of community

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- 1 mental health centers under the medical assistance
- 2 program for the fiscal year beginning July 1, 2013, and
- 3 including effective date and retroactive applicability
- 4 provisions.>
- 5 6. By renumbering as necessary.

JOE BOLKCOM

S-5120

- 1 Amend House File 2449, as passed by the House, as
- 2 follows:
- 3 1. Page 3, after line 14 by inserting:
- 4 <Sec. ____ Section 631.1, Code 2014, is amended to
- 5 read as follows:
- 6 **631.1 Small claims — jurisdiction.**
- 7 1. The following actions or claims are small
- 8 claims and shall be commenced, heard and determined as
- 9 provided in this chapter:
- 10 ~~a. A civil action for a money judgment where the~~
- 11 ~~amount in controversy is four thousand dollars or less~~
- 12 ~~for actions commenced before July 1, 2002, exclusive of~~
- 13 ~~interest and costs.~~
- 14 ~~b. a.~~ A civil action for a money judgment where
- 15 the amount in controversy is five thousand dollars or
- 16 less for actions commenced ~~on or after~~ before July 1,
- 17 ~~2002~~ 2014, exclusive of interest and costs.
- 18 b. A civil action for a money judgment where the
- 19 amount in controversy is ten thousand dollars or
- 20 less for actions commenced on or after July 1, 2014,
- 21 exclusive of interest and costs.
- 22 2. The district court sitting in small claims shall
- 23 have concurrent jurisdiction of an action for forcible
- 24 entry and detainer which is based on those grounds set
- 25 forth in section 648.1, subsections 1, 2, 3 and 5.
- 26 When commenced under this chapter, the action shall be
- 27 a small claim for the purposes of this chapter.
- 28 3. The district court sitting in small claims has
- 29 concurrent jurisdiction of an action of replevin if the
- 30 value of the property claimed is ~~four thousand dollars~~
- 31 ~~or less for actions commenced before July 1, 2002, and~~
- 32 ~~five thousand dollars or less for actions commenced ~~on~~~~
- 33 ~~or after~~ before July 1, ~~2002~~ 2014, and ten thousand
- 34 dollars or less for actions commenced on or after July
- 35 1, 2014. When commenced under this chapter, the action
- 36 is a small claim for the purposes of this chapter.
- 37 4. The district court sitting in small claims has
- 38 concurrent jurisdiction of motions and orders relating
- 39 to executions against personal property, including
- 40 garnishments, where the value of the property or

41 garnisheed money involved is ~~four thousand dollars or~~
42 ~~less for actions commenced before July 1, 2002,~~ and
43 ~~five thousand dollars or less for actions commenced on~~
44 ~~or after before July 1, 2002 2014, and ten thousand~~
45 ~~dollars or less for actions commenced on or after July~~
46 ~~1, 2014.~~

47 5. The district court sitting in small claims has
48 concurrent jurisdiction of an action for abandonment
49 of a manufactured or mobile home or personal property
50 pursuant to section 555B.3, if no money judgment in

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1 excess of ~~four thousand dollars is sought for actions~~
2 ~~commenced before July 1, 2002, and~~ five thousand
3 dollars or less for actions commenced ~~on or after~~
4 ~~before July 1, 2002 2014, and ten thousand dollars or~~
5 ~~less for actions commenced on or after July 1, 2014.~~
6 If commenced under this chapter, the action is a small
7 claim for the purposes of this chapter.

8 6. The district court sitting in small claims has
9 concurrent jurisdiction of an action to challenge a
10 mechanic's lien pursuant to sections 572.24 and 572.32.

11 7. The district court sitting in small claims
12 has concurrent jurisdiction of an action for the
13 collection of taxes brought by a county treasurer
14 pursuant to sections 445.3 and 445.4 where the amount
15 in controversy is five thousand dollars or less for
16 actions commenced ~~on or after~~ before July 1, 2003 2014,
17 and ten thousand dollars or less for actions commenced
18 on or after July 1, 2014, exclusive of interest and
19 costs.

20 8. The district court sitting in small claims has
21 concurrent jurisdiction of motions and orders relating
22 to releases of judgments in whole or in part including
23 motions and orders under section 624.23, subsection
24 2, paragraph "c" and section 624.37, where the amount
25 owing on the judgment, including interests and costs,
26 is five thousand dollars or less for actions commenced
27 before July 1, 2014, and ten thousand dollars or less
28 for actions commenced on or after July 1, 2014.

29 Sec. __. JURISDICTIONAL AMOUNT REVERSION. The
30 jurisdictional amount in the section of this Act which
31 amends section 631.1, shall revert to five thousand
32 dollars if a court of competent jurisdiction declares
33 the ten thousand dollar amount unconstitutional.>

34 2. By renumbering as necessary.

BRAD ZAUN
MARK CHELGREN
JULIAN B. GARRETT
CHARLES SCHNEIDER

S-5121

1 Amend the House amendment, S-5086, to Senate File
2 2311, as passed by the Senate, as follows:

3 1. By striking page 1, line 5, through page 3, line
4 6, and inserting:

5 Section 1. Section 80B.10, Code 2014, is amended
6 to read as follows:

7 **80B.10 Annual report.**

8 The council shall make an annual report to the
9 governor, the attorney general, and the commissioner
10 of public safety which shall include pertinent data
11 regarding the standards established and the degree of
12 participation of agencies in the training program. The
13 report required by this section shall specifically
14 include data regarding academy resources devoted to
15 training relating to human trafficking.

16 Sec. 2. Section 602.8102, subsection 135A, Code
17 2014, is amended to read as follows:

18 135A. Assess the surcharges provided by sections
19 911.1, 911.2, 911.2A, 911.3, and 911.4.

20 Sec. 3. Section 602.8108, subsection 2, Code 2014,
21 is amended to read as follows:

22 2. Except as otherwise provided, the clerk of the
23 district court shall report and submit to the state
24 court administrator, not later than the fifteenth
25 day of each month, the fines and fees received during
26 the preceding calendar month. Except as provided in
27 subsections 3, 4, 5, 5A, 7, 8, 9, and 10, the state
28 court administrator shall deposit the amounts received
29 with the treasurer of state for deposit in the general
30 fund of the state. The state court administrator shall
31 report to the legislative services agency within thirty
32 days of the beginning of each fiscal quarter the amount
33 received during the previous quarter in the account
34 established under this section.

35 Sec. 4. Section 602.8108, Code 2014, is amended by
36 adding the following new subsection:

37 NEW SUBSECTION. 5A. The clerk of the district
38 court shall remit all moneys collected from the
39 assessment of the human trafficking victim surcharge
40 provided in section 911.2A to the state court
41 administrator no later than the fifteenth day of each
42 month for deposit in the human trafficking victim fund
43 created in section 915.95.

44 Sec. 5. Section 710.10, Code 2014, is amended by
45 adding the following new subsection:

46 NEW SUBSECTION. 7. For purposes of this section,
47 methods of enticement include but are not limited
48 to personal contact and communication by any means
49 including through the mail, telephone, internet, or
50 any social media, and include text messages, instant

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1 messages, and electronic mail.

2 Sec. 6. Section 725.1, Code 2014, is amended to
3 read as follows:

4 **725.1 Prostitution.**

5 1. a. Except as provided in paragraph "b",
6 a person who sells or offers for sale the person's
7 services as a partner in a sex act commits an
8 aggravated misdemeanor. ~~or~~

9 b. If the person who sells or offers for sale the
10 person's services as a partner in a sex act is under
11 the age of eighteen. The county attorney may elect, in
12 lieu of filing a petition alleging that the person has
13 committed a delinquent act, to refer that person to the
14 department of human services for the possible filing
15 of a petition alleging that the person is a child in
16 need of assistance.

17 c. If the person who sells or offers for sale the
18 person's services as a partner in a sex act is under
19 the age of eighteen, upon the expiration of two years
20 following the person's conviction for a violation
21 of paragraph "a" or of a similar local ordinance,
22 the person may petition the court to expunge the
23 conviction, and if the person has had no other criminal
24 convictions, other than local traffic violations or
25 simple misdemeanor violations of chapter 321 during the
26 two-year period, the conviction shall be expunged as
27 a matter of law. The court shall enter an order that
28 the record of the conviction be expunged by the clerk
29 of the district court. Notwithstanding section 692.2,
30 after receipt of notice from the clerk of the district
31 court that a record of conviction has been expunged for
32 a violation of paragraph "a", the record of conviction
33 shall be removed from the criminal history data files
34 maintained by the department of public safety.

35 2. a. Except as provided in paragraph "b", a
36 person who purchases or offers to purchase such another
37 person's services, as a partner in a sex act commits
38 an aggravated misdemeanor.

39 b. A person who purchases or offers to purchase
40 services as a partner in a sex act from a person who is
41 under the age of eighteen commits a class "D" felony.

42 Sec. 7. Section 725.2, Code 2014, is amended to
43 read as follows:

44 **725.2 Pimping.**

45 1. A person who solicits a patron for a prostitute,
46 or who knowingly takes or shares in the earnings of
47 a prostitute, or who knowingly furnishes a room or
48 other place to be used for the purpose of prostitution,
49 whether for compensation or not, commits a class "D"
50 felony.

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1 2. A person who solicits a patron for a prostitute
 2 who is under the age of eighteen, or who knowingly
 3 takes or shares in the earnings of a prostitute who is
 4 under the age of eighteen, or who knowingly furnishes
 5 a room or other place to be used for the purposes of
 6 prostitution of a prostitute who is under the age of
 7 eighteen, whether for compensation or not, commits a
 8 class "C" felony.

9 3. It shall be an affirmative defense to a
 10 prosecution of a person under the age of twenty-one
 11 for a violation of this section that the person was
 12 allowed, permitted, or encouraged by an adult having
 13 influence or control of the person to engage in acts
 14 prohibited pursuant to section 725.1, subsection 1,
 15 while the person was under the age of eighteen.

16 Sec. 8. **NEW SECTION. 802.2B Other sexual offenses.**

17 An information or indictment for the following
 18 offenses committed on or with a person who is under the
 19 age of eighteen years shall be found within ten years
 20 after the person upon whom the offense is committed
 21 attains eighteen years of age, or if the person
 22 against whom the information or indictment is sought
 23 is identified through the use of a DNA profile, an
 24 information or indictment shall be found within three
 25 years from the date the person is identified by the
 26 person's DNA profile, whichever is later:

27 1. Lascivious acts with a child in violation of
 28 section 709.8.

29 2. Assault with intent to commit sexual abuse in
 30 violation of section 709.11.

31 3. Indecent contact with a child in violation of
 32 section 709.12.

33 4. Lascivious conduct with a minor in violation of
 34 section 709.14.

35 5. Sexual misconduct with a juvenile in violation
 36 of section 709.16, subsection 2.

37 6. Sexual exploitation of a minor in violation of
 38 section 728.12.

39 Sec. 9. Section 802.3, Code 2014, is amended to
 40 read as follows:

41 **802.3 Felony — aggravated or serious misdemeanor.**

42 In all cases, except those enumerated in section
 43 802.1, 802.2, 802.2A, 802.2B, or 802.10, an indictment
 44 or information for a felony or aggravated or serious
 45 misdemeanor shall be found within three years after its
 46 commission.

47 Sec. 10. Section 802.10, subsection 3, Code 2014,
 48 is amended to read as follows:

49 3. However, notwithstanding subsection 2, an
 50 indictment or information shall be found against a

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1 person within three years from the date the person is
2 identified by the person's DNA profile. If the action
3 involves sexual abuse, or another sexual offense the
4 indictment or information shall be found as provided in
5 section 802.2 or 802.2B, if the person is identified by
6 the person's DNA profile.

7 Sec. 11. Section 808B.3, Code 2014, is amended by
8 adding the following new subsection:

9 **NEW SUBSECTION.** 6. A felony offense involving
10 human trafficking in violation of chapter 710A.

11 Sec. 12. Section 902.9, subsection 2, Code 2014, is
12 amended to read as follows:

13 2. The surcharges required by sections 911.1,
14 911.2, 911.2A, and 911.3 shall be added to a fine
15 imposed on a class "C" or class "D" felon, as provided
16 by those sections, and are not a part of or subject to
17 the maximums set in this section.

18 Sec. 13. Section 903.1, subsection 4, Code 2014, is
19 amended to read as follows:

20 4. The surcharges required by sections 911.1,
21 911.2, 911.2A, 911.3, and 911.4 shall be added to a
22 fine imposed on a misdemeanant as provided in those
23 sections, and are not a part of or subject to the
24 maximums set in this section.

25 Sec. 14. **NEW SECTION.** **911.2A Human trafficking**
26 **victim surcharge.**

27 1. In addition to any other surcharge, the court
28 or clerk of the district court shall assess a human
29 trafficking victim surcharge of one thousand dollars
30 if an adjudication of guilt or a deferred judgment has
31 been entered for a criminal violation of section 725.1,
32 subsection 2, or section 710A.2, 725.2, or 725.3.

33 2. In the event of multiple offenses, the surcharge
34 shall be imposed for each applicable offense.

35 3. The surcharge shall be remitted by the clerk of
36 court as provided in section 602.8108, subsection 5A.

37 Sec. 15. **NEW SECTION.** **915.95 Human trafficking**
38 **victim fund.**

39 A fund is created as a separate fund in the state
40 treasury. Moneys deposited in the fund shall be
41 administered by the department and dedicated to and
42 used for awarding moneys to programs that provide
43 services and support to victims of human trafficking
44 under section 710A.2, including public outreach and
45 awareness programs and service provider training
46 programs. Notwithstanding section 8.33, any balance in
47 the fund on June 30 of any fiscal year shall not revert
48 to the general fund of the state.

49 Sec. 16. **EFFECTIVE DATE.** The section of this Act
50 enacting section 911.2A takes effect January 1, 2015.

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1 Sec. 17. APPLICABILITY. The section of this Act
 2 enacting section 911.2A applies to an adjudication of
 3 guilt or a deferred judgment entered for a violation of
 4 section 725.1, subsection 2, or section 710A.2, 725.2,
 5 or 725.3 on or after January 1, 2015.
 6 _____. Title page, by striking lines 1 through 4
 7 and inserting <An Act relating to sexual and criminal
 8 offenses involving minors and others, including
 9 prostitution, pimping, and human trafficking, providing
 10 for a fee, and including penalties and effective date
 11 and applicability provisions.>>

ROBERT E. DVORSKY

S-5122

1 Amend Senate File 2342 as follows:
 2 1. Page 1, by striking lines 2 through 26.
 3 2. Page 3, line 9, by striking <a.>
 4 3. Page 3, by striking lines 14 through 23.
 5 4. Page 18, after line 31 by inserting:
 6 <DIVISION ____
 7 PERSONNEL SETTLEMENT AGREEMENTS
 8 Sec. ____ AUDITOR OF STATE — EXAMINATION OF
 9 PERSONNEL SETTLEMENT AGREEMENTS. There is appropriated
 10 from the general fund of the state to the auditor of
 11 state for the fiscal year beginning July 1, 2013, and
 12 ending June 30, 2014, the following amount, or so much
 13 thereof as is necessary, to be used for the purposes
 14 designated:
 15 For costs associated with conducting an examination
 16 of personnel settlement agreements:
 17 \$ 10,000
 18 Notwithstanding section 8.33, moneys appropriated in
 19 this section that remain unencumbered or unobligated
 20 at the close of the fiscal year shall not revert but
 21 shall remain available for expenditure for the purposes
 22 designated until the close of the succeeding fiscal
 23 year.
 24 Sec. ____ AUDITOR OF STATE EXAMINATION — PERSONNEL
 25 SETTLEMENT AGREEMENTS. From the moneys appropriated
 26 in this Act, the auditor of state shall expend such
 27 amount as is necessary for purposes of conducting an
 28 examination concerning personnel settlement agreements
 29 made by the state with terminated state employees since
 30 January 2011 that were not approved by the state appeal
 31 board or decided by the public employment relations
 32 board. The examination shall include the nature of
 33 the positions subject to termination, the payments
 34 provided and the funding source of the payments, and

35 the identity and authority of the person or persons
 36 signing the personnel settlement agreement on behalf
 37 of the state.
 38 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 39 of this Act, being deemed of immediate importance,
 40 takes effect upon enactment.
 41 Sec. ____ RETROACTIVE APPLICABILITY. This division
 42 of this Act applies retroactively to July 1, 2013.>
 43 5. By renumbering as necessary.

LIZ MATHIS
 ROBERT E. DVORSKY

S-5123

1 Amend the amendment, S-5121, to the House amendment,
 2 S-5086, to Senate File 2311, as passed by the Senate,
 3 as follows:
 4 1. Page 1, after line 15 by inserting:
 5 <Sec. ____ Section 80B.11, subsection 1, paragraph
 6 c, Code 2014, is amended by adding the following new
 7 subparagraph:
 8 NEW SUBPARAGRAPH. (4) In-service training under
 9 this paragraph “c” shall include the requirement that
 10 all state patrol troopers complete a course on human
 11 trafficking.>
 12 2. By renumbering as necessary.

MARK CHELGREN

S-5124

1 Amend the amendment, S-5121, to the House amendment,
 2 S-5086, to Senate File 2311, as passed by the Senate,
 3 as follows:
 4 1. Page 4, after line 36 by inserting:
 5 <Sec. ____ Section 914.2, Code 2014, is amended to
 6 read as follows:
 7 **914.2 Right of application.**
 8 1. Except as otherwise provided in subsection 2
 9 and section 902.2, a person convicted of a criminal
 10 offense has the right to make application to the board
 11 of parole for recommendation or to the governor for a
 12 reprieve, pardon, commutation of sentence, remission
 13 of fines or forfeitures, or restoration of rights of
 14 citizenship at any time following the conviction.
 15 2. A person who is a disqualified elector pursuant
 16 to section 48A.6, subsection 1, shall not be permitted
 17 to apply to have the person’s right to vote restored
 18 unless the person has fully remitted any human
 19 trafficking victim surcharge assessed pursuant to
 20 section 911.2A.>

- 21 2. By renumbering as necessary.

MARK CHELGREN

S-5125

- 1 Amend the amendment, S-5122, to Senate File 2342 as
 2 follows:
 3 1. Page 1, line 30, by striking <2011> and
 4 inserting <1999>
 5 2. Page 1, line 32, after <examination> by
 6 inserting <, to be completed within thirty days of the
 7 effective date of this division of this Act.>
 8 3. Page 1, lines 36 and 37, by striking <on behalf
 9 of the state>

JULIAN B. GARRETT

S-5126

- 1 Amend Senate File 2347 as follows:
 2 1. Page 14, after line 8 by inserting:
 3 <Notwithstanding section 8.33, moneys received
 4 by the department pursuant to this subsection that
 5 remain unencumbered or unobligated at the close of the
 6 fiscal year shall not revert but shall remain available
 7 for expenditure for the purposes specified in this
 8 subsection for the following fiscal year.>
 9 2. Page 14, line 24, by striking <lettered
 10 paragraph> and inserting <~~lettered paragraph~~
 11 subsection>
 12 3. Page 14, line 27, by striking <lettered
 13 paragraph> and inserting <~~lettered paragraph~~
 14 subsection>
 15 4. Page 22, line 34, by striking <\$250,000 nor more
 16 than> and inserting <~~\$250,000 nor more than~~>
 17 5. Page 24, after line 20 by inserting:
 18 <Sec. __. 2013 Iowa Acts, chapter 141, is amended
 19 by adding the following new section:
 20 NEW SECTION. SEC. 27A. PERSONNEL SETTLEMENT
 21 AGREEMENT PAYMENTS. As a condition made to any
 22 appropriation to the department for the blind, the
 23 college student aid commission, the department of
 24 education, or the state board of regents in this Act,
 25 and as a condition to the fees established to finance
 26 the activities of the board of educational examiners
 27 pursuant to section 272.10, the moneys appropriated
 28 and any other moneys available for use by an entity
 29 specified in this Act shall not be used for payment of
 30 a personnel settlement agreement between that entity
 31 and a state employee that contains a confidentiality
 32 provision intended to prevent public disclosure of the

33 agreement or any terms of the agreement.>
 34 6. Page 25, line 30, after <proficient> by
 35 inserting <, to school districts that have large
 36 numbers of students determined to be limited English
 37 proficient, or to school districts that have an
 38 exceptional diversity of languages of origin spoken by
 39 students determined to be limited English proficient>
 40 7. By renumbering as necessary.

BRIAN SCHOENJAHN

S-5127

1 Amend Senate File 2347 as follows:
 2 1. Page 26, after line 34 by inserting:
 3 <Sec. ____ Section 261.87, subsection 3, paragraph
 4 b, Code 2014, is amended to read as follows:
 5 b. A qualified student at a four-year eligible
 6 institution may receive scholarships for not more
 7 than the equivalent of ~~two~~ four full-time semesters
 8 of undergraduate study, or the trimester or quarter
 9 equivalent.>
 10 2. By renumbering as necessary.

MARK CHELGREN
NANCY J. BOETTGER

S-5128

1 Amend Senate File 2347 as follows:
 2 1. Page 4, by striking line 30 and inserting
 3 <~~6.304.047~~>
 4 2. Page 4, by striking lines 32 through 35.
 5 3. Page 11, after line 31 by inserting:
 6 <16A. MANDATORY REPORTER TRAINING
 7 For a mandatory reporter training program that uses
 8 a curriculum that has been approved by the director of
 9 public health, pursuant to section 135.11, for school
 10 administrators and educators required to meet the
 11 training requirements of section 232.69:
 12 \$ 1,000,000
 13 Notwithstanding section 8.33, moneys appropriated in
 14 this subsection that remain unencumbered or unobligated
 15 at the close of the fiscal year shall not revert
 16 but shall be available for expenditure for purposes
 17 designated in this subsection for subsequent fiscal
 18 years.>
 19 4. By renumbering as necessary.

JAKE CHAPMAN

S-5129

- 1 Amend Senate File 2347 as follows:
- 2 1. Page 18, after line 15 by inserting:
- 3 <It is the intent of the general assembly that as a
 4 condition of receiving the increased funding provided
 5 in this lettered paragraph, the state board shall not
 6 authorize any increase in tuition for fiscal year
 7 2014-2015.>
- 8 2. Page 21, after line 5 by inserting:
- 9 <It is the intent of the general assembly that as a
 10 condition of receiving the increased funding provided
 11 in this lettered paragraph, the state board shall not
 12 authorize any increase in tuition for fiscal year
 13 2014-2015.>
- 14 3. Page 22, after line 6 by inserting:
- 15 <It is the intent of the general assembly that as a
 16 condition of receiving the increased funding provided
 17 in this lettered paragraph, the state board shall not
 18 authorize any increase in tuition for fiscal year
 19 2014-2015.>

MARK CHELGREN
 BRIAN SCHOENJAHN

S-5130

- 1 Amend the amendment, S-5126, to Senate File 2347 as
 2 follows:
- 3 1. Page 1, after line 39 by inserting:
- 4 <__. Page 36, after line 24 by inserting:
 5 <DIVISION __
 6 **PUBLIC EMPLOYEE SETTLEMENT AGREEMENTS AND DISCIPLINARY**
 7 **ACTIONS**
 8 **Sec. __. Section 22.7, subsection 11, paragraph**
 9 **a, subparagraph (5), Code 2014, is amended to read as**
 10 **follows:**
 11 **(5) The fact that the individual resigned in lieu**
 12 **of termination, was discharged, or was demoted as**
 13 **the result of a final disciplinary action upon the**
 14 **exhaustion of all applicable contractual, legal, and**
 15 **statutory remedies, and the documented reasons and**
 16 **rationale for the resignation in lieu of termination,**
 17 **the discharge, or the demotion.**
- 18 **Sec. __. NEW SECTION. 22.13A Personnel settlement**
 19 **agreements — state employees — confidentiality —**
 20 **disclosure.**
- 21 1. For purposes of this section:
- 22 a. *“Personnel settlement agreement”* means a binding
 23 legal agreement between a state employee and the state
 24 employee’s employer, subject to section 22.13, to
 25 resolve a personnel dispute including but not limited

26 to a grievance. *“Personnel settlement agreement”* does
27 not include an initial decision by a state employee’s
28 immediate supervisor concerning a personnel dispute or
29 grievance.

30 *b. “State employee”* means an employee of the state
31 who is an employee of the executive branch as described
32 in sections 7E.2 and 7E.5.

33 2. Personnel settlement agreements shall not
34 contain any confidentiality or nondisclosure
35 provision that attempts to prevent the disclosure of
36 the personnel settlement agreement. In addition,
37 any confidentiality or nondisclosure provision
38 in a personnel settlement agreement is void and
39 unenforceable.

40 3. The requirements of this section shall not be
41 superseded by any provision of a collective bargaining
42 agreement.

43 4. All personnel settlement agreements shall be
44 made easily accessible to the public on an internet
45 site maintained as follows:

46 *a.* For personnel settlement agreements with an
47 employee of the executive branch, excluding an employee
48 of the state board of regents or institution under
49 the control of the state board of regents, by the
50 department of administrative services.

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1 *b.* For personnel settlement agreements with an
2 employee of the state board of regents or institution
3 under the control of the state board of regents, by the
4 state board of regents.

5 Sec. __. IMPLEMENTATION PROVISION. This division
6 of this Act shall not be construed to limit or impair
7 the ability of law enforcement personnel to investigate
8 any activity that may violate the laws of the state.

9 Sec. __. EFFECTIVE UPON ENACTMENT. This division
10 of this Act, being deemed of immediate importance,
11 takes effect upon enactment.

12 Sec. __. RETROACTIVE APPLICABILITY. The following
13 provision of this division of this Act applies
14 retroactively to January 1, 2004:

15 1. The section of this division of this Act
16 amending section 22.7, subsection 11.>

17 __. Title page, by striking lines 1 through 5
18 and inserting <An Act relating to state finances
19 and public employment by appropriating moneys to the
20 college student aid commission, the department for the
21 blind, the department of education, and the state board
22 of regents, and providing for related matters, and

23 including effective date and retroactive applicability
 24 provisions.>>

JULIAN B. GARRETT

S-5131

1 Amend House File 2444, as passed by the House, as
 2 follows:
 3 1. Page 1, after line 30 by inserting:
 4 <Sec. ____ Section 452A.3, subsection 1, unnumbered
 5 paragraph 1, Code 2014, is amended to read as follows:
 6 Except as otherwise provided in this section and
 7 in this division, until June 30, ~~2014~~ 2015, this
 8 subsection shall apply to the excise tax imposed on
 9 each gallon of motor fuel used for any purpose for the
 10 privilege of operating motor vehicles in this state.
 11 Sec. ____ Section 452A.3, subsection 1A, Code 2014,
 12 is amended to read as follows:
 13 1A. Except as otherwise provided in this section
 14 and in this division, after June 30, ~~2014~~ 2015, an
 15 excise tax of twenty cents is imposed on each gallon of
 16 motor fuel used for any purpose for the privilege of
 17 operating motor vehicles in this state.>
 18 2. Page 2, after line 25 by inserting:
 19 <Sec. ____ EFFECTIVE UPON ENACTMENT. The following
 20 provision or provisions of this division of this Act,
 21 being deemed of immediate importance, take effect
 22 upon enactment: 1. The sections of this Act amending
 23 section 452A.3.>
 24 3. Title page, line 5, before <retroactive> by
 25 inserting <effective date and>
 26 4. By renumbering as necessary.

ROBERT M. HOGG

S-5132

1 Amend House File 2444, as passed by the House, as
 2 follows:
 3 1. Page 1, after line 30 by inserting:
 4 <Sec. ____ Section 452A.3, subsection 1, unnumbered
 5 paragraph 1, Code 2014, is amended to read as follows:
 6 Except as otherwise provided in this section and in
 7 this division, until ~~June 30~~ December 31, 2014, this
 8 subsection shall apply to the excise tax imposed on
 9 each gallon of motor fuel used for any purpose for the
 10 privilege of operating motor vehicles in this state.
 11 Sec. ____ Section 452A.3, subsection 1A, Code 2014,
 12 is amended by striking the subsection and inserting in
 13 lieu thereof the following:
 14 1A. a. Except as otherwise provided in this

15 section and in this division, beginning January 1,
16 2015, this subsection shall apply to the excise taxes
17 imposed on each gallon of motor fuel used for any
18 purpose for the privilege of operating motor vehicles
19 in this state.

20 *b.* An excise tax is imposed on each gallon of
21 ethanol blended gasoline in an amount equal to the sum
22 of sixteen cents per gallon plus five percent of the
23 statewide average retail price of a gallon of ethanol
24 blended gasoline. The portion of the excise tax that
25 is based on the statewide average retail price shall
26 be computed by the department and adjusted annually on
27 January 1 by calculating five percent of the statewide
28 average retail price of a gallon of ethanol blended
29 gasoline, exclusive of federal excise taxes and the
30 sixteen-cent per gallon portion of the state excise
31 tax, for the twelve-month period beginning October
32 1 and ending September 30 immediately preceding the
33 calendar year in which the adjusted tax rate will take
34 effect.

35 *c.* An excise tax is imposed on each gallon of
36 nonethanol blended gasoline in an amount equal to the
37 sum of sixteen cents per gallon plus five percent of
38 the statewide average retail price of a gallon of
39 nonethanol blended gasoline. The portion of the excise
40 tax that is based on the statewide average retail
41 price shall be computed by the department and adjusted
42 annually on January 1 by calculating five percent of
43 the statewide average retail price of a gallon of
44 nonethanol blended gasoline, exclusive of federal
45 excise taxes and the sixteen-cent per gallon portion
46 of the state excise tax, for the twelve-month period
47 beginning October 1 and ending September 30 immediately
48 preceding the calendar year in which the adjusted tax
49 rate will take effect.

50 *d.* The department shall adopt rules prescribing

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1 the process for computing the portion of the excise
2 tax under paragraph “*b*” that is based on the statewide
3 average retail price of a gallon of ethanol blended
4 gasoline and the portion of the excise tax under
5 paragraph “*c*” that is based on the statewide average
6 retail price of a gallon of nonethanol blended
7 gasoline.

8 Sec. ____ Section 452A.3, subsections 1B and 1C,
9 Code 2014, are amended by striking the subsections.

10 Sec. ____ Section 452A.3, subsection 3, Code 2014,
11 is amended to read as follows:

12 3. a. For the privilege of operating motor
13 vehicles or aircraft in this state, there is imposed

14 an excise tax on the use of special fuel in a motor
15 vehicle or aircraft.

16 (1) (a) The tax Beginning January 1, 2015, the
17 rate of the excise tax on special fuel for diesel
18 engines of motor vehicles is ~~twenty two and one half an~~
19 amount equal to the sum of eighteen cents per gallon
20 plus five percent of the statewide average retail price
21 of a gallon of special fuel for diesel engines of motor
22 vehicles. The portion of the excise tax that is based
23 on the statewide average retail price shall be computed
24 by the department and adjusted annually on January 1
25 by calculating five percent of the statewide average
26 retail price of a gallon of special fuel for diesel
27 engines of motor vehicles, exclusive of federal excise
28 taxes and the eighteen-cent per gallon portion of the
29 state excise tax, for the twelve-month period beginning
30 October 1 and ending September 30 immediately preceding
31 the calendar year in which the adjusted tax rate will
32 take effect.

33 (b) The department shall adopt rules prescribing
34 the process for computing the portion of the excise tax
35 that is based on the statewide average retail price of
36 a gallon of special fuel for diesel engines of motor
37 vehicles.

38 (2) The rate of tax on special fuel for aircraft is
39 three cents per gallon.

40 (3) On all other special fuel, unless otherwise
41 specified in this section, the per gallon rate is
42 the same as the ~~motor fuel~~ tax on nonethanol blended
43 gasoline.

44 b. Indelible dye meeting United States
45 environmental protection agency and internal revenue
46 service regulations must be added to fuel before or
47 upon withdrawal at a terminal or refinery rack for that
48 fuel to be exempt from tax and the dyed fuel may be
49 used only for an exempt purpose.

50 Sec. ___. Section 452A.3, Code 2014, is amended by

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1 adding the following new subsection:
2 NEW SUBSECTION. 6A. By December 15 of each year,
3 the director shall cause an advisory notice to be
4 published in the Iowa administrative bulletin and
5 in a newspaper of general circulation in this state,
6 stating the rate of excise taxes established pursuant
7 to subsection 1A and subsection 3, paragraph "a",
8 subparagraph (1), that will take effect the following
9 January 1.
10 Sec. ___. Section 452A.3, subsection 4, as amended
11 by 2014 Iowa Acts, Senate File 2338, section 3, is
12 amended to read as follows:

13 4. For compressed natural gas used as a special
 14 fuel, the rate of ~~the excise tax is twenty one cents~~
 15 ~~per gallon~~ the rate imposed for nonethanol blended
 16 gasoline under subsection 1A, paragraph “c”.

17 Sec. __. Section 452A.3, subsection 4A, as enacted
 18 by 2014 Iowa Acts, Senate File 2338, section 4, is
 19 amended to read as follows:

20 4A. For liquefied natural gas used as a special
 21 fuel, the rate of ~~the excise tax is twenty two and~~
 22 ~~one half cents per gallon~~ the rate imposed for special
 23 fuel for diesel engines of motor vehicles under
 24 subsection 3, paragraph “a”, subparagraph (1).>

25 2. Page 2, after line 25 by inserting:

26 <Sec. __. 2005 Iowa Acts, chapter 178, section 41,
 27 subsection 3, is amended to read as follows:

28 3. REPEAL. This section is repealed effective July
 29 1, ~~2015~~ 2025.

30 Sec. __. APPLICABILITY — INVENTORY

31 TAX. Notwithstanding section 452A.85, persons who have
 32 title to motor fuel, ethanol blended gasoline, undyed
 33 special fuel, compressed natural gas, liquefied natural
 34 gas, or liquefied petroleum gas in storage and held for
 35 sale on the effective date of an increase in the rate
 36 of excise tax imposed on motor fuel, ethanol blended
 37 gasoline, undyed special fuel, compressed natural
 38 gas, liquefied natural gas, or liquefied petroleum
 39 gas pursuant to this Act shall not be subject to an
 40 inventory tax on the gallonage in storage as provided
 41 in section 452A.85 as a result of any tax increase due
 42 to implementation of this division of this Act.

43 Sec. __. EFFECTIVE DATES.

44 1. Except as provided in subsection 2, this
 45 division of this Act takes effect January 1, 2015.

46 2. The section of this division of this Act
 47 amending section 452A.64 takes effect July 1, 2014.>

48 3. Title page, line 5, before <retroactive> by
 49 inserting <effective date and>

50 4. By renumbering as necessary.

TIM L. KAPUCIAN

S-5133

1 Amend the amendment, S-5129, to Senate File 2347 as
 2 follows:

3 1. Page 1, line 6, by striking <tuition> and
 4 inserting <the resident undergraduate tuition rate>

5 2. Page 1, line 12, by striking <tuition> and
 6 inserting <the resident undergraduate tuition rate>

7 3. Page 1, line 18, by striking <tuition> and
8 inserting <the resident undergraduate tuition rate>

MARK CHELGREN

S-5134

1 Amend Senate File 2349 as follows:

2 1. Page 2, after line 25 by inserting:

3 <g. For restoration and improvements, including
4 restoration of the chapel, at the museum at Fort Des
5 Moines:

6 FY 2014–2015:

7 \$ 100,000>

8 2. Page 6, line 32, by striking <10,100,000> and
9 inserting <10,280,000>

10 3. Page 7, after line 16 by inserting:
11 <(5) Of the amount appropriated in this lettered
12 paragraph, \$180,000 shall be allocated to a county with
13 a population between 36,000 and 37,000 as determined by
14 the 2010 federal decennial census for improvements to
15 recreational trails.>

16 4. Page 19, after line 33 by inserting:

17 <DIVISION ____
18 MISCELLANEOUS
19 Sec. ____ LEASED OFFICE SPACE — REQUEST FOR
20 PROPOSALS. For the period beginning July 1, 2014,
21 and ending June 30, 2019, notwithstanding section
22 8A.321, subsection 6, paragraph “c”, the department
23 of administrative services shall not issue a request
24 for proposals for leasing privately owned office space
25 for state employees in the downtown area of the city
26 of Des Moines. The department shall instead lease
27 office space from a bidder who agrees to enter into a
28 lease agreement with the department of administrative
29 services under substantially the same terms and
30 conditions as provided in the applicable proposal that
31 was awarded to the bidder pursuant to a request for
32 proposals conducted as required by section 8A.321,
33 subsection 6, paragraph “c”, subparagraph (1), Code
34 2014, on or after January 1, 2012, to lease office
35 space for state employees in the downtown area of the
36 city of Des Moines.>

37 5. By renumbering as necessary.

MATT McCOY

S-5135

HOUSE AMENDMENT TO
SENATE FILE 2195

1 Amend Senate File 2195, as passed by the Senate, as
2 follows:

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

5 Section 1. Section 476.1D, subsection 1, paragraph
6 c, Code 2014, is amended by striking the paragraph.

7 Sec. 2. Section 476.1D, subsection 2, Code 2014, is
8 amended to read as follows:

9 ~~2. Except as provided in subsection 1, paragraph~~
10 ~~“c”, deregulation~~ Deregulation of a service or facility
11 for a utility is effective only after a finding of
12 effective competition by the board.

13 Sec. 3. Section 476.3, subsection 2, paragraph b,
14 Code 2014, is amended by striking the paragraph.

15 Sec. 4. Section 476.4, Code 2014, is amended to
16 read as follows:

17 **476.4 Tariffs filed.**

18 1. Every public utility shall file with the
19 board tariffs showing the rates and charges for its
20 public utility services and the rules and regulations
21 under which such services were furnished, on April
22 1, 1963, which rates and charges shall be subject to
23 investigation by the board as provided in section
24 476.3, and upon such investigation the burden of
25 establishing the reasonableness of such rates and
26 charges shall be upon the public utility filing the
27 same. These filings shall be made under such rules as
28 the board may prescribe within such time and in such
29 form as the board may designate. In prescribing rules
30 and regulations with respect to the form of tariffs,
31 the board shall, in the case of public utilities
32 subject to regulation by any federal agency, give due
33 regard to any corresponding rules and regulations
34 of such federal agency, to the end that unnecessary
35 duplication of effort and expense may be avoided so far
36 as reasonably possible. Each public utility shall keep
37 copies of its tariffs open to public inspection under
38 such rules as the board may prescribe.

39 2. No later than January 1, 2015, a telephone
40 utility is required to file tariffs as provided in
41 this section only for such wholesale services as may
42 be specified by the board.

43 3. Every rate, charge, rule, and regulation
44 contained in any filing made with the commission on or
45 prior to July 4, 1963, shall be effective as of such
46 date, subject, however, to investigation as herein
47 provided. If any such filing is made prior to the time

48 the commission prescribes rules as aforesaid, and if
 49 such filing does not comply as to form or substance
 50 with such rules, then the public utility which filed

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1 the same shall within a reasonable time after the
 2 adoption of such rules make a new filing or filings
 3 complying with such rules, which new filing or filings
 4 shall be deemed effective as of July 4, 1963.

5 Sec. 5. Section 476.5, Code 2014, is amended to
 6 read as follows:

7 **476.5 Adherence to schedules — discounts.**
 8 No public utility subject to rate regulation
 9 shall directly or indirectly charge a greater or less
 10 compensation for its services than that prescribed in
 11 its tariffs, and no such public utility shall make or
 12 grant any unreasonable preferences or advantages as to
 13 rates or services to any person or subject any person
 14 to any unreasonable prejudice or disadvantage.

15 ~~Nothing in this section shall be construed to~~
 16 ~~prohibit any public utility furnishing communications~~
 17 ~~services from providing any service rendered by~~
 18 ~~it without charge or at reduced rate to any of its~~
 19 ~~active or retired officers, directors, or employees,~~
 20 ~~or such officers, directors or employees of other~~
 21 ~~public utilities furnishing communications services.~~
 22 ~~Provided, however, said service is for personal use,~~
 23 ~~and not for engaging in a business for profit.~~

24 Sec. 6. Section 476.6, subsection 9, Code 2014, is
 25 amended by striking the subsection.

26 Sec. 7. Section 476.29, subsections 3 and 6, Code
 27 2014, are amended to read as follows:

28 3. A certificate is transferable, subject to
 29 approval of the board pursuant to section 476.20,
 30 subsection 1, ~~and for purposes of a rate regulated~~
 31 ~~local exchange utility shall be treated by the board~~
 32 ~~in the same manner as a reorganization pursuant to~~
 33 ~~sections 476.76 and 476.77.~~

34 6. The certificate ~~and tariffs~~ approved by
 35 the board ~~are~~ is the only authority required for
 36 the utility to furnish land-line local telephone
 37 service. However, to the extent not inconsistent with
 38 this section, the power to regulate the conditions
 39 required and manner of use of the highways, streets,
 40 rights-of-way, and public grounds remains in the
 41 appropriate public authority.

42 Sec. 8. Section 476.29, subsection 15, Code 2014,
 43 is amended by striking the subsection.

44 Sec. 9. Section 476.72, subsections 4 and 5, Code
 45 2014, are amended to read as follows:

46 4. "Public utility" ~~includes only~~ means a gas

47 or electric rate-regulated public ~~utilities and~~
 48 ~~rate-regulated telephone utilities providing local~~
 49 ~~exchange telecommunication service utility.~~
 50 5. "Utility business" means the generation or

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1 transmission of electricity or furnishing of gas or
 2 furnishing electricity ~~or furnishing rate-regulated~~
 3 ~~communications services~~ to the public for compensation.

4 Sec. 10. Section 476.78, Code 2014, is amended to
 5 read as follows:

6 **476.78 Cross-subsidization prohibited.**
 7 A ~~rate-regulated gas or electric~~ public utility
 8 shall not directly or indirectly include any costs or
 9 expenses attributable to providing nonutility service
 10 in regulated rates or charges. Except for contracts
 11 existing as of July 1, 1996, a ~~rate-regulated gas~~
 12 ~~or electric~~ public utility or its affiliates shall
 13 not use vehicles, service tools and instruments,
 14 or employees, the costs, salaries, or benefits of
 15 which are recoverable in the regulated rates for
 16 electric service or gas service to install, service,
 17 or repair residential or commercial gas or electric
 18 heating, ventilating, or air conditioning systems, or
 19 interior lighting systems and fixtures; or to sell
 20 at retail heating, ventilating, air conditioning,
 21 or interior lighting equipment. For the purpose of
 22 this section, "commercial" means a place of business
 23 primarily used for the storage or sale, at wholesale
 24 or retail, of goods, wares, services, or merchandise.
 25 Nothing in this section shall be construed to prohibit
 26 a ~~rate-regulated gas or electric~~ public utility
 27 from using its utility vehicles, service tools and
 28 instruments, and employees to market systems, services,
 29 and equipment, to light pilots, or to eliminate a
 30 customer emergency or threat to public safety.

31 Sec. 11. Section 476.79, Code 2014, is amended to
 32 read as follows:

33 **476.79 Provision of nonutility service.**
 34 1. A ~~rate-regulated gas or electric~~ public utility
 35 providing any nonutility service to its customers shall
 36 keep and render to the board separate records of the
 37 nonutility service. The board may provide for the
 38 examination and inspection of the books, accounts,
 39 papers, and records of the nonutility service, as
 40 may be necessary, to enforce any provisions of this
 41 chapter.

42 2. The board shall adopt rules which specify the
 43 manner and form of the accounts relating to providing
 44 nonutility services which the ~~rate-regulated gas or~~
 45 ~~electric~~ public utility shall maintain.

46 Sec. 12. Section 476.80, unnumbered paragraph 1,
 47 Code 2014, is amended to read as follows:
 48 ~~A rate-regulated gas or electric~~ public utility
 49 which engages in a systematic marketing effort as
 50 defined by the board, other than on an incidental or

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1 casual basis, to promote the availability of nonutility
 2 service from the public utility shall make available at
 3 reasonable compensation on a nondiscriminatory basis
 4 to all persons engaged primarily in providing the same
 5 competitive nonutility services in that area all of
 6 the following services to the same extent utilized by
 7 the public utility in connection with its nonutility
 8 services:

9 Sec. 13. Section 476.81, Code 2014, is amended to
 10 read as follows:

11 **476.81 Audit required.**

12 The board may periodically retain a nationally or
 13 regionally recognized independent auditing firm to
 14 conduct an audit of the nonutility services provided by
 15 a ~~rate-regulated gas or electric~~ public utility subject
 16 to the provisions of section 476.80. A nonutility
 17 service audit shall not be conducted more frequently
 18 than every three years, unless ordered by the board for
 19 good cause. The cost of the audit shall be paid by the
 20 public utility to the independent auditing firm and
 21 shall be included in its regulated rates and charges,
 22 unless otherwise ordered by the board for good cause
 23 after providing the public utility the opportunity for
 24 a hearing on the board's decision.

25 Sec. 14. Section 476.83, Code 2014, is amended to
 26 read as follows:

27 **476.83 Complaints.**

28 Any person may file a written complaint with the
 29 board requesting that the board determine compliance by
 30 a ~~rate-regulated gas or electric~~ public utility with
 31 the provisions of section 476.78, 476.79, or 476.80, or
 32 any validly adopted rules to implement these sections.
 33 Upon the filing of a complaint, the board may promptly
 34 initiate a formal complaint proceeding and give notice
 35 of the proceeding and the opportunity for hearing. The
 36 formal complaint proceeding may be initiated at any
 37 time by the board on its own motion. The board shall
 38 render a decision in the proceeding within ninety days
 39 after the date the written complaint was filed, unless
 40 additional time is requested by the complainant.

41 Sec. 15. Section 476.96, Code 2014, is amended to
 42 read as follows:

43 **476.96 Definitions.**

44 As used in ~~section 476.95, this section, and sections~~

45 ~~476.97 through 476.102, 476.100 and 476.101~~, unless the
46 context otherwise requires:

47 1. ~~“Basic communications service” includes at~~
48 ~~a minimum, basic local telephone service, switched~~
49 ~~access, 911 and E-911 services, and dual party relay~~
50 ~~service. The board is authorized to classify by rule~~

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1 ~~at any time, any other two-way switched communications~~
2 ~~services as basic communications services consistent~~
3 ~~with community expectations and the public interest.~~

4 2. ~~“Basic local telephone service” means the~~
5 ~~provision of dial tone access and usage, for the~~
6 ~~transmission of two-way switched communications within~~
7 ~~a local exchange area, including, but not limited to,~~
8 ~~the following:~~

9 ~~a. Residence service and business services,~~
10 ~~including flat rate or local measured service, private~~
11 ~~branch exchange trunks, trunk type hunting services,~~
12 ~~direct inward dialing, and the network access portion~~
13 ~~of central office switched exchange service.~~

14 ~~b. Extended area service.~~

15 ~~c. Touch tone service when provided separately.~~

16 ~~d. Call tracing.~~

17 ~~e. Calling number blocking on either a per-call or~~
18 ~~a per-line basis.~~

19 ~~f. Local exchange white pages directories.~~

20 ~~g. Installation and repair of local network access.~~

21 ~~h. Local operator services, excluding directory~~
22 ~~assistance.~~

23 ~~i. Toll service blocking and 1-900 and 1-976 access~~
24 ~~blocking.~~

25 3. 1. ~~“Competitive local exchange service provider”~~
26 ~~means any person, including a municipal utility, that~~
27 ~~provides local exchange services, other than a local~~
28 ~~exchange carrier or a nonrate-regulated wireline~~
29 ~~provider of local exchange services under an authorized~~
30 ~~certificate of public convenience and necessity within~~
31 ~~a specific geographic area described in maps filed with~~
32 ~~and approved by the board as of September 30, 1992.~~

33 4. ~~“Interim number portability” means one or more~~
34 ~~mechanisms by which a local exchange customer at a~~
35 ~~particular location may change the customer’s local~~
36 ~~exchange services provider without any change in the~~
37 ~~local exchange customer’s telephone number, while~~
38 ~~experiencing as little loss of functionality as is~~
39 ~~feasible using available technology.~~

40 5. 2. ~~“Local exchange carrier” means any person~~
41 ~~that was the incumbent and historical rate-regulated~~
42 ~~wireline provider of local exchange services or any~~
43 ~~successor to such person that provides local exchange~~

44 services under an authorized certificate of public
 45 convenience and necessity within a specific geographic
 46 area described in maps filed with and approved by the
 47 board as of September 30, 1992.

48 6. ~~“Nonbasic communications services” means all~~
 49 ~~communications services subject to the board’s~~
 50 ~~jurisdiction which are not deemed either by statute or~~

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1 ~~by rule to be basic communications services, including~~
 2 ~~any service offered by the local exchange carrier~~
 3 ~~for the first time after July 1, 1995. A service is~~
 4 ~~not considered new if it constitutes the bundling,~~
 5 ~~unbundling, or repricing of an already existing~~
 6 ~~service. Consistent with community expectations and~~
 7 ~~the public interest, the board may reclassify by rule~~
 8 ~~as nonbasic those two-way switched communications~~
 9 ~~services previously classified by rule as basic.~~

10 7. ~~“Provider number portability” means the~~
 11 ~~capability of a local exchange customer to change~~
 12 ~~the customer’s local exchange services provider~~
 13 ~~at the customer’s same location without any change~~
 14 ~~in the local exchange customer’s telephone number,~~
 15 ~~while preserving the full range of functionality~~
 16 ~~that the customer currently experiences. “Provider~~
 17 ~~number portability” includes the equal availability~~
 18 ~~of information concerning the local exchange provider~~
 19 ~~servicing the number to all carriers, and the ability~~
 20 ~~to deliver traffic directly to that provider without~~
 21 ~~having first to route traffic to the local exchange~~
 22 ~~carrier or otherwise use the services, facilities, or~~
 23 ~~capabilities of the local exchange carrier to complete~~
 24 ~~the call, and without the dialing of additional digits~~
 25 ~~or access codes.~~

26 Sec. 16. Section 476.101, subsections 1, 8, and 10,
 27 Code 2014, are amended to read as follows:

28 1. A certificate of public convenience and
 29 necessity to provide local telephone service shall
 30 not be interpreted as conveying a monopoly, exclusive
 31 privilege, or franchise. A competitive local
 32 exchange service provider shall not be subject to
 33 the requirements of this chapter, except that a
 34 competitive local exchange service provider shall
 35 obtain a certificate of public convenience and
 36 necessity pursuant to section 476.29, ~~file tariffs,~~
 37 notify affected customers prior to any rate increase,
 38 file reports, information, and pay assessments pursuant
 39 to section 476.2, subsection 4, and sections 476.9,
 40 476.10, 476.16, 476.102, and 477C.7, and shall be
 41 subject to the board’s authority with respect to
 42 adequacy of service, interconnection, discontinuation

43 of service, civil penalties, and complaints. If,
44 after notice and opportunity for hearing, the board
45 determines that a competitive local exchange service
46 provider possesses market power in its local exchange
47 market or markets, the board may apply such other
48 provisions of this chapter to a competitive local
49 exchange service provider as it deems appropriate.
50 8. Any person may file a written complaint with the

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1 board requesting the board to determine compliance by a
2 local exchange carrier with the provisions of sections
3 476.96, ~~through~~ 476.100, and 476.102, and this section,
4 or any board rules implementing those sections. Upon
5 the filing of such complaint, the board may promptly
6 initiate a formal complaint proceeding and give notice
7 of the proceeding and the opportunity for hearing. The
8 formal complaint proceeding may be initiated at any
9 time by the board on its own motion. The board shall
10 render a decision in the proceeding within ninety days
11 after the date the written complaint was filed. The
12 board, for good cause shown, may extend the deadline
13 for acting upon the complaint for an additional period
14 not to exceed thirty days.

15 10. In a proceeding associated with the granting
16 of a certificate under section 476.29, approving
17 maps ~~and tariffs~~ for competitive local exchange
18 providers provided for in this section, or in resolving
19 a complaint filed pursuant to subsection 8 and
20 proceedings under 47 U.S.C. § 251 – 254, the board shall
21 allocate the costs and expenses of the proceedings
22 to persons identified as parties in the proceeding
23 who are engaged in or who seek to engage in providing
24 telecommunications services or other persons identified
25 as participants in the proceeding. The funds received
26 for the costs and the expenses shall be remitted to the
27 treasurer of state for deposit in the department of
28 commerce revolving fund created in section 546.12 as
29 provided in section 476.10.

30 Sec. 17. Section 476.101, subsections 4, 5, and 6,
31 Code 2014, are amended by striking the subsections.

32 Sec. 18. Section 477.9A, Code 2014, is amended to
33 read as follows:

34 **477.9A Deregulated services.**

35 1. A telegraph or telephone company whose services
36 are deregulated by the board under section 476.1D
37 may use public notice as a means of conveying terms
38 and conditions to customers where identification of
39 those customers is infeasible or impractical. Public
40 notice may also be used to convey changes in terms and
41 conditions, other than price increases or limitations

42 of liability, to all other customers, but only if those
 43 customers were put on notice that this means would be
 44 used to convey subsequent changes. Notwithstanding
 45 section 477.7, when services are deregulated by the
 46 board under section 476.1D, a telegraph or telephone
 47 company, in any contract, agreement, or by means of
 48 public notice, may reasonably limit its liability
 49 under section 477.7 in the course of providing the
 50 deregulated communications services to its customers,

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1 except for acts of willful misconduct. However,
 2 this section does not allow a greater limitation on
 3 liability than exists in any contract or approved
 4 tariff as of the effective date of the deregulation of
 5 the services.
 6 2. A telephone company whose services are subject
 7 to regulation by the board with respect to terms and
 8 conditions, but not rates, shall give notice of rate
 9 changes to customers.
 10 Sec. 19. REPEAL. Sections 476.4A, 476.97, and
 11 476.99, Code 2014, are repealed.>
 12 2. Title page, by striking lines 1 through 3
 13 and inserting <An Act relating to matters under the
 14 purview of the utilities division of the department of
 15 commerce.>

S-5136

HOUSE AMENDMENT TO
 SENATE FILE 2310

1 Amend Senate File 2310, as passed by the Senate, as
 2 follows:
 3 1. Page 1, by striking lines 7 and 8 and inserting
 4 <having reasonable cause to believe the person to be
 5 under the age of eighteen, to consume or possess on
 6 such property any alcoholic>
 7 2. Page 1, after line 15 by inserting:
 8 <c. This subsection shall not apply to any of the
 9 following:
 10 (1) A landlord or manager of the property.
 11 (2) A person under legal age who consumes or
 12 possesses any alcoholic liquor, wine, or beer in
 13 connection with a religious observance, ceremony, or
 14 right.>
 15 3. Page 3, line 1, by striking <underage> and
 16 inserting <under eighteen years of age>
 17 4. By renumbering as necessary.

S-5137

- 1 Amend the House amendment, S-5117, to Senate File
- 2 2196, as passed by the Senate, as follows:
- 3 1. By striking page 1, line 3, through page 5, line
- 4 4.
- 5 2. By renumbering as necessary.

MARY JO WILHELM

S-5138

- 1 Amend Senate File 2349 as follows:
- 2 1. Page 1, by striking lines 8 through 12.
- 3 2. Page 16, line 31, by striking <22,000,000> and
- 4 inserting <0>
- 5 3. By renumbering as necessary.

MATT McCOY

S-5139

HOUSE AMENDMENT TO
SENATE FILE 2130

- 1 Amend Senate File 2130, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 6, after line 24 by inserting:
- 4 <DIVISION ___
- 5 IOWA PRODUCTS
- 6 Sec. ___. IOWA PRODUCTS. As a condition of
- 7 receiving an appropriation pursuant to this Act,
- 8 the department of transportation shall give first
- 9 preference when purchasing a product to an Iowa product
- 10 or a product produced from an Iowa-based business.
- 11 Second preference shall be given to a United States
- 12 product or a product produced from a business based in
- 13 the United States.>
- 14 2. Page 6, after line 24 by inserting:
- 15 <DIVISION ___
- 16 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS
- 17 Sec. ___. PERSONNEL SETTLEMENT AGREEMENT
- 18 PAYMENTS. As a condition made to any appropriation to
- 19 the department of transportation as provided in this
- 20 Act, moneys appropriated and any other moneys available
- 21 for use by the department under this Act shall not
- 22 be used for the payment of a personnel settlement
- 23 agreement between the department and a state employee
- 24 that contains a confidentiality provision intended to
- 25 prevent public disclosure of the agreement or any terms
- 26 of the agreement.>
- 27 3. By renumbering as necessary.

S-5140

- 1 Amend the House amendment, S-5117, to Senate File
 2 2196, as passed by the Senate, as follows:
 3 1. By striking page 1, line 3, through page 5, line
 4 4.
 5 2. By striking page 5, line 17, through page 6,
 6 line 9.
 7 3. By renumbering as necessary.

MARY JO WILHELM

S-5141

- 1 Amend Senate File 2348 as follows:
 2 1. Page 2, line 29, by striking <thousand or> and
 3 inserting <thousand,>
 4 2. Page 2, line 30, after <seventy thousand,> by
 5 inserting <or a county with a population of at least
 6 forty-six thousand but not more than forty-eight
 7 thousand,>

MATT McCOY
JULIAN B. GARRETT**S-5142**

- 1 Amend the House amendment, S-5139, to Senate File
 2 2130, as amended, passed, and reprinted by the Senate,
 3 as follows:
 4 1. Page 1, line 13, after <States.> by inserting
 5 <For purposes of this section, “product” does not mean
 6 construction, construction material, or construction
 7 equipment.>

MATT McCOY

S-5143

- 1 Amend Senate File 2348 as follows:
 2 1. Page 2, line 31, after <census.> by inserting
 3 <Except for purposes of allocating local sales and
 4 services tax receipts based on the county in which the
 5 tax was collected under section 423B.7, subsection 1,
 6 a city shall be deemed to be located in a qualified
 7 county if a majority of the population of the city,
 8 according to the 2010 federal decennial census, resides
 9 in the qualified county.>
 10 2. Page 8, by striking lines 20 and 21 and
 11 inserting <tax effective on the ~~later of the date of~~
 12 ~~the adoption of the repeal motion or the earliest date~~

13 specified in section 423B.6,>
 14 3. Page 8, line 22, after <subsection 1> by
 15 inserting < following adoption of the motion>
 16 4. Page 8, by striking lines 31 and 32 and
 17 inserting <local sales and services tax effective on
 18 the earliest date>
 19 5. Page 8, line 33, after <subsection 1> by
 20 inserting < following adoption of the motion>
 21 6. Page 9, by striking lines 5 and 6 and inserting
 22 <local sales and services tax effective on the earliest
 23 date>
 24 7. Page 9, line 7, after <subsection 1> by
 25 inserting < following adoption of the motion>
 26 8. Page 12, by striking lines 21 through 33 and
 27 inserting:
 28 <Sec. ____ Section 423B.7, subsection 1, Code 2014,
 29 is amended to read as follows:
 30 1. *a.* Except as provided in ~~paragraph~~ paragraphs
 31 “b” and “c,” the director shall credit the local sales
 32 and services tax receipts and interest and penalties
 33 ~~from a county imposed tax~~ to the county’s account
 34 in the local sales and services tax fund ~~and from a~~
 35 ~~city imposed tax under section 423B.1, subsection 2, to~~
 36 ~~the city’s account in the local sales and services tax~~
 37 ~~fund for the county in which the tax was collected.~~ If
 38 the director is unable to determine from which county
 39 any of the receipts were collected, those receipts
 40 shall be allocated among the possible counties based on
 41 allocation rules adopted by the director.
 42 *b.* ~~Notwithstanding paragraph “a,”~~ The director
 43 shall credit the designated amount of the increase in
 44 local sales and services tax receipts, as computed in
 45 section 423B.10, collected in an urban renewal area of
 46 an eligible city that has adopted an ordinance pursuant
 47 to section 423B.10, subsection 2, into a special city
 48 account in the local sales and services tax fund.
 49 *c.* The director shall credit the local sales and
 50 services tax receipts and interest and penalties from

Page 2

1 a city-imposed tax under section 423B.1, subsection 2,
 2 to the city’s account in the local sales and services
 3 tax fund.>

MATT McCOY
 JOE BOLKCOM

S-5144

1 Amend House File 2361, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. Page 26, after line 29 by inserting:
 4 <Sec. __. **NEW SECTION.** 328.13 Commercial air
 5 service retention and expansion committee.
 6 A commercial air service retention and expansion
 7 committee is established within the aviation office of
 8 the department. The membership of the committee shall
 9 consist of the director or the director's designee;
 10 the managers of each airport in Iowa with commercial
 11 air service; two members of the senate, one appointed
 12 by the majority leader of the senate and one appointed
 13 by the minority leader of the senate; and two members
 14 of the house of representatives, one appointed by the
 15 speaker of the house and one appointed by the minority
 16 leader of the house. Legislative members are eligible
 17 for per diem and expenses as provided in section 2.10,
 18 for each day of service. The committee shall develop a
 19 plan for the retention and expansion of passenger air
 20 service in Iowa on or before December 31, 2014. The
 21 committee shall meet as the committee deems necessary
 22 to assess progress in implementing the plan and, if
 23 necessary, to update the plan.>
 24 2. By renumbering as necessary.

DARYL BEALL
 AMANDA RAGAN

S-5145

1 Amend House File 2450, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 FY 2013-2014 — APPROPRIATIONS
 7 Section 1. 2013 Iowa Acts, chapter 139, section
 8 3, subsection 1, paragraph a, is amended to read as
 9 follows:
 10 a. For the operation of the Fort Madison
 11 correctional facility, including salaries, support,
 12 maintenance, and miscellaneous purposes:
 13 \$ 43,107,133
 14 Of the amount appropriated in this paragraph, the
 15 department may use up to \$500,000 for the remodel of
 16 the relocated John Bennett facility and the demolition
 17 of the existing farm bunkhouse adjacent to the newly
 18 constructed Fort Madison correctional facility.
 19 Notwithstanding section 8.33, moneys allocated in this
 20 unnumbered paragraph designated for the remodel and
 21 demolition that remain unencumbered or unobligated at
 22 the close of the fiscal year shall not revert but shall
 23 remain available to be used for the purposes designated
 24 until the close of the succeeding fiscal year.

25 Sec. 2. EFFECTIVE UPON ENACTMENT. This division of
26 this Act, being deemed of immediate importance, takes
27 effect upon enactment.

28 DIVISION II

29 FY 2014–2015 — APPROPRIATIONS

30 Sec. 3. 2013 Iowa Acts, chapter 139, section 19, is
31 amended to read as follows:

32 SEC. 19. DEPARTMENT OF JUSTICE.

33 1. There is appropriated from the general fund
34 of the state to the department of justice for the
35 fiscal year beginning July 1, 2014, and ending June 30,
36 2015, the following amounts, or so much thereof as is
37 necessary, to be used for the purposes designated:

38 a. For the general office of attorney general for
39 salaries, support, maintenance, and miscellaneous
40 purposes, including the prosecuting attorneys training
41 program, matching funds for federal violence against
42 women grant programs, victim assistance grants, office
43 of drug control policy prosecuting attorney program,
44 and odometer fraud enforcement, and for not more than
45 the following full-time equivalent positions:

| | | |
|----------|------|------------------|
| 46 | \$ | <u>3,983,965</u> |
| 47 | | <u>8,164,905</u> |
| 48 | FTEs | 214.00 |

49 It is the intent of the general assembly that as
50 a condition of receiving the appropriation provided

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1 in this lettered paragraph, the department of justice
2 shall maintain a record of the estimated time incurred
3 representing each agency or department.

4 b. For victim assistance grants:

| | | |
|---------|----|------------------|
| 5 | \$ | <u>3,367,200</u> |
| 6 | | <u>6,734,400</u> |

7 The funds appropriated in this lettered paragraph
8 shall be used to provide grants to care providers
9 providing services to crime victims of domestic abuse
10 or to crime victims of rape and sexual assault.

11 The balance of the victim compensation fund
12 established in section 915.94 may be used to provide
13 salary and support of not more than 24 FTEs and
14 to provide maintenance for the victim compensation
15 functions of the department of justice.

16 The department of justice shall transfer at least
17 \$150,000 from the victim compensation fund established
18 in section 915.94 to the victim assistance grant
19 program.

20 Notwithstanding section 8.33, moneys appropriated
21 in this paragraph "b" that remain unencumbered or
22 unobligated at the close of the fiscal year shall not
23 revert but shall remain available for expenditure for

24 the purposes designed until the close of the succeeding
25 fiscal year.

26 c. For legal services for persons in poverty grants
27 as provided in section 13.34:

| | | |
|----------|----|------------------|
| 28 | \$ | <u>1,000,281</u> |
| 29 | | <u>2,400,000</u> |

30 2. a. The department of justice, in submitting
31 budget estimates for the fiscal year commencing July
32 1, 2015, pursuant to section 8.23, shall include a
33 report of funding from sources other than amounts
34 appropriated directly from the general fund of the
35 state to the department of justice or to the office of
36 consumer advocate. These funding sources shall include
37 but are not limited to reimbursements from other state
38 agencies, commissions, boards, or similar entities, and
39 reimbursements from special funds or internal accounts
40 within the department of justice. The department of
41 justice shall also report actual reimbursements for the
42 fiscal year commencing July 1, 2013, and actual and
43 expected reimbursements for the fiscal year commencing
44 July 1, 2014.

45 b. The department of justice shall include the
46 report required under paragraph "a", as well as
47 information regarding any revisions occurring as a
48 result of reimbursements actually received or expected
49 at a later date, in a report to the co-chairpersons
50 and ranking members of the joint appropriations

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1 subcommittee on the justice system and the legislative
2 services agency. The department of justice shall
3 submit the report on or before January 15, 2015.

4 Sec. 4. 2013 Iowa Acts, chapter 139, section 20, is
5 amended to read as follows:

6 SEC. 20. OFFICE OF CONSUMER ADVOCATE. There is
7 appropriated from the department of commerce revolving
8 fund created in section 546.12 to the office of
9 consumer advocate of the department of justice for the
10 fiscal year beginning July 1, 2014, and ending June 30,
11 2015, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:

| | | |
|----------|------|------------------|
| 16 | \$ | <u>1,568,082</u> |
| 17 | | <u>3,137,588</u> |
| 18 | FTEs | 22.00 |

19 Sec. 5. 2013 Iowa Acts, chapter 139, section 21, is
20 amended to read as follows:

21 SEC. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.

22 1. There is appropriated from the general fund of

23 the state to the department of corrections for the
 24 fiscal year beginning July 1, 2014, and ending June
 25 30, 2015, the following amounts, or so much thereof as
 26 is necessary, to be used for the operation of adult
 27 correctional institutions, reimbursement of counties
 28 for certain confinement costs, and federal prison
 29 reimbursement, to be allocated as follows:
 30 a. For the operation of the Fort Madison
 31 correctional facility, including salaries, support,
 32 maintenance, and miscellaneous purposes:
 33 \$ 21,553,567
 34 43,021,602
 35 b. For the operation of the Anamosa correctional
 36 facility, including salaries, support, maintenance, and
 37 miscellaneous purposes:
 38 \$ 16,460,261
 39 33,668,253
 40 It is the intent of the general assembly that the
 41 department of corrections maintain and operate the
 42 Luster Heights prison camp.
 43 c. For the operation of the Oakdale correctional
 44 facility, including salaries, support, maintenance, and
 45 miscellaneous purposes:
 46 \$ 29,275,062
 47 59,240,786
 48 d. For the operation of the Newton correctional
 49 facility, including salaries, support, maintenance, and
 50 miscellaneous purposes:

Page 4

1 \$ 13,563,645
 2 27,572,108
 3 e. For the operation of the Mt. Pleasant
 4 correctional facility, including salaries, support,
 5 maintenance, and miscellaneous purposes:
 6 \$ 12,405,714
 7 25,360,135
 8 f. For the operation of the Rockwell City
 9 correctional facility, including salaries, support,
 10 maintenance, and miscellaneous purposes:
 11 \$ 4,835,574
 12 9,836,353
 13 g. For the operation of the Clarinda correctional
 14 facility, including salaries, support, maintenance, and
 15 miscellaneous purposes:
 16 \$ 12,620,808
 17 25,933,430
 18 Moneys received by the department of corrections as
 19 reimbursement for services provided to the Clarinda
 20 youth corporation are appropriated to the department
 21 and shall be used for the purpose of operating the

| | | | |
|----|---|----|-------------------|
| 22 | Clarinda correctional facility. | | |
| 23 | h. For the operation of the Mitchellville | | |
| 24 | correctional facility, including salaries, support, | | |
| 25 | maintenance, and miscellaneous purposes: | | |
| 26 | ..... | \$ | <u>10,802,018</u> |
| 27 | | | <u>22,045,970</u> |
| 28 | i. For the operation of the Fort Dodge correctional | | |
| 29 | facility, including salaries, support, maintenance, and | | |
| 30 | miscellaneous purposes: | | |
| 31 | ..... | \$ | <u>14,932,616</u> |
| 32 | | | <u>30,097,648</u> |
| 33 | j. For reimbursement of counties for temporary | | |
| 34 | confinement of work release and parole violators, as | | |
| 35 | provided in sections 901.7, 904.908, and 906.17, and | | |
| 36 | for offenders confined pursuant to section 904.513: | | |
| 37 | ..... | \$ | <u>537,546</u> |
| 38 | | | <u>1,075,092</u> |
| 39 | k. For federal prison reimbursement, reimbursements | | |
| 40 | for out-of-state placements, and miscellaneous | | |
| 41 | contracts: | | |
| 42 | ..... | \$ | <u>242,206</u> |
| 43 | | | <u>484,411</u> |
| 44 | 2. The department of corrections shall use moneys | | |
| 45 | appropriated in subsection 1 to continue to contract | | |
| 46 | for the services of a Muslim imam and a Native American | | |
| 47 | spiritual leader. | | |
| 48 | Sec. 6. 2013 Iowa Acts, chapter 139, section 22, is | | |
| 49 | amended to read as follows: | | |
| 50 | SEC. 22. DEPARTMENT OF CORRECTIONS — | | |

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| | | | |
|----|---|----|------------------|
| 1 | ADMINISTRATION. There is appropriated from the general | | |
| 2 | fund of the state to the department of corrections for | | |
| 3 | the fiscal year beginning July 1, 2014, and ending June | | |
| 4 | 30, 2015, the following amounts, or so much thereof as | | |
| 5 | is necessary, to be used for the purposes designated: | | |
| 6 | 1. For general administration, including salaries, | | |
| 7 | support, maintenance, employment of an education | | |
| 8 | director to administer a centralized education | | |
| 9 | program for the correctional system, and miscellaneous | | |
| 10 | purposes: | | |
| 11 | ..... | \$ | <u>2,540,791</u> |
| 12 | | | <u>5,270,010</u> |
| 13 | a. It is the intent of the general assembly | | |
| 14 | that each lease negotiated by the department of | | |
| 15 | corrections with a private corporation for the purpose | | |
| 16 | of providing private industry employment of inmates in | | |
| 17 | a correctional institution shall prohibit the private | | |
| 18 | corporation from utilizing inmate labor for partisan | | |
| 19 | political purposes for any person seeking election to | | |
| 20 | public office in this state and that a violation of | | |

21 this requirement shall result in a termination of the
22 lease agreement.

23 b. It is the intent of the general assembly that as
24 a condition of receiving the appropriation provided in
25 this subsection the department of corrections shall not
26 enter into a lease or contractual agreement pursuant to
27 section 904.809 with a private corporation for the use
28 of building space for the purpose of providing inmate
29 employment without providing that the terms of the
30 lease or contract establish safeguards to restrict, to
31 the greatest extent feasible, access by inmates working
32 for the private corporation to personal identifying
33 information of citizens.

34 c. It is the intent of the general assembly that
35 as a condition of receiving the appropriation provided
36 in this subsection the department of corrections shall
37 not, except as otherwise provided in paragraph "b",
38 enter into a new contract, unless the contract is a
39 renewal of an existing contract, for the expenditure
40 of moneys in excess of \$100,000 during the fiscal
41 year beginning July 1, 2014, for the privatization
42 of services performed by the department using state
43 employees as of July 1, 2014, or for the privatization
44 of new services by the department without prior
45 consultation with any applicable state employee
46 organization affected by the proposed new contract and
47 prior notification of the co-chairpersons and ranking
48 members of the joint appropriations subcommittee on the
49 justice system.

50 d. It is the intent of the general assembly

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1 that the department of corrections add additional
2 correctional officer positions to the current number
3 of correctional officer positions as of July 1,
4 2104, by adding six correctional officers at the
5 Fort Madison correctional facility, six correctional
6 officers at the Anamosa correctional facility, two
7 correctional officers at the Oakdale correctional
8 facility, two correctional officers at the Newton
9 correctional facility, seven correctional officers
10 at the Mount Pleasant correctional facility, two
11 correctional officers at the Rockwell City correctional
12 facility, four correctional officers at the Clarinda
13 correctional facility, two correctional officers
14 at the Mitchellville correctional facility, and two
15 correctional officers at the Fort Dodge correctional
16 facility.

17 2. For educational programs for inmates at state
18 penal institutions:

19 \$

1,304,055

20 2,608,109

21 a. To maximize the funding for educational

22 programs, the department shall establish guidelines

23 and procedures to prioritize the availability of

24 educational and vocational training for inmates based

25 upon the goal of facilitating an inmate’s successful

26 release from the correctional institution.

27 b. The director of the department of corrections

28 may transfer moneys from Iowa prison industries and the

29 canteen operating funds established pursuant to section

30 904.310, for use in educational programs for inmates.

31 c. Notwithstanding section 8.33, moneys

32 appropriated in this subsection that remain unobligated

33 or unexpended at the close of the fiscal year shall not

34 revert but shall remain available to be used only for

35 the purposes designated in this subsection until the

36 close of the succeeding fiscal year.

37 3. For the development of the Iowa corrections

38 offender network (ICON) data system:

| | | |
|---|----|------------------|
| 39 | \$ | 1,000,000 |
| 40 | | <u>2,000,000</u> |
| 41 4. For offender mental health and substance abuse | | |
| 42 treatment: | | |
| 43 | \$ | 11,160 |
| 44 | | <u>22,319</u> |
| 45 5. For viral hepatitis prevention and treatment: | | |
| 46 | \$ | 83,941 |
| 47 6. For operations costs and miscellaneous purposes: | | |
| 48 | \$ | 1,285,655 |

49 7. It is the intent of the general assembly that

50 for the fiscal year addressed by this section the

Page 7

1 department of corrections shall continue to operate the

2 correctional farms under the control of the department

3 at the same or greater level of participation and

4 involvement as existed as of January 1, 2011; shall not

5 enter into any rental agreement or contract concerning

6 any farmland under the control of the department that

7 is not subject to a rental agreement or contract as of

8 January 1, 2011, without prior legislative approval;

9 and shall further attempt to provide job opportunities

10 at the farms for inmates. The department shall attempt

11 to provide job opportunities at the farms for inmates

12 by encouraging labor-intensive farming or gardening

13 where appropriate; using inmates to grow produce

14 and meat for institutional consumption; researching

15 the possibility of instituting food canning and

16 cook-and-chill operations; and exploring opportunities

17 for organic farming and gardening, livestock ventures,

18 horticulture, and specialized crops.

19 Sec. 7. 2013 Iowa Acts, chapter 139, section 23, is
 20 amended to read as follows:

21 SEC. 23. JUDICIAL DISTRICT DEPARTMENTS OF
 22 CORRECTIONAL SERVICES.

23 1. There is appropriated from the general fund of
 24 the state to the department of corrections for the
 25 fiscal year beginning July 1, 2014, and ending June
 26 30, 2015, for salaries, support, maintenance, and
 27 miscellaneous purposes, the following amounts, or
 28 so much thereof as is necessary, to be allocated as
 29 follows:

30 a. For the first judicial district department of
 31 correctional services:
 32 \$ 7,049,543
 33 14,753,977

34 It is the intent of the general assembly that the
 35 first judicial district department of correctional
 36 services maintain the drug courts operated by the
 37 district department.

38 b. For the second judicial district department of
 39 correctional services:
 40 \$ 5,435,213
 41 11,500,661

42 It is the intent of the general assembly that the
 43 second judicial district department of correctional
 44 services establish and maintain two drug courts to be
 45 operated by the district department.

46 c. For the third judicial district department of
 47 correctional services:
 48 \$ 3,552,933
 49 7,241,257

50 d. For the fourth judicial district department of

Page 8

1 correctional services:
 2 \$ 2,747,655
 3 5,608,005

4 e. For the fifth judicial district department of
 5 correctional services, including funding for electronic
 6 monitoring devices for use on a statewide basis:

7 \$ 9,687,714
 8 20,102,616

9 It is the intent of the general assembly that the
 10 fifth judicial district department of correctional
 11 services maintain the drug court operated by the
 12 district department.

13 f. For the sixth judicial district department of
 14 correctional services:
 15 \$ 7,319,269
 16 14,833,623

17 It is the intent of the general assembly that the

18 sixth judicial district department of correctional
 19 services maintain the drug court operated by the
 20 district department.
 21 g. For the seventh judicial district department of
 22 correctional services:
 23 \$ 3,804,891
 24 7,856,873
 25 It is the intent of the general assembly that the
 26 seventh judicial district department of correctional
 27 services maintain the drug court operated by the
 28 district department.
 29 h. For the eighth judicial district department of
 30 correctional services:
 31 \$ 4,103,307
 32 8,133,194
 33 2. Each judicial district department of
 34 correctional services, within the funding available,
 35 shall continue programs and plans established within
 36 that district to provide for intensive supervision, sex
 37 offender treatment, diversion of low-risk offenders
 38 to the least restrictive sanction available, job
 39 development, and expanded use of intermediate criminal
 40 sanctions.
 41 3. Each judicial district department of
 42 correctional services shall provide alternatives to
 43 prison consistent with chapter 901B. The alternatives
 44 to prison shall ensure public safety while providing
 45 maximum rehabilitation to the offender. A judicial
 46 district department of correctional services may also
 47 establish a day program.
 48 4. The governor's office of drug control policy
 49 shall consider federal grants made to the department
 50 of corrections for the benefit of each of the eight

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1 judicial district departments of correctional services
 2 as local government grants, as defined pursuant to
 3 federal regulations.
 4 5. The department of corrections shall continue
 5 to contract with a judicial district department
 6 of correctional services to provide for the rental
 7 of electronic monitoring equipment which shall be
 8 available statewide.
 9 Sec. 8. 2013 Iowa Acts, chapter 139, section 28, is
 10 amended to read as follows:
 11 SEC. 28. IOWA LAW ENFORCEMENT ACADEMY.
 12 1. There is appropriated from the general fund of
 13 the state to the Iowa law enforcement academy for the
 14 fiscal year beginning July 1, 2014, and ending June 30,
 15 2015, the following amount, or so much thereof as is
 16 necessary, to be used for the purposes designated:

| | | |
|----|---|----------------|
| 17 | For salaries, support, maintenance, miscellaneous | |
| 18 | purposes, including jailer training and technical | |
| 19 | assistance, and for not more than the following | |
| 20 | full-time equivalent positions: | |
| 21 | ..... | \$ 500,849 |
| 22 | | <u>881,214</u> |
| 23 | FTEs | <u>22.88</u> |
| 24 | | <u>22.00</u> |

25 It is the intent of the general assembly that the
 26 Iowa law enforcement academy may provide training of
 27 state and local law enforcement personnel concerning
 28 the recognition of and response to persons with
 29 Alzheimers’s disease.

30 The Iowa law enforcement academy may temporarily
 31 exceed and draw more than the amount appropriated in
 32 this subsection and incur a negative cash balance as
 33 long as there are receivables equal to or greater than
 34 the negative balance and the amount appropriated in
 35 this subsection is not exceeded at the close of the
 36 fiscal year.

37 2. The Iowa law enforcement academy may select
 38 at least five automobiles of the department of public
 39 safety, division of state patrol, prior to turning over
 40 the automobiles to the department of administrative
 41 services to be disposed of by public auction, and
 42 the Iowa law enforcement academy may exchange any
 43 automobile owned by the academy for each automobile
 44 selected if the selected automobile is used in training
 45 law enforcement officers at the academy. However,
 46 any automobile exchanged by the academy shall be
 47 substituted for the selected vehicle of the department
 48 of public safety and sold by public auction with the
 49 receipts being deposited in the depreciation fund to
 50 the credit of the department of public safety, division

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1 of state patrol.
 2 3. a. The public service executive three position
 3 commonly referred to as the deputy director position of
 4 the academy is not included in the full-time equivalent
 5 positions authorized by this section and shall be
 6 eliminated on or before July 1, 2014.
 7 b. The Iowa law enforcement academy shall complete
 8 all administrative functions necessary to transfer the
 9 powers and duties of the eliminated position to the
 10 director and other staff of the academy on or before
 11 July 1, 2014.

12 Sec. 9. 2013 Iowa Acts, chapter 139, section 29, is
 13 amended to read as follows:

14 SEC. 29. STATE PUBLIC DEFENDER. There is
 15 appropriated from the general fund of the state to the

16 office of the state public defender of the department
 17 of inspections and appeals for the fiscal year
 18 beginning July 1, 2014, and ending June 30, 2015, the
 19 following amounts, or so much thereof as is necessary,
 20 to be allocated as follows for the purposes designated:

21 1. For salaries, support, maintenance,
 22 miscellaneous purposes, and for not more than the
 23 following full-time equivalent positions:
 24 \$ 12,931,091
 25 25,882,243
 26 FTEs 219.00
 27 221.00

28 2. For payments on behalf of eligible adults and
 29 juveniles from the indigent defense fund, in accordance
 30 with section 815.11:
 31 \$ 14,950,965
 32 29,901,929

33 Sec. 10. 2013 Iowa Acts, chapter 139, section 30,
 34 is amended to read as follows:

35 SEC. 30. BOARD OF PAROLE. There is appropriated
 36 from the general fund of the state to the board of
 37 parole for the fiscal year beginning July 1, 2014, and
 38 ending June 30, 2015, the following amount, or so much
 39 thereof as is necessary, to be used for the purposes
 40 designated:

41 For salaries, support, maintenance, miscellaneous
 42 purposes, and for not more than the following full-time
 43 equivalent positions:
 44 \$ 601,918
 45 1,204,583
 46 FTEs 11.00

47 Sec. 11. 2013 Iowa Acts, chapter 139, section 31,
 48 is amended to read as follows:

49 SEC. 31. DEPARTMENT OF PUBLIC DEFENSE — DEPARTMENT
 50 OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There

1 is appropriated from the general fund of the state
 2 to the department of public defense or the department
 3 of homeland security and emergency management, as
 4 applicable, for the fiscal year beginning July 1, 2014,
 5 and ending June 30, 2015, the following amounts, or
 6 so much thereof as is necessary, to be used for the
 7 purposes designated:

8 1. MILITARY DIVISION

9 For salaries, support, maintenance, miscellaneous
 10 purposes, and for not more than the following full-time
 11 equivalent positions:
 12 \$ 3,263,521
 13 6,554,478
 14 FTEs 293.61

15 283.50

16 The military division may temporarily exceed
17 and draw more than the amount appropriated in this
18 subsection and incur a negative cash balance as long
19 as there are receivables of federal funds equal to
20 or greater than the negative balance and the amount
21 appropriated in this subsection is not exceeded at the
22 close of the fiscal year.

23 2. THE DEPARTMENT OF HOMELAND SECURITY AND
24 EMERGENCY MANAGEMENT DIVISION OF SUCCESSOR AGENCY

25 For salaries, support, maintenance, miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:

| | | |
|----------|------|------------------|
| 28 | \$ | <u>1,087,139</u> |
| 29 | | <u>2,229,623</u> |
| 30 | FTEs | <u>37.40</u> |
| 31 | | <u>36.13</u> |

32 a. The department of homeland security and
33 emergency management ~~division or successor agency~~
34 may temporarily exceed and draw more than the amount
35 appropriated in this subsection and incur a negative
36 cash balance as long as there are receivables of
37 federal funds equal to or greater than the negative
38 balance and the amount appropriated in this subsection
39 is not exceeded at the close of the fiscal year.

40 b. It is the intent of the general assembly that
41 the department of homeland security and emergency
42 management ~~division or successor agency~~ work in
43 conjunction with the department of public safety, to
44 the extent possible, when gathering and analyzing
45 information related to potential domestic or foreign
46 security threats, and when monitoring such threats.

47 Sec. 12. 2013 Iowa Acts, chapter 139, section 32,
48 is amended to read as follows:

49 SEC. 32. DEPARTMENT OF PUBLIC SAFETY. There is
50 appropriated from the general fund of the state to

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1 the department of public safety for the fiscal year
2 beginning July 1, 2014, and ending June 30, 2015, the
3 following amounts, or so much thereof as is necessary,
4 to be used for the purposes designated:

5 1. For the department's administrative functions,
6 including the criminal justice information system, and
7 for not more than the following full-time equivalent
8 positions:

| | | |
|----------|------|------------------|
| 9 | \$ | <u>2,033,527</u> |
| 10 | | <u>4,183,349</u> |
| 11 | FTEs | 39.00 |

12 2. For the division of criminal investigation,
13 including the state's contribution to the peace

| | | | |
|----|---|------|-------------------|
| 14 | officers' retirement, accident, and disability system | | |
| 15 | provided in chapter 97A in the amount of the state's | | |
| 16 | normal contribution rate, as defined in section | | |
| 17 | 97A.8, multiplied by the salaries for which the | | |
| 18 | moneys are appropriated, to meet federal fund matching | | |
| 19 | requirements, and for not more than the following | | |
| 20 | full-time equivalent positions: | | |
| 21 | ..... | \$ | <u>6,466,707</u> |
| 22 | | | <u>13,625,414</u> |
| 23 | ..... | FTEs | <u>149.60</u> |
| 24 | | | <u>150.60</u> |
| 25 | 3. For the criminalistics laboratory fund created | | |
| 26 | in section 691.9: | | |
| 27 | ..... | \$ | <u>151,173</u> |
| 28 | | | <u>302,345</u> |
| 29 | 4. a. For the division of narcotics enforcement, | | |
| 30 | including the state's contribution to the peace | | |
| 31 | officers' retirement, accident, and disability system | | |
| 32 | provided in chapter 97A in the amount of the state's | | |
| 33 | normal contribution rate, as defined in section | | |
| 34 | 97A.8, multiplied by the salaries for which the | | |
| 35 | moneys are appropriated, to meet federal fund matching | | |
| 36 | requirements, and for not more than the following | | |
| 37 | full-time equivalent positions: | | |
| 38 | ..... | \$ | <u>3,377,928</u> |
| 39 | | | <u>6,919,855</u> |
| 40 | ..... | FTEs | <u>66.00</u> |
| 41 | | | <u>65.50</u> |
| 42 | b. For the division of narcotics enforcement for | | |
| 43 | undercover purchases: | | |
| 44 | ..... | \$ | <u>54,521</u> |
| 45 | | | <u>109,042</u> |
| 46 | 5. For the division of state fire marshal, for fire | | |
| 47 | protection services as provided through the state fire | | |
| 48 | service and emergency response council as created in | | |
| 49 | the department, and for the state's contribution to the | | |
| 50 | peace officers' retirement, accident, and disability | | |

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| | | | |
|----|---|------|------------------|
| 1 | system provided in chapter 97A in the amount of the | | |
| 2 | state's normal contribution rate, as defined in section | | |
| 3 | 97A.8, multiplied by the salaries for which the moneys | | |
| 4 | are appropriated, and for not more than the following | | |
| 5 | full-time equivalent positions: | | |
| 6 | ..... | \$ | <u>2,235,278</u> |
| 7 | | | <u>4,590,556</u> |
| 8 | ..... | FTEs | <u>53.00</u> |
| 9 | 6. For the division of state patrol, for salaries, | | |
| 10 | support, maintenance, workers' compensation costs, | | |
| 11 | and miscellaneous purposes, including the state's | | |
| 12 | contribution to the peace officers' retirement, | | |

13 accident, and disability system provided in chapter 97A
 14 in the amount of the state's normal contribution rate,
 15 as defined in section 97A.8, multiplied by the salaries
 16 for which the moneys are appropriated, and for not more
 17 than the following full-time equivalent positions:

| | | |
|----------|------|-------------------|
| 18 | \$ | <u>27,768,104</u> |
| 19 | | <u>58,736,597</u> |
| 20 | FTEs | <u>494.47</u> |
| 21 | | <u>514.00</u> |

22 It is the intent of the general assembly that the
 23 department of public safety add additional members to
 24 the state patrol to the current number of members of
 25 the state patrol as of July 1, 2014.

26 It is the intent of the general assembly that
 27 members of the state patrol be assigned to patrol
 28 the highways and roads in lieu of assignments for
 29 inspecting school buses for the school districts.

30 ~~7. For operations costs, and miscellaneous~~
 31 ~~purposes:~~

| | | |
|----------|----|--------------------|
| 32 | \$ | 850,000 |
|----------|----|--------------------|

33 8. For deposit in the sick leave benefits fund
 34 established under section 80.42 for all departmental
 35 employees eligible to receive benefits for accrued sick
 36 leave under the collective bargaining agreement:

| | | |
|----------|----|----------------|
| 37 | \$ | <u>139,759</u> |
| 38 | | <u>279,517</u> |

39 9. For costs associated with the training and
 40 equipment needs of volunteer fire fighters:

| | | |
|----------|----|----------------|
| 41 | \$ | <u>362,760</u> |
| 42 | | <u>825,520</u> |

43 a. Notwithstanding section 8.33, moneys
 44 appropriated in this subsection that remain
 45 unencumbered or unobligated at the close of the fiscal
 46 year shall not revert but shall remain available for
 47 expenditure only for the purpose designated in this
 48 subsection until the close of the succeeding fiscal
 49 year.

50 b. Notwithstanding section 8.39, the department

1 of public safety may reallocate moneys appropriated
 2 in this section as necessary to best fulfill the
 3 needs provided for in the appropriation. However, the
 4 department shall not reallocate moneys appropriated
 5 to the department in this section unless notice of
 6 the reallocation is given to the legislative services
 7 agency and the department of management prior to
 8 the effective date of the reallocation. The notice
 9 shall include information regarding the rationale for
 10 reallocating the moneys. The department shall not
 11 reallocate moneys appropriated in this section for the

12 purpose of eliminating any program.

13 10. For the public safety interoperable and
14 broadband communications fund established in section
15 80.44:

16 \$ 154,661

17 Sec. 13. 2013 Iowa Acts, chapter 139, section 33,
18 is amended to read as follows:

19 SEC. 33. GAMING ENFORCEMENT.

20 1. There is appropriated from the gaming
21 enforcement revolving fund created in section 80.43 to
22 the department of public safety for the fiscal year
23 beginning July 1, 2014, and ending June 30, 2015, the
24 following amount, or so much thereof as is necessary,
25 to be used for the purposes designated:

26 For any direct support costs for agents and officers
27 of the division of criminal investigation's excursion
28 gambling boat, gambling structure, and racetrack
29 enclosure enforcement activities, including salaries,
30 support, maintenance, miscellaneous purposes, and
31 for not more than the following full-time equivalent
32 positions:

| | | |
|----------|------|-------------------|
| 33 | \$ | <u>5,449,004</u> |
| 34 | | <u>10,898,008</u> |
| 35 | FTEs | <u>115.00</u> |
| 36 | | <u>109.00</u> |

37 2. For each additional license to conduct gambling
38 games on an excursion gambling boat, gambling
39 structure, or racetrack enclosure issued during
40 the fiscal year beginning July 1, 2014, there is
41 appropriated from the gaming enforcement fund to
42 the department of public safety for the fiscal year
43 beginning July 1, 2014, and ending June 30, 2015, an
44 additional amount of not more than \$300,000 to be used
45 for not more than 3.00 additional full-time equivalent
46 positions.

47 3. The department of public safety, with the
48 approval of the department of management, may employ
49 no more than three special agents for each additional
50 riverboat or gambling structure regulated after July 1,

1 2014, and three special agents for each racing facility
2 which becomes operational during the fiscal year which
3 begins July 1, 2014. Positions authorized in this
4 subsection are in addition to the full-time equivalent
5 positions otherwise authorized in this section.

6 Sec. 14. 2013 Iowa Acts, chapter 139, section 34,
7 is amended to read as follows:

8 SEC. 34. CIVIL RIGHTS COMMISSION. There is
9 appropriated from the general fund of the state to the
10 Iowa state civil rights commission for the fiscal year

11 beginning July 1, 2014, and ending June 30, 2015, the
 12 following amount, or so much thereof as is necessary,
 13 to be used for the purposes designated:

14 For salaries, support, maintenance, miscellaneous
 15 purposes, and for not more than the following full-time
 16 equivalent positions:
 17 \$ 648,535
 18 1,169,540
 19 FTEs 28.00

20 The Iowa state civil rights commission may enter
 21 into a contract with a nonprofit organization to
 22 provide legal assistance to resolve civil rights
 23 complaints.

24 Sec. 15. 2013 Iowa Acts, chapter 139, section 35,
 25 is amended to read as follows:

26 SEC. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING
 27 DIVISION. There is appropriated from the general fund
 28 of the state to the criminal and juvenile justice
 29 planning division of the department of human rights for
 30 the fiscal year beginning July 1, 2013, and ending June
 31 30, 2014, the following amounts, or so much thereof as
 32 is necessary, to be used for the purposes designated:

33 For salaries, support, maintenance, and
 34 miscellaneous purposes, and for not more than the
 35 following full-time equivalent positions:
 36 \$ 630,053
 37 1,260,105
 38 FTEs 10.81
 39 10.38

40 The criminal and juvenile justice planning advisory
 41 council and the juvenile justice advisory council
 42 shall coordinate their efforts in carrying out their
 43 respective duties relative to juvenile justice.

44 Sec. 16. 2013 Iowa Acts, chapter 139, section 36,
 45 is amended to read as follows:

46 SEC. 36. DEPARTMENT OF HOMELAND SECURITY AND
 47 EMERGENCY MANAGEMENT DIVISION. There is appropriated
 48 from the ~~wireless~~ E911 emergency communications fund
 49 created in section 34A.7A to the department of homeland
 50 security and emergency management division or successor

1 ~~agency~~ for the fiscal year beginning July 1, 2014, and
 2 ending June 30, 2015, an amount not exceeding \$250,000
 3 to be used for implementation, support, and maintenance
 4 of the functions of the administrator and program
 5 manager under chapter 34A and to employ the auditor of
 6 the state to perform an annual audit of the ~~wireless~~
 7 E911 emergency communications fund.

10 Sec. 17. Section 80B.5, Code 2014, is amended to
11 read as follows:

12 **80B.5 Administration — director.**

13 1. The administration of this chapter shall be
14 vested in the office of the governor. ~~A director of~~
15 ~~the academy and such~~ Such staff as may be necessary for
16 ~~the academy~~ to function shall be employed pursuant
17 to the Iowa merit system.

18 2. The director of the academy shall be appointed
19 by the governor, subject to confirmation by the senate.
20 to serve at the pleasure of the governor.

21 Sec. 18. Section 97B.49B, subsection 1, paragraph
22 e, Code 2014, is amended by adding the following new
23 subparagraph:

24 NEW SUBPARAGRAPH. (13) An employee of a judicial
25 district department of correctional services whose
26 condition of employment requires the employee to be
27 certified by the Iowa law enforcement academy and who
28 is required to perform the duties of a parole officer
29 as provided in section 906.2.

30 Sec. 19. CONSUMER EDUCATION AND LITIGATION
31 FUND. Notwithstanding section 714.16C, for each fiscal
32 year of the period beginning July 1, 2014, and ending
33 June 30, 2016, the annual appropriations in section
34 714.16C, are increased from \$1,125,000 to \$1,875,000,
35 and \$75,000 to \$125,000 respectively.

36 Sec. 20. PERSONNEL SETTLEMENT AGREEMENT
37 PAYMENTS. As a condition made to any appropriation
38 provided in this Act, moneys appropriated and any other
39 moneys available for use by the entity to which the
40 appropriation is made under this Act shall not be used
41 for the payment of a personnel settlement agreement
42 between that entity and a state employee that contains
43 a confidentiality provision intended to prevent
44 public disclosure of the agreement or any terms of the
45 agreement.

46 DIVISION IV

47 PUBLIC SAFETY PEACE OFFICERS' RETIREMENT, ACCIDENT, AND
48 DISABILITY SYSTEM

49 Sec. 21. Section 97A.1, Code 2014, is amended by
50 adding the following new subsections:

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1 NEW SUBSECTION. 5A. "*Cancer*" means prostate
2 cancer, primary brain cancer, breast cancer, ovarian
3 cancer, cervical cancer, uterine cancer, malignant
4 melanoma, leukemia, non-Hodgkin's lymphoma, bladder
5 cancer, colorectal cancer, multiple myeloma, testicular
6 cancer, and kidney cancer.

7 NEW SUBSECTION. 9A. "*Infectious disease*" means HIV
8 or AIDS as defined in section 141A.1, all strains of

9 hepatitis, meningococcal meningitis, and mycobacterium
10 tuberculosis.

11 Sec. 22. Section 97A.5, subsection 11, Code 2014,
12 is amended to read as follows:

13 11. *Actuarial investigation.*

14 a. At least once in each two-year period, the
15 actuary hired by the board of trustees shall make an
16 actuarial investigation in the mortality, service,
17 and compensation experience of the members and
18 beneficiaries of the system, and the interest and
19 other earnings on the moneys and other assets of the
20 system, and shall make a valuation of the assets and
21 liabilities of the retirement fund of the system, and
22 taking into account the results of the investigation
23 and valuation, the board of trustees shall adopt
24 for the system, upon recommendation of the system's
25 actuary, such actuarial methods and assumptions,
26 interest rate, and mortality and other tables as shall
27 be deemed necessary to conduct the actuarial valuation
28 of the system.

29 b. During calendar year 2019, and every five
30 years thereafter, the system shall cause an actuarial
31 investigation to be made related to the implementation,
32 utilization, and actuarial costs associated with
33 providing that cancer and infectious disease are
34 presumed to be a disease contracted while a member
35 of the system is on active duty as provided in
36 section 97A.6, subsection 5. On the basis of the
37 investigation, the board of trustees shall adopt and
38 certify rates of contributions payable by members
39 in accordance with section 97A.8. The system shall
40 submit a written report to the general assembly
41 following each actuarial investigation, including the
42 certified rates of contributions payable by members
43 for costs associated with the benefit as described in
44 this paragraph, the data collected, and the system's
45 findings.

46 Sec. 23. Section 97A.6, subsection 5, paragraph b,
47 Code 2014, is amended to read as follows:

48 b. (1) Disease under this ~~section~~ subsection shall
49 mean heart disease or any disease of the lungs or
50 respiratory tract and shall be presumed to have been

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1 contracted while on active duty as a result of strain,
2 exposure, or the inhalation of noxious fumes, poison,
3 or gases.

4 (2) Disease under this subsection shall also mean
5 cancer or infectious disease and shall be presumed to
6 have been contracted while on active duty as a result
7 of that duty.

8 (3) However, if a person's membership in the system
 9 first commenced on or after July 1, 1992, and the heart
 10 disease or disease of the lungs or respiratory tract,
 11 cancer, or infectious disease would not exist, but for
 12 a medical condition that was known to exist on the date
 13 that membership commenced, the presumption established
 14 in this paragraph "b" shall not apply.

15 Sec. 24. Section 97A.8, subsection 1, paragraph
 16 e, subparagraph (8), subparagraph division (a),
 17 subparagraph subdivision (v), Code 2014, is amended to
 18 read as follows:

19 (v) For the fiscal ~~year~~ period beginning July 1,
 20 2014, and ~~each fiscal year thereafter ending June 30,~~
 21 2020, eleven and ~~thirty-five hundredths~~ four-tenths
 22 percent.

23 Sec. 25. Section 97A.8, subsection 1, paragraph e,
 24 subparagraph (8), subparagraph division (a), Code 2014,
 25 is amended by adding the following new subparagraph
 26 subdivision:

27 NEW SUBPARAGRAPH SUBDIVISION. (vi) For the
 28 fiscal year beginning July 1, 2020, and each fiscal
 29 year thereafter, eleven and thirty-five hundredths
 30 percent, plus an additional percentage, as determined
 31 by the board of trustees pursuant to the actuarial
 32 investigation required in section 97A.5, subsection
 33 11, paragraph "b", necessary to finance the costs
 34 associated with providing that cancer and infectious
 35 disease are presumed to be a disease contracted while
 36 a member of the system is on active duty as provided in
 37 section 97A.6, subsection 5.>

COMMITTEE ON APPROPRIATIONS
 ROBERT E. DVORSKY, Chair

S-5146

1 Amend the amendment, S-5145, to House File 2450,
 2 as amended, passed, and reprinted by the House, as
 3 follows:

4 1. Page 7, line 41, by striking <11,500,661> and
 5 inserting <11,298,661>

6 2. Page 7, line 44, by striking <two drug courts>
 7 and inserting <a drug court>

8 3. Page 8, line 8, by striking <20,102,616> and
 9 inserting <20,304,616>

THOMAS G. COURTNEY

S-5147

1 Amend the amendment, S-5145, to House File 2450,
 2 as amended, passed, and reprinted by the House, as

3 follows:

4 1. Page 16, after line 9 by inserting:

5 <Sec. _____. NEW SECTION. 13.32 Victim assistance
6 **program — payments.**

7 1. *a.* Prior to issuance of a warrant or its
8 equivalent for a claim for compensation payable from
9 the state treasury to a contractor awarded a contract
10 to provide victim services for a victim assistance
11 program administered under section 13.31, subsection
12 1, 3, 4, or 6, the department of justice shall file an
13 itemized voucher with the department of administrative
14 services showing in detail the items of service,
15 expense, the item furnished, or contract for which
16 payment is sought. The claimant's original invoice
17 shall be attached to the department of justice's
18 approved voucher. The director of administrative
19 services shall adopt rules specifying the form and
20 contents for invoices submitted by a contractor
21 to the department of justice to administer this
22 section. The director of administrative services
23 may exempt the department of justice from the invoice
24 requirements or a part of the requirements upon a
25 finding that compliance would result in poor accounting
26 or management practices.

27 *b.* The department of administrative services shall
28 deny a claim for compensation if the voucher or invoice
29 do not comply with the provisions of this section.

30 2. Unless the director of administrative services
31 exempts the department of justice from the invoice
32 requirements under subsection 1, the invoice submitted
33 for approval and payment by a contractor awarded a
34 contract to provide victim services shall include the
35 following:

36 *a.* A completed claim on an invoice form approved by
37 the department of justice.

38 *b.* (1) An itemization detailing all work performed
39 under the contract shall contain all of the following,
40 as applicable:

41 (a) A separate statement for the date and amount of
42 time spent on each activity. Time shall be reported in
43 tenths or hundredths of an hour on the invoice but must
44 be recorded in tenths of an hour on the voucher. Time
45 listed in hundredths of an hour on the invoice shall be
46 reduced to the nearest tenth of an hour on the voucher.

47 (b) A separate statement for the mileage including
48 the date traveled, the location traveled to and from,
49 and the miles and route traveled.

50 (c) The individual receipts for each reimbursement

- 2 (2) The itemization shall be submitted in
 3 chronological order.
- 4 (3) The itemization shall be typed in at least ten
 5 point type on eight and one half by eleven inch paper.
- 6 3. The department of justice shall deny a claim if
 7 the invoice submitted for compensation does not comply
 8 with this section.
- 9 4. A claim for services by an agency for victim
 10 services performed prior to the effective date of
 11 the contract with the department of justice shall be
 12 denied.>

JULIAN B. GARRETT

S-5148

- 1 Amend the amendment, S-5145, to House File 2450,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
- 4 1. Page 5, line 12, by striking <5,270.010> and
 5 inserting <5,068.010>
- 6 2. Page 8, line 8, by striking <20,102.616> and
 7 inserting <20,304.616>

THOMAS G. COURTNEY

S-5149

- 1 Amend Senate File 2351 as follows:
- 2 1. By striking everything after the enacting clause
 3 and inserting:
- 4 Section 1. **NEW SECTION. 256C.7 Preschool**
 5 **scholarship program.**
- 6 1. *a.* For the purposes of this section, unless
 7 the context otherwise requires, “*scholarship preschool*
 8 *provider*” means a public or private provider of
 9 preschool services in this state that is not providing
 10 the preschool services under an approved local program
 11 and has the capacity to provide all of the following to
 12 children receiving a preschool scholarship:
- 13 (1) Instruction from a teacher who is appropriately
 14 licensed under chapter 272 and meets requirements under
 15 chapter 284. The teacher shall possess a bachelor’s
 16 or graduate degree from an accredited college or
 17 university with a major in early childhood education
 18 or other appropriate major identified in rule by the
 19 department.
- 20 (2) A set of services operating in compliance
 21 with rules adopted by the state board for scholarship
 22 preschool providers relating to all of the following
 23 requirements:
- 24 (a) Maximum and minimum teacher-to-child ratios and

25 class sizes.
26 (b) Applicable state and federal program standards.
27 (c) Student learning standards.
28 (d) A minimum of ten hours per week of instruction
29 delivered on the skills and knowledge included in the
30 student learning standards developed for scholarship
31 preschool providers.
32 (e) Parental involvement in the scholarship
33 preschool program.
34 (f) Compliance with data collection and performance
35 measurement processes and reporting as defined by the
36 department by rule.
37 b. Children eligible to enroll in an approved
38 local program implemented by a school district in
39 accordance with this chapter but who choose to utilize
40 a scholarship preschool provider for preschool shall
41 be eligible to receive a preschool scholarship in
42 the manner provided in this section for school years
43 beginning on or after July 1, 2014.
44 2. By July 31 of the school year for which a
45 preschool scholarship is requested, the parent or
46 guardian of the pupil requesting to receive the
47 preschool scholarship shall submit an application to
48 the department of management, on application forms
49 developed by the department, indicating that the parent
50 or guardian intends to enroll the child in preschool

Page 2

1 services offered by a scholarship preschool provider.
2 3. a. The department of management shall assign
3 each pupil a preschool scholarship in an amount not to
4 exceed the lesser of the following:
5 (1) The regular amount charged for full-time
6 enrollment in the preschool services offered by
7 the scholarship preschool provider to children not
8 participating in the preschool scholarship program.
9 (2) Twenty-five percent of the regular program
10 state cost per pupil during the school year in which
11 the child participates in the preschool scholarship
12 program.
13 b. The department of management shall on October
14 1 following the determination of the amount of the
15 preschool scholarship for each approved child remit
16 that amount to the scholarship preschool provider for
17 the approved child.
18 4. A preschool scholarship fund is created in the
19 state treasury under the control of the department
20 of management consisting of moneys appropriated to
21 the department for the purpose of providing preschool
22 scholarships under this section. For the fiscal
23 year commencing July 1, 2014, and each succeeding

24 fiscal year, there is appropriated from the general
25 fund of the state to the department of management to
26 be credited to the fund the amount necessary to pay
27 all preschool scholarships approved for that fiscal
28 year. The director of the department of management has
29 all powers necessary to carry out and effectuate the
30 purposes, objectives, and provisions of this section
31 pertaining to the fund, including the power to do all
32 of the following:

33 *a.* Make and enter into contracts necessary for the
34 administration of the fund.

35 *b.* Procure insurance against any loss in connection
36 with the assets of the fund or require a surety bond.

37 *c.* Contract with a private financial management
38 firm to manage the fund, in collaboration with the
39 treasurer of state.

40 *d.* Conduct audits or other review necessary to
41 properly administer the program.

42 *e.* Adopt rules pursuant to chapter 17A for the
43 administration of the fund and accounts within the
44 fund.>

45 2. Title page, by striking lines 2 through 4 and
46 inserting <four-year-old children by establishing
47 a preschool scholarship program to defray the
48 costs for children to receive preschool services
49 through a scholarship preschool provider and making
50 appropriations.>

MARK CHELGREN
JACK WHITVER
JERRY BEHN
BILL DIX
KEN ROZENBOOM
AMY SINCLAIR
MICHAEL BREITBACH
DAN ZUMBACH
TIM L. KAPUCIAN
JULIAN B. GARRETT
MARK SEGEBART
DAVID JOHNSON
DENNIS GUTH
BRAD ZAUN
SANDRA H. GREINER
NANCY J. BOETTGER
JAKE CHAPMAN
CHARLES SCHNEIDER
JONI K. ERNST
BILL ANDERSON
RICK BERTRAND
ROBY SMITH

S-5150

- 1 Amend Senate File 2351 as follows:
 2 1. Page 1, after line 9 by inserting:
 3 <Sec. __. Section 256C.3, subsection 3, Code 2014,
 4 is amended by adding the following new paragraph:
 5 NEW PARAGRAPH. *i.* A requirement that children
 6 with a family income at or below one hundred thirty
 7 percent of the federal poverty level, as defined by
 8 the most recently revised poverty income guidelines
 9 published by the United States department of health
 10 and human services, shall not be subject to additional
 11 tuition, fees, or other charges for added preschool
 12 time or other preschool-related services provided in
 13 addition to the minimum hours of instruction provided
 14 in accordance with paragraph “f”.>
 15 2. By renumbering as necessary.

RANDY FEENSTRA

S-5151

- 1 Amend the amendment, S-5145, to House File 2450,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 10, by striking lines 2 through 11.
 5 2. Page 16, by striking lines 12 through 20 and
 6 inserting:
 7 **<80B.5 Administration — director — deputy**
 8 **director.**
 9 **1.** The administration of this chapter shall be
 10 vested in the office of the governor. **A Except for the**
 11 **director and deputy director of the academy and such**
 12 **the staff as may be necessary for it to function shall**
 13 **be employed pursuant to the Iowa merit system.**
 14 **2. The director of the academy shall be appointed**
 15 **by the governor, subject to confirmation by the senate,**
 16 **to serve at the pleasure of the governor, and the**
 17 **director may employ a deputy director.>**
 18 3. Page 16, after line 45 by inserting:
 19 <Sec. __. EFFECTIVE UPON ENACTMENT. The following
 20 provision of this division of this Act, being deemed of
 21 immediate importance, takes effect upon enactment:
 22 1. The section amending section 80B.5.>

THOMAS G. COURTNEY

S-5152

- 1 Amend House File 2458, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause

4 and inserting:

5

<DIVISION I

6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

7 GENERAL APPROPRIATION FOR FY 2014–2015

8 Section 1. 2013 Iowa Acts, chapter 132, section 27,

9 is amended to read as follows:

10 SEC. 27. GENERAL FUND — DEPARTMENT.

11 1. There is appropriated from the general fund of
12 the state to the department of agriculture and land
13 stewardship for the fiscal year beginning July 1, 2014,
14 and ending June 30, 2015, the following amount, or
15 so much thereof as is necessary, to be used for the
16 purposes designated:

17 For purposes of supporting the department, including
18 its divisions, for administration, regulation, and
19 programs; for salaries, support, maintenance, and
20 miscellaneous purposes; and for not more than the
21 following full-time equivalent positions:

| | | |
|----------|------|-------------------|
| 22 | \$ | 8,790,664 |
| 23 | | <u>17,705,492</u> |
| 24 | FTEs | 372.00 |

25 2. Of the amount appropriated in subsection 1,
26 the following amount is transferred to Iowa state
27 university of science and technology, to be used
28 for the university’s midwest grape and wine industry
29 institute:

| | | |
|----------|----|----------------|
| 30 | \$ | 119,000 |
| 31 | | <u>338,000</u> |

32 3. The department shall submit a report each
33 quarter of the fiscal year to the legislative services
34 agency, the department of management, the members of
35 the joint appropriations subcommittee on agriculture
36 and natural resources, and the chairpersons and
37 ranking members of the senate and house committees on
38 appropriations. The report shall describe in detail
39 the expenditure of moneys appropriated in this section
40 to support the department’s administration, regulation,
41 and programs.

DESIGNATED APPROPRIATIONS
MISCELLANEOUS FUNDS

44 Sec. 2. 2013 Iowa Acts, chapter 132, section 28, is
45 amended to read as follows:

46 SEC. 28. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
47 HORSE AND DOG RACING. There is appropriated from the
48 moneys available under section 99D.13 to the department
49 of agriculture and land stewardship for the fiscal year
50 beginning July 1, 2014, and ending June 30, 2015, the

1 following amount, or so much thereof as is necessary,
2 to be used for the purposes designated:

3 For purposes of supporting the department’s
 4 administration and enforcement of horse and dog racing
 5 law pursuant to section 99D.22, including for salaries,
 6 support, maintenance, and miscellaneous purposes:
 7 \$ 152,758
 8 305,516

9 Sec. 3. 2013 Iowa Acts, chapter 132, section 29, is
 10 amended to read as follows:

11 SEC. 29. RENEWABLE FUEL INFRASTRUCTURE FUND —
 12 MOTOR FUEL INSPECTION. There is appropriated from
 13 the renewable fuel infrastructure fund created in
 14 section 159A.16 to the department of agriculture and
 15 land stewardship for the fiscal year beginning July 1,
 16 2014, and ending June 30, 2015, the following amount,
 17 or so much thereof as is necessary, to be used for the
 18 purposes designated:

19 For purposes of the inspection of motor fuel,
 20 including salaries, support, maintenance, and
 21 miscellaneous purposes:
 22 \$ 250,000
 23 500,000

24 The department shall establish and administer
 25 programs for the auditing of motor fuel including
 26 biofuel processing and production plants, for screening
 27 and testing motor fuel, including renewable fuel,
 28 and for the inspection of motor fuel sold by dealers
 29 including retail dealers who sell and dispense motor
 30 fuel from motor fuel pumps.

31 SPECIAL APPROPRIATIONS
 32 GENERAL FUND

33 Sec. 4. 2013 Iowa Acts, chapter 132, section 30, is
 34 amended to read as follows:

35 SEC. 30. DAIRY REGULATION. There is appropriated
 36 from the general fund of the state to the department of
 37 agriculture and land stewardship for the fiscal year
 38 beginning July 1, 2014, and ending June 30, 2015, the
 39 following amount, or so much thereof as is necessary,
 40 to be used for the purposes designated:

41 1. For purposes of performing functions pursuant to
 42 section 192.109, including conducting a survey of grade
 43 “A” milk and certifying the results to the secretary
 44 of agriculture:
 45 \$ 94,598
 46 189,196

47 2. Notwithstanding section 8.33, moneys
 48 appropriated in this section that remain unencumbered
 49 or unobligated at the close of the fiscal year shall
 50 not revert but shall remain available to be used

2 succeeding fiscal year.

3 Sec. 5. 2013 Iowa Acts, chapter 132, section 31, is
4 amended to read as follows:

5 SEC. 31. LOCAL FOOD AND FARM PROGRAM. There is
6 appropriated from the general fund of the state to the
7 department of agriculture and land stewardship for the
8 fiscal year beginning July 1, 2014, and ending June 30,
9 2015, the following amount, or so much thereof as is
10 necessary, to be used for the purposes designated:

11 1. For purposes of supporting the local food and
12 farm program pursuant to chapter 267A:

13 \$ 37,500
14 75,000

15 2. The department shall enter into a cost-sharing
16 agreement with Iowa state university to support the
17 local food and farm program coordinator position as
18 part of the university's cooperative extension service
19 in agriculture and home economics pursuant to chapter
20 267A.

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

27 Sec. 6. 2013 Iowa Acts, chapter 132, section 32, is
28 amended to read as follows:

29 SEC. 32. AGRICULTURAL EDUCATION. There is
30 appropriated from the general fund of the state to the
31 department of agriculture and land stewardship for the
32 fiscal year beginning July 1, 2014, and ending June 30,
33 2015, the following amount, or so much thereof as is
34 necessary, to be used for the purposes designated:

35 1. For purposes of allocating moneys to an Iowa
36 association affiliated with a national organization
37 which promotes agricultural education providing for
38 future farmers:

39 \$ 12,500
40 25,000

41 2. Notwithstanding section 8.33, moneys
42 appropriated for the fiscal year beginning July 1,
43 2014, in this section that remain unencumbered or
44 unobligated at the close of the fiscal year shall not
45 revert but shall remain available to be used for the
46 purposes designated until the close of the succeeding
47 fiscal year.

48 Sec. 7. 2013 Iowa Acts, chapter 132, section 33, is
49 amended to read as follows:

50 SEC. 33. FARMERS WITH DISABILITIES PROGRAM.

1 1. There is appropriated from the general fund of

2 the state to the department of agriculture and land
3 stewardship for the fiscal year beginning July 1, 2014,
4 and ending June 30, 2015, the following amount, or
5 so much thereof as is necessary, to be used for the
6 purposes designated:

7 For purposes of supporting a program for farmers
8 with disabilities:

9 \$ 65,000
10 130,000

11 2. The moneys appropriated in subsection 1 shall
12 be used for the public purpose of providing a grant to
13 a national nonprofit organization with over 80 years
14 of experience in assisting children and adults with
15 disabilities and special needs.

16 a. The moneys shall be used to support a nationally
17 recognized program that began in 1986 and has been
18 replicated in at least 30 other states, but which
19 is not available through any other entity in this
20 state, and that provides assistance to farmers with
21 disabilities in all 99 counties to allow the farmers to
22 remain in their own homes and be gainfully engaged in
23 farming through provision of agricultural worksite and
24 home modification consultations, peer support services,
25 services to families, information and referral, and
26 equipment loan services.

27 b. Notwithstanding section 8.33, moneys
28 appropriated in this section that remain unencumbered
29 or unobligated at the close of the fiscal year shall
30 not revert but shall remain available for expenditure
31 for the purposes designated until the close of the
32 succeeding fiscal year.

33 Sec. 8. 2013 Iowa Acts, chapter 132, is amended by
34 adding the following new section:

35 NEW SECTION. SEC. 33A. SILOS AND
36 SMOKESTACKS. There is appropriated from the general
37 fund of the state to the department of agriculture and
38 land stewardship for the fiscal year beginning July 1,
39 2014, and ending June 30, 2015, the following amount,
40 or so much thereof as is necessary, to be used for the
41 purposes designated:

42 For purposes of supporting the silos and smokestacks
43 national heritage area to support continued
44 agricultural education and preservation:

45 \$ 150,000

46 DIVISION II
47 GENERAL FUND
48 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
49 WATER QUALITY
50 APPROPRIATIONS FOR FY 2014-2015

1 Sec. 9. 2013 Iowa Acts, chapter 132, section 34, is
2 amended to read as follows:

3 SEC. 34. WATER QUALITY INITIATIVE — GENERAL.

4 1. There is appropriated from the general fund of
5 the state to the department of agriculture and land
6 stewardship for the fiscal year beginning July 1, 2014,
7 and ending June 30, 2015, the following amount, or
8 so much thereof as is necessary, to be used for the
9 purposes designated:

10 For deposit in the water quality initiative fund
11 created in section 466B.45, as enacted by this Act, for
12 purposes of supporting the water quality initiative
13 administered by the soil conservation division as
14 provided in section 466B.42, as enacted by this Act,
15 including salaries, support, maintenance, miscellaneous
16 purposes, and for not more than the following full-time
17 equivalent positions:

| | | |
|----------|------|-----------|
| 18 | \$ | 4,400,000 |
| 19 | FTEs | 1.00 |

20 2. a. The moneys appropriated in subsection 1
21 shall be used to support ~~reducing nutrients projects~~
22 in subwatersheds as designated by the division that
23 are part of high-priority watersheds identified by
24 the water resources coordinating council established
25 pursuant to section 466B.3. ~~In supporting reducing~~
26 ~~nutrients~~

27 b. The moneys appropriated in subsection 1 shall
28 be used to support projects in watersheds generally,
29 including regional watersheds, as designated by the
30 division and high-priority watersheds identified by
31 the water resources coordinating council established
32 pursuant to section 466B.3.

33 ~~2A. In supporting projects in subwatersheds, the~~
34 ~~division shall establish and administer demonstration~~
35 ~~projects as follows and watersheds as provided in~~
36 ~~subsection 2, all of the following shall apply:~~

37 a. The demonstration projects shall utilize water
38 quality practices as described in the latest revision
39 of the document entitled “Iowa Nutrient Reduction
40 Strategy” initially presented in November 2012 by
41 the department of agriculture and land stewardship,
42 the department of natural resources, and Iowa state
43 university of science and technology.

44 b. The division shall implement demonstration
45 projects as provided in paragraph “a” by providing for
46 participation by persons who hold a legal interest in
47 agricultural land used in farming. To every extent
48 practical, the division shall provide for collaborative
49 participation by such persons who hold a legal
50 interest in agricultural land located within the same

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1 subwatershed.

2 c. The division shall implement a demonstration
3 project on a cost-share basis as determined by the
4 division. However, the state's share of the amount
5 shall not exceed 50 percent of the estimated cost of
6 establishing the practice as determined by the division
7 or 50 percent of the actual cost of establishing the
8 practice, whichever is less.

9 d. The demonstration projects shall be used to
10 educate other persons about the feasibility and value
11 of establishing similar water quality practices. The
12 division shall promote field day events for purposes of
13 allowing interested persons to establish water quality
14 practices on their agricultural land.

15 e. The division shall conduct water quality
16 evaluations within supported subwatersheds. Within
17 a reasonable period after accumulating information
18 from such evaluations, the division shall create an
19 aggregated database of water quality practices. Any
20 information identifying a person holding a legal
21 interest in agricultural land or specific agricultural
22 land shall be a confidential record under section 22.7.

23 3. The moneys appropriated in subsection 1 shall
24 be used to support education and outreach in a manner
25 that encourages persons who hold a legal interest in
26 agricultural land used for farming to implement water
27 quality practices, including the establishment of such
28 practices in watersheds generally, and not limited to
29 subwatersheds or high-priority watersheds.

30 4. The moneys appropriated in subsection 1 may
31 be used to contract with persons to coordinate the
32 implementation of efforts provided in this section.
33 ~~Not more than \$150,000 shall be used to support~~
34 ~~the administration of this section by a full time~~
35 ~~equivalent position.~~

36 5. Notwithstanding any other provision of law
37 to the contrary, the department may use moneys
38 appropriated in subsection 1 to carry out the
39 provisions of this section on a cost-share basis in
40 combination with other moneys ~~appropriated available to~~
41 the department from ~~the environment first fund created~~
42 ~~in section 8.57A for cost sharing to match the United~~
43 ~~States department of agriculture, natural resources~~
44 ~~conservation service, wetland reserve enhancement~~
45 ~~program a state or federal source.~~

46 Sec. 10. 2013 Iowa Acts, chapter 132, section 35,
47 is amended to read as follows:

48 SEC. 35. IOWA NUTRIENT RESEARCH CENTER.

49 1. There is appropriated from the general fund
50 of the state to Iowa state university of science and

1 technology for the fiscal year beginning July 1, 2014,
 2 and ending June 30, 2015, the following amount, or
 3 so much thereof as is necessary, to be used for the
 4 purposes designated:

5 For purposes of supporting an Iowa nutrient research
 6 center as established in section 466B.47, as enacted
 7 in this Act:

| | |
|---------|------------------|
| 8 | \$ 750,000 |
| 9 | <u>1,125,000</u> |

10 2. Notwithstanding section 8.33, moneys
 11 appropriated in this section that remain unencumbered
 12 or unobligated at the close of the fiscal year shall
 13 not revert but shall remain available for expenditure
 14 for the purposes designated until the close of the
 15 fiscal year beginning July 1, 2015.

DIVISION III

17 DEPARTMENT OF NATURAL RESOURCES
 18 GENERAL APPROPRIATIONS FOR FY 2014–2015

19 Sec. 11. 2013 Iowa Acts, chapter 132, section 37,
 20 is amended to read as follows:

21 SEC. 37. GENERAL FUND — DEPARTMENT.

22 1. There is appropriated from the general fund of
 23 the state to the department of natural resources for
 24 the fiscal year beginning July 1, 2014, and ending June
 25 30, 2015, the following amount, or so much thereof as
 26 is necessary, to be used for the purposes designated:

27 For purposes of supporting the department, including
 28 its divisions, for administration, regulation, and
 29 programs; for salaries, support, maintenance, and
 30 miscellaneous purposes; and for not more than the
 31 following full-time equivalent positions:

| | |
|----------|-------------------|
| 32 | \$ 6,383,350 |
| 33 | <u>12,862,307</u> |
| 34 | FTEs 1,145.95 |

35 2. Of the number of full-time equivalent positions
 36 authorized to the department pursuant to subsection 1,
 37 50.00 full-time equivalent positions shall be allocated
 38 by the department for seasonal employees for purposes
 39 of providing maintenance, upkeep, and sanitary services
 40 at state parks. This subsection shall not impact park
 41 ranger positions within the department.

42 3. The department shall submit a report each
 43 quarter of the fiscal year to the legislative services
 44 agency, the department of management, the members of
 45 the joint appropriations subcommittee on agriculture
 46 and natural resources, and the chairpersons and
 47 ranking members of the senate and house committees on
 48 appropriations. The report shall describe in detail
 49 the expenditure of moneys appropriated under this
 50 section to support the department's administration,

1 regulation, and programs.

2 Sec. 12. 2013 Iowa Acts, chapter 132, section 38,
3 is amended to read as follows:

4 SEC. 38. STATE FISH AND GAME PROTECTION FUND —
5 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

6 1. There is appropriated from the state fish and
7 game protection fund to the department of natural
8 resources for the fiscal year beginning July 1, 2014,
9 and ending June 30, 2015, the following amount, or
10 so much thereof as is necessary, to be used for the
11 purposes designated:

12 For purposes of supporting the regulation or
13 advancement of hunting, fishing, or trapping, or the
14 protection, propagation, restoration, management,
15 or harvest of fish or wildlife, including for
16 administration, regulation, law enforcement, and
17 programs; and for salaries, support, maintenance,
18 equipment, and miscellaneous purposes:

19 \$ 20,530,117
20 41,223,225

21 2. Notwithstanding section 455A.10, the department
22 may use the unappropriated balance remaining in the
23 state fish and game protection fund to provide for the
24 funding of health and life insurance premium payments
25 from unused sick leave balances of conservation peace
26 officers employed in a protection occupation who
27 retire, pursuant to section 97B.49B.

28 3. Notwithstanding section 455A.10, the department
29 of natural resources may use the unappropriated
30 balance remaining in the state fish and game protection
31 fund for the fiscal year beginning July 1, 2014,
32 and ending June 30, 2015, as is necessary to fund
33 salary adjustments for departmental employees which
34 the general assembly has made an operating budget
35 appropriation for in subsection 1.

36 Sec. 13. 2013 Iowa Acts, chapter 132, section 39,
37 is amended to read as follows:

38 SEC. 39. GROUNDWATER PROTECTION FUND — WATER
39 QUALITY. There is appropriated from the groundwater

40 protection fund created in section 455E.11 to the
41 department of natural resources for the fiscal year
42 beginning July 1, 2014, and ending June 30, 2015, from
43 those moneys which are not allocated pursuant to that
44 section, the following amount, or so much thereof as is
45 necessary, to be used for the purposes designated:

46 For purposes of supporting the department's
47 protection of the state's groundwater, including
48 for administration, regulation, and programs, and
49 for salaries, support, maintenance, equipment, and
50 miscellaneous purposes:

1 \$ 1,727,916
2 3,455,832
3 DESIGNATED APPROPRIATIONS
4 MISCELLANEOUS FUNDS
5 Sec. 14. 2013 Iowa Acts, chapter 132, section 40,
6 is amended to read as follows:
7 SEC. 40. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
8 PROGRAM. There is appropriated from the special
9 snowmobile fund created under section 321G.7 to the
10 department of natural resources for the fiscal year
11 beginning July 1, 2014, and ending June 30, 2015, the
12 following amount, or so much thereof as is necessary,
13 to be used for the purpose designated:
14 For purposes of administering and enforcing the
15 state snowmobile programs:
16 \$ 50,000
17 100,000
18 Sec. 15. 2013 Iowa Acts, chapter 132, section 41,
19 is amended to read as follows:
20 SEC. 41. UNASSIGNED REVENUE FUND — UNDERGROUND
21 STORAGE TANK SECTION EXPENSES. There is appropriated
22 from the unassigned revenue fund administered by the
23 Iowa comprehensive petroleum underground storage tank
24 fund board to the department of natural resources for
25 the fiscal year beginning July 1, 2014, and ending June
26 30, 2015, the following amount, or so much thereof as
27 is necessary, to be used for the purpose designated:
28 For purposes of paying for administration expenses
29 of the department’s underground storage tank section:
30 \$ 100,000
31 200,000
32 SPECIAL APPROPRIATIONS
33 GENERAL FUND
34 Sec. 16. 2013 Iowa Acts, chapter 132, section 42,
35 is amended to read as follows:
36 SEC. 42. FLOODPLAIN MANAGEMENT AND DAM SAFETY.
37 1. There is appropriated from the general fund of
38 the state to the department of natural resources for
39 the fiscal year beginning July 1, 2014, and ending June
40 30, 2015, the following amount, or so much thereof as
41 is necessary, to be used for the purpose designated:
42 For purposes of supporting floodplain management and
43 dam safety:
44 \$ 1,000,000
45 2,000,000
46 2. Of the amount appropriated in subsection 1, up
47 to \$340,000 may be used by the department to acquire
48 or install stream gages for purposes of tracking and
49 predicting flood events and for compiling necessary
50 data to improve flood frequency analysis.

Page 10

1 3. Notwithstanding section 8.33, moneys
 2 appropriated in subsection 1 that remain unencumbered
 3 or unobligated at the close of the fiscal year shall
 4 not revert but shall remain available for expenditure
 5 for the purposes designated until the close of the
 6 succeeding fiscal year.

7 Sec. 17. 2013 Iowa Acts, chapter 132, section 43,
 8 is amended to read as follows:

9 SEC. 43. FORESTRY HEALTH MANAGEMENT.

10 1. There is appropriated from the general fund of
 11 the state to the department of natural resources for
 12 the fiscal year beginning July 1, 2014, and ending June
 13 30, 2015, the following amount, or so much thereof as
 14 is necessary, to be used for the purposes designated:

15 For purposes of providing for forestry health
 16 management programs:
 17 \$ 100,000
 18 500,000

19 2. Notwithstanding section 8.33, moneys
 20 appropriated in this section that remain unencumbered
 21 or unobligated at the close of the fiscal year shall
 22 not revert but shall remain available to be used
 23 for the purposes designated until the close of the
 24 succeeding fiscal year.

25 DIVISION IV

26 IOWA STATE UNIVERSITY

27 SPECIAL GENERAL FUND APPROPRIATION FOR FY 2014–2015

28 Sec. 18. 2013 Iowa Acts, chapter 132, section 45,
 29 is amended to read as follows:

30 SEC. 45. VETERINARY DIAGNOSTIC LABORATORY.

31 1. There is appropriated from the general fund
 32 of the state to Iowa state university of science and
 33 technology for the fiscal year beginning July 1, 2014,
 34 and ending June 30, 2015, the following amount, or
 35 so much thereof as is necessary, to be used for the
 36 purposes designated:

37 For purposes of supporting the college of veterinary
 38 medicine for the operation of the veterinary diagnostic
 39 laboratory and for not more than the following
 40 full-time equivalent positions:
 41 \$ 1,881,318
 42 3,900,000
 43 FTEs 50.00

44 2. a. Iowa state university of science and
 45 technology shall not reduce the amount that it
 46 allocates to support the college of veterinary medicine
 47 from any other source due to the appropriation made in
 48 this section.

49 b. Paragraph “a” does not apply to a reduction made
 50 to support the college of veterinary medicine, if the

1 same percentage of reduction imposed on the college
2 of veterinary medicine is also imposed on all of Iowa
3 state university's budget units.

4 3. If by June 30, 2015, Iowa state university
5 of science and technology fails to allocate the
6 moneys appropriated in this section to the college of
7 veterinary medicine in accordance with this section,
8 the moneys appropriated in this section for that fiscal
9 year shall revert to the general fund of the state.

10 DIVISION V

11 ENVIRONMENT FIRST FUND

12 GENERAL APPROPRIATIONS FOR FY 2014–2015

13 Sec. 19. 2013 Iowa Acts, chapter 132, section 47,
14 is amended to read as follows:

15 SEC. 47. DEPARTMENT OF AGRICULTURE AND LAND

16 STEWARDSHIP. There is appropriated from the
17 environment first fund created in section 8.57A to the
18 department of agriculture and land stewardship for the
19 fiscal year beginning July 1, 2014, and ending June 30,
20 2015, the following amounts, or so much thereof as is
21 necessary, to be used for the purposes designated:

22 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

23 a. For the conservation reserve enhancement program
24 to restore and construct wetlands for the purposes of
25 intercepting tile line runoff, reducing nutrient loss,
26 improving water quality, and enhancing agricultural
27 production practices:

28 \$ 500,000
29 1,000,000

30 b. Not more than 10 percent of the moneys
31 appropriated in paragraph "a" may be used for costs of
32 administration and implementation of soil and water
33 conservation practices.

34 c. Notwithstanding any other provision in law,
35 the department may provide state resources from this
36 appropriation, in combination with other appropriate
37 environment first fund appropriations, for cost sharing
38 to match United States department of agriculture,
39 natural resources conservation service, wetlands
40 reserve enhancement program (WREP) funding available
41 to Iowa.

42 2. WATERSHED PROTECTION

43 a. For continuation of a program that provides
44 multiobjective resource protections for flood control,
45 water quality, erosion control, and natural resource
46 conservation:

47 \$ 450,000
48 900,000

49 b. Not more than 10 percent of the moneys
50 appropriated in paragraph "a" may be used for costs of

1 administration and implementation of soil and water
 2 conservation practices.

3 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

4 a. For continuation of a statewide voluntary farm
 5 management demonstration program to demonstrate the
 6 effectiveness and adaptability of emerging practices in
 7 agronomy that protect water resources and provide other
 8 environmental benefits:

9 \$ 312,500
 10 625,000

11 b. Not more than 10 percent of the moneys
 12 appropriated in paragraph "a" may be used for costs of
 13 administration and implementation of soil and water
 14 conservation practices.

15 c. Of the amount appropriated in paragraph "a",
 16 ~~\$200,000~~ \$400,000 shall be allocated to an organization
 17 representing soybean growers to provide for an
 18 agriculture and environment performance program in
 19 order to carry out the purposes of this subsection as
 20 specified in paragraph "a".

21 4. SOIL AND WATER CONSERVATION — ADMINISTRATION

22 For use by the department for costs of
 23 administration and implementation of soil and water
 24 conservation practices:

25 \$ 1,275,000
 26 2,550,000

27 5. CONSERVATION RESERVE PROGRAM (CRP)

28 a. To encourage and assist farmers in enrolling
 29 in and the implementation of the federal conservation
 30 reserve program and to work with them to enhance their
 31 revegetation efforts to improve water quality and
 32 habitat:

33 \$ 500,000
 34 1,000,000

35 b. Not more than 10 percent of the moneys
 36 appropriated in paragraph "a" may be used for costs of
 37 administration and implementation of soil and water
 38 conservation practices.

39 6. SOIL AND WATER CONSERVATION

40 a. For use by the department in providing for soil
 41 and water conservation administration, the conservation
 42 of soil and water resources, or the support of soil and
 43 water conservation district commissioners:

44 \$ 3,325,000
 45 6,650,000

46 b. Not more than 5 percent of the moneys
 47 appropriated in paragraph "a" may be allocated for
 48 cost sharing to address complaints filed under section
 49 161A.47.

50 c. Of the moneys appropriated in paragraph "a",

1 5 percent shall be allocated for financial incentives
2 to establish practices to protect watersheds above
3 publicly owned lakes of the state from soil erosion and
4 sediment as provided in section 161A.73.

5 d. Not more than 30 percent of a soil and water
6 conservation district’s allocation of moneys as
7 financial incentives may be provided for the purpose
8 of establishing management practices to control soil
9 erosion on land that is row cropped, including but
10 not limited to no-till planting, ridge-till planting,
11 contouring, and contour strip-cropping as provided in
12 section 161A.73.

13 e. The state soil conservation committee
14 established by section 161A.4 may allocate moneys
15 appropriated in paragraph “a” to conduct research and
16 demonstration projects to promote conservation tillage
17 and nonpoint source pollution control practices.

18 f. The allocation of moneys as financial incentives
19 as provided in section 161A.73 may be used in
20 combination with moneys allocated by the department of
21 natural resources.

22 g. Not more than 15 percent of the moneys
23 appropriated in paragraph “a” may be used for costs of
24 administration and implementation of soil and water
25 conservation practices.

26 h. In lieu of moneys appropriated in section
27 466A.5, not more than ~~\$25,000~~ \$50,000 of the moneys
28 appropriated in paragraph “a” shall be used by the soil
29 conservation division of the department of agriculture
30 and land stewardship to provide administrative support
31 to the watershed improvement review board established
32 in section 466A.3.

33 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

34 a. For deposit in the loess hills development and
35 conservation fund created in section 161D.2:

36 \$ 262,500
37 250,000

38 b. (1) Of the amount appropriated in paragraph
39 “a”, ~~\$106,875~~ \$187,500 shall be allocated to the fund’s
40 hungry canyons account.

41 (2) Not more than 10 percent of the moneys
42 allocated to the hungry canyons account as provided in
43 subparagraph (1) may be used for administrative costs.

44 c. (1) Of the amount appropriated in paragraph
45 “a”, ~~\$65,625~~ \$62,500 shall be allocated to the fund’s
46 loess hills alliance account.

47 (2) Not more than 10 percent of the moneys
48 allocated to the loess hills alliance account
49 as provided in subparagraph (1) may be used for
50 administrative costs.

1 Sec. 20. 2013 Iowa Acts, chapter 132, section 48,
 2 is amended to read as follows:
 3 SEC. 48. DEPARTMENT OF NATURAL RESOURCES. There is
 4 appropriated from the environment first fund created in
 5 section 8.57A to the department of natural resources
 6 for the fiscal year beginning July 1, 2014, and ending
 7 June 30, 2015, the following amounts, or so much
 8 thereof as is necessary, to be used for the purposes
 9 designated:

10 1. KEEPERS OF THE LAND
 11 For statewide coordination of volunteer efforts
 12 under the water quality and keepers of the land
 13 programs:

| | | |
|----------|----|----------------|
| 14 | \$ | 50,000 |
| 15 | | <u>100,000</u> |

16 2. STATE PARKS MAINTENANCE AND OPERATIONS
 17 For regular maintenance of state parks and staff
 18 time associated with these activities:

| | | |
|----------|----|------------------|
| 19 | \$ | 3,180,000 |
| 20 | | <u>6,360,000</u> |

21 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
 22 To provide local watershed managers with geographic
 23 information system data for their use in developing,
 24 monitoring, and displaying results of their watershed
 25 work:

| | | |
|----------|----|----------------|
| 26 | \$ | 97,500 |
| 27 | | <u>195,000</u> |

28 4. WATER QUALITY MONITORING
 29 For continuing the establishment and operation of
 30 water quality monitoring stations:

| | | |
|----------|----|------------------|
| 31 | \$ | 1,477,500 |
| 32 | | <u>2,955,000</u> |

33 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 34 For deposit in the public water supply system
 35 account of the water quality protection fund created
 36 in section 455B.183A:

| | | |
|----------|----|----------------|
| 37 | \$ | 250,000 |
| 38 | | <u>500,000</u> |

39 6. REGULATION OF ANIMAL FEEDING OPERATIONS
 40 For the regulation of animal feeding operations,
 41 including as provided for in chapters 459 through 459B:

| | | |
|----------|----|------------------|
| 42 | \$ | 660,000 |
| 43 | | <u>1,320,000</u> |

44 7. AMBIENT AIR QUALITY
 45 For the abatement, control, and prevention of
 46 ambient air pollution in this state, including measures
 47 as necessary to assure attainment and maintenance of
 48 ambient air quality standards from particulate matter:

| | | |
|----------|----|----------------|
| 49 | \$ | 212,500 |
| 50 | | <u>425,000</u> |

| | | |
|----|---|----------------|
| 1 | 8. WATER QUANTITY REGULATION | |
| 2 | For regulating water quantity from surface and | |
| 3 | subsurface sources by providing for the allocation and | |
| 4 | use of water resources, the protection and management | |
| 5 | of water resources, and the preclusion of conflicts | |
| 6 | among users of water resources, including as provided | |
| 7 | in chapter 455B, division III, part 4: | |
| 8 | ..... | \$ 247,500 |
| 9 | | <u>495,000</u> |
| 10 | 9. GEOLOGICAL AND WATER SURVEY | |
| 11 | For continuing the operations of the department's | |
| 12 | geological and water survey including but not limited | |
| 13 | to providing analysis, data collection, investigative | |
| 14 | programs, and information for water supply development | |
| 15 | and protection: | |
| 16 | ..... | \$ 100,000 |
| 17 | | <u>200,000</u> |
| 18 | 10. KEEP IOWA BEAUTIFUL INITIATIVE | |
| 19 | For purposes of supporting a keep Iowa beautiful | |
| 20 | initiative in order to assist communities in developing | |
| 21 | and implementing beautification and community | |
| 22 | development plans: | |
| 23 | ..... | \$ 100,000 |
| 24 | | <u>200,000</u> |
| 25 | <u>11. SOIL MOISTURE MONITORING NETWORK</u> | |
| 26 | <u>For purposes of developing a soil moisture</u> | |
| 27 | <u>monitoring network to comprehensively measure,</u> | |
| 28 | <u>simulate, and assess this state's water resources,</u> | |
| 29 | <u>including its groundwater:</u> | |
| 30 | ..... | \$ 75,000 |
| 31 | Sec. 21. 2013 Iowa Acts, chapter 132, is amended by | |
| 32 | adding the following new section: | |
| 33 | <u>NEW SECTION. SEC. 48A. IOWA STATE UNIVERSITY —</u> | |
| 34 | <u>IOWA NUTRIENT RESEARCH CENTER.</u> | |
| 35 | 1. There is appropriated from the environment first | |
| 36 | fund created in section 8.57A to Iowa state university | |
| 37 | of science and technology for the fiscal year beginning | |
| 38 | July 1, 2014, and ending June 30, 2015, the following | |
| 39 | amount, or so much thereof as is necessary, to be used | |
| 40 | for the purposes designated: | |
| 41 | For purposes of supporting an Iowa nutrient research | |
| 42 | center as established in section 466B.47: | |
| 43 | ..... | \$ 200,000 |
| 44 | DIVISION VI | |
| 45 | ENVIRONMENT FIRST FUND | |
| 46 | SPECIAL APPROPRIATION FOR FY 2014–2015 | |
| 47 | Sec. 22. 2013 Iowa Acts, chapter 132, is amended by | |
| 48 | adding the following new section: | |
| 49 | <u>NEW SECTION. SEC. 64. REAP — IN LIEU OF GENERAL</u> | |
| 50 | <u>FUND APPROPRIATION. Notwithstanding the amount of</u> | |

1 the standing appropriation from the general fund
 2 of the state to the Iowa resources enhancement and
 3 protection fund as provided in section 455A.18, there
 4 is appropriated from the environment first fund created
 5 in section 8.57A to the Iowa resources enhancement and
 6 protection fund, in lieu of the appropriation made in
 7 section 455A.18, for the fiscal year beginning July 1,
 8 2014, and ending June 30, 2015, the following amount,
 9 to be allocated as provided in section 455A.19:

10 \$ 16,000,000

11 DIVISION VII

12 RELATED STATUTORY CHANGES

13 DNR — MANURE MANAGEMENT CERTIFICATION

14 Sec. 23. 2013 Iowa Acts, chapter 132, section 17,
 15 is amended by adding the following new subsection:

16 NEW SUBSECTION. 2A. Notwithstanding section
 17 8.33, moneys appropriated in subsection 1 that remain
 18 unencumbered or unobligated at the close of the fiscal
 19 year beginning July 1, 2013, shall not revert but shall
 20 remain available for expenditure for the purposes
 21 designated until the close of the fiscal year beginning
 22 July 1, 2014.

23 Sec. 24. EFFECTIVE UPON ENACTMENT. This division
 24 of this Act, being deemed of immediate importance,
 25 takes effect upon enactment.

26 DIVISION VIII

27 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

28 Sec. 25. PERSONNEL SETTLEMENT AGREEMENT
 29 PAYMENTS. As a condition made to any appropriation to
 30 the department of agriculture and land stewardship,
 31 the department of natural resources, or Iowa state
 32 university as provided in this Act, moneys appropriated
 33 and any other moneys available for use by the entity
 34 receiving the appropriation under this Act shall not
 35 be used for the payment of a personnel settlement
 36 agreement between that entity and a state employee
 37 that contains a confidentiality provision intended to
 38 prevent public disclosure of the agreement or any terms
 39 of the agreement.

40 DIVISION IX

41 DNR — AIR QUALITY PROGRAM TASK FORCE

42 Sec. 26. AIR QUALITY PROGRAM TASK FORCE.

- 43 1. As used in this section:
- 44 a. "Bureau" means the air quality bureau of the
 - 45 department of natural resources.
 - 46 b. "Commission" means the environmental protection
 - 47 commission.
 - 48 c. "Department" means the department of natural
 - 49 resources.
 - 50 d. "Director" means the director of the department.

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- 1 2. An air quality program task force is created
2 within the department.
- 3 3. The membership of the task force shall include
4 voting members appointed as follows:
- 5 a. Nine individuals representing interested
6 organizations as appointed by the governing body of
7 each organization. The interested organizations shall
8 include all of the following:
- 9 (1) The Iowa utility association.
10 (2) The Iowa association of municipal utilities.
11 (3) The Iowa limestone producers association.
12 (4) The asphalt paving association of Iowa.
13 (5) The Iowa environmental council.
14 (6) The Iowa association of electric cooperatives.
15 (7) The Iowa chapter of the national federation of
16 independent business.
- 17 (8) The Iowa institute for cooperatives.
18 (9) The agribusiness association of Iowa.
- 19 b. At least two individuals each representing a
20 private facility as determined by the department. The
21 director shall appoint the individuals. The private
22 facilities shall include all of the following:
- 23 (1) One that currently pays fees under Title V of
24 the federal Clean Air Act Amendments of 1990, 42 U.S.C.
25 § 7401 et seq., pursuant to chapter 455B, including 567
26 IAC ch. 22.
- 27 (2) One that has been issued a construction permit
28 pursuant to chapter 455B for minor emissions of air
29 contaminants, if the facility is not required to pay
30 fees as provided in subparagraph (1).
- 31 c. Any other individuals representing persons
32 specified by the department who shall be appointed by
33 the director, including but not limited to additional
34 individuals representing different private facilities
35 as provided in paragraph "b". The director shall make
36 every effort possible to provide for gender balanced
37 appointments.
- 38 4. The membership of the task force shall include
39 three nonvoting members appointed as follows:
- 40 a. One individual representing the department who
41 shall be appointed by the director.
- 42 b. One individual representing the commission who
43 shall be appointed by the commission.
- 44 c. One member representing the Iowa association of
45 business and industry who shall be appointed by the
46 governing body of that association.
- 47 5. a. The department shall provide office space,
48 staff assistance, and necessary supplies and equipment
49 to the task force.
- 50 b. To every extent feasible, the department shall

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- 1 nominate and the task force shall vote to approve a
2 qualified person to facilitate the conduct of the
3 meetings in a neutral manner that promotes considered
4 and effective deliberation and consensus. The person
5 shall serve without receiving compensation or expenses.
- 6 c. A vacancy in the membership of the task force
7 does not impair the right of a quorum to exercise all
8 rights and perform all duties of the task force.
- 9 d. A majority of voting members of the task force
10 constitutes a quorum. Any action taken by the task
11 force must be adopted by the affirmative vote of a
12 majority of its members present, except that a lesser
13 number may adjourn a meeting.
- 14 6. a. The task force shall do all of the
15 following:
- 16 (1) Examine the current status of air quality
17 programs, including associated permits and fees
18 or other funding mechanisms, administered by the
19 department's air quality bureau.
- 20 (2) Review resources available to the bureau
21 including but not limited to its full-time and
22 part-time employees and permit processing times with
23 the goal of identifying efficiencies that can be
24 made internally by the bureau to better streamline
25 the permit process for the bureau, permittees, and
26 taxpayers.
- 27 (3) Consider the future economic impact to
28 consumers, businesses, and taxpayers resulting in all
29 of the following:
- 30 (a) Maintaining the current fee structure.
- 31 (b) Establishing, implementing, and administering
32 a new fee structure.
- 33 (4) Consider the possible need for the
34 establishment of alternative funding mechanisms to
35 support the bureau including a new fee structure and
36 revenue formula to be administered by the bureau.
- 37 b. The task force may review similar air quality
38 programs and fee structures administered in other
39 states which may be used to identify a national,
40 regional, or other identifiable average of costs for
41 administering such programs.
- 42 7. a. The task force shall approve a report
43 prepared by the department of natural resources.
- 44 b. The report shall include findings and
45 recommendations adopted by the task force.
- 46 c. The department shall submit the report to the
47 governor, the director, the environmental protection
48 commission, and the general assembly not later than
49 December 15, 2014.
- 50 8. This section is repealed on December 16, 2014.

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1 Sec. 27. EFFECTIVE UPON ENACTMENT. This division
 2 of this Act, being deemed of immediate importance,
 3 takes effect upon enactment.

4 DIVISION X

5 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
 6 WATER QUALITY INITIATIVE — CONFIDENTIALITY

7 Sec. 28. Section 466B.47, subsection 5, Code 2014,
 8 is amended by striking the subsection.

9 Sec. 29. NEW SECTION. **466B.49 Confidentiality of**
 10 **information.**

11 Any information received, collected, or held under
 12 this subchapter is a confidential record, and is
 13 exempted from public access as provided in section
 14 22.7, if all of the following apply:

15 1. The information is received, collected, or held
 16 by any of the following:

17 a. The center.

18 b. A nonprofit organization that conducts nutrient
 19 management research, including but not limited to
 20 conducting evaluations, assessments, or validations.

21 2. The information identifies any of the following:

22 a. A person who holds a legal interest in
 23 agricultural land or who has previously held a legal
 24 interest in agricultural land.

25 b. A person who is involved or who has previously
 26 been involved in managing the agricultural land or
 27 producing crops or livestock on the agricultural land.

28 c. The identifiable location of the agricultural
 29 land.

30 Sec. 30. EFFECTIVE UPON ENACTMENT. This division
 31 of this Act, being deemed of immediate importance,
 32 takes effect upon enactment.

33 DIVISION XI

34 REPEAL

35 Sec. 31. REPEAL. 2013 Iowa Acts, chapter 132,
 36 section 44, is repealed.>

37 2. Title page, by striking lines 1 through 5 and
 38 inserting <An Act relating to and making appropriations
 39 involving state government entities involved with
 40 agriculture, natural resources, and environmental
 41 protection, making related statutory changes, and
 42 including effective date provisions.>

COMMITTEE ON APPROPRIATIONS
 ROBERT E. DVORSKY, Chair

S-5153

HOUSE AMENDMENT TO
SENATE FILE 2349

1 Amend Senate File 2349, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 REBUILD IOWA INFRASTRUCTURE FUND
 7 Section 1. There is appropriated from the rebuild
 8 Iowa infrastructure fund to the following departments
 9 and agencies for the following fiscal years, the
 10 following amounts, or so much thereof as is necessary,
 11 to be used for the purposes designated:
 12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
 13 For projects related to routine maintenance of state
 14 buildings and facilities:
 15 FY 2014–2015:
 16 \$ 2,000,000
 17 2. DEPARTMENT OF CULTURAL AFFAIRS
 18 For deposit in the Iowa great places program fund
 19 created in section 303.3D for Iowa great places
 20 program projects that meet the definition of “vertical
 21 infrastructure” in section 8.57, subsection 5:
 22 FY 2014–2015:
 23 \$ 1,000,000
 24 3. ECONOMIC DEVELOPMENT AUTHORITY
 25 For equal distribution to regional sports authority
 26 districts certified by the economic development
 27 authority pursuant to section 15E.321, notwithstanding
 28 section 8.57, subsection 5, paragraph “c”:
 29 FY 2014–2015:
 30 \$ 500,000
 31 4. DEPARTMENT OF HUMAN SERVICES
 32 For the renovation and construction of certain
 33 nursing facilities, consistent with the provisions of
 34 chapter 249K:
 35 FY 2014–2015:
 36 \$ 500,000
 37 5. DEPARTMENT OF NATURAL RESOURCES
 38 a. For implementation of lake projects that
 39 have established watershed improvement initiatives
 40 and community support in accordance with the
 41 department’s annual lake restoration plan and report,
 42 notwithstanding section 8.57, subsection 5, paragraph
 43 “c”:
 44 FY 2014–2015:
 45 \$ 9,600,000
 46 b. For the administration of a water trails and
 47 low head dam public hazard statewide plan, including

48 salaries, support, maintenance, and miscellaneous
 49 purposes, notwithstanding section 8.57, subsection 5,
 50 paragraph "c":

Page 2

| | | | |
|----|--|----|------------|
| 1 | FY 2014–2015: | | |
| 2 | ..... | \$ | 2,000,000 |
| 3 | c. For the establishment of a new state park in a | | |
| 4 | county with a population between 11,500 and 11,600 in | | |
| 5 | the latest preceding certified federal census: | | |
| 6 | FY 2014–2015: | | |
| 7 | ..... | \$ | 2,000,000 |
| 8 | d. For funding projects of the Iowa parks | | |
| 9 | foundation that support the centennial celebration of | | |
| 10 | state parks, notwithstanding section 8.57, subsection | | |
| 11 | 5, paragraph "c": | | |
| 12 | FY 2014–2015: | | |
| 13 | ..... | \$ | 2,000,000 |
| 14 | 6. DEPARTMENT OF PUBLIC DEFENSE | | |
| 15 | a. For major maintenance projects at national guard | | |
| 16 | armories and facilities: | | |
| 17 | FY 2014–2015: | | |
| 18 | ..... | \$ | 2,000,000 |
| 19 | b. For construction improvement projects for Iowa | | |
| 20 | national guard installations and readiness centers to | | |
| 21 | support operations and training requirements: | | |
| 22 | FY 2014–2015: | | |
| 23 | ..... | \$ | 2,000,000 |
| 24 | c. For exhibits highlighting Iowans and their | | |
| 25 | service at the gold star museum, notwithstanding | | |
| 26 | section 8.57, subsection 5, paragraph "c": | | |
| 27 | FY 2014–2015: | | |
| 28 | ..... | \$ | 250,000 |
| 29 | 7. BOARD OF REGENTS | | |
| 30 | a. For allocation by the state board of regents to | | |
| 31 | the state university of Iowa, Iowa state university of | | |
| 32 | science and technology, and the university of northern | | |
| 33 | Iowa to reimburse the institutions for deficiencies | | |
| 34 | in the operating funds resulting from the pledging of | | |
| 35 | tuition, student fees and charges, and institutional | | |
| 36 | income to finance the cost of providing academic and | | |
| 37 | administrative buildings and facilities and utility | | |
| 38 | services at the institutions: | | |
| 39 | FY 2014–2015: | | |
| 40 | ..... | \$ | 29,735,423 |
| 41 | b. For costs associated with the renovation, | | |
| 42 | modernization, and construction of a new addition at | | |
| 43 | the pharmacy building at the state university of Iowa: | | |
| 44 | FY 2014-2015: | | |
| 45 | ..... | \$ | 2,000,000 |
| 46 | c. For the construction of a new facility and an | | |

47 addition, renovation, and modernization of current
 48 facilities and related improvements for biosciences at
 49 Iowa state university of science and technology:
 50 FY 2014–2015:

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| | | |
|--|----|-----------|
| 1 | \$ | 2,000,000 |
| 2 d. For the renovation, modernization, and | | |
| 3 associated improvements to an educational center for | | |
| 4 teacher education and preparation at the university of | | |
| 5 northern Iowa: | | |
| 6 FY 2014–2015: | | |
| 7 | \$ | 2,000,000 |
| 8 8. STATE FAIR AUTHORITY | | |
| 9 For infrastructure costs associated with renovations | | |
| 10 and improvements to the youth inn on the Iowa state | | |
| 11 fairgrounds: | | |
| 12 FY 2014–2015: | | |
| 13 | \$ | 825,000 |
| 14 FY 2015–2016: | | |
| 15 | \$ | 2,325,000 |
| 16 9. DEPARTMENT OF TRANSPORTATION | | |
| 17 a. For acquiring, constructing, and improving | | |
| 18 recreational trails within the state: | | |
| 19 FY 2014–2015: | | |
| 20 | \$ | 3,000,000 |
| 21 b. For deposit in the public transit infrastructure | | |
| 22 grant fund created in section 324A.6A, for projects | | |
| 23 that meet the definition of “vertical infrastructure” | | |
| 24 in section 8.57, subsection 5, paragraph “c”: | | |
| 25 FY 2014–2015: | | |
| 26 | \$ | 1,500,000 |
| 27 c. For infrastructure improvements at the | | |
| 28 commercial service airports within the state: | | |
| 29 FY 2014–2015: | | |
| 30 | \$ | 1,500,000 |
| 31 d. For infrastructure improvements at general | | |
| 32 aviation airports within the state: | | |
| 33 FY 2014–2015: | | |
| 34 | \$ | 750,000 |
| 35 e. For deposit in the railroad revolving loan and | | |
| 36 grant fund created in section 327H.20A, notwithstanding | | |
| 37 section 8.57, subsection 5, paragraph “c”: | | |
| 38 FY 2014–2015: | | |
| 39 | \$ | 4,000,000 |
| 40 10. TREASURER OF STATE | | |
| 41 For distribution in accordance with chapter 174 to | | |
| 42 qualified fairs which belong to the association of Iowa | | |
| 43 fairs for county fair infrastructure improvements: | | |
| 44 FY 2014–2015: | | |
| 45 | \$ | 1,060,000 |

46 Sec. 2. REVERSION. For purposes of section 8.33,
 47 unless specifically provided otherwise, unencumbered
 48 or unobligated moneys made from an appropriation in
 49 this division of this Act shall not revert but shall
 50 remain available for expenditure for the purposes

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1 designated until the close of the fiscal year that ends
 2 three years after the end of the fiscal year for which
 3 the appropriation is made. However, if the project
 4 or projects for which such appropriation was made are
 5 completed in an earlier fiscal year, unencumbered or
 6 unobligated moneys shall revert at the close of that
 7 same fiscal year.

8 DIVISION II

9 TECHNOLOGY REINVESTMENT FUND

10 Sec. 3. There is appropriated from the technology
 11 reinvestment fund created in section 8.57C to the
 12 following departments and agencies for the following
 13 fiscal years, the following amounts, or so much
 14 thereof as is necessary, to be used for the purposes
 15 designated:

16 1. DEPARTMENT OF CULTURAL AFFAIRS

17 For providing a grant to a museum district for the
 18 Sullivan brothers veterans museum for costs associated
 19 with the oral history exhibit including but not
 20 limited to exhibit information technology, computer
 21 connectivity, and interactive display technologies:

22 FY 2014–2015:

23 \$ 500,000

24 2. DEPARTMENT OF EDUCATION

25 a. For maintenance and lease costs associated with
 26 connections for part III of the Iowa communications
 27 network:

28 FY 2014–2015:

29 \$ 2,727,000

30 b. For the continued development and implementation

31 of an education data warehouse that will be utilized by
 32 teachers, parents, school district administrators, area
 33 education agency staff, department of education staff,
 34 and policymakers:

35 FY 2014–2015:

36 \$ 600,000

37 The department may use a portion of the moneys
 38 appropriated in this lettered paragraph for an
 39 e-transcript data system capable of tracking students
 40 throughout their education via interconnectivity with
 41 multiple schools.

42 c. For the development of an automated workflow
 43 process for a program and common course numbering
 44 management system for community colleges:

45 FY 2014–2015:
 46 \$ 150,000
 47 d. To the public broadcasting division for the
 48 replacement of equipment and for tower and facility
 49 maintenance:
 50 FY 2014–2015:

Page 5

1 \$ 1,000,000
 2 3. DEPARTMENT OF HUMAN RIGHTS
 3 a. For the cost of equipment and computer software
 4 for the implementation of Iowa’s criminal justice
 5 information system:
 6 FY 2014–2015:
 7 \$ 1,300,000
 8 b. For costs associated with the justice enterprise
 9 data warehouse:
 10 FY 2014–2015:
 11 \$ 314,474
 12 4. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
 13 COMMISSION
 14 For replacement of equipment for the Iowa
 15 communications network:
 16 FY 2014–2015:
 17 \$ 2,245,653
 18 The commission may continue to enter into contracts
 19 pursuant to section 8D.13 for the replacement of
 20 equipment and for operation and maintenance costs of
 21 the network.
 22 In addition to moneys appropriated in this
 23 subsection, the commission may use a financing
 24 agreement entered into by the treasurer of state in
 25 accordance with section 12.28 for the replacement
 26 of equipment for the network. For purposes of this
 27 subsection, the treasurer of state is not subject to
 28 the maximum principal limitation contained in section
 29 12.28, subsection 6. Repayment of any amounts financed
 30 shall be made from receipts associated with fees
 31 charged for use of the network.
 32 5. DEPARTMENT OF MANAGEMENT
 33 For completion of a comprehensive electronic
 34 management system:
 35 FY 2014–2015:
 36 \$ 100,000
 37 6. DEPARTMENT OF PUBLIC HEALTH
 38 For costs associated with the establishment of a
 39 data registry software system for the collection of
 40 data elements related to emergency management system
 41 services or hospital emergency care:
 42 FY 2014–2015:
 43 \$ 150,000

44 7. OFFICE OF THE CHIEF INFORMATION OFFICER

45 For technology consolidation and technology
46 improvement projects approved by the state chief
47 information officer pursuant to chapter 8B:
48 FY 2014–2015:

49 \$ 7,728,189

50 Sec. 4. REVERSION. For purposes of section 8.33,

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1 unless specifically provided otherwise, unencumbered
2 or unobligated moneys made from an appropriation in
3 this division of this Act shall not revert but shall
4 remain available for expenditure for the purposes
5 designated until the close of the fiscal year that ends
6 three years after the end of the fiscal year for which
7 the appropriation was made. However, if the project
8 or projects for which such appropriation was made are
9 completed in an earlier fiscal year, unencumbered or
10 unobligated moneys shall revert at the close of that
11 same fiscal year.

12 DIVISION III

13 IOWA COMMUNICATIONS NETWORK — CONTRACTS

14 Sec. 5. IOWA COMMUNICATIONS NETWORK —
15 AUTHORIZATION FOR CONTRACTS. Pursuant to section
16 8D.11, subsection 1, paragraph “a”, the general
17 assembly authorizes the Iowa telecommunications
18 and technology commission to enter into a contract
19 or contracts in excess of the contract limitation
20 amount established in section 8D.11, subsection
21 1, paragraph “c”, for purposes of the commission’s
22 network managed services request for proposals process.
23 This authorization applies for the duration of the
24 commission’s project and to all affected contracts
25 associated with the project, whether or not the award
26 is made to a single vendor or multiple vendors.

27 DIVISION IV

28 CHANGES TO PRIOR APPROPRIATIONS

29 Sec. 6. 2007 Iowa Acts, chapter 219, section 2, as
30 amended by 2011 Iowa Acts, chapter 133, section 32,
31 2012 Iowa Acts, chapter 1138, section 10, and 2013 Iowa
32 Acts, chapter 142, section 40, is amended to read as
33 follows:

34 SEC. 2. REVERSION.

35 1. Except as provided in subsection 2 and
36 notwithstanding section 8.33, moneys appropriated
37 for the fiscal year beginning July 1, 2007, in this
38 division of this Act that remain unencumbered or
39 unobligated at the close of the fiscal year shall not
40 revert but shall remain available for the purposes
41 designated until the close of the fiscal year that
42 begins July 1, 2010, or until the project for which

43 the appropriation was made is completed, whichever is
44 earlier.

45 2. a. Notwithstanding section 8.33, moneys
46 appropriated in section 1, subsection 1, paragraphs
47 "a" and "f" of this division of this Act that remain
48 unencumbered or unobligated at the close of the fiscal
49 year for which they were appropriated shall not revert
50 but shall remain available for the purposes designated

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1 until the close of the fiscal year that begins July
2 1, ~~2013~~ 2014, or until the project for which the
3 appropriation was made is completed, whichever is
4 earlier.

5 b. The department of administrative services
6 is authorized to provide for the disposition and
7 relocation of structures located at 707 east locust
8 and 709 east locust, Des Moines, Iowa, in a manner as
9 deemed appropriate by the department. The disposition
10 of the structures, if possible, shall be completed in
11 a manner that reduces or eliminates the costs of the
12 state associated with the removal of the structures
13 from their current locations. Any amount received from
14 the disposition of the structures as permitted under
15 this section shall be retained by the department to pay
16 for improvement costs associated with the restoration
17 of the west capitol terrace. The department, if unable
18 to otherwise dispose of the structures, is authorized
19 to demolish the structures using other appropriate
20 funding available to the department.

21 Sec. 7. 2010 Iowa Acts, chapter 1184, section 12,
22 is amended to read as follows:

23 SEC. 12. REVERSION.

24 1. For Except as otherwise provided in subsections
25 2 and 3. for purposes of section 8.33, unless
26 specifically provided otherwise, unencumbered or
27 unobligated moneys made from an appropriation in this
28 division of this Act shall not revert but shall remain
29 available for expenditure for the purposes designated
30 until the close of the fiscal year that ends three
31 years after the end of the fiscal year for which the
32 appropriation was made. However, if the project or
33 projects for which such appropriation was made are
34 completed in an earlier fiscal year, unencumbered or
35 unobligated moneys shall revert at the close of that
36 same fiscal year.

37 2. For purposes of section 8.33, unencumbered or
38 unobligated moneys from moneys appropriated in section
39 10, subsection 2, paragraphs "a", "c", and "d", and
40 subsection 4, paragraph "a", subparagraph (10), in this
41 division of this 2010 Act shall not revert but shall

42 remain available for the purposes designated until the
 43 close of the fiscal year that begins July 1, 2014, or
 44 until the projects for which the appropriations were
 45 made are completed, whichever is earlier.
 46 3. For purposes of section 8.33, unencumbered or
 47 unobligated moneys from moneys appropriated in section
 48 10, subsection 7, paragraph "a", of this division
 49 of this 2010 Act shall not revert but shall remain
 50 available for the purposes designated until the close

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1 of the fiscal year that begins July 1, 2015, or until
 2 the project for which the appropriation was made is
 3 completed, whichever is earlier.

4 Sec. 8. 2011 Iowa Acts, chapter 133, section 1,
 5 subsection 10, paragraphs c through f, as amended by
 6 2012 Iowa Acts, chapter 1140, section 15, are amended
 7 to read as follows:

8 c. For projects for immediate fire safety needs
 9 and for compliance with the federal Americans with
 10 Disabilities Act, at the regents institutions:

| | | | |
|----|--------------------|----|-----------|
| 11 | FY 2011–2012 | \$ | 2,000,000 |
| 12 | FY 2012–2013 | \$ | 2,000,000 |

13 Of the amounts appropriated in this lettered
 14 paragraph, up to \$2,000,000 may be used to fund
 15 deductibles on property insurance and to provide
 16 the necessary match for funds which may be available
 17 from the federal emergency management agency for the
 18 cleanup, repair, and restoration of facilities at the
 19 state school for the deaf and the Iowa braille and
 20 sight saving school due to storm damage in the calendar
 21 year 2011, notwithstanding section 8.57, subsection 6,
 22 paragraph "c".

23 d. For construction, renovation, and related
 24 improvements for phase II of the agricultural and
 25 biosystems engineering complex, including classrooms,
 26 laboratories, and offices at Iowa state university of
 27 science and technology:

| | | | |
|----|--------------------|----|-----------------------|
| 28 | FY 2011–2012 | \$ | 1,000,000 |
| 29 | FY 2012–2013 | \$ | 19,050,000 |
| 30 | FY 2013–2014 | \$ | 21,750,000 |
| 31 | FY 2014–2015 | \$ | 18,600,000 |
| 32 | | | <u>0</u> |

33 e. For the renovation and related improvements to
 34 the dental science building at the state university
 35 of Iowa including but not limited to renovation of
 36 clinical spaces and development of a multidisciplinary
 37 clinical area:

| | | | |
|----|--------------------|----|------------|
| 38 | FY 2011–2012 | \$ | 1,000,000 |
| 39 | FY 2012–2013 | \$ | 10,250,000 |
| 40 | FY 2013–2014 | \$ | 9,750,000 |

| | | | |
|----|---|----|------------|
| 41 | FY 2014–2015 | \$ | 8,000,000 |
| 42 | | | <u>0</u> |
| 43 | f. For renovation and related improvements for | | |
| 44 | Bartlett hall at the university of northern Iowa | | |
| 45 | including providing faculty offices, seminar rooms, | | |
| 46 | and laboratories in the building and the associated | | |
| 47 | demolition of Baker hall: | | |
| 48 | FY 2011–2012 | \$ | 1,000,000 |
| 49 | FY 2012–2013 | \$ | 7,786,000 |
| 50 | FY 2013–2014 | \$ | 10,267,000 |

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| | | | |
|----|---|----|----------------------|
| 1 | FY 2014–2015 | \$ | 1,947,000 |
| 2 | | | <u>0</u> |
| 3 | Sec. 9. 2011 Iowa Acts, chapter 133, section 3, | | |
| 4 | subsection 8, paragraph a, as amended by 2012 Iowa | | |
| 5 | Acts, chapter 1140, section 18, is amended to read as | | |
| 6 | follows: | | |
| 7 | a. For the provision of a statewide public safety | | |
| 8 | radio network and the purchase of compatible radio | | |
| 9 | communications equipment with the goal of achieving | | |
| 10 | compliance with the federal communications commission’s | | |
| 11 | narrowbanding mandate deadline, and for achieving | | |
| 12 | “interoperability”, as defined in section 80.28: | | |
| 13 | FY 2011–2012 | \$ | 2,500,000 |
| 14 | FY 2012–2013 | \$ | 2,500,000 |
| 15 | | | <u>700,000</u> |
| 16 | FY 2013–2014 | \$ | 2,500,000 |
| 17 | | | <u>1,800,000</u> |

18 Of the amounts appropriated in this lettered
 19 paragraph, the department of public safety may
 20 enter into a public-private partnership, through a
 21 competitive bidding process, for the provision of
 22 the statewide network and the purchase of compatible
 23 equipment.

24 As a condition of this appropriation, all land
 25 mobile radio communications equipment purchased by the
 26 department of public safety shall be compliant with
 27 the federal communications commission’s narrowbanding
 28 mandate and shall provide the maximum amount of
 29 statewide coverage and interoperability, throughout
 30 all phases of migration, to the department of public
 31 safety’s future statewide digital radio network
 32 utilizing P-25 standards.

33 On or before January 13, 2012, the department of
 34 public safety shall provide a report to the legislative
 35 services agency and the department of management.
 36 The report shall detail the status of the funds
 37 appropriated in this subsection and shall include
 38 the estimated needs of the departments of public
 39 safety, corrections, and natural resources to achieve

40 interoperability and to meet the federal narrowbanding
41 mandate, any changes in estimated costs to meet those
42 needs, and the status of requests for proposals to
43 develop a public-private partnership.

44 Sec. 10. 2012 Iowa Acts, chapter 1138, section 89,
45 is amended to read as follows:

46 SEC. 89. DEPARTMENT OF NATURAL RESOURCES —
47 ECONOMIC EMERGENCY FUND. There is appropriated from
48 the Iowa economic emergency fund to the department of
49 natural resources for the fiscal year beginning July 1,
50 2011, and ending June 30, 2012, the following amount,

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1 or so much thereof as is necessary, to be used for the
2 purposes designated, notwithstanding section 8.55,
3 subsection 1:

4 For the repair of damages due to the flooding of the
5 Missouri river during the calendar year 2011 in the
6 Lewis and Clark, lake Manawa, and Wilson island state
7 parks and recreation area:

8 \$ 2,865,743

9 For purposes of section 8.33, unless specifically
10 provided otherwise, unencumbered or unobligated
11 moneys remaining from the appropriation made in this
12 section shall not revert but shall remain available for
13 expenditure for the purposes designated until the close
14 of the fiscal year that ends ~~two~~ three years after the
15 end of the fiscal year for which the appropriation is
16 made. However, if the project or projects for which
17 the appropriation was made are completed in an earlier
18 fiscal year, unencumbered or unobligated moneys shall
19 revert at the close of that same fiscal year.

20 Sec. 11. 2013 Iowa Acts, chapter 142, section
21 1, subsection 1, paragraph a, is amended to read as
22 follows:

23 a. For projects related to major repairs and major
24 maintenance for state buildings and facilities:

25 FY 2013–2014:
26 \$ 4,000,000

27 Of the amount appropriated in this lettered
28 paragraph for the fiscal year beginning July 1, 2013,
29 \$250,000 shall be allocated for the disposition and
30 relocation of structures located at 707 east locust and
31 709 east locust, Des Moines, Iowa.

32 FY 2014–2015:
33 \$ 14,000,000
34 37,300,000

35 Sec. 12. 2013 Iowa Acts, chapter 142, section 1, is
36 amended by adding the following new subsection:

37 NEW SUBSECTION. 4A. DEPARTMENT OF HUMAN SERVICES
38 For the renovation and construction of certain

39 nursing facilities, consistent with the provisions of
40 chapter 249K:
41 FY 2013–2014:
42 \$ 150,000
43 Sec. 13. 2013 Iowa Acts, chapter 142, section 3,
44 subsection 1, is amended by striking the subsection.
45 Sec. 14. EFFECTIVE UPON ENACTMENT. This division
46 of this Act, being deemed of immediate importance,
47 takes effect upon enactment.
48 DIVISION V
49 MISCELLANEOUS CODE CHANGES
50 Sec. 15. Section 8.57, subsection 5, paragraph c,

Page 11

1 Code 2014, is amended to read as follows:
2 c. Moneys in the rebuild Iowa infrastructure fund
3 in a fiscal year shall be used as directed by the
4 general assembly for public vertical infrastructure
5 projects. For the purposes of this subsection,
6 “vertical infrastructure” includes only land acquisition
7 and construction; major renovation and major repair
8 of buildings; routine, recurring maintenance; all
9 appurtenant structures; utilities; site development;
10 recreational trails; and debt service payments on
11 academic revenue bonds issued in accordance with
12 chapter 262A for capital projects at board of regents
13 institutions. “Vertical infrastructure” does not
14 include ~~routine, recurring maintenance~~ or operational
15 expenses or leasing of a building, appurtenant
16 structure, or utility without a lease-purchase
17 agreement.
18 Sec. 16. Section 8.57, subsection 5, paragraph f,
19 Code 2014, is amended to read as follows:
20 f. (1) (a) For the fiscal year beginning July
21 1, 2013, and for each fiscal year thereafter until
22 the principal and interest on all bonds issued by
23 the treasurer of state pursuant to section 12.87 are
24 paid, as determined by the treasurer of state, of the
25 wagering tax receipts received pursuant to sections
26 99D.17 and 99F.11, the first fifty-five million dollars
27 shall be deposited in the revenue bonds debt service
28 fund created in section 12.89, and the next three
29 million seven hundred fifty thousand dollars shall be
30 deposited in the revenue bonds federal subsidy holdback
31 fund created in section 12.89A.
32 (b) For the fiscal year beginning July 1, 2013,
33 and for each fiscal year through the fiscal year
34 beginning July 1, 2019, of the wagering tax receipts
35 received pursuant to sections 99D.17 and 99F.11, the
36 next fifteen million dollars shall be deposited in the
37 vision Iowa fund created in section 12.72.

38 ~~(e)~~ For the fiscal year beginning July 1, 2013, and
 39 for each fiscal year thereafter until the principal and
 40 interest on all bonds issued by the treasurer of state
 41 pursuant to section 12.81 are paid, as determined by
 42 the treasurer of state, of the wagering tax receipts
 43 received pursuant to sections 99D.17 and 99F.11, the
 44 next five million dollars shall be deposited in the
 45 school infrastructure fund created in section 12.82.
 46 ~~(d)~~ (c) For the fiscal year beginning July 1,
 47 2013, and for each fiscal year thereafter, of the
 48 wagering tax receipts received pursuant to sections
 49 99D.17 and 99F.11, the next sixty-six million dollars
 50 shall be deposited in the Iowa skilled worker and job

Page 12

1 creation fund created in section 8.75.
 2 ~~(e)~~ (d) For the fiscal year beginning July 1,
 3 2013, and for each fiscal year thereafter, the total
 4 moneys in excess of the moneys deposited under this
 5 paragraph "f" in the revenue bonds debt service fund,
 6 the revenue bonds federal subsidy holdback fund, the
 7 vision Iowa fund, ~~the school infrastructure fund,~~
 8 and the Iowa skilled worker and job creation fund
 9 shall be deposited in the rebuild Iowa infrastructure
 10 fund and shall be used as provided in this section,
 11 notwithstanding section 8.60.
 12 (2) For the fiscal year beginning July 1, 2013, and
 13 for each fiscal year thereafter, if the total amount of
 14 the wagering tax receipts received pursuant to sections
 15 99D.17 and 99F.11, and to be deposited pursuant
 16 to subparagraph (1), subparagraph division (a), is
 17 less than the total amount of moneys directed to be
 18 deposited in the revenue bonds debt service fund and
 19 the revenue bonds federal subsidy holdback fund in the
 20 fiscal year pursuant to subparagraph (1), subparagraph
 21 division (a), the difference shall be paid from moneys
 22 deposited in the beer and liquor control fund created
 23 in section 123.53 in the manner provided in section
 24 123.53, subsection 3.
 25 (3) For the fiscal year beginning July 1, 2013,
 26 and for each fiscal year thereafter, after the deposit
 27 of moneys directed to be deposited in the revenue
 28 bonds debt service fund and the revenue bonds federal
 29 subsidy holdback fund, as provided in subparagraph (1),
 30 subparagraph division (a), if the total amount of the
 31 wagering tax receipts received pursuant to sections
 32 99D.17 and 99F.11, and to be deposited pursuant to
 33 subparagraph (1), subparagraph ~~divisions~~ division
 34 (b) ~~and (c)~~, is less than the total amount of moneys
 35 directed to be deposited in the vision Iowa fund ~~and~~
 36 ~~the school infrastructure fund~~ in the fiscal year

37 pursuant to subparagraph (1), subparagraph ~~divisions~~
 38 ~~division (b) and (c)~~, the difference shall be paid from
 39 lottery revenues in the manner provided in section
 40 99G.39, subsection 3.

41 Sec. 17. Section 8.57C, subsection 3, paragraph a,
 42 Code 2014, is amended to read as follows:

43 a. There is appropriated from the general fund of
 44 the state for the fiscal year beginning July 1, ~~2014~~
 45 2015, and for each subsequent fiscal year thereafter,
 46 the sum of seventeen million five hundred thousand
 47 dollars to the technology reinvestment fund.

48 Sec. 18. Section 8.57C, subsection 3, Code 2014, is
 49 amended by adding the following new paragraph:

50 NEW PARAGRAPH. f. There is appropriated from the

Page 13

1 rebuild Iowa infrastructure fund for the fiscal year
 2 beginning July 1, 2014, and ending June 30, 2015,
 3 the sum of sixteen million seven hundred twenty-five
 4 thousand dollars to the technology reinvestment fund,
 5 notwithstanding section 8.57, subsection 5, paragraph
 6 “c”.

7 DIVISION VI

8 STATUTE OF REPOSE PERIODS — IMPROVEMENTS TO REAL 9 PROPERTY

10 Sec. 19. Section 614.1, subsection 11, Code 2014,
 11 is amended to read as follows:

12 11. *Improvements to real property.*

13 a. Residential construction. In addition to
 14 limitations contained elsewhere in this section, an
 15 action arising out of the unsafe or defective condition
 16 of an improvement to ~~real property~~ residential
 17 construction based on tort and implied warranty and
 18 for contribution and indemnity, and founded on injury
 19 to property, real or personal, or injury to the person
 20 or wrongful death, shall not be brought more than
 21 fifteen years after the date on which occurred the act
 22 or omission of the defendant alleged in the action to
 23 have been the cause of the injury or death. However,
 24 this subsection does not bar an action against a person
 25 solely in the person’s capacity as an owner, occupant,
 26 or operator of an improvement to real property.

27 b. Nonresidential construction. In addition to
 28 limitations contained elsewhere in this section, an
 29 action arising out of the unsafe or defective condition
 30 of an improvement to nonresidential construction based
 31 on tort and implied warranty and for contribution and
 32 indemnity, and founded on injury to property, real or
 33 personal, or injury to the person or wrongful death,
 34 shall not be brought more than ten years after the date
 35 on which occurred the act or omission of the defendant

36 alleged in the action to have been the cause of the
 37 injury or death. However, this subsection does not
 38 bar an action against a person solely in the person's
 39 capacity as an owner, occupant, or operator of an
 40 improvement to real property.

41 Sec. 20. Section 614.13A, Code 2014, is amended to
 42 read as follows:

43 **614.13A Definitions.**

44 As used in this chapter, unless the context
 45 otherwise requires:

- 46 1. "~~book~~" "Book", "list", "record", or "schedule"
 47 kept by a county auditor, assessor, treasurer,
 48 recorder, sheriff, or other county officer means the
 49 county system as defined in section 445.1.
 50 2. "Nonresidential construction" means all other

Page 14

1 construction that is not residential construction as
 2 defined in subsection 3.

3 3. "Residential construction" means the same as
 4 defined in section 572.1, subsection 10.

5 Sec. 21. APPLICABILITY. This division of this
 6 Act does not apply to residential and nonresidential
 7 construction projects in existence prior to the
 8 effective date of this division of this Act.>

9 2. Title page, line 1, by striking <and> and
 10 inserting <state finances by>

11 3. Title page, line 4, after <fund,> by inserting
 12 <providing for certain statute of repose periods,>

13 4. Title page, line 5, after <date> by inserting
 14 <and applicability>

S-5154

1 Amend House File 2456, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. Page 1, line 9, by striking <change> and
 4 inserting <increase>

5 2. Page 3, by striking lines 18 through 23 and
 6 inserting <for a period of at least twenty consecutive
 7 years, the board of directors of the merged area may,
 8 by resolution adopted at any time before the end of the
 9 most recently authorized period of time for imposing
 10 the tax, continue to impose the voted>

11 3. Page 3, line 24, by striking <a period> and
 12 inserting <an additional period>

13 4. Page 3, line 32, by striking <changed> and
 14 inserting <increased>

15 5. Page 4, line 4, by striking <change> and
 16 inserting <increase>

17 6. Page 4, line 9, after <ballot> by inserting <and

- 18 received by the board of directors by June 1 of the
 19 year in which the election is to be held>
 20 7. Page 4, line 21, after <subsection 1.> by
 21 inserting <If the question of whether to discontinue
 22 the authority of the board of directors to impose the
 23 tax fails to gain approval at election, the question
 24 shall not be submitted to the voters of the merged area
 25 for a period of ten years following the date of the
 26 election.>
 27 8. Page 4, line 22, by striking <change> and
 28 inserting <increase>
 29 9. Page 4, line 23, by striking <change> and
 30 inserting <increase>
 31 10. Page 5, line 19, by striking <a period> and
 32 inserting <an additional period>
 33 11. Page 6, line 13, after <paragraph "a"> by
 34 inserting <If the question of whether to discontinue
 35 the authority of the board of directors to impose the
 36 additional tax fails to gain approval at election, the
 37 question shall not be submitted to the voters of the
 38 merged area for a period of ten years following the
 39 date of the election.>
 40 12. By renumbering, redesignating, and correcting
 41 internal references as necessary.

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-5155

- 1 Amend the House amendment, S-5092, to Senate File
 2 2239, as amended, passed, and reprinted by the Senate,
 3 as follows:
 4 1. Page 1, lines 15 and 16, by striking <all or a
 5 substantial portion of>
 6 2. Page 1, by striking lines 24 and 25 and
 7 inserting:
 8 <(1) Physical injury to, or injury which is at
 9 a variance with the history given of the injury, or
 10 unreasonable confinement, unreasonable punishment, or
 11 assault of a vulnerable elder.>
 12 3. Page 1, line 29, by striking <substantial>
 13 4. By striking page 2, line 50, through page 3,
 14 line 3, and inserting:
 15 <__. "Vulnerable elder" means a person sixty
 16 years of age or older who is more vulnerable to or
 17 at increased risk of elder abuse than other persons
 18 because of age, poor health, infirmity, impaired
 19 understanding, restricted mobility, isolation, or
 20 disability.>
 21 5. Page 4, by striking lines 21 through 25.
 22 6. Page 4, line 28, by striking <The> and inserting

- 23 <By July 1, 2015, the>
 24 7. Page 4, by striking lines 31 and 32 and
 25 inserting <se in actions under this chapter.>
 26 8. Page 4, line 33, by striking <Standard> and
 27 inserting <Beginning July 1, 2015, the standard>
 28 9. Page 9, lines 27 and 28, by striking <for the
 29 person's own benefit or gain>
 30 10. Page 11, by striking lines 12 through 16.
 31 11. Page 11, by striking lines 24 through 49.
 32 12. Page 12, after line 12 by inserting:
 33 <Sec. ___. Section 235B.7, subsection 3, Code 2014,
 34 is amended to read as follows:
 35 3. Subsections 1 and 2 do not apply to dependent
 36 adult abuse information that is disseminated to an
 37 employee of the department or to the office of the
 38 attorney representing the department general as
 39 authorized by section 235B.6.>
 40 13. By striking page 14, line 5, through page 15,
 41 line 11.
 42 14. Page 17, by striking lines 20 through 26.
 43 15. By striking page 17, line 48, through page 18,
 44 line 20.
 45 16. Page 18, line 29, after <appeals,> by inserting
 46 <department of public health,>
 47 17. By renumbering as necessary.

MARY JO WILHELM

S-5156

HOUSE AMENDMENT TO
 SENATE FILE 2342

- 1 Amend Senate File 2342, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 17, by striking lines 22 through 29.
 4 2. Page 17, after line 31 by inserting:
 5 <DIVISION __
 6 UNCLAIMED LIFE INSURANCE DEATH BENEFITS
 7 Sec. ___. NEW SECTION. 507B.4C Unclaimed life
 8 insurance.
 9 1. *Purpose.* The purpose of this section is to
 10 require complete and proper disclosure, transparency,
 11 and accountability relating to any method of payment
 12 for life insurance death benefits regulated by the
 13 commissioner.
 14 2. *Definitions.* As used in this section, unless
 15 the context otherwise requires:
 16 a. "Account owner" means the owner of a retained
 17 asset account who is a resident of this state.
 18 b. "Annuity" means an annuity contract issued in
 19 this state. "Annuity" does not include any annuity

20 contract used to fund an employment-based retirement
21 plan or program where the insurer takes direction from
22 the plan sponsor or plan administrator.

23 *c. "Authorized person"* means a policy owner,
24 insured, annuity owner, annuitant, or account holder,
25 as applicable under a policy, annuity, or retained
26 asset account.

27 *d. "Death master file"* means the United States
28 social security administration's death master file
29 or any other database or service that is at least as
30 comprehensive as the United States social security
31 administration's death master file for determining that
32 a person has died.

33 *e. "Death master file match"* means a search of
34 the death master file that results in a match of an
35 authorized person's name and social security number or
36 an authorized person's name and date of birth.

37 *f. "Insurer"* means a life insurance company
38 regulated under chapter 508.

39 *g. "Policy"* means any policy or certificate of life
40 insurance issued in this state. *"Policy"* does not
41 include any of the following:

42 (1) A policy or certificate of life insurance which
43 provides a death benefit under an employee benefit
44 plan subject to the federal Employee Retirement Income
45 Security Act of 1974, Pub. L. No. 93-406, as codified
46 at 29 U.S.C. § 1002 et seq.

47 (2) A policy or certificate of life insurance which
48 provides a death benefit under an employee benefit plan
49 subject to a federal employee benefit program.

50 (3) A policy or certificate of life insurance

Page 2

1 which is used to fund a preneed plan for cemetery
2 merchandise, funeral merchandise, funeral services, or
3 a combination thereof.

4 (4) A policy or certificate of credit life or
5 accidental death insurance.

6 (5) A policy issued to a group master policyowner
7 for which the insurer does not provide recordkeeping
8 services.

9 *h. "Recordkeeping services"* means services provided
10 by an insurer who has entered into an agreement with a
11 group policy customer to be responsible for obtaining,
12 maintaining, and administering in the insurer's own
13 recordkeeping systems at least all of the following
14 information about each individual insured under
15 the insured's group insurance contract or a line of
16 coverage thereunder:

17 (1) Social security number or name and date of
18 birth.

- 19 (2) Beneficiary designation information.
 20 (3) Coverage eligibility.
 21 (4) Benefit amount.
 22 (5) Premium payment status.
 23 *i. "Retained asset account" means an*
 24 *interest-bearing account set up by an insurer in*
 25 *the name of the beneficiary of a policy or annuity upon*
 26 *the death of the insured.*
 27 *3. Insurer duties.*
 28 *a. For any in-force policy, annuity, or retained*
 29 *asset account issued for delivery in this state for*
 30 *which the insurer has not previously been notified of*
 31 *a claim, an insurer shall perform a comparison of such*
 32 *policy, annuity, or retained asset account against the*
 33 *death master file, on at least a semiannual basis, to*
 34 *identify potential death master file matches.*
 35 (1) An insurer may comply with the requirements of
 36 this subsection by using the full death master file for
 37 the initial comparison and thereafter using the death
 38 master file update files for subsequent comparisons.
 39 (2) Nothing in this section shall be interpreted to
 40 limit the right of an insurer to request a valid death
 41 certificate as part of any claims validation process.
 42 *b. If an insurer learns of the possible death of an*
 43 *authorized person through a death master file match or*
 44 *otherwise, the insurer shall, within ninety days, do*
 45 *all of the following:*
 46 (1) Complete a good faith effort, which shall be
 47 documented by the insurer, to confirm the death of the
 48 authorized person against other available records and
 49 information.
 50 (2) Review the insurer's records to determine

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- 1 whether the deceased authorized person had purchased
 2 any other products from the insurer.
 3 (3) Determine whether benefits may be due in
 4 accordance with the applicable policy, annuity, or
 5 retained asset account.
 6 (4) If the beneficiary or an authorized person
 7 has not communicated with the insurer within the
 8 ninety-day period, take reasonable steps, which shall
 9 be documented by the insurer, to locate and contact any
 10 beneficiary or other authorized person on the policy,
 11 annuity, or retained asset account, including sending
 12 the beneficiary or other authorized person information
 13 regarding the insurer's claims process and regarding
 14 the need to provide an official death certificate, if
 15 applicable under the policy, annuity, or retained asset
 16 account.
 17 *c. Every insurer shall implement procedures to*

18 account for all of the following:

19 (1) Common nicknames, initials used in lieu of a
20 first or middle name, use of a middle name, compound
21 first and middle names, and interchanged first and
22 middle names.

23 (2) Compound last names, maiden or married names,
24 and hyphens, blank spaces, or apostrophes in last
25 names.

26 (3) Transposition of the month and date portions of
27 the date of birth.

28 (4) Incomplete social security numbers.

29 *d.* An insurer may disclose minimum necessary
30 personal information about a beneficiary or authorized
31 person to an individual or entity whom the insurer
32 reasonably believes may be able to assist the insurer
33 in locating the beneficiary or authorized person
34 entitled to payment of the claims proceeds.

35 *e.* An insurer or its service provider shall not
36 charge a beneficiary or authorized person any fees
37 or costs associated with a death master file search
38 conducted pursuant to this section.

39 *f.* The benefits from a policy, annuity, or retained
40 asset account, plus any applicable accrued interest,
41 shall first be payable to designated beneficiaries
42 or authorized persons, and in the event that the
43 beneficiaries or authorized persons cannot be found,
44 shall be reported and remitted to the state as
45 unclaimed property pursuant to chapters 556 and 633.

46 4. *Rules.* The commissioner shall adopt rules to
47 administer the provisions of this section.

48 5. *Orders.* The commissioner may issue an order
49 doing any of the following:

50 *a.* Limiting the death master file comparisons

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1 required under subsection 3, paragraph “a”, to an
2 insurer’s electronic searchable files or approving a
3 plan and timeline for conversion of an insurer’s files
4 to electronic searchable files.

5 *b.* Exempting an insurer from the death master file
6 comparisons required under subsection 3, paragraph “a”,
7 or permitting an insurer to perform such comparisons
8 less frequently than semiannually upon a demonstration
9 of financial hardship by the insurer.

10 *c.* Phasing in requirements for compliance with this
11 section according to a plan and timeline approved by
12 the commissioner.

13 6. *Unfair trade practice.* Failure to meet any
14 requirement of this section with such frequency as to
15 constitute a general business practice is an unfair
16 method of competition and an unfair or deceptive act

17 or practice in the business of insurance under this
18 chapter.

19 7. *Insurer unclaimed property reporting.*

20 a. If an insurer identifies a person as deceased
21 through a death master file match as described in
22 subsection 3, paragraph "a", or other information
23 source, and validates such information through a
24 secondary information source, the insurer may report
25 and remit the proceeds of the policy, annuity, or
26 retained asset account due to the state prior to the
27 dates required for such reporting and remittance under
28 chapter 556, without further notice to or consent by
29 the state, after attempting to contact any beneficiary
30 under either of the following circumstances:

31 (1) The insurer is unable to locate a beneficiary
32 who is located in this state under the policy, annuity
33 contract, or retained asset account, after conducting
34 reasonable search efforts of up to one year after the
35 insurer's validation of the death master file match.

36 (2) No beneficiary or person, as applicable for
37 unclaimed property reporting purposes under chapter
38 556, has a last known address in this state.

39 b. Once the insurer has reported upon and remitted
40 the proceeds of the policy, annuity, or retained
41 asset account to the state pursuant to chapter 556,
42 the insurer is relieved from any and all additional
43 liability to any beneficiary or authorized person
44 relating to the proceeds reported upon and remitted.

45 Sec. ____ EFFECTIVE DATE. This division of this
46 Act takes effect July 1, 2015.>

47 3. Page 17, after line 31 by inserting:

48 <DIVISION ____
49 IOWA PRODUCTS

50 Sec. ____ IOWA PRODUCTS. As a condition of

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1 receiving an appropriation, any agency appropriated
2 moneys pursuant to this 2014 Act shall give first
3 preference when purchasing a product to an Iowa product
4 or a product produced by an Iowa-based business.
5 Second preference shall be given to a United States
6 product or a product produced by a business based in
7 the United States.>

8 4. By striking page 17, line 34, through page 18,
9 line 24, and inserting:

10 <Sec. ____ PERSONNEL SETTLEMENT AGREEMENT
11 PAYMENTS. As a condition of the appropriations in
12 this Act, the moneys appropriated and any other moneys
13 available shall not be used for payment of a personnel
14 settlement agreement that contains a confidentiality
15 provision intended to prevent public disclosure of the

- 16 agreement or any terms of the agreement.>
 17 5. Page 18, by striking lines 28 and 29.
 18 6. Title page, line 4, after <atters,> by
 19 inserting <including penalties,>
 20 7. Title page, line 4 and 5, by striking <and
 21 retroactive applicability>
 22 8. By renumbering as necessary.

S-5157

HOUSE AMENDMENT TO
 SENATE FILE 2347

- 1 Amend Senate File 2347, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 3, line 27, by striking <section 261.114,
 4 if enacted> and inserting <section 261.114, ~~if enacted~~>
 5 2. Page 4, by striking line 30 and inserting
 6 <8,229.047>
 7 3. Page 4, by striking lines 32 through 35 and
 8 inserting:
 9 <From the moneys appropriated in this subsection,
 10 \$1,931,000 shall be used for purposes of administering
 11 and distributing to school districts and accredited
 12 nonpublic schools, without cost to the school districts
 13 and accredited nonpublic schools, an early warning
 14 assessment system which shall include screening and
 15 progress monitoring assessments built into a data
 16 system that allows teachers to quickly screen and
 17 monitor student literacy skills from pre-kindergarten
 18 through grade six.>
 19 4. Page 5, by striking line 13 and inserting
 20 <5,996.200>
 21 5. Page 5, by striking line 28 and inserting
 22 <39,128>
 23 6. Page 15, by striking lines 7 through 19.
 24 7. Page 18, by striking line 20 and inserting
 25 <226,523.005>
 26 8. Page 18, after line 21 by inserting:
 27 <It is the intent of the general assembly that as a
 28 condition of receiving the increased funding provided
 29 in this lettered paragraph, the state board shall not
 30 authorize any increase in the resident undergraduate
 31 tuition rate for fiscal year 2014-2015, and the tuition
 32 for the juris doctorate program at the state university
 33 of Iowa shall be decreased as approved by the state
 34 board at the state board's December 4, 2013, meeting.>
 35 9. Page 21, after line 11 by inserting:
 36 <It is the intent of the general assembly that as a
 37 condition of receiving the increased funding provided
 38 in this lettered paragraph, the state board shall not
 39 authorize any increase in the resident undergraduate

- 40 tuition rate for fiscal year 2014–2015.>
 41 10. Page 21, by striking line 17 and inserting
 42 <30,611,877>
 43 11. Page 22, after line 12 by inserting:
 44 <It is the intent of the general assembly that as a
 45 condition of receiving the increased funding provided
 46 in this lettered paragraph, the state board shall not
 47 authorize any increase in the resident undergraduate
 48 tuition rate for fiscal year 2014–2015.>
 49 12. By renumbering as necessary.

S-5158

- 1 Amend Senate File 2353 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. SHORT TITLE. This Act shall be known
 5 and may be cited as the “Iowa Apprenticeship and Job
 6 Training Act”.
 7 Sec. 2. Section 15.108, subsection 6, paragraph a,
 8 Code 2014, is amended to read as follows:
 9 a. Coordinate and perform the duties specified
 10 under the Iowa industrial new jobs training Act in
 11 chapter 260E, the Iowa ~~jobs~~ job training Act in chapter
 12 260F, and the workforce development fund in section
 13 15.341.
 14 Sec. 3. Section 15.343, subsection 2, paragraph a,
 15 Code 2014, is amended to read as follows:
 16 a. Projects under chapter 260F. The authority
 17 ~~shall~~ may require a match from all businesses
 18 participating in a ~~training~~ project under chapter 260F.
 19 Sec. 4. Section 15.343, subsection 3, Code 2014,
 20 is amended by striking the subsection and inserting in
 21 lieu thereof the following:
 22 3. a. The authority shall transfer not more than
 23 five million dollars of the moneys in the workforce
 24 development fund to the job training fund established
 25 pursuant to section 260F.6.
 26 b. Moneys in the job training fund shall be
 27 allocated as provided in section 260F.6, subsection 3.
 28 Sec. 5. Section 260C.18A, subsection 2, paragraph
 29 b, Code 2014, is amended by striking the paragraph and
 30 inserting in lieu thereof the following:
 31 b. Projects that would meet all the requirements
 32 of a project under chapter 260F, whether or not the
 33 project is actually being funded under chapter 260F.
 34 The authority may advise a community college on how a
 35 project would be treated for purposes of chapter 260F.
 36 Sec. 6. Section 260F.1, Code 2014, is amended to
 37 read as follows:
 38 **260F.1 Title.**
 39 This chapter shall be known and may be cited as the

40 *"Iowa Jobs Job Training Act"*.

41 Sec. 7. Section 260F.2, subsections 1, 5, 6, 8, and
42 11, Code 2014, are amended to read as follows:

43 1. *"Agreement"* ~~is the agreement~~ means a contract
44 between a business and a community college the
45 authority concerning a project.

46 5. *"Eligible business"* ~~or "business"~~ means a
47 ~~business training employees which is engaged in~~
48 ~~interstate or intrastate commerce for the purpose of~~
49 ~~manufacturing, processing, or assembling products,~~
50 ~~conducting research and development, or providing~~

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1 ~~services in interstate commerce, but excludes retail,~~
2 ~~health, or professional services and which meets the~~
3 ~~other criteria established by the authority. "Eligible~~
4 ~~business" does not include a business whose training~~
5 ~~costs can be economically funded under chapter 260E,~~
6 ~~a business which closes or substantially reduces its~~
7 ~~employment base in order to relocate substantially~~
8 ~~the same operation to another area of the state, or a~~
9 ~~business which is involved in a strike, lockout, or~~
10 ~~other labor dispute in Iowa that proposes to train~~
11 ~~employees as part of a project and that meets all the~~
12 ~~conditions of section 260F.3.~~

13 6. *"Employee"* means a person currently employed by
14 ~~a~~ an eligible business or who will be employed upon
15 successful completion of a project and who is to be
16 trained as part of a project. However, *"employee"* does
17 not include a person with executive responsibilities or
18 a replacement workers who are worker hired as a result
19 of a strike, lockout, or other labor dispute in Iowa.

20 8. *"Participating business"* means a business
21 ~~training employees which enters~~ that has entered into
22 an agreement ~~with the community college.~~

23 11. *"Project"* means a training arrangement ~~which~~
24 that is the subject of an agreement entered into
25 between the community college and a business to
26 provide program services. "Project" also means an
27 authority sponsored training arrangement which is
28 sponsored by the authority and administered under
29 sections 260F.6A and 260F.6B and that is primarily
30 focused on meeting the workforce needs of an eligible
31 business. A project includes but is not limited
32 to training or retraining of employees, adult basic
33 education, job-related instruction, vocation and
34 skill-assessment services and testing, tuition and
35 classroom instruction for coursework at a community
36 college or a regents institution, and training
37 equipment, supplies, and materials. A project does
38 not include coursework that will be counted toward an

39 advanced or graduate degree earned by an employee.
 40 Sec. 8. Section 260F.2, Code 2014, is amended by
 41 adding the following new subsections:
 42 NEW SUBSECTION. 1A. “*Apprentice*” means a person
 43 who is at least sixteen years of age, except where a
 44 higher minimum age is required by law, who is employed
 45 in an apprenticeable occupation, and is registered in
 46 Iowa with the United States department of labor, office
 47 of apprenticeship.
 48 NEW SUBSECTION. 1B. “*Apprenticeable occupation*”
 49 means an occupation approved for apprenticeship by
 50 the United States department of labor, office of

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1 apprenticeship.
 2 NEW SUBSECTION. 1C. “*Apprenticeship program*” means
 3 a program registered with the United States department
 4 of labor, office of apprenticeship, which includes
 5 the terms and conditions for the qualification,
 6 recruitment, selection, employment, and training of
 7 apprentices, including the requirement for a written
 8 apprenticeship agreement.
 9 NEW SUBSECTION. 1D. “*Apprenticeship sponsor*” means
 10 an entity operating an apprenticeship program or an
 11 entity in whose name an apprenticeship program is
 12 being operated, which is registered with or approved
 13 by the United States department of labor, office of
 14 apprenticeship.
 15 NEW SUBSECTION. 2A. “*Commencement date*” means the
 16 date on which a proposed project is scheduled to begin.
 17 NEW SUBSECTION. 5A. “*Eligible research and*
 18 *development*” means activities that meet the definition
 19 of research activities under section 422.10 even if the
 20 business has not actually claimed a research activities
 21 tax credit.
 22 NEW SUBSECTION. 6A. “*Financial assistance*” means
 23 assistance provided only from the funds, rights, and
 24 assets legally available to the authority and includes
 25 but is not limited to assistance in the form of grants,
 26 loans, forgivable loans, and royalty payments.
 27 NEW SUBSECTION. 6B. “*Fund*” means the job training
 28 fund created in section 260F.6.
 29 NEW SUBSECTION. 7A. “*Lead apprenticeship sponsor*”
 30 means a trade organization, labor organization,
 31 employer association, or other incorporated entity
 32 representing a group of apprenticeship sponsors.
 33 NEW SUBSECTION. 11A. “*Providing services in*
 34 *interstate commerce*” means the provision of the
 35 majority of a business’s sales to customers located
 36 outside of Iowa.
 37 Sec. 9. Section 260F.2, subsections 4, 7, 9, and

38 10, Code 2014, are amended by striking the subsections.

39 Sec. 10. Section 260F.3, Code 2014, is amended by
40 striking the section and inserting in lieu thereof the
41 following:

42 **260F.3 Eligible business.**

43 To be eligible for financial assistance for a
44 project under this chapter, a business shall meet all
45 of the following conditions:

46 1. Is manufacturing, processing, or assembling
47 products for sale in interstate or intrastate commerce,
48 is conducting eligible research and development in
49 this state, is engaged in the business of commercial
50 construction, or is providing services in interstate

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1 commerce.

2 2. Is not a retail business, a health care
3 business, or a business engaged in the provision of
4 professional services.

5 3. Is proposing training for a project that cannot
6 be economically funded under the industrial new jobs
7 training program pursuant to chapter 260E.

8 4. Demonstrates a need for certain job skills not
9 adequately represented among the business's existing
10 workforce.

11 5. Has not closed or substantially reduced
12 operations in one area of the state in order to locate
13 substantially the same operations to another area of
14 the state.

15 6. Is not actively engaged in a strike, lockout, or
16 other labor dispute in Iowa.

17 7. Is not eligible to receive funding under section
18 260F.5 either directly as an apprenticeship sponsor or
19 as an entity participating under a lead apprenticeship
20 sponsor.

21 8. Meets any other conditions as established by the
22 authority by rule.

23 **Sec. 11. NEW SECTION. 260F.4 Financial assistance**
24 **for an eligible business.**

25 1. *a.* An eligible business may apply to the
26 authority for financial assistance for a project.

27 *b.* The authority may establish by rule a maximum
28 benefit amount for any one project and a maximum
29 aggregate benefit amount that may be awarded to any one
30 eligible business.

31 2. Financial assistance to eligible businesses
32 shall be provided under the following terms and
33 conditions:

34 *a.* For training that is conducted by community
35 college faculty or staff, at a community college
36 facility, and according to a curriculum that complies

37 with industry-recognized standards, the financial
38 assistance shall be in the form of a grant or a
39 forgivable loan in an amount equal to one hundred
40 percent of the cost of the project.

41 *b.* If training in accordance with
42 industry-recognized standards that results in a
43 portable credential needed for a skilled trade is
44 not available through a community college in close
45 proximity to a business, the business can utilize a
46 statewide industry association to facilitate training
47 that utilizes industry-recognized standards, resulting
48 in portable credentials for the specific skilled trade.
49 For this type of training, the financial assistance
50 shall be in the form of a grant or a forgivable loan in

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1 an amount equal to one hundred percent of the training
2 costs incurred.

3 *c.* For a project other than one described in
4 paragraph “*a*” or “*b*”, the financial assistance shall be
5 in the form of a loan in an amount equal to one hundred
6 percent of the cost of the project to be disbursed
7 initially but with a required future repayment of fifty
8 percent of the cost of the project at an interest of
9 zero percent.

10 *d.* Any other terms and conditions typically
11 required by the authority when providing financial
12 assistance.

13 3. The authority shall deposit all repayments
14 collected pursuant to this section in the fund and
15 shall make the moneys available to other eligible
16 businesses for purposes of this section.

17 4. An eligible business applying for financial
18 assistance under this section shall provide the
19 following information to the authority:

20 *a.* A detailed description of the proposed project,
21 an explanation of how the project would meet the
22 business’s skilled workforce needs, and an assessment
23 regarding the feasibility of meeting the training needs
24 through a community college. The authority may require
25 any information reasonably necessary to determine the
26 necessity, suitability, and feasibility of the proposed
27 project.

28 *b.* The date or dates on which the proposed project
29 will be conducted.

30 *c.* The number of employees to be trained and the
31 title and position description of each employee to be
32 trained.

33 *d.* The estimated cost to the business of the
34 proposed project.

35 *e.* Any other information the authority reasonably

36 determines is necessary.

37 5. An eligible business receiving financial
38 assistance pursuant to this section shall enter
39 into an agreement with the authority regarding the
40 project. The agreement shall include all provisions
41 necessary for the implementation of this section and
42 any provisions the authority typically includes in a
43 contract for the provision of financial assistance.

44 Sec. 12. NEW SECTION. 260F.5 Financial assistance
45 **for an apprenticeship program.**

46 1. a. An apprenticeship sponsor or lead
47 apprenticeship sponsor conducting apprenticeship
48 programs registered with the United States department
49 of labor, office of apprenticeship, through Iowa, for
50 apprentices who will be employed at Iowa worksites may

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1 apply to the authority for financial assistance under
2 this section.

3 b. Financial assistance received by an
4 apprenticeship sponsor or lead apprenticeship sponsor
5 under this section shall be used only for the cost of
6 conducting and maintaining an apprenticeship program.

7 2. The authority shall provide financial assistance
8 to apprenticeship sponsors or lead apprenticeship
9 sponsors in the following manner:

10 a. By determining the total amount of funding
11 allocated for purposes of apprenticeship programs
12 pursuant to section 260F.6.

13 b. By adding together all of the following:

14 (1) The total number of apprentices trained by all
15 applying apprenticeship sponsors or lead apprenticeship
16 sponsors during the most recent training year as
17 calculated on the last day of the training year.

18 (2) The total number of contact hours that
19 apprenticeship instructors for all applying
20 apprenticeship sponsors or lead apprenticeship
21 sponsors spent in contact with apprentices during
22 the most recent training year. For purposes of this
23 subparagraph, "contact hours" includes the time spent
24 instructing apprentices in person or, in the case of
25 a lead apprenticeship sponsor with programs totaling
26 one hundred or more total instructional hours, "contact
27 hours" includes the time spent in online training if
28 the total amount of online instruction does not account
29 for more than thirty percent of the total instructional
30 hours.

31 c. By adding together all of the following:

32 (1) The total number of apprentices trained by
33 a single applying apprenticeship sponsor or lead
34 apprenticeship sponsor during the most recent training

35 year as calculated on the last day of the training
36 year.
37 (2) The total number of contact hours that
38 apprenticeship instructors for a single applying
39 apprenticeship sponsor or lead apprenticeship
40 sponsor spent in contact with apprentices during
41 the most recent training year. For purposes of this
42 subparagraph, "*contact hours*" includes the time spent
43 instructing apprentices in person or, in the case of
44 a lead apprenticeship sponsor with programs totaling
45 one hundred or more total instructional hours, "*contact*
46 *hours*" includes the time spent in online training if
47 the total amount of online instruction does not account
48 for more than thirty percent of the total instructional
49 hours.
50 d. By determining the proportion, stated as a

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1 percentage, that a single applying apprenticeship
2 sponsor's or lead apprenticeship sponsor's total
3 calculated pursuant to paragraph "c" bears to
4 all applying apprenticeship sponsors' or lead
5 apprenticeship sponsors' total calculated pursuant to
6 paragraph "b".
7 e. By multiplying the percentage calculated in
8 paragraph "d" by the amount determined in paragraph
9 "a".
10 3. An apprenticeship sponsor or lead apprenticeship
11 sponsor seeking financial assistance under this
12 section shall provide the following information to the
13 authority:
14 a. The federal apprentice registration number of
15 each apprentice in the apprenticeship program.
16 b. The address and a description of the physical
17 location where in-person training is conducted.
18 c. A certification of the apprenticeship sponsor's
19 training standards as most recently approved by
20 the United States department of labor, office of
21 apprenticeship or, in the case of a lead apprenticeship
22 sponsor, a representative sample of participating
23 members' training standards.
24 d. A certification of the apprenticeship sponsor's
25 compliance review or quality assessment as most
26 recently conducted by the United States department
27 of labor, office of apprenticeship, unless the
28 apprenticeship sponsor has not been subjected to
29 a compliance review or quality assessment. In the
30 case of a lead apprenticeship sponsor, a sampling
31 of compliance reviews or quality assessments from
32 participating members shall be sufficient.
33 e. Any other information the authority reasonably

34 determines is necessary.

35 4. The apprenticeship sponsor or lead
36 apprenticeship sponsor and the authority shall
37 enter into an agreement regarding the provision of any
38 financial assistance to the apprenticeship sponsor or
39 lead apprenticeship sponsor.

40 Sec. 13. Section 260F.6, subsection 1, Code 2014,
41 is amended to read as follows:

42 1. ~~There is established for the community colleges~~
43 ~~✱ A job training fund is created~~ in the state treasury
44 under the control of the economic development authority
45 ~~in the workforce development fund. The job training~~
46 ~~fund consists consisting of any~~ moneys appropriated for
47 the purposes of this chapter, ~~plus the any interest and~~
48 ~~principal from repayment of advances made to businesses~~
49 ~~for program costs, plus the or earnings on moneys in~~
50 the fund, any repayments, including interest, of loans

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1 ~~made from that retraining fund, and interest earned~~
2 ~~from moneys in the job training fund or recaptures of~~
3 ~~financial assistance provided from the fund, and any~~
4 ~~other moneys lawfully available to the authority that~~
5 ~~may be deposited in the fund.~~

6 Sec. 14. Section 260F.6, subsections 2 and 3, Code
7 2014, are amended by striking the subsections and
8 inserting in lieu thereof the following:

9 2. Moneys in the fund are appropriated to the
10 authority for purposes of providing financial
11 assistance for job training pursuant to this chapter.

12 3. a. Of the moneys transferred or appropriated to
13 the fund pursuant to section 15.343 or pursuant to any
14 other appropriation, the authority shall allocate forty
15 percent of the moneys for purposes of section 260F.4
16 and sixty percent of the moneys for purposes of section
17 260F.5.

18 b. Notwithstanding paragraph "a", moneys from
19 repayments and recaptures of funds loaned pursuant
20 to section 260F.4 shall be allocated for purposes of
21 section 260F.4.

22 Sec. 15. Section 260F.6, Code 2014, is amended by
23 adding the following new subsection:

24 NEW SUBSECTION. 4. The authority may annually
25 expend not more than two percent of moneys in the
26 fund for administrative purposes. If the authority's
27 administrative costs are less than two percent of the
28 moneys in the fund, the authority shall expend the
29 unused moneys for purposes of financial assistance.

30 Sec. 16. Section 403.21, subsections 1 and 3, Code
31 2014, are amended to read as follows:

32 1. In order to promote communication and

33 cooperation among cities, counties, and community
 34 colleges with respect to the allocation and division
 35 of taxes, no jobs training projects as defined in
 36 chapter 260E ~~or 260F~~ shall be undertaken within the
 37 area of operation of a municipality after July 1, 1995,
 38 unless the municipality and the community college
 39 have entered into an agreement or have jointly adopted
 40 a plan relating to a community college's new jobs
 41 training program which shall provide for a procedure
 42 for advance notification to each affected municipality,
 43 for exchange of information, for mutual consultation,
 44 and for procedural guidelines for all such new jobs
 45 training projects, including related project financing
 46 to be undertaken within the area of operation of the
 47 municipality. The joint agreement or the plan shall
 48 state its precise duration and shall be binding on the
 49 community college and the municipality with respect
 50 to all new jobs training projects, including related

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1 project financing undertaken during its existence.
 2 The joint agreement or plan shall be effective upon
 3 adoption and shall be placed on file in the office
 4 of the secretary of the board of directors of the
 5 community college and such other location as may be
 6 stated in the joint agreement or plan. The joint
 7 agreement or plan shall also be sent to each school
 8 district which levied or certified for levy a property
 9 tax on any portion of the taxable property located
 10 in the area of operation of the municipality in the
 11 fiscal year beginning prior to the calendar year in
 12 which the plan is adopted or the agreement is reached.
 13 If no such agreement is reached or plan adopted, the
 14 community college shall not use incremental property
 15 tax revenues to fund jobs training projects within the
 16 area of operation of the municipality. Agreements
 17 entered into between a community college and a city or
 18 county pursuant to chapter 28E shall not apply.
 19 3. ~~The community college shall send a copy of the~~
 20 ~~final agreement prepared pursuant to section 260F.3 to~~
 21 ~~the economic development authority.~~ For each year in
 22 which incremental property taxes are used to retire
 23 debt service on a jobs training advance issued for
 24 a project creating new jobs, the community college
 25 shall provide to the economic development authority a
 26 report of the incremental property taxes and new jobs
 27 credits from withholding generated for that year, a
 28 specific description of the training conducted, the
 29 number of employees provided ~~program~~ services under the
 30 project, the median wage of employees in the new jobs
 31 in the project, and the administrative costs directly

32 attributable to the project.

33 Sec. 17. Section 558.1, Code 2014, is amended to
34 read as follows:

35 **558.1 “Instruments affecting real estate” defined —**
36 **revocation.**

37 All instruments containing a power to convey, or in
38 any manner relating to real estate, including certified
39 copies of petitions in bankruptcy with or without the
40 schedules appended, of decrees of adjudication in
41 bankruptcy, and of orders approving trustees’ bonds
42 in bankruptcy, and a jobs training agreement entered
43 into under chapter 260E or ~~260F~~ between an employer
44 and community college which contains a description
45 of the real estate affected, shall be held to be
46 instruments affecting the same; and no such instrument,
47 when acknowledged or certified and recorded as in this
48 chapter prescribed, can be revoked as to third parties
49 by any act of the parties by whom it was executed,
50 until the instrument containing such revocation is

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1 acknowledged and filed for record in the same office
2 in which the instrument containing such power is
3 recorded, except that uniform commercial code financing
4 statements and financing statement changes as provided
5 in chapter 554 need not be thus acknowledged.

6 Sec. 18. REPEAL. Sections 260F.6A, 260F.6B,
7 260F.7, and 260F.8, Code 2014, are repealed.

8 Sec. 19. TRANSITION PROVISIONS.

9 1. A financial assistance award made or provided
10 for in an agreement entered into pursuant to section
11 260F.3 prior to the effective date of this Act shall
12 continue as provided in such agreement.

13 2. Loan payments or repayments and recaptures of
14 principal, interest, or other moneys accruing on or
15 after July 1, 2014, pursuant to an agreement under
16 section 260F.3, as in effect prior to July 1, 2014,
17 shall be transferred to the job training fund created
18 in section 260F.6, as amended by this Act.>

JAKE CHAPMAN

S-5159

1 Amend the amendment, S-5092, to Senate File 2239,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, lines 15 and 16, by striking <all or a
5 substantial portion of>

6 2. Page 1, by striking lines 24 and 25 and
7 inserting:

- 8 <(1) Physical injury to, or injury which is at
 9 a variance with the history given of the injury, or
 10 unreasonable confinement, unreasonable punishment, or
 11 assault of a vulnerable elder by a person not otherwise
 12 governed by chapter 235E.>
 13 3. Page 1, line 29, by striking <substantial>
 14 4. By striking page 2, line 50, through page 3,
 15 line 3, and inserting:
 16 <__. “Vulnerable elder” means a person sixty years
 17 of age or older who is unable to protect himself or
 18 herself from elder abuse as a result of age or a mental
 19 or physical condition.>
 20 5. Page 4, by striking lines 21 through 25.
 21 6. Page 4, line 28, by striking <The> and inserting
 22 <By July 1, 2015, the>
 23 7. Page 4, by striking lines 31 and 32 and
 24 inserting <se in actions under this chapter.>
 25 8. Page 4, line 33, by striking <Standard> and
 26 inserting <Beginning July 1, 2015, the standard>
 27 9. Page 9, lines 27 and 28, by striking <for the
 28 person’s own benefit or gain>
 29 10. Page 11, by striking lines 12 through 16.
 30 11. Page 11, by striking lines 24 through 49.
 31 12. Page 12, after line 12 by inserting:
 32 <Sec. __. Section 235B.7, subsection 3, Code 2014,
 33 is amended to read as follows:
 34 3. Subsections 1 and 2 do not apply to dependent
 35 adult abuse information that is disseminated to an
 36 employee of the department or to the office of the
 37 attorney ~~representing the department~~ general as
 38 authorized by section 235B.6.>
 39 13. By striking page 14, line 5, through page 15,
 40 line 11.
 41 14. Page 17, by striking lines 20 through 26.
 42 15. By striking page 17, line 48, through page 18,
 43 line 20.
 44 16. Page 18, line 29, after <appeals,> by inserting
 45 <department of public health,>
 46 17. By renumbering as necessary.

MARY JO WILHELM

S-5160

- 1 Amend Senate File 2353 as follows:
 2 1. Page 7, after line 11 by inserting:
 3 <4A. “Board” means the apprenticeship training
 4 program board established in section 260J.5.>
 5 2. Page 7, line 15, after <department> by inserting
 6 <or board>
 7 3. Page 7, line 25, after <department> by inserting
 8 <with direction from the board>

- 9 4. Page 7, line 35, before <administering> by
10 inserting <assisting the apprenticeship training
11 program board in>
12 5. Page 8, line 12, by striking <department> and
13 inserting <board>
14 6. Page 8, line 19, by striking <department> and
15 inserting <board>
16 7. Page 9, line 33, by striking <department> and
17 inserting <board>
18 8. Page 10, line 16, by striking <department> and
19 inserting <board>
20 9. Page 10, line 19, by striking <department> and
21 inserting <board>
22 10. Page 10, line 29, by striking <advisory>
23 11. Page 10, by striking lines 30 through 35 and
24 inserting:
25 <1. An apprenticeship training program board is
26 established to administer the apprenticeship training
27 program and to provide funding to apprenticeship
28 programs for apprentices who will be employed at Iowa
29 worksites.>
30 12. Page 11, line 1, by striking <advisory>
31 13. Page 11, after line 5 by inserting:
32 <0c. One member of the Iowa heavy highway
33 contractors association.
34 00c. One member of the associated general
35 contractors of Iowa.>
36 14. Page 11, line 30, by striking <advisory>
37 15. Page 12, line 3, by striking <advisory>
38 16. Page 12, line 9, by striking <advisory>
39 17. Page 12, line 15, by striking <advisory>
40 18. Page 12, after line 19 by inserting:
41 <5. The apprenticeship training program board shall
42 do all of the following:
43 a. Administer the apprenticeship training program
44 and approve expenditures from the apprenticeship
45 training program fund.
46 b. Review and award apprenticeship program training
47 grants and infrastructure grants pursuant to section
48 260J.4.
49 c. Monitor the performance of apprenticeship
50 program training grants and infrastructure grants.

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- 1 d. Promote the development of new and the expansion
2 of existing apprenticeship programs in Iowa.
3 e. In collaboration with the department, educate
4 students about apprenticeship training opportunities
5 and promote apprenticeship training in middle school
6 and high school.
7 6. The department shall provide administrative

8 support to the board.
 9 7. The board shall adopt rules to administer this
 10 chapter.>
 11 19. By renumbering, redesignating, and correcting
 12 internal references as necessary.

WILLIAM A. DOTZLER, JR.

S-5161

1 Amend the amendment, S-5158, to Senate File 2353 as
 2 follows:
 3 1. By striking page 1, line 1, through page 10,
 4 line 18, and inserting:
 5 <Amend Senate File 2353 as follows:
 6 1. By striking everything after the enacting clause
 7 and inserting:
 8 Section 1. **SHORT TITLE.** This Act shall be known
 9 and may be cited as the "Iowa Apprenticeship Act".
 10 Sec. 2. Section 15.343, subsection 2, Code 2014,
 11 is amended by striking the subsection and inserting in
 12 lieu thereof the following:
 13 2. The authority shall allocate moneys appropriated
 14 for purposes of this section to the job training
 15 program fund created in section 260F.6.
 16 Sec. 3. Section 15.343, subsection 3, Code 2014, is
 17 amended by striking the subsection.
 18 Sec. 4. **NEW SECTION. 15.343A Apprenticeship**
 19 **development fund.**
 20 1. *a.* An apprenticeship development fund is
 21 created as a revolving fund in the state treasury under
 22 the control of the authority consisting of any moneys
 23 appropriated by the general assembly for that purpose
 24 and any other moneys available to and obtained or
 25 accepted by the authority from the federal government
 26 or private sources for placement in the fund. The fund
 27 shall also include moneys appropriated to the fund from
 28 the workforce development fund account established in
 29 section 15.342A.
 30 *b.* Notwithstanding section 8.33, moneys in the
 31 apprenticeship development fund at the end of each
 32 fiscal year shall not revert to any other fund but
 33 shall remain in the apprenticeship development fund for
 34 expenditure for subsequent fiscal years.
 35 2. The assets of the fund shall be used by the
 36 authority for the apprenticeship training program under
 37 chapter 15B.
 38 3. The authority shall allocate moneys appropriated
 39 for purposes of this section to the apprenticeship
 40 training program fund created in section 15B.3.
 41 Sec. 5. **NEW SECTION. 15B.1 Title.**
 42 This chapter shall be known and may be cited as the

43 “Iowa Apprenticeship Training Act”.
44 Sec. 6. **NEW SECTION. 15B.2 Definitions.**
45 For purposes of this chapter, unless the context
46 otherwise requires:
47 1. “*Apprentice*” means a person who is at least
48 sixteen years of age, except where a higher minimum
49 age is required by law, who is employed in an
50 apprenticeable occupation, and is registered in Iowa

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1 with the United States department of labor, office of
2 apprenticeship.
3 2. “*Apprenticeable occupation*” means an occupation
4 approved for apprenticeship by the United States
5 department of labor, office of apprenticeship.
6 3. “*Apprenticeship program*” means a program
7 registered with the United States department of
8 labor, office of apprenticeship, which includes terms
9 and conditions for the qualification, recruitment,
10 selection, employment, and training of apprentices,
11 including the requirement for a written apprenticeship
12 agreement.
13 4. “*Apprenticeship sponsor*” means an entity
14 operating an apprenticeship program or an entity in
15 whose name an apprenticeship program is being operated,
16 which is registered with or approved by the United
17 States department of labor, office of apprenticeship.
18 5. “*Authority*” means the economic development
19 authority created in section 15.105.
20 6. “*Financial assistance*” means assistance provided
21 only from the funds, rights, and assets legally
22 available to the authority and includes but is not
23 limited to assistance in the forms of grants, loans,
24 forgivable loans, and royalty payments.
25 7. “*Fund*” means the apprenticeship training program
26 fund created in section 15B.3.
27 8. “*Lead apprenticeship sponsor*” means a trade
28 organization, labor organization, employer association,
29 or other incorporated entity representing a group of
30 apprenticeship sponsors.
31 Sec. 7. **NEW SECTION. 15B.3 Apprenticeship training**
32 **program — fund.**
33 1. The authority shall establish and administer an
34 apprenticeship training program to provide financial
35 assistance to apprenticeship programs.
36 2. a. An apprenticeship training program fund
37 is created in the state treasury under the control
38 of the authority. The fund shall consist of moneys
39 deposited in or allocated to the fund pursuant to
40 section 15.343A, moneys appropriated for purposes of
41 the apprenticeship training program by the general

42 assembly, and any other moneys lawfully available to
43 the authority.

44 *b.* Moneys in the apprenticeship training program
45 fund are appropriated to the authority for the purposes
46 of this chapter.

47 3. The authority may annually expend not
48 more than two percent of the moneys in the fund
49 for administrative purposes. If the authority's
50 administrative costs are less than two percent of the

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1 moneys in the fund, the authority shall expend the
2 unused moneys for purposes of financial assistance.

3 4. Notwithstanding section 8.33, moneys in the
4 fund at the close of a fiscal year shall not revert
5 to the general fund of the state but shall remain
6 available for expenditure for the purposes designated
7 for subsequent fiscal years. Notwithstanding section
8 12C.7, subsection 2, interest or earnings on moneys in
9 the fund shall be credited to the fund.

10 Sec. 8. NEW SECTION. 15B.4 Financial assistance
11 **for an apprenticeship program.**

12 1. *a.* An apprenticeship sponsor or lead
13 apprenticeship sponsor conducting apprenticeship
14 programs registered with the United States department
15 of labor, office of apprenticeship, through Iowa, for
16 apprentices who will be employed at Iowa worksites may
17 apply to the authority for financial assistance under
18 this section.

19 *b.* Financial assistance received by an
20 apprenticeship sponsor or lead apprenticeship sponsor
21 under this section shall be used only for the cost of
22 conducting and maintaining an apprenticeship program.

23 2. The authority shall provide financial assistance
24 to apprenticeship sponsors or lead apprenticeship
25 sponsors in the following manner:

26 *a.* By determining the total amount of funding
27 allocated for purposes of apprenticeship programs
28 pursuant to section 15B.3.

29 *b.* By adding together all of the following:

30 (1) The total number of apprentices trained by all
31 applying apprenticeship sponsors or lead apprenticeship
32 sponsors during the most recent training year as
33 calculated on the last day of the training year.

34 (2) The total number of contact hours that
35 apprenticeship instructors for all applying
36 apprenticeship sponsors or lead apprenticeship
37 sponsors spent in contact with apprentices during
38 the most recent training year. For purposes of this
39 subparagraph, "contact hours" includes the time spent
40 instructing apprentices in person or, in the case of

41 a lead apprenticeship sponsor with programs totaling
42 one hundred or more total instructional hours, "*contact*
43 *hours*" includes the time spent in online training if
44 the total amount of online instruction does not account
45 for more than thirty percent of the total instructional
46 hours.
47 c. By adding together all of the following:
48 (1) The total number of apprentices trained by
49 a single applying apprenticeship sponsor or lead
50 apprenticeship sponsor during the most recent training

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1 year as calculated on the last day of the training
2 year.
3 (2) The total number of contact hours that
4 apprenticeship instructors for a single applying
5 apprenticeship sponsor or lead apprenticeship
6 sponsor spent in contact with apprentices during
7 the most recent training year. For purposes of this
8 subparagraph, "*contact hours*" includes the time spent
9 instructing apprentices in person or, in the case of
10 a lead apprenticeship sponsor with programs totaling
11 one hundred or more total instructional hours, "*contact*
12 *hours*" includes the time spent in online training if
13 the total amount of online instruction does not account
14 for more than thirty percent of the total instructional
15 hours.
16 d. By determining the proportion, stated as a
17 percentage, that a single applying apprenticeship
18 sponsor's or lead apprenticeship sponsor's total
19 calculated pursuant to paragraph "c" bears to
20 all applying apprenticeship sponsors' or lead
21 apprenticeship sponsors' total calculated pursuant to
22 paragraph "b".
23 e. By multiplying the percentage calculated in
24 paragraph "d" by the amount determined in paragraph
25 "a".
26 3. An apprenticeship sponsor or lead apprenticeship
27 sponsor seeking financial assistance under this
28 section shall provide the following information to the
29 authority:
30 a. The federal apprentice registration number of
31 each apprentice in the apprenticeship program.
32 b. The address and a description of the physical
33 location where in-person training is conducted.
34 c. A certification of the apprenticeship sponsor's
35 training standards as most recently approved by
36 the United States department of labor, office of
37 apprenticeship or, in the case of a lead apprenticeship
38 sponsor, a representative sample of participating
39 members' training standards.

40 *d.* A certification of the apprenticeship sponsor's
 41 compliance review or quality assessment as most
 42 recently conducted by the United States department
 43 of labor, office of apprenticeship, unless the
 44 apprenticeship sponsor has not been subjected to
 45 a compliance review or quality assessment. In the
 46 case of a lead apprenticeship sponsor, a sampling
 47 of compliance reviews or quality assessments from
 48 participating members shall be sufficient.
 49 *e.* Any other information the authority reasonably
 50 determines is necessary.

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1 4. The apprenticeship sponsor or lead
 2 apprenticeship sponsor and the authority shall
 3 enter into an agreement regarding the provision of any
 4 financial assistance to the apprenticeship sponsor or
 5 lead apprenticeship sponsor.
 6 5. Notwithstanding other provisions of this
 7 section, an apprenticeship program which received funds
 8 pursuant to section 260F.6, Code 2014, or from other
 9 funding sources available to a community college during
 10 the fiscal year beginning July 1, 2013, shall receive
 11 at least the same amount of funding in the fiscal year
 12 beginning July 1, 2014, from the fund created in this
 13 section. The authority shall adopt rules to administer
 14 this subsection.>
 15 2. Title page, line 1, by striking <jobs training
 16 and>
 17 3. Title page, line 2, by striking <programs> and
 18 inserting <program>>

JAKE CHAPMAN

S-5162

1 Amend the amendment, S-5152, to House File 2458,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 3, line 39, by striking <12,500> and
 5 inserting <12,500>
 6 2. Page 6, after line 35 by inserting:
 7 <4A. The moneys appropriated in subsection 1
 8 may be used by the department to support urban soil
 9 and water conservation efforts, which may include
 10 but are not limited to management practices related
 11 to bioretention, landscaping, the use of permeable
 12 pavement, and soil quality restoration. The moneys
 13 shall be allocated on a cost-share basis as provided
 14 in chapter 161A.>
 15 3. Page 15, by striking lines 34 and 35 and

16 inserting <IOWA NUTRIENT RESEARCH CENTER. There is
 17 appropriated from the environment first>
 18 4. Page 19, by striking lines 7 and 8.
 19 5. Page 19, by striking lines 16 through 18 and
 20 inserting <by a nonprofit organization that conducts
 21 nutrient>
 22 6. By renumbering, redesignating, and correcting
 23 internal references as necessary.

DENNIS H. BLACK

S-5163

1 Amend the amendment, S-5152, to House File 2458,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 19, after line 3 by inserting:
 5 <DIVISION ____
 6 RECREATIONAL LAKE AND WATER QUALITY DISTRICTS
 7 Sec. ____ NEW SECTION. **357E.15 Exemption from**
 8 **taxation — refunds.**
 9 1. The property and facilities of a district shall
 10 not be taxable in any manner by the state or any of its
 11 political subdivisions.
 12 2. A district is a tax-certifying body for purposes
 13 of section 423.4, subsection 1.
 14 Sec. ____ Section 427.1, subsection 2, Code 2014,
 15 is amended to read as follows:
 16 2. *Municipal and military property.* The property
 17 of a county, township, city, school corporation, levee
 18 district, drainage district, district organized under
 19 chapter 357E, or the Iowa national guard, when devoted
 20 to public use and not held for pecuniary profit, except
 21 property of a municipally owned electric utility held
 22 under joint ownership and property of an electric
 23 power facility financed under chapter 28F or 476A that
 24 shall be subject to taxation under chapter 437A and
 25 facilities of a municipal utility that are used for
 26 the provision of local exchange services pursuant to
 27 chapter 476, but only to the extent such facilities
 28 are used to provide such services, which shall be
 29 subject to taxation under chapter 433, except that
 30 section 433.11 shall not apply. The exemption for
 31 property owned by a city or county also applies to
 32 property which is operated by a city or county as a
 33 library, art gallery or museum, conservatory, botanical
 34 garden or display, observatory or science museum, or
 35 as a location for holding athletic contests, sports
 36 or entertainment events, expositions, meetings or
 37 conventions, or leased from the city or county for
 38 any such purposes, or leased from the city or county
 39 by the Iowa national guard or by a federal agency for

40 the benefit of the Iowa national guard when devoted
 41 for public use and not for pecuniary profit. Food and
 42 beverages may be served at the events or locations
 43 without affecting the exemptions, provided the city
 44 has approved the serving of food and beverages on the
 45 property if the property is owned by the city or the
 46 county has approved the serving of food and beverages
 47 on the property if the property is owned by the
 48 county. The exemption for property owned by a city or
 49 county also applies to property which is located at an
 50 airport and leased to a fixed base operator providing

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1 aeronautical services to the public.
 2 Sec. ___. IMPLEMENTATION OF ACT. Section
 3 25B.7 does not apply to the property tax exemption
 4 established in this division of this Act.
 5 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
 6 of this Act, being deemed of immediate importance,
 7 takes effect upon enactment.
 8 Sec. ___. RETROACTIVE APPLICABILITY. This division
 9 of this Act applies retroactively to January 1, 2014,
 10 for property tax assessment years beginning on or after
 11 that date.
 12 Sec. ___. RETROACTIVE APPLICABILITY. This division
 13 of this Act applies retroactively to January 1, 2014,
 14 for sales and use tax paid on or after that date.>
 15 2. Page 19, line 41, after <protection,> by
 16 inserting <providing for taxable property,>
 17 3. Page 19, line 42, after <date> by inserting <and
 18 retroactive applicability>
 19 4. By renumbering as necessary.

DAN ZUMBACH
 DENNIS H. BLACK

S-5164

1 Amend the amendment, S-5152, to House File 2458,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 19, after line 3 by inserting:
 5 <DIVISION __
 6 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014
 7 EMINENT DOMAIN
 8 Sec. ___. NEW SECTION. 6A.15 Property on state
 9 **historic registry.**
 10 1. Property listed on the state register of
 11 historic places maintained by the historical division
 12 of the department of cultural affairs shall not be
 13 removed from the register solely for the purpose of

14 allowing acquisition of the property by condemnation,
15 unless such condemnation is undertaken by the
16 department of transportation.

17 2. Property listed on the state register of
18 historic places maintained by the historical division
19 of the department of cultural affairs shall not be
20 condemned by the state or a political subdivision
21 unless a joint resolution authorizing commencement of
22 the condemnation proceedings is approved by a vote of
23 at least two-thirds of the members of both chambers
24 of the general assembly and signed by the governor.
25 The approval requirements of this subsection shall not
26 apply to condemnation undertaken by the department of
27 transportation.

28 Sec. ____ Section 6A.22, subsection 2, paragraph
29 c, subparagraph (1), Code 2014, is amended to read as
30 follows:

31 (1) (a) If private property is to be condemned for
32 development or creation of a lake, only that number
33 of acres justified as reasonable and necessary for
34 a surface drinking water source, and not otherwise
35 acquired, may be condemned. In addition, the acquiring
36 agency shall conduct a review of prudent and feasible
37 alternatives to provision of a drinking water source
38 prior to making a determination that such lake
39 development or creation is reasonable and necessary.
40 Development or creation of a lake as a surface drinking
41 water source includes all of the following:

- 42 (i) Construction of the dam, including sites for
- 43 suitable borrow material and the auxiliary spillway.
- 44 (ii) The water supply pool.
- 45 (iii) The sediment pool.
- 46 (iv) The flood control pool.
- 47 (v) The floodwater retarding pool.
- 48 (vi) The surrounding area upstream of the dam
- 49 no higher in elevation than the top of the dam's
- 50 elevation.

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1 (vii) The appropriate setback distance required
2 by state or federal laws and regulations to protect
3 drinking water supply.

4 (b) For purposes of this subparagraph (1), "*number*
5 *of acres justified as reasonable and necessary for*
6 *a surface drinking water source*" means according to
7 guidelines of the United States natural resource
8 conservation service and according to analyses of
9 ~~surface~~ drinking water capacity needs conducted
10 by one or more registered professional engineers.
11 The registered professional engineers may, if
12 appropriate, employ standards or guidelines other

13 than the guidelines of the United States natural
 14 resource conservation service when determining the
 15 number of acres justified as reasonable and necessary
 16 for a surface drinking water source. The data and
 17 information used by the registered professional
 18 engineers shall include data and information relating
 19 to population and commercial enterprise activity for
 20 the area from the two most recent federal decennial
 21 censuses unless the district court of the county in
 22 which the property is situated has determined by a
 23 preponderance of the evidence that such data would
 24 not accurately predict the population and commercial
 25 enterprise activity of the area in the future.

26 (c) A second review or analysis of the drinking
 27 water capacity needs shall be performed upon receipt
 28 by the acquiring agency of a petition signed by not
 29 less than twenty-five percent of the affected property
 30 owners. The registered professional engineer to
 31 perform the second review or analysis shall be selected
 32 by a committee appointed by the affected property
 33 owners and whose membership is comprised of at least
 34 fifty percent property owners affected by the proposed
 35 condemnation action. The acquiring agency shall be
 36 responsible for paying the fees and expenses of such
 37 an engineer.

38 (d) If private property is to be condemned for
 39 development or creation of a lake, the plans, analyses,
 40 applications, including any application for funding,
 41 and other planning activities of the acquiring agency
 42 shall not include or provide for the use of the lake
 43 for recreational purposes.

44 Sec. ___. Section 6B.54, subsection 10, paragraph
 45 a, Code 2014, is amended by adding the following new
 46 subparagraph:

47 **NEW SUBPARAGRAPH.** (3) Reasonable attorney fees and
 48 reasonable costs not to exceed one hundred thousand
 49 dollars, attributable to a determination that the
 50 creation of a lake through condemnation includes a

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1 future recreational use or that a violation of section
 2 6A.22, subsection 2, paragraph "c", subparagraph (1),
 3 subparagraph division (d), has occurred, if such fees
 4 and costs are not otherwise provided under section
 5 6B.33.

6 Sec. ___. **NEW SECTION. 6B.56B Disposition of**
 7 **condemned property — two-year time period.**

8 1. When two years have elapsed since property
 9 was condemned for the creation of a lake according
 10 to the requirements of section 6A.22, subsection 2,
 11 paragraph "c", subparagraph (1), and the property has

12 not been used for or construction has not progressed
 13 substantially from the date the property was condemned
 14 for the purpose stated in the application filed
 15 pursuant to section 6B.3, and the acquiring agency has
 16 not taken action to dispose of the property pursuant
 17 to section 6B.56, the acquiring agency shall, within
 18 sixty days, adopt a resolution offering the property
 19 for sale to the prior owner at a price as provided in
 20 section 6B.56. If the resolution adopted approves an
 21 offer of sale to the prior owner, the offer shall be
 22 made in writing and mailed by certified mail to the
 23 prior owner. The prior owner has one hundred eighty
 24 days after the offer is mailed to purchase the property
 25 from the acquiring agency.

26 2. If the acquiring agency has not adopted a
 27 resolution described in subsection 1 within the
 28 sixty-day time period, the prior owner may, in writing,
 29 petition the acquiring agency to offer the property
 30 for sale to the prior owner at a price as provided in
 31 section 6B.56. Within sixty days after receipt of
 32 such a petition, the acquiring agency shall adopt a
 33 resolution described in subsection 1. If the acquiring
 34 agency does not adopt such a resolution within sixty
 35 days after receipt of the petition, the acquiring
 36 agency is deemed to have offered the property for sale
 37 to the prior owner.

38 3. The acquiring agency shall give written notice
 39 to the owner of the right to purchase the property
 40 under this section at the time damages are paid to the
 41 owner.

42 Sec. ____ Section 403.7, subsection 1, unnumbered
 43 paragraph 1, Code 2014, is amended to read as follows:

44 A municipality shall have the right to acquire by
 45 condemnation any interest in real property, including a
 46 fee simple title thereto, which it may deem necessary
 47 for or in connection with an urban renewal project
 48 under this chapter, subject to the limitations on
 49 eminent domain authority in ~~chapter~~ chapters 6A and 6B.
 50 However, a municipality shall not condemn agricultural

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1 land included within an economic development area
 2 for any use unless the owner of the agricultural land
 3 consents to condemnation or unless the municipality
 4 determines that the land is necessary or useful for any
 5 of the following:

6 Sec. ____ NEW SECTION. 423B.11 Use of revenues —
 7 limitation.

8 The revenue raised by a local sales and services
 9 tax imposed under this chapter by a county shall not
 10 be expended for any purpose related to a project that

11 includes the condemnation of private property for
 12 the creation of a lake according to the requirements
 13 of section 6A.22, subsection 2, paragraph “c”,
 14 subparagraph (1), if the local sales and services tax
 15 has not been approved at election in the area where the
 16 property to be condemned is located.

17 Sec. ____ Section 455A.5, Code 2014, is amended by
 18 adding the following new subsection:

19 NEW SUBSECTION. 7. The authority granted to the
 20 commission to acquire real property for purposes
 21 of carrying out a duty related to development or
 22 maintenance of the recreation resources of the state,
 23 including planning, acquisition, and development of
 24 recreational projects, and areas and facilities related
 25 to such projects, shall not include the authority to
 26 acquire real property by eminent domain.

27 Sec. ____ Section 456A.24, subsection 2, unnumbered
 28 paragraph 1, Code 2014, is amended to read as follows:
 29 Acquire by purchase, ~~condemnation~~, lease, agreement,
 30 gift, and devise lands or waters suitable for the
 31 purposes hereinafter enumerated, and rights-of-way
 32 thereto, and to maintain the same for the following
 33 purposes, ~~to wit:~~

34 Sec. ____ Section 456A.24, Code 2014, is amended by
 35 adding the following new subsection:

36 NEW SUBSECTION. 15. The authority granted the
 37 department to acquire real property for any statutory
 38 purpose relating to the development or maintenance
 39 of the recreation resources of the state, including
 40 planning, acquisition, and development of recreational
 41 projects, and areas and facilities related to such
 42 projects, shall not include the authority to acquire
 43 real property by eminent domain.

44 Sec. ____ Section 461A.7, Code 2014, is amended to
 45 read as follows:

46 **461A.7 Eminent domain Purchase of lands — public**
 47 **parks.**

48 The commission may purchase ~~or condemn~~ lands from
 49 willing sellers for public parks. ~~No A~~ contract for
 50 the purchase of such public parks shall not be made to

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1 an amount in excess of funds appropriated therefor by
 2 the general assembly.

3 Sec. ____ Section 461A.10, Code 2014, is amended to
 4 read as follows:

5 **461A.10 Title to lands.**

6 The title to all lands purchased, ~~condemned~~, or
 7 donated, hereunder, for park ~~or highway~~ purposes and
 8 the title to all lands purchased, condemned, or donated
 9 hereunder for highway purposes, shall be taken in the

10 name of the state and if thereafter it shall be deemed
 11 advisable to sell any portion of the land so purchased
 12 or condemned, the proceeds of such sale shall be placed
 13 to the credit of the ~~said~~ public state parks fund to be
 14 used for such park purposes.

15 Sec. ____ Section 463C.8, subsection 1, paragraph
 16 k, Code 2014, is amended to read as follows:

17 *k.* The power to acquire, own, hold, administer,
 18 and dispose of property, except that such power is not
 19 a grant of authority to acquire property by eminent
 20 domain.

21 Sec. ____ 2013 Iowa Acts, chapter 132, is amended
 22 by adding the following new section:

23 NEW SECTION. SEC. 75. REPEAL. Sections 461A.9 and
 24 461A.75, Code 2014, are repealed.

25 Sec. ____ LIMITATION. The provisions of
 26 this division of this Act shall not be construed
 27 or interpreted to limit or otherwise affect the
 28 application of chapters 6A, 478, or 479 as they relate
 29 to the eminent domain authority of the utilities
 30 division of the department of commerce.

31 Sec. ____ SEVERABILITY. If any provision of this
 32 division of this Act is held invalid, the invalidity
 33 shall not affect other provisions or applications of
 34 this division of this Act which can be given effect
 35 without the invalid provision, and to this end the
 36 provisions of this division of this Act are severable
 37 as provided in section 4.12.

38 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 39 of this Act, being deemed of immediate importance,
 40 takes effect upon enactment.

41 Sec. ____ APPLICABILITY. Except as otherwise
 42 provided in this division of this Act, this division
 43 of this Act applies to projects or condemnation
 44 proceedings pending or commenced on or after the
 45 effective date of this division of this Act.

46 Sec. ____ RETROACTIVE APPLICABILITY.
 47 Notwithstanding any provision of law to the contrary,
 48 the following provision or provisions of this division
 49 of this Act apply retroactively to projects or
 50 condemnation proceedings pending or commenced on or

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1 after February 15, 2013:

2 1. The section of this division of this Act
 3 amending section 6A.22.

4 2. The section of this division of this Act
 5 enacting section 6B.56B.>

6 2. Page 19, line 41, after <protection,> by
 7 inserting <providing for eminent domain procedures,>

8 3. Page 19, line 42, before <date> by inserting

- 9 <and applicability>
10 4. By renumbering as necessary.

JULIAN B. GARRETT

S-5165

- 1 Amend House File 2453, as passed by the House, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. Section 16.188, subsection 3, paragraph
6 b, subparagraph (1), Code 2014, is amended to read as
7 follows:
8 (1) Projects that are eligible for historic
9 preservation and cultural and entertainment district
10 tax credits under section ~~404A.1~~ 404A.2.
11 Sec. 2. Section 404A.1, Code 2014, is amended by
12 striking the section and inserting in lieu thereof the
13 following:
14 **404A.1 Definitions.**
15 For purposes of this chapter, unless the context
16 otherwise requires:
17 1. "*Completion date*" means the date on which
18 property that is the subject of a qualified
19 rehabilitation project is placed in service, as that
20 term is used in section 47 of the Internal Revenue
21 Code.
22 2. "*Department*" means the department of cultural
23 affairs.
24 3. "*Eligible taxpayer*" means the owner of
25 the property that is the subject of a qualified
26 rehabilitation project, or another person who will
27 qualify for the federal rehabilitation credit allowed
28 under section 47 of the Internal Revenue Code with
29 respect to the property that is the subject of a
30 qualified rehabilitation project.
31 4. "*Nonprofit organization*" means an organization
32 described in section 501 of the Internal Revenue Code
33 unless the exemption is denied under section 501, 502,
34 503, or 504 of the Internal Revenue Code. "*Nonprofit*
35 *organization*" does not include a governmental body, as
36 that term is defined in section 362.2.
37 5. "*Program*" shall mean the historic preservation
38 and cultural and entertainment district tax credit
39 program set forth in this chapter.
40 6. a. "*Qualified rehabilitation expenditures*" means
41 the same as defined in section 47 of the Internal
42 Revenue Code. Notwithstanding the foregoing sentence,
43 expenditures incurred by an eligible taxpayer that is
44 a nonprofit organization shall be considered "*qualified*
45 *rehabilitation expenditures*" if they are any of the

46 following:

47 (1) Expenditures made for structural components, as
48 that term is defined in 26 C.F.R. § 1.48-1(e)(2).

49 (2) Expenditures made for architectural and
50 engineering fees, site survey fees, legal expenses,

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1 insurance premiums, and development fees.

2 *b. "Qualified rehabilitation expenditures"* does not
3 include those expenditures financed by federal, state,
4 or local government grants or forgivable loans unless
5 otherwise allowed under section 47 of the Internal
6 Revenue Code.

7 *c. "Qualified rehabilitation expenditures"* may
8 include expenditures incurred prior to the date
9 an agreement is entered into under section 404A.3,
10 subsection 3.

11 7. *"Qualified rehabilitation project"* means a
12 project for the rehabilitation of property in this
13 state that meets all of the following criteria:

14 *a.* The property is at least one of the following:

15 (1) Property listed on the national register of
16 historic places or eligible for such listing.

17 (2) Property designated as of historic significance
18 to a district listed in the national register of
19 historic places or eligible for such designation.

20 (3) Property or district designated a local
21 landmark by a city or county ordinance.

22 (4) A barn constructed prior to 1937.

23 *b.* The property meets the physical criteria and
24 standards for rehabilitation established by the
25 department by rule. To the extent applicable, the
26 physical standards and criteria shall be consistent
27 with the United States secretary of the interior's
28 standards for rehabilitation.

29 *c.* The project has qualified rehabilitation
30 expenditures that meet or exceed the following:

31 (1) In the case of commercial property,
32 expenditures totaling at least fifty thousand dollars
33 or fifty percent of the assessed value of the property,
34 excluding the land, prior to rehabilitation, whichever
35 is less.

36 (2) In the case of property other than commercial
37 property, including but not limited to barns
38 constructed prior to 1937, expenditures totaling at
39 least twenty-five thousand dollars or twenty-five
40 percent of the assessed value, excluding the land,
41 prior to rehabilitation, whichever is less.

42 Sec. 3. Section 404A.2, Code 2014, is amended by
43 striking the section and inserting in lieu thereof the
44 following:

45 **404A.2 Historic preservation and cultural and**
46 **entertainment district tax credit.**

47 1. An eligible taxpayer who has entered into
48 an agreement under section 404A.3, subsection 3,
49 is eligible to receive a historic preservation and
50 cultural and entertainment district tax credit

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1 in an amount equal to twenty-five percent of the
2 qualified rehabilitation expenditures of a qualified
3 rehabilitation project that are specified in the
4 agreement. Notwithstanding any other provision of
5 this chapter or any provision in the agreement to the
6 contrary, the amount of the tax credits shall not
7 exceed twenty-five percent of the final qualified
8 rehabilitation expenditures verified by the department
9 pursuant to section 404A.3, subsection 5, paragraph
10 "c".

11 2. The tax credit shall be allowed against the
12 taxes imposed in chapter 422, divisions II, III,
13 and V, and in chapter 432. An individual may claim
14 a tax credit under this section of a partnership,
15 limited liability company, S corporation, estate,
16 or trust electing to have income taxed directly to
17 the individual. For an individual claiming a tax
18 credit of an estate or trust, the amount claimed
19 by the individual shall be based upon the pro rata
20 share of the individual's earnings from the estate
21 or trust. For an individual claiming a tax credit
22 of a partnership, limited liability company, or S
23 corporation, the amount claimed by the partner, member,
24 or shareholder, respectively, shall be based upon
25 the amounts designated by the eligible partnership,
26 S corporation, or limited liability company, as
27 applicable.

28 3. Any credit in excess of the taxpayer's tax
29 liability for the tax year shall be refunded with
30 interest computed under section 422.25. In lieu of
31 claiming a refund, a taxpayer may elect to have the
32 overpayment shown on the taxpayer's final, completed
33 return credited to the tax liability for the following
34 year.

35 4. a. To claim a tax credit under this section,
36 a taxpayer shall include one or more tax credit
37 certificates with the taxpayer's tax return.

38 b. The tax credit certificate shall contain the
39 taxpayer's name, address, tax identification number,
40 the amount of the credit, the name of the eligible
41 taxpayer, any other information required by the
42 department of revenue, and a place for the name and tax
43 identification number of a transferee and the amount of

44 the tax credit being transferred.
45 c. The tax credit certificate, unless rescinded by
46 the department, shall be accepted by the department
47 of revenue as payment for taxes imposed in chapter
48 422, divisions II, III, and V, and in chapter 432,
49 subject to any conditions or restrictions placed by
50 the department or the department of revenue upon the

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1 face of the tax credit certificate and subject to the
2 limitations of this program.
3 5. a. Tax credit certificates issued under
4 section 404A.3 may be transferred to any person.
5 Within ninety days of transfer, the transferee shall
6 submit the transferred tax credit certificate to the
7 department of revenue along with a statement containing
8 the transferee's name, tax identification number,
9 and address, the denomination that each replacement
10 tax credit certificate is to carry, and any other
11 information required by the department of revenue.
12 However, tax credit certificate amounts of less
13 than the minimum amount established by rule of the
14 department of revenue shall not be transferable.
15 b. Within thirty days of receiving the transferred
16 tax credit certificate and the transferee's statement,
17 the department of revenue shall issue one or more
18 replacement tax credit certificates to the transferee.
19 Each replacement tax credit certificate must contain
20 the information required for the original tax credit
21 certificate and must have the same expiration date that
22 appeared on the transferred tax credit certificate.
23 c. A tax credit shall not be claimed by a
24 transferee under this section until a replacement tax
25 credit certificate identifying the transferee as the
26 proper holder has been issued. The transferee may use
27 the amount of the tax credit transferred against the
28 taxes imposed in chapter 422, divisions II, III, and
29 V, and in chapter 432, for any tax year the original
30 transferor could have claimed the tax credit. Any
31 consideration received for the transfer of the tax
32 credit shall not be included as income under chapter
33 422, divisions II, III, and V. Any consideration
34 paid for the transfer of the tax credit shall not be
35 deducted from income under chapter 422, divisions II,
36 III, and V.
37 6. For purposes of the individual and corporate
38 income taxes and the franchise tax, the increase in
39 the basis of the rehabilitated property that would
40 otherwise result from the qualified rehabilitation
41 expenditures shall be reduced by the amount of the
42 credit computed under this section.

43 Sec. 4. Section 404A.3, Code 2014, is amended by
44 striking the section and inserting in lieu thereof the
45 following:
46 **404A.3 Application and registration — agreement —**
47 **compliance and examination.**
48 1. *Application and fees.*
49 a. An eligible taxpayer seeking historic
50 preservation and cultural and entertainment district

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1 tax credits provided in section 404A.2 shall make
2 application to the department in the manner prescribed
3 by the department.
4 b. The department may accept applications on a
5 continuous basis or may accept applications, or one or
6 more components of an application, during one or more
7 application periods.
8 c. The application shall include any information
9 deemed necessary by the department to evaluate
10 the eligibility under the program of the applicant
11 and the rehabilitation project, the amount of
12 projected qualified rehabilitation expenditures of a
13 rehabilitation project, and the amount and source of
14 all funding for a rehabilitation project. An applicant
15 shall have the burden of proof to demonstrate to the
16 department that the applicant is an eligible taxpayer
17 and the project is a qualified rehabilitation project
18 under the program.
19 d. The department may establish criteria for the
20 use of electronic or other alternative filing or
21 submission methods for any application, document, or
22 payment requested or required under this program. Such
23 criteria may provide for the acceptance of a signature
24 in a form other than the handwriting of a person.
25 e. (1) The department may charge application
26 and other fees to eligible taxpayers who apply to
27 participate in the program. The amount of such
28 fees shall be determined based on the costs of the
29 department associated with administering the program.
30 (2) Fees collected by the department pursuant to
31 this paragraph shall be deposited with the department
32 pursuant to section 303.9, subsection 1.
33 2. *Registration.*
34 a. Upon review of the application, the department
35 may register a qualified rehabilitation project under
36 the program. If the department registers the project,
37 the department shall make a preliminary determination
38 as to the amount of tax credits for which the project
39 qualifies.
40 b. After registering the qualified rehabilitation
41 project, the department shall notify the eligible

42 taxpayer of successful registration under the program.
43 The notification shall include the amount of tax
44 credits under section 404A.2 for which the qualified
45 rehabilitation project has received a tentative award
46 and a statement that the amount is a preliminary
47 determination only.
48 3. *Agreement.*
49 a. Upon successful registration of a qualified
50 rehabilitation project, the eligible taxpayer shall

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1 enter into an agreement with the department for the
2 successful completion of all requirements of the
3 program.
4 b. The agreement shall contain mutually agreeable
5 terms and conditions which, at a minimum, provide for
6 the following:
7 (1) The amount of the tax credit award. An
8 eligible taxpayer has no right to receive a tax
9 credit certificate or claim a tax credit until all
10 requirements of the agreement and subsections 4 and 5
11 have been satisfied. The amount of tax credit included
12 on a tax credit certificate issued under this section
13 shall be contingent upon verification by the department
14 of the amount of final qualified rehabilitation
15 expenditures.
16 (2) The rehabilitation work to be performed.
17 (3) The budget of the qualified rehabilitation
18 project, including the projected qualified
19 rehabilitation expenditures, allowable cost overruns,
20 and the source and amount of all funding received or
21 anticipated to be received. The amount of allowable
22 cost overruns provided for in the agreement shall not
23 exceed the following amount:
24 (a) For a qualified rehabilitation project with
25 final qualified rehabilitation expenditures of not more
26 than seven hundred fifty thousand dollars, fifteen
27 percent of the projected qualified rehabilitation
28 expenditures provided for in the agreement.
29 (b) For a qualified rehabilitation project with
30 final qualified rehabilitation expenditures of more
31 than seven hundred fifty thousand dollars but not more
32 than six million dollars, ten percent of the projected
33 qualified rehabilitation expenditures provided for in
34 the agreement.
35 (c) For a qualified rehabilitation project with
36 final qualified rehabilitation expenditures of more
37 than six million dollars, five percent of the projected
38 qualified rehabilitation expenditures provided for in
39 the agreement.
40 (4) The commencement date of the qualified

41 rehabilitation project, which shall not be later than
42 the end of the fiscal year in which the agreement is
43 entered into.

44 (5) The completion date of the qualified
45 rehabilitation project, which shall be within
46 thirty-six months of the commencement date.

47 (6) The date on which the agreement terminates,
48 which date shall not be earlier than five years from
49 the date on which the tax credit certificate is issued.

50 4. *Compliance.*

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1 a. The eligible taxpayer shall, for the length
2 of the agreement, annually certify to the department
3 compliance with the requirements of the agreement.
4 The certification shall be made at such time as the
5 department shall determine in the agreement.

6 b. The eligible taxpayer shall have the burden
7 of proof to demonstrate to the department that all
8 requirements of the agreement are satisfied. The
9 taxpayer shall notify the department in a timely
10 manner of any changes in the qualification of the
11 rehabilitation project or in the eligibility of
12 the taxpayer to claim the tax credit provided under
13 this chapter, or of any other change that may have a
14 negative impact on the eligible taxpayer's ability
15 to successfully complete any requirement under the
16 agreement.

17 c. (1) If after entering into the agreement but
18 before a tax credit certificate is issued, the eligible
19 taxpayer or the qualified rehabilitation project no
20 longer meets the requirements of the agreement, the
21 department may find the taxpayer in default under the
22 agreement and may revoke the tax credit award.

23 (2) If an eligible taxpayer obtains a tax credit
24 certificate from the department by way of a prohibited
25 activity, the eligible taxpayer and any transferee
26 shall be jointly and severally liable to the state for
27 the amount of the tax credits so issued, interest and
28 penalties allowed under chapter 422, and reasonable
29 attorney fees and litigation costs, except that the
30 liability of the transferee shall not exceed an amount
31 equal to the amount of the tax credits acquired by
32 the transferee. The department of revenue, upon
33 notification or discovery that a tax credit certificate
34 was issued to an eligible taxpayer by way of a
35 prohibited activity, shall revoke any outstanding
36 tax credit and seek repayment of the value of any tax
37 credit already claimed, and the failure to make such a
38 repayment may be treated by the department of revenue
39 in the same manner as a failure to pay the tax shown

40 due or required to be shown due with the filing of a
41 return or deposit form. A qualifying transferee is not
42 subject to the liability, revocation, and repayment
43 imposed under this subparagraph.

44 (3) For purposes of this paragraph:

45 (a) "*Prohibited activity*" means a breach or default
46 under the agreement with the department, the violation
47 of any warranty provided by the eligible taxpayer
48 to the department or the department of revenue, the
49 claiming of a tax credit issued under this chapter for
50 expenditures that are not qualified rehabilitation

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1 expenditures, the violation of any requirements of this
2 chapter or rules adopted pursuant to this chapter,
3 misrepresentation, fraud, or any other unlawful act or
4 omission.

5 (b) "*Qualifying transferee*" means a transferee who
6 acquires a tax credit certificate issued under this
7 chapter for value, in good faith, without actual or
8 constructive notice of a prohibited activity of the
9 eligible taxpayer who was originally issued the tax
10 credit, and without actual or constructive notice
11 of any other claim to or defense against the tax
12 credit, and which transferee is not associated with
13 the eligible taxpayer by being one or more of the
14 following:

15 (i) An owner, member, shareholder, or partner
16 of the eligible taxpayer who directly or indirectly
17 owns or controls, in whole or in part, the eligible
18 taxpayer.

19 (ii) A director, officer, or employee of the
20 eligible taxpayer.

21 (iii) A relative of the eligible taxpayer or a
22 person listed in subparagraph subdivision (i) or (ii)
23 or, if the eligible taxpayer or an owner, member,
24 shareholder, or partner of the eligible taxpayer is a
25 legal entity, the natural persons who ultimately own
26 such legal entity.

27 (iv) A person who is owned or controlled, in
28 whole or in part, by a person listed in subparagraph
29 subdivision (i) or (ii).

30 (c) "*Relative*" means an individual related by
31 consanguinity within the second degree as determined
32 by common law, a spouse, or an individual related to
33 a spouse within the second degree as so determined,
34 and includes an individual in an adoptive relationship
35 within the second degree.

36 5. *Examination and audit of project.*

37 a. An eligible taxpayer shall engage a certified
38 public accountant authorized to practice in this

39 state to conduct an examination of the project in
40 accordance with the American institute of certified
41 public accountants' statements on standards for
42 attestation engagements. Upon completion of the
43 qualified rehabilitation project, the eligible taxpayer
44 shall submit the examination to the department, along
45 with a statement of the amount of final qualified
46 rehabilitation expenditures and any other information
47 deemed necessary by the department or the department of
48 revenue in order to verify that all requirements of the
49 agreement, this chapter, and all rules adopted pursuant
50 to this chapter have been satisfied.

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1 *b.* Notwithstanding paragraph “*a*”, the department
2 may waive the examination requirement in this
3 subsection if all the following requirements are
4 satisfied:
5 (1) The final qualified rehabilitation expenditures
6 of the qualified rehabilitation project, as verified
7 by the department, do not exceed one hundred thousand
8 dollars.
9 (2) The qualified rehabilitation project is funded
10 exclusively by private funding sources.
11 *c.* Upon review of the examination, if applicable,
12 the department shall verify that all requirements of
13 the agreement, this chapter, and all rules adopted
14 pursuant to this chapter have been satisfied and shall
15 verify the amount of final qualified rehabilitation
16 expenditures. After consultation with the department
17 of revenue, the department may issue a tax credit
18 certificate to the eligible taxpayer stating the
19 amount of tax credit under section 404A.2 the eligible
20 taxpayer may claim. The department shall issue the tax
21 credit certificate not later than 60 days following the
22 completion of the examination review, if applicable,
23 and the verifications and consultation required under
24 this paragraph.
25 6. Notwithstanding any other provision of this
26 chapter to the contrary, the department may waive the
27 requirements of subsections 1 through 4, except the
28 requirements relating to allowable cost overruns in
29 subsection 3, paragraph “*b*”, subparagraph (3), and
30 the requirements in subsection 4, paragraphs “*b*” and
31 “*c*”, for qualified rehabilitation projects with final
32 qualified rehabilitation expenditures of seven hundred
33 fifty thousand dollars or less and may establish by
34 rule different application, registration, agreement,
35 compliance, or other requirements relating to such
36 projects.
37 7. The department may for good cause amend an

38 agreement.

39 Sec. 5. Section 404A.4, Code 2014, is amended by
40 striking the section and inserting in lieu thereof the
41 following:

42 **404A.4 Aggregate tax credit award limit.**

43 1. *a.* Except as provided in subsections 2 and 3,
44 the department shall not award in any one fiscal year
45 an amount of tax credits provided in section 404A.2 in
46 excess of forty-five million dollars.

47 *b.* Of the tax credits that may be awarded in
48 a fiscal year pursuant to paragraph “*a*”, at least
49 five percent of the dollar amount of the tax credits
50 shall be allocated for purposes of new qualified

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1 rehabilitation projects with final qualified
2 rehabilitation expenditures of seven hundred fifty
3 thousand dollars or less.

4 2. *a.* The amount of a tax credit that is awarded
5 during a fiscal year beginning on or after July 1,
6 2016, and that is irrevocably declined or revoked on or
7 before June 30 of the next fiscal year may be awarded
8 under section 404A.3 during the fiscal year in which
9 the declination or revocation occurs.

10 *b.* The amount of a tax credit that was reserved
11 prior to the effective date of this Act under section
12 404A.4, Code 2014, for use in a fiscal year beginning
13 before July 1, 2016, that is irrevocably declined or
14 revoked on or after the effective date of this Act,
15 but before July 1, 2016, may be awarded under section
16 404A.3 during the fiscal year in which such declination
17 or revocation occurs. Such tax credits awarded shall
18 not be claimed by a taxpayer in a fiscal year that is
19 earlier than the fiscal year for which the tax credits
20 were originally reserved.

21 *c.* The amount of a tax credit that was available
22 for approval by the state historical preservation
23 office of the department under section 404A.4, Code
24 2014, in a fiscal year beginning on or after July 1,
25 2010, but before July 1, 2014, that was required to
26 be allocated to new projects with final qualified
27 rehabilitation costs of five hundred thousand dollars
28 or less, or seven hundred fifty thousand dollars or
29 less, as the case may be, and that was not finally
30 approved by the state historical preservation office,
31 may be awarded under section 404A.3 during the fiscal
32 years beginning on or after July 1, 2014, but before
33 July 1, 2016.

34 *d.* Tax credits awarded pursuant to this subsection
35 shall not be considered for purposes of calculating the
36 aggregate tax credit award limit in subsection 1.

37 3. *a.* If during the fiscal year beginning July 1,
 38 2016, or any fiscal year thereafter, the department
 39 awards an amount of tax credits that is less than the
 40 maximum aggregate tax credit award limit specified
 41 in subsection 1, the difference between the amount
 42 so awarded and the amount specified in subsection 1,
 43 not to exceed ten percent of the amount specified in
 44 subsection 1, may be carried forward to the succeeding
 45 fiscal year and awarded during that fiscal year.

46 *b.* Tax credits awarded pursuant to this subsection
 47 shall not be considered for purposes of calculating the
 48 aggregate tax credit award limit in subsection 1.

49 Sec. 6. Section 404A.5, Code 2014, is amended to
 50 read as follows:

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1 **404A.5 Economic impact — recommendations.**

2 1. The department of ~~cultural affairs~~, in
 3 consultation with the department of revenue, shall be
 4 responsible for keeping the general assembly and the
 5 legislative services agency informed on the overall
 6 economic impact to the state of ~~the rehabilitation of~~
 7 ~~eligible properties~~ qualified rehabilitation projects.

8 2. An annual report shall be filed which shall
 9 include but is not limited to data on the number and
 10 potential value of qualified rehabilitation projects
 11 begun during the latest twelve-month period, the total
 12 historic preservation and cultural and entertainment
 13 district tax credits originally ~~granted~~ awarded or
 14 tax credit certificates originally issued during that
 15 period, the potential reduction in state tax revenues
 16 as a result of all awarded or issued tax credits still
 17 ~~unused~~ unclaimed and eligible for refund, and the
 18 potential increase in local property tax revenues as a
 19 result of the ~~rehabilitated~~ qualified rehabilitation
 20 projects.

21 3. The department of ~~cultural affairs~~, to the
 22 extent it is able, shall provide recommendations
 23 on whether ~~a~~ the limit on tax credits should be
 24 ~~established~~ changed, the need for a broader or more
 25 restrictive definition of ~~eligible property~~ qualified
 26 rehabilitation project, and other adjustments to the
 27 tax credits under this chapter.

28 Sec. 7. ~~NEW SECTION.~~ **404A.6 Rules.**

29 The department and the department of revenue shall
 30 each adopt rules to jointly administer this chapter.

31 Sec. 8. Section 422.11D, Code 2014, is amended by
 32 striking the section and inserting in lieu thereof the
 33 following:

34 **422.11D Historic preservation and cultural and**
 35 **entertainment district tax credit.**

36 The taxes imposed under this division, less
 37 the credits allowed under section 422.12, shall be
 38 reduced by a historic preservation and cultural and
 39 entertainment district tax credit allowed under section
 40 404A.2.

41 Sec. 9. Section 422.33, subsection 10, Code 2014,
 42 is amended by striking the subsection and inserting in
 43 lieu thereof the following:

44 10. The taxes imposed under this division shall be
 45 reduced by a historic preservation and cultural and
 46 entertainment district tax credit allowed under section
 47 404A.2.

48 Sec. 10. Section 422.60, subsection 4, Code 2014,
 49 is amended by striking the subsection and inserting in
 50 lieu thereof the following:

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1 4. The taxes imposed under this division shall be
 2 reduced by a historic preservation and cultural and
 3 entertainment district tax credit allowed under section
 4 404A.2.

5 Sec. 11. Section 432.12A, Code 2014, is amended by
 6 striking the section and inserting in lieu thereof the
 7 following:

8 **432.12A Historic preservation and cultural and**
 9 **entertainment district tax credit.**

10 The taxes imposed under this chapter shall be
 11 reduced by a historic preservation and cultural and
 12 entertainment district tax credit allowed under section
 13 404A.2.

14 Sec. 12. APPLICABILITY. Unless otherwise provided
 15 in this Act, this Act applies to agreements entered
 16 into by the department and an eligible taxpayer
 17 on or after the effective date of this Act, and
 18 rehabilitation projects for which a project application
 19 was approved and tax credits reserved prior to the
 20 effective date of this Act shall be governed by
 21 sections 404A.1 through 404A.5, Code 2014.>

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-5166

1 Amend House File 2463, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. Page 1, line 22, by striking <10.606.066> and
 4 inserting <11.531.066>

5 2. Page 1, line 23, by striking <28.00> and
 6 inserting <~~28.00~~ 31.00>

7 3. Page 3, line 1, by striking <subsection> and

8 inserting ~~<subsection section>~~
 9 4. Page 3, after line 4 by inserting:
 10 <7. Of the funds appropriated in this section,
 11 \$325,000 shall be used to fund the initial
 12 reestablishment of the office of substitute decision
 13 maker pursuant to chapter 231E.
 14 8. Of the funds appropriated in this section,
 15 \$600,000 shall be distributed equally to the area
 16 agencies on aging to administer the prevention of elder
 17 abuse, neglect, and exploitation program pursuant to
 18 section 231.56A, in accordance with the requirements
 19 of the federal Older Americans Act of 1965, 42 U.S.C.
 20 §3001 et seq., as amended.
 21 9. The department on aging shall form a study
 22 committee to analyze the meal programs coordinated
 23 through the area agencies on aging.>
 24 5. Page 3, line 19, by striking ~~<821,707>~~ and
 25 inserting ~~<1,078,707>~~
 26 6. Page 3, line 20, by striking ~~<13.00>~~ and
 27 inserting ~~<13.00>~~
 28 7. Page 3, line 21, by striking ~~<11.00>~~
 29 8. Page 3, after line 27 by inserting:
 30 <3. Of the funds appropriated in this section,
 31 \$257,000 shall be used to provide two additional local
 32 long-term care ombudsmen to continue moving toward the
 33 national recommendation of one full-time equivalent
 34 paid staff ombudsman position per 2,000 long-term care
 35 beds in the state.>
 36 9. Page 4, line 9, by striking ~~<27,088,690>~~ and
 37 inserting ~~<27,588,690>~~
 38 10. Page 4, line 12, by striking ~~<5,073,361>~~ and
 39 inserting ~~<5,573,361>~~
 40 11. Page 8, after line 16 by inserting:
 41 <f. The department of public health shall
 42 initiate a committee supported by departmental staff
 43 who work with substance-related disorder providers
 44 to review reimbursement provisions applicable to
 45 substance-related disorder providers. The committee
 46 membership shall include the department of human
 47 services staff who work with the managed care
 48 organization responsible for substance-related
 49 disorder treatment under the department and for
 50 mental health treatment under the Medicaid program, a

Page 2

1 representative of the managed care organization, at
 2 least three providers of substance-related disorders
 3 designated by the Iowa behavioral health association,
 4 and other interests. The committee shall consider
 5 the adequacy of the reimbursement provisions, whether
 6 it is appropriate to rebase reimbursement, equity

7 of the reimbursement provisions as compared to the
8 reimbursement methodologies used for providers of
9 similar behavioral health services, the effect of
10 health coverage expansion through the Iowa health and
11 wellness plan on such providers, and other issues. The
12 committee shall report to the general assembly with
13 findings and recommendations on or before December 15,
14 2014.>

15 12. Page 8, line 23, by striking <3,671,602> and
16 inserting <4,346,962>

17 13. Page 9, line 5, by striking <1,327,887> and
18 inserting <1,927,887>

19 14. Page 10, line 4, by striking <137,768> and
20 inserting <162,768>

21 15. Page 10, after line 31 by inserting:

22 <j. In preparation for the completion of the
23 youth and young adult suicide prevention program
24 (Y-YASP) project funded through the federal Garrett Lee
25 Smith youth suicide prevention grant awarded to the
26 department of public health, the department of public
27 health and the department of education shall submit
28 recommendations based upon the foundation established
29 by the project to establish a suicide prevention
30 and trauma coordinator position in the department
31 of education, to integrate suicide prevention and
32 postvention and trauma-informed care model protocols
33 into school district supports statewide, and to include
34 evidence-based training on suicide prevention for
35 appropriate school personnel, during the fiscal year
36 beginning July 1, 2015. The departments shall submit
37 their recommendations to the governor and the general
38 assembly no later than December 15, 2014.

39 k. Of the funds appropriated in this subsection,
40 \$50,000 shall be used to support the Iowa effort to
41 address the survey of children who experience adverse
42 childhood experiences known as ACEs.>

43 16. Page 11, line 2, by striking <5,040,692> and
44 inserting <5,105,692>

45 17. Page 11, by striking lines 14 through 16 and
46 inserting <basis. Of the amount allocated in this
47 paragraph, ~~\$47,500~~ \$95,000 shall be used to fund one
48 full-time equivalent position to serve as the state
49 brain injury ~~service~~ services program manager.>

50 18. Page 12, line 32, by striking <175,263> and

Page 3

1 inserting <215,263>

2 19. Page 12, after line 35 by inserting:

3 <l. Of the funds appropriated in this subsection,
4 \$25,000 shall be used for implementation of chapter
5 124D, the Medical Cannabidiol Act, or other provision

6 authorizing the compassionate medical use of
7 cannabidiol, if enacted by the 2014 general assembly.>

8 20. Page 13, line 6, by striking <9,284,436> and
9 inserting <8,937,910>

10 21. Page 15, by striking lines 30 through 33 and
11 inserting:

12 <(8) For continuation of the safety net provider
13 patient access to a specialty health care initiative as
14 described in 2007 Iowa Acts, chapter 218, section 109:

15 \$ 180,237
16 378,474>

17 22. Page 16, line 13, by striking <175,900> and
18 inserting <313,400>

19 23. Page 16, line 19, by striking <178,875> and
20 inserting <316,375>

21 24. Page 17, line 10, by striking <150,000> and
22 inserting <250,000>

23 25. Page 17, line 34, by striking <p.> and
24 inserting <p. (1)>

25 26. Page 18, after line 18 by inserting:

26 <(2) The department of human services shall work
27 with the Iowa collaborative safety net provider network
28 and the Iowa primary care association to develop
29 a long-term sustainability plan for the statewide
30 regionally based network to provide the integrated
31 approach to health care delivery as described in this
32 lettered paragraph. The department shall pursue any
33 appropriate payment mechanisms available such as a
34 Medicaid program state plan amendment, Medicaid program
35 waiver, state innovation model funding, or other
36 funding through the centers for Medicare and Medicaid
37 services of the United States department of health
38 and human services to provide options for long-term
39 sustainability by incorporating funding of the network
40 into any such appropriate payment mechanism.>

41 27. Page 18, line 20, by striking <3,000,000> and
42 inserting <2,000,000>

43 28. Page 18, by striking lines 25 through 30 and
44 inserting <as specified in section 135.176.>

45 29. Page 19, by striking lines 3 through 10.

46 30. Page 20, line 4, by striking <3,420,027> and
47 inserting <3,387,127>

48 31. Page 20, line 7, by striking <454,700> and
49 inserting <554,700>

50 32. Page 20, by striking lines 33 and 34.

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1 33. By striking page 21, line 14, through page 22,
2 line 13, and inserting:

3 <Sec. __. 2013 Iowa Acts, chapter 138, section
4 134, subsection 1, is amended to read as follows:

5 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

6 For salaries, support, maintenance, and
7 miscellaneous purposes, and for not more than the
8 following full-time equivalent positions:

| | | |
|----------|------|------------------|
| 9 | \$ | 546,754 |
| 10 | | <u>1,095,951</u> |
| 11 | FTEs | 13.00 |

12 IOWA VETERANS HOME

13 Sec. ____ 2013 Iowa Acts, chapter 138, section 134,
14 subsection 2, unnumbered paragraph 1, is amended to
15 read as follows:

16 For salaries, support, maintenance, and
17 miscellaneous purposes:

| | | |
|----------|----|------------------|
| 18 | \$ | 3,762,857 |
| 19 | | <u>7,594,996</u> |

20 Sec. ____ 2013 Iowa Acts, chapter 138, section 134,
21 subsection 2, is amended by adding the following new
22 paragraph:

23 NEW PARAGRAPH. e. The Iowa veterans home
24 expenditure report shall be submitted monthly to the
25 legislative services agency.

26 Sec. ____ 2013 Iowa Acts, chapter 138, section 134,
27 subsection 3, is amended to read as follows:>

28 34. By striking page 24, line 25, through page 25,
29 line 32.

30 35. Page 25, line 33, by striking <c.> and
31 inserting <b.>

32 36. Page 29, line 17, by striking <6,042,834> and
33 inserting <6,217,834>

34 37. Page 31, line 26, by striking <48,503,875> and
35 inserting <48,763,875>

36 38. Page 31, line 30, by striking <3,163,854> and
37 inserting <3,338,854>

38 39. Page 32, after line 31 by inserting:
39 <4A. Of the funds appropriated in this section,
40 \$10,000 shall be used by the organization specified in
41 subsection 4 to evaluate the need to assist low-income
42 Iowans in preparing tax returns for electronic filing.>

43 40. Page 32, line 33, by striking <40,000> and
44 inserting <115,000>

45 41. Page 35, line 7, by striking <1,248,320,932>
46 and inserting <1,243,567,577>

47 42. Page 36, line 10, by striking <\$5,151,477> and
48 inserting <\$7,451,376>

49 43. Page 36, by striking lines 12 through 14 and
50 inserting <community-based services waivers.>

Page 5

1 44. Page 36, after line 27 by inserting:
2 <NEW SUBSECTION. 24. If authorized by the centers
3 for Medicare and Medicaid services of the United States

4 department of health and human services, the department
 5 of human services shall expand hospital presumptive
 6 eligibility as authorized under 42 C.F.R § 435.1110, to
 7 include other provider types as qualified entities,
 8 including but not limited to federally qualified health
 9 centers, upon a center's or other entity's request.

10 NEW SUBSECTION. 25. The department of human
 11 services shall adopt rules pursuant to chapter 17A to
 12 require or provide for all of the following relating
 13 to qualifications for disproportionate share hospital
 14 payments:

15 a. That only hospitals, including those defined as
 16 a children's hospital, located in the state may qualify
 17 for disproportionate share hospital payments.

18 b. That, if a hospital is defined as a children's
 19 hospital, the children's hospital may qualify for
 20 disproportionate share hospital payments if among
 21 other criteria the hospital is a member of, but is
 22 not required to be a voting member of, the children's
 23 hospital association.>

24 45. Page 39, by striking lines 21 through 29.

25 46. Page 40, line 4, by striking <45,622,828> and
 26 inserting <48,641,331>

27 47. Page 40, line 6, by striking <37,903,401> and
 28 inserting <40,921,904>

29 48. Page 42, after line 26 by inserting:

30 <12. Of the funds appropriated in this section,
 31 \$100,000 is transferred to the department of public
 32 health to be used for a program to assist parents in
 33 this state with costs resulting from the death of a
 34 child in accordance with this subsection. If it is
 35 less costly than administering the program directly,
 36 the department shall issue a request for proposals
 37 and issue a grant to an appropriate organization to
 38 administer the program.

39 a. The program funding shall be used to assist
 40 parents who reside in this state with costs incurred
 41 for a funeral, burial or cremation, cemetery costs, or
 42 grave marker costs associated with the unintended death
 43 of a child of the parent or a child under the care of a
 44 guardian or custodian. The department shall consider
 45 the following eligibility factors in developing program
 46 requirements:

47 (1) The child was a stillborn infant or was less
 48 than age eighteen at the time of death.

49 (2) The request for assistance was approved by
 50 the local board or department of health or the county

3 (3) To be eligible, the parent, guardian, or
 4 custodian must have an annual household income that
 5 is less than 145 percent of the federal poverty level
 6 based on the number of people in the applicant's
 7 household as defined by the most recently revised
 8 poverty income guidelines published by the United
 9 States department of health and human services.

10 (4) The maximum amount of grant assistance provided
 11 to a parent, guardian, or custodian associated with the
 12 death of a child is \$2,000. If the death is a multiple
 13 death and the infants or children are being cremated,
 14 or buried together, the same limitation applies.

15 (5) To the extent the overall amount of assistance
 16 received by a recipient for the costs addressed under
 17 this subsection does not exceed the overall total of
 18 the costs, the recipient may receive other public or
 19 private assistance in addition to grant assistance
 20 under this section.

21 b. Notwithstanding section 8.33, moneys transferred
 22 by this subsection that remain unencumbered or
 23 unobligated at the close of the fiscal year shall not
 24 revert but shall remain available for expenditure for
 25 the purposes designated until expended.>

26 49. By striking page 42, line 27, through page 45,
 27 line 4, and inserting:

28 <Sec. __. 2013 Iowa Acts, chapter 138, section
 29 147, is amended to read as follows:

30 SEC. 147. JUVENILE INSTITUTIONS. There is
 31 appropriated from the general fund of the state to
 32 the department of human services for the fiscal year
 33 beginning July 1, 2014, and ending June 30, 2015, the
 34 following amounts, or so much thereof as is necessary,
 35 to be used for the purposes designated:

36 1. For operation of the ~~Iowa juvenile home state~~
 37 training school for female juvenile delinquents at
 38 Toledo as enacted by this 2014 Iowa Act, to operate
 39 with a capacity of at least 20 beds and for salaries,
 40 support, maintenance, and miscellaneous purposes, and
 41 for not more than the following full-time equivalent
 42 positions:

| | | |
|----------|------|------------------|
| 43 | \$ | 4,429,678 |
| 44 | | <u>7,087,766</u> |
| 45 | FTEs | 114.00 |
| 46 | | <u>54.00</u> |

47 a. Of the funds appropriated in this subsection,
 48 up to \$2,000,000 may be used by the department for the
 49 placement costs of females and males adjudicated as a
 50 child in need of assistance that under prior law would

1 have been placed at the Iowa juvenile home.

2 b. By January 1, 2015, the department shall
 3 provide a report to the governor and the legislative
 4 services agency that includes a description of the
 5 status of juvenile delinquent girls in out-of-home
 6 placements during the period beginning December 1,
 7 2013, and ending December 1, 2014; identifies their
 8 placement histories; provides the reason for placement;
 9 provides a status report on educational services and
 10 treatment of youth at department facilities; and makes
 11 appropriate recommendations for legislation deemed
 12 necessary.

13 c. Of the funds appropriated in this subsection,
 14 \$1,100,000 shall be used for follow-up services to
 15 support children who were placed at a state training
 16 school and remain under the jurisdiction of the state
 17 court and for expansion of the preparation for adult
 18 living program in accordance with section 234.46, in
 19 accordance with this 2014 Act.

20 2. For operation of the state training school at
 21 Eldora and for salaries, support, maintenance, and
 22 miscellaneous purposes, and for not more than the
 23 following full-time equivalent positions:

| | | |
|----------|------|-------------------|
| 24 | \$ | <u>5,628,485</u> |
| 25 | | <u>11,590,098</u> |
| 26 | FTEs | <u>164.30</u> |
| 27 | | <u>165.30</u> |

28 Of the funds appropriated in this subsection,
 29 ~~\$45,575~~ \$91,150 shall be used for distribution
 30 to licensed classroom teachers at this and other
 31 institutions under the control of the department of
 32 human services based upon the average student yearly
 33 enrollment at each institution as determined by
 34 the department. Of the funds appropriated in this
 35 subsection, \$90,000 shall be used for the costs of
 36 implementing the youth council approach, known as
 37 achieving maximum potential, of providing a support
 38 network to males placed at the training school at
 39 Eldora and to females placed at the state training
 40 school at Toledo.

41 3. A portion of the moneys appropriated in this
 42 section shall be used by the state training ~~school~~
 43 ~~and by the Iowa juvenile home schools~~ for grants for
 44 adolescent pregnancy prevention activities at the
 45 institutions in the fiscal year beginning July 1,
 46 2014.>

47 50. Page 45, line 15, by striking <95.535.703> and
 48 inserting <93.571.220>

49 51. Page 45, line 32, by striking <36.967.216> and
 50 inserting <34.383.853>

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- 1 52. Page 49, line 23, by striking ~~<520.150>~~ and
2 inserting ~~<570.150>~~
- 3 53. Page 49, line 30, by striking ~~<62.708>~~ and
4 inserting ~~<68.737>~~
- 5 54. Page 49, line 33, by striking ~~<125.682>~~ and
6 inserting ~~<137.761>~~
- 7 55. Page 50, line 1, by striking ~~<195.892>~~ and
8 inserting ~~<214.722>~~
- 9 56. Page 50, line 4, by striking ~~<67.934>~~ and
10 inserting ~~<74.465>~~
- 11 57. Page 50, line 7, by striking ~~<67.934>~~ and
12 inserting ~~<74.465>~~
- 13 58. Page 51, line 32, by striking ~~<110.000>~~ and
14 inserting ~~<135.000>~~
- 15 59. Page 52, line 6, by striking ~~<\$160.000>~~ and
16 inserting ~~<\$110.000>~~
- 17 60. Page 52, after line 16 by inserting:
18 ~~<28. The department shall perform a review of the~~
19 ~~feasibility of and benefits associated with expanding~~
20 ~~foster care, kinship guardianships, and subsidized~~
21 ~~adoptions to be available on a voluntary basis to young~~
22 ~~adults who become age 18 while receiving child welfare~~
23 ~~services. The purpose of the review is to determine~~
24 ~~the extent to which the expansion is covered under the~~
25 ~~federal Fostering Connections to Success and Increasing~~
26 ~~Adoptions Act of 2008, Pub. L. No. 110-351, and would~~
27 ~~draw additional federal support under the Title IV-E~~
28 ~~of the federal Social Security Act, allow the state~~
29 ~~to expand the preparation for adult living program to~~
30 ~~additional young adults, and enhance the services and~~
31 ~~supports available under the program. The department~~
32 ~~shall engage national and state experts in structuring~~
33 ~~such programs under the federal fostering connections~~
34 ~~Act in addition to young persons with experience in the~~
35 ~~state's foster care system in performing the review.~~
36 ~~If the department determines the expansion can be~~
37 ~~implemented within existing state appropriations and~~
38 ~~produces additional benefits for the young adults who~~
39 ~~would be served under the expansion, the department may~~
40 ~~implement changes to expand the availability of foster~~
41 ~~care, kinship guardianships, and subsidized adoptions~~
42 ~~for eligible young adults who become age 21.~~
43 ~~29. Of the funds appropriated in this section,~~
44 ~~\$25,000 shall be used for the purposes of this~~
45 ~~subsection. The department shall staff and support~~
46 ~~a panel of Iowa child welfare experts and advocates~~
47 ~~to guide and oversee development of the publications~~
48 ~~enumerated in this subsection. The membership~~
49 ~~of the panel shall include but is not limited to~~
50 ~~representatives designated by the Middleton center for~~

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1 children's right at the Drake university legal clinic,
2 disability rights Iowa, the foster care youth council
3 program known as achieving maximum potential or AMP,
4 the department's parent partners pilot program, the
5 Iowa foster and adoptive parent association, the child
6 and family policy center, youth & shelter services,
7 inc., and the youth policy institute of Iowa. The
8 panel shall seek additional support from national
9 experts and technical assistance resources with
10 experience in state efforts to improve child welfare
11 systems with the types of approaches described by this
12 subsection. The panel shall provide a preliminary
13 report on or before October 1, 2014, to the general
14 assembly and the governor, and a final report at a
15 later date. The panel shall produce for distribution
16 through the department the following documents:
17 a. For general distribution to all families, a
18 family rights guide to child protective services that
19 describes what constitutes child abuse and neglect
20 under Iowa law, the child abuse assessment process,
21 the rights families have in that process to request
22 services, and the rights and options such families
23 have to make appeals and secure representation and
24 support. At a minimum, the rights guide shall be
25 translated into the four most common languages other
26 than English spoken in Iowa by persons of limited
27 English proficiency, and the department shall make
28 available interpreters for persons of limited English
29 proficiency in other languages to review the guide and
30 its contents with families. Upon completion, the guide
31 shall be provided to all families who are subject to a
32 child abuse investigation.
33 b. For distribution to children and families
34 engaged processes which may lead to an adjudication
35 under chapter 232 and foster care placement, a child
36 and youth rights guide to foster care that expands upon
37 the bill of rights created by AMP youth. The initial
38 guide shall be directed to older youth ages 12 through
39 17 and shall describe the foster care process and the
40 rights children engaged in foster care processes have
41 to services, representation, and support and to be
42 heard in developing their permanency plans.>
43 61. Page 58, line 20, by striking <16.304.602> and
44 inserting <16.422.302>
45 62. Page 58, line 26, by striking <\$132.300> and
46 inserting <\$150.000>
47 63. Page 59, before line 6 by inserting:
48 <5B. Of the funds appropriated in this section,
49 \$50,000 shall be used by the department of human
50 services to contract with an independent researcher

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1 with expertise in both aging and disability population
2 issues to evaluate the current provision of specialized
3 services to individuals with a mental illness or an
4 intellectual disability residing in nursing facilities
5 in the state and develop a quality assurance model to
6 ensure that nursing facility residents with a mental
7 illness or an intellectual disability are receiving
8 effective specialized services pursuant to the federal
9 Nursing Home Reform Act. In evaluating the current
10 provision of specialized services, the contractor
11 shall select nursing facilities with higher than
12 average numbers of residents with a mental illness
13 or an intellectual disability. In evaluating the
14 current specialized services the contractor shall
15 determine whether the specialized services are
16 individualized, provided in addition to basic nursing
17 facility services, and appropriate to meet the needs
18 of the individual to assist in transitioning to a
19 less restrictive, more integrated environment. The
20 contractor shall also determine whether the specialized
21 services are included in the residents' plans of
22 care; whether the specialized services were provided
23 by a mental health or intellectual disabilities
24 professional; the cost of and funding source for the
25 specialized services; whether the specialized services
26 were effective in treating or habilitating residents,
27 improving the residents' level of functioning, and
28 enhancing the residents' ability to live in the
29 community with appropriate services and supports; how
30 many residents for whom specialized services were
31 provided were able to transition to a less restrictive
32 placement; and the projected savings if residents
33 received effective specialized services, avoided
34 hospitalizations, and transitioned to living in less
35 restrictive settings with appropriate services and
36 supports. The department shall report the results
37 of the evaluation and the proposed quality assurance
38 model to the individuals designated by this Act for
39 submission of reports by December 15, 2014.>

40 64. Page 59, by striking line 21 and inserting
41 <exceed ~~\$268,712,511~~ \$284,878,824. Of this amount, not
42 more than \$2,000,000 shall be used for reimbursement
43 of nursing facilities to supplement the shortfall
44 attributable to the rebasing of nursing facility
45 rates in accordance with this 2013 Act, section
46 29, subsection 1, paragraph "a", subparagraph (2),
47 beginning January 1, 2015.>

48 65. Page 59, after line 21 by inserting:
49 <Sec. __. 2013 Iowa Acts, chapter 138, section
50 159, subsection 1, paragraph a, is amended by adding

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1 the following new subparagraph:

2 NEW SUBPARAGRAPH. (4) The department of
3 human services shall release all retroactive rate
4 determinations and payments within 90 days of receipt
5 of approval from the centers for Medicare and Medicaid
6 services of the United States department of health
7 and human services and no later than March 31 of the
8 calendar year that falls within the current fiscal year
9 of the appropriation addressed by this paragraph "a".>

10 66. Page 60, line 24, after <year> by inserting <as
11 specified in subparagraph (5), as enacted in this 2014
12 Act>

13 67. Page 60, line 28, by striking <October 1, 2015>
14 and inserting <January 1, 2015>

15 68. Page 60, line 31, after <year> by inserting <as
16 specified in subparagraph (5), as enacted by this 2014
17 Act>

18 69. Page 60, after line 31 by inserting:
19 <Sec. __. 2013 Iowa Acts, chapter 138, section
20 159, subsection 1, paragraph c, is amended by adding
21 the following new subparagraph:

22 NEW SUBPARAGRAPH. (5) Of the amount appropriated
23 for the medical assistance program for the fiscal
24 year, not more than \$3,000,000 shall be used for
25 reimbursement of inpatient and outpatient hospital
26 services attributable to rebasing as provided in
27 subparagraphs (1) and (2).>

28 70. Page 61, line 13, by striking <October 1, 2014>
29 and inserting <2014 January 1, 2015>

30 71. Page 61, after line 31 by inserting:
31 <Sec. __. 2013 Iowa Acts, chapter 138, section
32 159, subsection 1, paragraph q, is amended to read as
33 follows:

34 q. For the fiscal year beginning July 1, 2014,
35 the reimbursement rate for emergency medical service
36 providers shall be increased by 10 percent over the
37 rate rates in effect on June 30, 2014.

38 Sec. __. 2013 Iowa Acts, chapter 138, section 159,
39 subsection 1, is amended by adding the following new
40 paragraph:

41 NEW PARAGRAPH. r. For the fiscal year
42 beginning July 1, 2014, the reimbursement rate for
43 ophthalmologists shall be increased by five percent
44 over the rates in effect on June 30, 2014.>

45 72. Page 62, line 13, after <subsection.> by
46 inserting <Through December 31, 2014, the combined
47 reimbursement rate shall remain at the rate in effect
48 on June 30, 2014, and on January 1, 2015, shall be
49 changed as provided in paragraph "b".>

50 73. Page 62, lines 14 and 15, by striking <June 30>

Page 12

1 and inserting <December 31>

2 74. Page 62, lines 18 and 19, by striking <for the
3 fiscal year beginning July 1, 2014> and inserting <for
4 the period beginning January 1, 2015, and ending June
5 30, 2015>

6 75. Page 66, line 6, after <APPROPRIATIONS> by
7 inserting <AND OTHER PRIOR PROVISIONS>

8 76. Page 66, after line 6 by inserting:

9 <SAFETY NET — CARE COORDINATION
10 Sec. __. 2013 Iowa Acts, chapter 138, section
11 3, subsection 4, paragraph p, is amended to read as
12 follows:

13 p. Of the funds appropriated in this section,
14 \$1,158,150 is allocated to the Iowa collaborative
15 safety net provider network established pursuant
16 to section 135.153 to be used for the development
17 and implementation of a statewide regionally based
18 network to provide an integrated approach to health
19 care delivery through care coordination that supports
20 primary care providers and links patients with
21 community resources necessary to empower patients in
22 addressing biomedical and social determinants of health
23 to improve health outcomes. The Iowa collaborative
24 safety net provider network shall work in conjunction
25 with the department of human services to align the
26 integrated network with the health care delivery
27 system model developed under the state innovation
28 models initiative grant. The Iowa collaborative
29 safety net provider network shall submit a progress
30 report to the individuals designated in this Act for
31 submission of reports by December 31, 2013, including
32 progress in developing and implementing the network,
33 how the funds were distributed and used in developing
34 and implementing the network, and the remaining
35 needs in developing and implementing the network.
36 Notwithstanding section 8.33, moneys allocated in this
37 paragraph that remain unencumbered or unobligated at
38 the close of the fiscal year shall not revert but shall
39 remain available for expenditure for the purposes
40 designated until the close of the succeeding fiscal
41 year.>

42 77. Page 66, by striking lines 7 through 21.

43 78. Page 69, line 15, after <this section> by
44 inserting <, and subject to the Medicaid offset
45 amendments in section 426B.3, subsection 5, as amended
46 by this division of this 2014 Act>

47 79. Page 70, line 27, after <section> by inserting
48 <, and subject to the Medicaid offset amendments
49 in section 426B.3, subsection 5, as amended by this
50 division of this 2014 Act>

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1 80. Page 71, line 7, after <division.> by inserting
2 <The protocols and program models shall not include
3 provisions that would interfere with the ability
4 of any mental health and disability services region
5 approved under section 331.389 operating as an
6 employment network for the federal social security
7 administration's ticket to work program for persons
8 with disabilities to collect any milestone or outcome
9 payments.>

10 81. Page 71, after line 13 by inserting:
11 <Sec. ___. PROVISIONAL REGIONALIZATION
12 AUTHORIZATION.

13 1. During the time period beginning on the
14 effective date of this section and ending June 30,
15 2015, upon receiving an application from Mahaska and
16 Marion counties, the director of human services may
17 authorize the counties to form and operate a mental
18 health and disability services region on a provisional
19 basis for up to 12 months in accordance with this
20 section.

21 2. Unless the director grants an exception to
22 policy allowing the counties and their region,
23 during the provisional operation time period, to
24 meet a requirement through an alternative means, the
25 counties and their region shall comply with all of
26 the requirements applicable to a mental health and
27 disability services region under chapter 331 and other
28 law applicable to regions.

29 3. Prior to the end of the provisional operation
30 time period, the director may reauthorize on a one-time
31 basis the region to operate provisionally for an
32 additional time period of up to 12 months.

33 4. If the director determines the two counties
34 and their region are not in compliance with the
35 requirements under subsection 2 during any provisional
36 operation time period and that compliance will not be
37 achieved through a corrective action plan, the director
38 may assign each county to a region contiguous to the
39 county. The region assigned shall amend its chapter
40 28E agreement and other operating requirements and
41 policies to accept the assigned county.>

42 82. By striking page 71, line 14, through page 72,
43 line 2.

44 83. Page 72, by striking lines 3 through 22.

45 84. Page 72, before line 23 by inserting:
46 <Sec. ___. Section 230.1, subsection 1, Code 2014,
47 is amended to read as follows:

48 1. The necessary and legal costs and expenses
49 attending the taking into custody, care, investigation,
50 admission, commitment, and support of a person with

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1 mental illness admitted or committed to a state
 2 hospital shall be paid by a county or by the state as
 3 follows:

4 a. If the person is eighteen years of age or older,
 5 as follows:

6 (1) The costs attributed to mental illness shall
 7 be paid by the regional administrator on behalf of the
 8 person's county of residence.

9 (2) The costs attributed to a substance-related
 10 disorder shall be paid by the person's county of
 11 residence.

12 (3) The costs attributable to a dual diagnosis of
 13 mental illness and a substance-related disorder may be
 14 split as provided in section 226.9C.

15 b. By the state as a state case if such person has
 16 no residence in this state, if the person's residence
 17 is unknown, or if the person is under eighteen years
 18 of age.>

19 85. Page 73, by striking lines 1 through 6 and
 20 inserting <anticipated, the regional administrator
 21 shall reserve an adequate amount for cash flow of
 22 expenditure obligations in the first quarter of the
 23 next fiscal year. Residual funding remaining after the
 24 cash>

25 86. Page 73, after line 10 by inserting:

26 <Sec. __. Section 331.393, subsection 2, Code
 27 2014, is amended by adding the following new paragraph:

28 **NEW PARAGRAPH.** h. The financial eligibility
 29 requirements for service under the regional service
 30 system. A plan that otherwise incorporates the
 31 financial eligibility requirements of section 331.395
 32 but allows eligibility for persons with income above
 33 one hundred fifty percent of the federal poverty
 34 level as described in section 331.395, subsection 2,
 35 paragraph "b", or for persons with resources above
 36 the minimum resource limitations adopted pursuant to
 37 section 331.395, subsection 1, paragraph "c", shall
 38 be deemed by the department to be in compliance with
 39 financial eligibility requirements of section 331.395.>

40 87. Page 73, by striking lines 22 through 25 and
 41 inserting <county services fund to address cash flow
 42 of expenditure obligations in the first quarter of the
 43 next fiscal year. The cash>

44 88. Page 74, by striking lines 22 and 23 and
 45 inserting:

46 <Sec. __. Section 426B.3, subsection 5, paragraph
 47 a, Code 2014, is amended to read as follows:

48 a. For the purposes of this subsection, "*Medicaid*
 49 *offset amount*" means the projected amount for a fiscal
 50 year that would have been paid from a county's services

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1 fund for those services for ~~persons~~ individuals
2 eligible under the county's approved service management
3 plan that would be non-Medicaid services, but due to
4 the ~~persons'~~ individuals' enrollment in the Iowa health
5 and wellness plan established under chapter 249N, those
6 services are instead covered under chapter 249N.>
7 89. Page 74, by striking line 24 and inserting:
8 <b. For the fiscal year beginning July 1, ~~2013~~
9 2014, and>
10 90. Page 75, by striking lines 14 through 26 and
11 inserting:
12 <Sec. ___. Section 426B.3, subsection 5, paragraph
13 c, Code 2014, is amended by striking the paragraph.>
14 91. Page 76, after line 15 by inserting:
15 <Sec. ___. EFFECTIVE UPON ENACTMENT. The following
16 provisions of this division of this Act, being deemed
17 of immediate importance, take effect upon enactment:
18 1. The section providing a provisional
19 regionalization authorization.
20 2. The section amending 2013 Iowa Acts, chapter
21 136, section 11.>
22 92. Page 76, after line 21 by inserting:
23 <Sec. ___. Section 249A.4, subsection 10, Code
24 2014, is amended by adding the following new paragraph:
25 NEW PARAGRAPH. c. (1) A nursing facility that
26 utilizes the supplementation option and receives
27 supplementation under this subsection during any
28 calendar year, shall report to the department of
29 human services, annually, by January 15, the following
30 information for the preceding calendar year:
31 (a) The total number of nursing facility beds
32 available at the nursing facility, the number of such
33 beds available in private rooms, and the number of such
34 beds available in other types of rooms.
35 (b) The average occupancy rate of the facility on
36 a monthly basis.
37 (c) The total number of residents for which
38 supplementation was utilized.
39 (d) The average private pay charge for a private
40 room in the nursing facility.
41 (e) For each resident for whom supplementation
42 was utilized, the total charge to the resident for
43 the private room, the portion of the total charge
44 reimbursed under the Medicaid program, and the total
45 charge reimbursed through supplementation.
46 (2) The department shall compile the information
47 received and shall submit the compilation to the
48 general assembly, annually by February 15.>
49 93. Page 76, after line 23 by inserting:
50 <Sec. ___. NEW SECTION. 35D.7A Supplemental

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1 **stipend.**

2 In addition to any amount otherwise retained by or
3 provided as a personal needs allowance to a member or
4 a member's spouse under this chapter, a member and
5 the member's spouse, if applicable, shall receive a
6 supplemental stipend of thirty dollars per month. The
7 supplemental stipend shall not be treated as income of
8 the resident for purposes of medical assistance program
9 eligibility or client participation.

10 **Sec. __. NEW SECTION. 249A.4C Medicaid program**
11 **state plan amendments and waivers — prior approval.**

12 A Medicaid program state plan amendment or waiver
13 request shall not be submitted for federal approval
14 to the centers for Medicare and Medicaid services
15 of the United States department of health and human
16 services unless prior direction or approval is provided
17 by an enactment of the general assembly. Following
18 submission of any such state plan amendment or waiver
19 request, the department shall regularly and upon
20 request of the chairpersons or ranking members of the
21 joint appropriations subcommittee on health and human
22 services, provide progress reports to the chairpersons
23 and ranking members of the joint appropriations
24 subcommittee on health and human services, the
25 legislative services agency and the legislative
26 caucus staffs, regarding the status of the state plan
27 amendment or waiver.>

28 94. Page 76, by striking lines 24 through 31.

29 95. Page 76, before line 32 by inserting:

30 <Sec. __. NEW SECTION. 514I.13 **State plan**
31 **amendments and waivers — prior approval.**

32 The department shall not submit a state plan
33 amendment or waiver request pursuant to this chapter
34 to the centers for Medicare and Medicaid services
35 of the United States department of health and human
36 services for federal approval unless prior direction
37 or approval is provided by an enactment of the general
38 assembly. Following submission of any such state plan
39 amendment or waiver request, the department shall
40 regularly and upon request of a chairperson or ranking
41 member of the joint appropriations subcommittee on
42 health and human services, provide progress reports
43 to the chairpersons and ranking members of the joint
44 appropriations subcommittee on health and human
45 services, the legislative services agency and the
46 legislative caucus staffs, regarding the status of the
47 state plan amendment or waiver.

48 **Sec. __. FREE PARKING OPTIONS — CHILDREN WITH**
49 **CHRONIC CONDITIONS.** The university of Iowa hospitals
50 and clinics shall develop and implement by October 1,

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1 2014, a free parking option for the use by families of
2 children who are admitted to the hospital for extended
3 periods of time or who visit the hospital routinely for
4 treatment for cancer or other chronic conditions. The
5 option may provide for assignment of one free visitor
6 parking pass to the child for use by the family as
7 the family deems appropriate, validation of parking
8 tickets, provision of a reserved lot in close proximity
9 to the hospital and easily accessible on foot, or
10 issuance of parking passes valid in the hospital
11 parking area.

12 Sec. ____. CHILD WELFARE SERVICES COMMISSION.

13 1. A child welfare services commission is created
14 under the authority of the legislative council.

15 2. The commission membership shall include the
16 following persons:

17 a. The director of human services or the director's
18 designee.

19 b. The administrator of child welfare programs
20 under the department of human services or the
21 administrator's designee.

22 c. The administrator of the division of criminal
23 and juvenile justice planning in the department of
24 human rights or the administrator's designee.

25 d. The administrator of the child advocacy board
26 in the department of inspections and appeals or the
27 administrator's designee.

28 e. The chief justice of the supreme court or the
29 chief justice's designee.

30 f. The director of the department of education or
31 the director's designee.

32 g. The executive director of the Iowa foster and
33 adoptive parent association or the executive director's
34 designee.

35 h. The executive director of the coalition for
36 family and children's services in Iowa or the executive
37 director's designee.

38 i. The presiding officer of the Iowa juvenile
39 court services association or the presiding officer's
40 designee.

41 j. The director of the child health specialty
42 clinics at the university of Iowa or the director's
43 designee.

44 k. A youth member of the achieving maximum
45 potential program designated by the program's director.

46 l. The director of the child and family policy
47 center or the director's designee.

48 m. Members of the general assembly appointed by the
49 legislative council.

50 n. Other persons designated by the legislative

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- 1 council.
- 2 3. In addition to the legislative services agency,
3 the legislative council may employ or contract with a
4 person or persons to assist the commission in carrying
5 out its duties.
- 6 4. The commission shall perform the following
7 duties:
- 8 a. Review the array of child welfare services in
9 the state.
- 10 b. Identify options for improving the coordination
11 and collaboration between the public and private
12 entities involved with child welfare services.
- 13 c. Direct special attention to children's mental
14 and behavioral health services.
- 15 d. Identify policies to support the growth and
16 expansion of community-based pediatric integrated
17 health homes.
- 18 e. Identify options to support continuous
19 improvement of pediatric mental health services and
20 innovation by service providers of such services at the
21 state and community levels.
- 22 f. Consider proposals for creation of a center of
23 collaborative children's mental and behavioral health
24 services.
- 25 g. Evaluate the adequacy of the public funding of
26 child welfare services and identify options to address
27 shortfalls and for shifting resources.
- 28 5. Of the amount appropriated in this 2014 Iowa
29 Act to the department of human services for general
30 administration for the fiscal year beginning July
31 1, 2014, and ending June 30, 2014, \$50,000 shall be
32 transferred to the legislative services agency to
33 be used for the child welfare services commission in
34 accordance with this section.
- 35 6. The commission shall submit a final report
36 with findings and recommendations to the governor and
37 general assembly for action in the 2015 legislative
38 session.>
- 39 96. By striking page 76, line 32, through page 77,
40 line 21.
- 41 97. Page 78, line 14, after <limited> by inserting
42 <to>
- 43 98. Page 78, after line 26 by inserting:
44 <STATE CHILD CARE ASSISTANCE
45 Sec. ____. Section 237A.13, subsection 7, paragraphs
46 a and c, Code 2014, are amended to read as follows:
47 a. Families with an income at or below one hundred
48 percent of the federal poverty level whose members ~~are~~
49 employed, for at least twenty-eight hours per week in
50 the aggregate, are employed or are participating at a

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1 satisfactory level in an approved training program or
 2 educational program, and parents with a family income
 3 at or below one hundred percent of the federal poverty
 4 level who are under the age of twenty-one years and are
 5 participating in an educational program leading to a
 6 high school diploma or the equivalent.

7 c. Families with an income of more than one hundred
 8 percent but not more than one hundred forty-five
 9 percent of the federal poverty level whose members ~~are~~
 10 employed, for at least twenty-eight hours per week in
 11 the aggregate, are employed or are participating at a
 12 satisfactory level in an approved training program or
 13 educational program.

14 Sec. ____ Section 237A.13, subsection 8, Code 2014,
 15 is amended to read as follows:

16 8. Nothing in this section shall be construed
 17 as or is intended as, or shall imply, a grant of
 18 entitlement for services to persons who are eligible
 19 for assistance due to an income level or other
 20 eligibility circumstance addressed in this section.
 21 Any state obligation to provide services pursuant to
 22 this section is limited to the extent of the funds
 23 appropriated for the purposes of state child care
 24 assistance. The department shall not redetermine the
 25 eligibility of a program participant more frequently
 26 than every twelve months.

27 Sec. ____ STATE CHILD CARE ASSISTANCE APPLICATIONS
 28 — INFORMATION TECHNOLOGY.

29 1. The department of human services shall review
 30 the application form and other elements of the process
 31 used by applicants to apply for the state child care
 32 assistance program. The purpose of the review is to
 33 simplify the process by eliminating requirements to
 34 provide unneeded or redundant information and improving
 35 the wording of the application, and identifying other
 36 options for improvement. The department shall report
 37 the results of the review to the governor and general
 38 assembly on or before December 1, 2014.

39 2. The department shall implement an application
 40 process enhancement so that applicants for the state
 41 child care assistance program may apply for the program
 42 using information technology devices.

43 Sec. ____ IMPLEMENTATION. The department of human
 44 services shall adopt rules and take other actions as
 45 necessary to implement, as state child care assistance
 46 program eligibility provisions, the amendments to
 47 section 237A.13 in this division of this Act, on July
 48 1, 2014.>

49 99. Page 90, after line 2 by inserting:

50 <DIVISION ____

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1 STATE TRAINING SCHOOLS — EDUCATION

2 Sec. _____. LEGISLATIVE FINDINGS. The general
3 assembly finds there is a need to improve the system
4 to meet the needs of children who have committed
5 a delinquent act, have been abused, neglected, or
6 subjected to trauma, or have other significant needs
7 that put the safety of the children or the public at
8 risk. The areas for system improvement include but are
9 not limited to all of the following:

10 1. Providing equity in the services available for
11 both the male and female children involved in the
12 system.

13 2. Providing appropriate safeguards to ensure
14 children in placements are safe and getting their needs
15 met.

16 3. Ensuring that education and training services
17 meet state and federal requirements and prepare the
18 children for long-term success.

19 4. Engaging children in services after an
20 out-of-home placement to prevent the need for placement
21 from reoccurring.

22 5. Providing an effective system to support
23 children when they attain adulthood in order to prevent
24 their engagement with the adult criminal justice
25 system.

26 Sec. _____. IMPLEMENTATION.

27 1. As the level of service for juvenile delinquent
28 females provided for in this Act does not currently
29 exist in the state and represents a gap in the
30 continuum of care for juvenile females, reopening, and
31 making necessary changes in the facilities of the Iowa
32 juvenile home of Toledo provides the best means of
33 expeditiously fulfilling the duties outlined in section
34 233B.1, as enacted by this Act.

35 2. In reopening the facility at Toledo as the
36 state training school for juvenile delinquent females
37 in accordance with this division of this Act, the
38 department of human services shall phase in the
39 following provisions as follows:

40 a. The department of human services shall begin
41 implementation of the requirements for the two state
42 training schools to be accredited as secure juvenile
43 correctional facilities and to comply with other
44 regulatory requirements in accordance with section
45 233A.1, subsection 7, and section 233B.1, subsection
46 7, upon enactment of this Act and shall complete the
47 correctional association accreditation by June 30,
48 2017. The department shall propose a schedule to the
49 governor and general assembly on or before December
50 15, 2014, for compliance with the other regulatory

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1 requirements.

2 b. Education services in accordance with section
3 282.33, as amended by this division of this Act, shall
4 be developed by the close of the fiscal year beginning
5 July 1, 2014, in conjunction with the department of
6 education, affected area education agencies, affected
7 school districts, and other stakeholders.

8 Sec. ____ Section 232.2, subsection 22, paragraph
9 b, subparagraph (3), Code 2014, is amended to read as
10 follows:

11 (3) Visiting the home, residence, or both home and
12 residence of the child and any prospective home or
13 residence of the child, including each time placement
14 is changed. A child in a placement other than with
15 the child's parent shall be visited at the placement
16 at least quarterly.

17 Sec. ____ Section 232.2, Code 2014, is amended by
18 adding the following new subsection:

19 NEW SUBSECTION. 54A. "*State training school*"
20 means the state training school for female juvenile
21 delinquents at Toledo maintained in accordance with
22 chapter 233B or the state training school for male
23 juvenile delinquents at Eldora maintained in accordance
24 with chapter 233A.

25 Sec. ____ Section 232.49, subsection 2, Code 2014,
26 is amended to read as follows:

27 2. When possible an examination shall be conducted
28 on an outpatient basis, but the court may, if it deems
29 necessary, commit the child to a state training school
30 or to a suitable hospital, facility, or institution for
31 the purpose of examination. Commitment for examination
32 shall not exceed thirty days and the civil commitment
33 provisions of chapter 229 shall not apply.

34 Sec. ____ Section 232.49, subsection 3, paragraph
35 b, Code 2014, is amended to read as follows:

36 b. An examination shall be conducted on an
37 outpatient basis unless the court, the child's counsel,
38 and the parent, guardian, or custodian agree that
39 it is necessary the child be committed to a state
40 training school or to a suitable hospital, facility, or
41 institution for the purpose of examination. Commitment
42 for examination shall not exceed thirty days and the
43 civil commitment provisions of chapter 229 shall not
44 apply.

45 Sec. ____ Section 232.52, subsection 7, Code 2014,
46 is amended by adding the following new paragraph:

47 NEW PARAGRAPH. *Ob.* When the court orders the
48 transfer of legal custody of a child pursuant to
49 subsection 2, paragraph "*d*", "*e*", or "*f*", the child's
50 attorney shall visit the child at the child's placement

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1 at least quarterly.

2 Sec. ____ Section 232.102, subsections 3 and 4,
3 Code 2014, are amended by striking the subsections.

4 Sec. ____ Section 232.103, subsection 7, Code 2014,
5 is amended by striking the subsection.

6 Sec. ____ Section 233A.1, Code 2014, is amended to
7 read as follows:

8 **233A.1 State training school — ~~Eldora and Toledo.~~**

9 1. For the purposes of this chapter, unless the
10 context otherwise requires:

11 a. "Department" means the department of human
12 services.

13 b. "Director" means the director of human services.

14 c. "State training school" means the state training
15 school for male juvenile delinquents at Eldora.

16 d. "Superintendent" means the superintendent of the
17 state training school for male juvenile delinquents.

18 ~~1. 2. Effective January 1, 1992, a diagnosis~~
19 ~~and evaluation center and other units are established~~
20 ~~at Eldora and shall be operated, maintained, and~~
21 ~~staffed by the department to provide to male juvenile~~
22 ~~delinquents a program which focuses upon appropriate~~
23 ~~developmental skills, treatment, placements, and~~
24 ~~rehabilitation.~~

25 ~~2. The diagnosis and evaluation center which is~~
26 ~~used to identify appropriate treatment and placement~~
27 ~~alternatives for juveniles and any other units for~~
28 ~~juvenile delinquents which are located at Eldora and~~
29 ~~the unit for juvenile delinquents at Toledo shall~~
30 ~~together be known as the "state training school". For~~
31 ~~the purposes of this chapter "director" means the~~
32 ~~director of human services and "superintendent" means~~
33 ~~the administrator in charge of the diagnosis and~~
34 ~~evaluation center for juvenile delinquents and other~~
35 ~~units at Eldora and the unit for juvenile delinquents~~
36 ~~at Toledo.~~

37 ~~3. The number of children present at any one time~~
38 ~~at the state training school at Eldora shall not exceed~~
39 ~~the population guidelines established under 1990~~
40 ~~Iowa Acts, chapter 1239, section 21, as adjusted for~~
41 ~~subsequent changes in the capacity at the training~~
42 ~~school.~~

43 ~~4. Each child placed at the state training school~~
44 ~~and any other child receiving an examination at the~~
45 ~~state training school by order of the court shall~~
46 ~~receive a written plan for services. The plan for~~
47 ~~services provided by the state training school to~~
48 ~~a child shall identify any physical, emotional,~~
49 ~~intellectual, behavioral, or mental health disorder or~~
50 ~~condition affecting the child and recommend treatment~~

1 to address the disorder or condition, identify
2 any substance-related disorder of the child or the
3 child's family and recommend treatment to address the
4 disorder, and assess the child's educational status and
5 recommend action to address any identified educational
6 deficiency, and for follow-up services, identify
7 specific public and private service providers with the
8 capacity to meet the child's needs. A copy of the plan
9 for services and any subsequent amendment to the plan
10 shall be submitted to the child, the child's attorney,
11 and the juvenile court.

12 5. The state training school shall facilitate
13 the provision of follow-up services to children, who
14 received placement services at the state training
15 school and who remain under the jurisdiction of the
16 juvenile court, as necessary to meet the long-term
17 needs of the children as they age into adulthood. The
18 plan for follow-up services shall be developed with
19 the child in conjunction with juvenile court services
20 and the child's attorney. The provision of follow-up
21 services for children who remain under the jurisdiction
22 of the juvenile court is subject to approval by the
23 juvenile court. Follow-up services shall be provided
24 to support children who are discharged from the state
25 training school during the period beginning twelve
26 months prior to the children becoming age eighteen and
27 ending on the day prior to the children becoming age
28 eighteen who do not remain under the jurisdiction of
29 the juvenile court. In addition, follow-up services
30 shall be made available to children discharged from the
31 school at any age upon or after the children become age
32 eighteen and continuing until at least age twenty-one.

33 6. For any child placed at the state training
34 school, the school shall provide a written plan
35 regarding the placement status of the child on or about
36 the time the child becomes age eighteen. The plan
37 shall, while giving consideration to the treatment
38 needs of the child, also give consideration to the
39 long-term needs of the child upon becoming age eighteen
40 including needs for vocational training or higher
41 education. Given these considerations, the plan shall
42 identify placement options to meet the child's needs
43 that will not negatively affect the child's adult
44 eligibility for assistance provided with federal
45 financial participation. The assistance addressed
46 shall include but is not limited to the preparation
47 for adult living program under section 234.46, the
48 medical assistance program, the Iowa aftercare services
49 network, the federal educational and training vouchers
50 program for youths aging out of foster care, and the

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1 federal job corps program.

2 7. The department shall cause the state training
3 school to be accredited as a secure juvenile
4 correctional facility by the American correctional
5 association, to meet the standards adopted by the
6 department for approval of a juvenile detention home,
7 and to meet applicable standards for programs providing
8 residential services for children paid for by a managed
9 care or prepaid services contract under the medical
10 assistance program. The standards applied in addition
11 to the American correctional association accreditation
12 requirements shall include but are not limited to the
13 minimum qualifications of staff. The standards and
14 sanctions for noncompliance shall be identified in
15 conjunction with the department of inspections and
16 appeals and experts who are not employed by or under
17 contract with the department. A regular assessment
18 of compliance with the standards shall be performed
19 by the department of inspections and appeals and that
20 department shall submit a report on each assessment to
21 the governor and general assembly.

22 8. The director and the superintendent for the
23 state training school shall provide on an ongoing
24 basis for the school's programs, facilities, and
25 services, and for the training of staff in order to
26 apply evidence-based practices and other recognized
27 contemporary approaches to ensure that the care
28 for the children served by the school is of high
29 quality. The director's and superintendent's efforts
30 and recommendations to comply with this requirement
31 shall be documented in the annual budget and financial
32 reporting submitted to the governor and the general
33 assembly.

34 Sec. ____ Section 233A.4, Code 2014, is amended to
35 read as follows:

36 **233A.4 Education and training.**

37 The state training school shall provide a positive
38 living experience for older juveniles who require
39 secure custody and who live at the state training
40 school for an extended period of time. The education
41 and training programs provided to the juveniles shall
42 reflect the age level and extended period of stay by
43 focusing upon appropriate developmental skills to
44 prepare the juveniles for productive living. The
45 education services provided to the children placed
46 at the state training school shall be provided in
47 accordance with section 282.33.

48 Sec. ____ Section 233B.1, Code 2014, is amended to
49 read as follows:

50 **233B.1 Definitions — purpose — services —**

1 **population limit.**

2 1. For the purpose of this chapter, unless the
3 context otherwise requires:

4 a. "Department" means the department of human
5 services.

6 a. b. "Administrator" or "director" "Director"
7 means the director ~~of the department~~ of human services.

8 b. c. "Home" "State training school" means the Iowa
9 juvenile home state training school for female juvenile
10 delinquents at Toledo maintained in accordance with
11 this chapter.

12 e. d. "Superintendent" means the superintendent of
13 the Iowa juvenile home state training school for female
14 juvenile delinquents.

15 2. The ~~Iowa juvenile home state training school~~
16 for female juvenile delinquents shall be operated,
17 maintained for the purpose of providing care, custody,
18 and education of the children committed to the
19 home. The children shall be wards of the state. The
20 children's education shall embrace instruction in
21 the common school branches and in such other higher
22 branches as may be practical and will enable the
23 children to gain useful and self-sustaining employment.
24 The administrator and the superintendent of the home
25 shall assist all discharged children in securing
26 suitable homes and proper employment, and staffed
27 by the department of human services to do all of the
28 following for female residents of this state:

29 3. ~~The number of children present at any one~~
30 time at the Iowa juvenile home shall not exceed the
31 population guidelines established under 1990 Iowa Acts,
32 chapter 1239, section 21, as adjusted for subsequent
33 changes in the capacity at the home.

34 a. Provide gender-responsive services to female
35 children less than age eighteen who have been
36 adjudicated under chapter 232 as delinquent and placed
37 at the state training school in accordance with a court
38 order.

39 b. If provided for by the children's education
40 plans, allow for continued placement at the state
41 training school for female children who were placed
42 at the state training school under paragraph "a"
43 upon the children becoming adults. The purpose of
44 continued placement is for completion of high school
45 education requirements identified in the education
46 plans developed by the provider of educational services
47 for the children.

48 c. Facilitate the provision of follow-up services
49 to children who received placement services at
50 the state training school and who remain under the

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1 jurisdiction of the juvenile court, as necessary
2 to meet the long-term needs of the children as they
3 age into adulthood. The plan for follow-up services
4 shall be developed with the child in conjunction with
5 juvenile court services and the child's attorney.
6 The provision of follow-up services for children who
7 remain under the jurisdiction of the juvenile court is
8 subject to approval by the juvenile court. Follow-up
9 services shall be provided to support children who are
10 discharged from the state training school during the
11 period beginning twelve months prior to the children
12 becoming age eighteen and ending on the day prior to
13 the children becoming age eighteen who do not remain
14 under the jurisdiction of the juvenile court. In
15 addition, follow-up services shall be made available to
16 children discharged from the state training school at
17 any age upon or after the children become age eighteen
18 and continuing until at least age twenty-one.
19 3. Each child placed at the state training school
20 and any other child receiving an examination at the
21 state training school by order of the court shall
22 receive a written plan for services. The plan for
23 services provided by the state training school to
24 a child shall identify any physical, emotional,
25 intellectual, behavioral, or mental health disorder or
26 condition affecting the child and recommend treatment
27 to address the disorder or condition, identify
28 any substance-related disorder of the child or the
29 child's family and recommend treatment to address the
30 disorder, and assess the child's educational status and
31 recommend action to address any identified educational
32 deficiency, and for follow-up services, identify
33 specific public and private service providers with the
34 capacity to meet the child's needs. A copy of the plan
35 for services and any subsequent amendment to the plan
36 shall be submitted to the child, the child's attorney,
37 and the juvenile court.
38 4. For any child placed at the state training
39 school, the state training school shall provide a
40 written plan regarding the placement status of the
41 child on or about the time the child becomes age
42 eighteen. The plan shall, while giving consideration
43 to the treatment needs of the child, also give
44 consideration to the long-term needs of the child
45 upon becoming age eighteen, including needs for
46 vocational training or higher education. Given these
47 considerations, the plan shall identify placement
48 options to meet the child's needs that will not
49 negatively affect the child's eligibility as an adult
50 for assistance provided through federal financial

1 participation. The assistance addressed shall include
2 but is not limited to the preparation for adult living
3 program under section 234.46, the medical assistance
4 program, the Iowa aftercare services network, the
5 federal educational and training vouchers program for
6 youths aging out of foster care, and the federal job
7 corps program.

8 5. The department of human services and the
9 representatives of juvenile court services shall
10 annually recommend a desired capacity for the state
11 training school in the succeeding fiscal year to the
12 governor and general assembly no later than December
13 15. The capacity of the state training school for a
14 fiscal year shall be specified in the appropriations
15 for the school.

16 6. The education services provided to the children
17 placed at the state training school shall be provided
18 in accordance with section 282.33.

19 7. The department shall cause the state training
20 school to be accredited as a secure juvenile
21 correctional facility by the American correctional
22 association, to meet the standards adopted by the
23 department for approval of a juvenile detention
24 home, and to meet applicable standards for programs
25 providing residential services for children paid for
26 by a managed care or prepaid services contract under
27 the medical assistance program. The standards applied
28 in addition to the American correctional association
29 accreditation requirements shall include but are not
30 limited to the minimum qualifications of staff and
31 provision of gender-responsive services. The standards
32 and sanctions for noncompliance shall be identified
33 in conjunction with the department of inspections and
34 appeals and experts who are not employed by or under
35 contract with the department. A regular assessment
36 of compliance with the standards shall be performed
37 by the department of inspections and appeals and that
38 department shall submit a report on each assessment to
39 the governor and general assembly.

40 8. The director and the superintendent for the
41 state training school shall provide on an ongoing basis
42 for the state training school's programs, facilities,
43 and services, and for the training of staff in order
44 to apply evidence-based practices and other recognized
45 contemporary approaches to ensure that the care for the
46 children served by the state training school is of high
47 quality. The director's and superintendent's efforts
48 and recommendations to comply with this requirement
49 shall be documented in the annual budget and financial
50 reporting submitted to the governor and the general

Page 28

1 assembly.

2 Sec. ____ Section 233B.2, Code 2014, is amended to
3 read as follows:

4 **233B.2 Salary.**

5 The salary of the superintendent of the ~~home~~
6 state training school shall be determined by the
7 ~~administrator~~ director in accordance with the state
8 requirements for similar positions.

9 Sec. ____ Section 233B.3, Code 2014, is amended to
10 read as follows:

11 **233B.3 Admissions Commitments and placements.**

12 ~~Admission to the home shall be granted to resident~~
13 ~~children of the state under seventeen years of age, as~~
14 ~~follows, giving preference in the order named:~~

15 1. ~~Neglected or dependent children committed by~~
16 ~~the juvenile court~~ Commitments to and placements at
17 the state training school shall be limited to the
18 commitments and placements specified in section 233B.1.

19 2. ~~Other destitute children.~~

20 Sec. ____ Section 233B.4, Code 2014, is amended to
21 read as follows:

22 **233B.4 Procedure.**

23 The procedure for commitment to and placement at the
24 ~~home is~~ state training school shall be as provided by
25 chapter 232 and section 233B.3.

26 Sec. ____ Section 233B.5, Code 2014, is amended to
27 read as follows:

28 **233B.5 Transfers.**

29 The ~~administrator~~ director may propose the transfer
30 to the ~~home~~ state training school of minor wards of the
31 state from any institution under the ~~administrator's~~
32 director's charge or under the charge of ~~any other~~
33 ~~administrator~~ of the department of human services;
34 ~~but no person shall be so transferred who is a person~~
35 ~~with mental illness or an intellectual disability,~~
36 ~~or who is incorrigible, or has any vicious habits,~~
37 ~~or whose presence in the home would be inimical to~~
38 ~~the moral or physical welfare of the other children~~
39 ~~within the home, and any such child in the home may be~~
40 ~~transferred to the proper state institution. However,~~
41 the superintendent shall only approve the transfer of
42 minor wards who meet the disposition criteria specified
43 in section 232.52, subsection 2, paragraph "e".

44 Sec. ____ Section 233B.6, Code 2014, is amended to
45 read as follows:

46 **233B.6 Profits and earnings.**

47 Any money earned by or accrued to the benefit of a
48 child who is transferred to, admitted to, or placed in
49 foster care from the ~~home~~ state training school shall
50 be used, held, or otherwise applied for the exclusive

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1 benefit of that child, in accordance with section
2 234.37.

3 Sec. ____. Section 233B.7, Code 2014, is amended to
4 read as follows:

5 **233B.7 Rules.**

6 ~~All children admitted or committed to the home shall~~
7 ~~be wards of the state and subject to the rules of the~~
8 ~~home. Subject to the approval of the administrator,~~
9 ~~any child received under voluntary application may be~~
10 ~~expelled by the superintendent for disobedience and~~
11 ~~refusal to submit to proper discipline. Children shall~~
12 ~~be discharged upon arriving at the age of eighteen~~
13 ~~years, or sooner if possessed of sufficient means to~~
14 ~~provide for themselves. The department shall adopt~~
15 ~~rules to administer and operate the state training~~
16 ~~school in the best interests of the children placed at~~
17 ~~the state training school.~~

18 Sec. ____. Section 234.6, Code 2014, is amended by
19 adding the following new subsection:

20 **NEW SUBSECTION. 11.** Provide upon request
21 assessment and consultation services to public and
22 private providers of child welfare services to address
23 the needs of children who have challenging behaviors.

24 Sec. ____. Section 234.46, subsection 1, paragraph
25 c, Code 2014, is amended to read as follows:

26 c. At the time the person became age eighteen, the
27 person received foster care services that were paid for
28 by the state under section 234.35, services at a state
29 training school, services at a juvenile shelter care
30 home, or services at a juvenile detention home and the
31 person is no longer receiving such services.

32 Sec. ____. Section 234.46, subsection 2, unnumbered
33 paragraph 1, Code 2014, is amended to read as follows:

34 The division shall establish a preparation for
35 adult living program directed to young adults. The
36 purpose of the program is to assist persons who are
37 leaving foster care and other court-ordered services
38 at age eighteen or older in making the transition
39 to self-sufficiency. The department shall adopt
40 rules necessary for administration of the program,
41 including but not limited to eligibility criteria for
42 young adult participation and the services and other
43 support available under the program. The rules shall
44 provide for participation of each person who meets the
45 definition of young adult on the same basis, regardless
46 of whether federal financial participation is provided.

47 The services and other support available under the
48 program may include but are not limited to any of the
49 following:

50 Sec. ____. Section 282.33, Code 2014, is amended by

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1 striking the section and inserting in lieu thereof the
2 following:

3 **282.33 Funding for children residing in state mental**
4 **health institutes or training schools.**

5 1. An area education agency shall provide or make
6 provision for an appropriate educational program
7 for each child who lives in one of the following
8 institutions for children under the jurisdiction of the
9 director of human services:

10 a. Mental health institute, Cherokee, Iowa.

11 b. Mental health institute, Independence, Iowa.

12 c. State training school for male juvenile
13 delinquents, Eldora, Iowa, under chapter 233A.

14 d. State training school for female juvenile
15 delinquents, Toledo, Iowa, under chapter 233B.

16 2. The area education agency shall provide the
17 educational program by any one of but not limited to
18 the following:

19 a. Providing for the enrollment of the child in
20 the district of residence of the child, subject to the
21 approval of the district in which the child is living.

22 b. Cooperating with the district of residence
23 of the child and obtaining the course of study and
24 textbooks of the child for use in the special facility
25 into which the child has been placed.

26 c. Providing for the enrollment of the child in the
27 district in which the child is living, subject to the
28 approval of the district in which the child is living.

29 3. The area education agency shall submit a
30 proposed program and budget to the department of
31 education by January 1 for the next succeeding school
32 year for each institution. The department of education
33 shall review and approve or modify the program and
34 proposed budget and shall notify the department
35 of administrative services and the area education
36 agency of its action by February 1. The department
37 of administrative services shall pay the approved
38 budget amount for an area education agency in monthly
39 installments beginning September 15 and ending June 15
40 of the next succeeding school year. The installments
41 shall be as nearly equal as possible as determined by
42 the department of management, taking into consideration
43 the relative budget and cash position of the state's
44 resources. The department of administrative services
45 shall transfer the approved budget amount for an
46 area education agency from the moneys appropriated
47 under section 257.16 and make the payment to the area
48 education agency. The area education agency shall
49 submit an accounting for the actual cost of the program
50 to the department of education by August 1 of the

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1 following school year. The department shall review
 2 and approve or modify all expenditures incurred in
 3 compliance with the guidelines pursuant to section
 4 256.7, subsection 10, and shall notify the department
 5 of administrative services of the approved accounting
 6 amount. The approved accounting amount shall be
 7 compared with any amounts paid by the department of
 8 administrative services to the area education agency
 9 and any differences added to or subtracted from the
 10 October payment made under this subsection for the next
 11 school year. Any amount paid by the department of
 12 administrative services shall be deducted monthly from
 13 the state foundation aid paid under section 257.16 to
 14 all school districts in the state during the subsequent
 15 fiscal year. The portion of the total amount of the
 16 approved budget that shall be deducted from the state
 17 aid of a school district shall be the same as the ratio
 18 that the budget enrollment for the budget year of the
 19 school district bears to the total budget enrollment in
 20 the state for that budget year in which the deduction
 21 is made.

22 4. For purposes of this section, “*district of*
 23 *residence*” means the school district in which the
 24 parent or legal guardian of the child resides or the
 25 district in which the district court is located if the
 26 district court is the guardian of the child.

27 5. Programs may be provided throughout the calendar
 28 year and shall be funded under this section if the
 29 school district or area education agency determines a
 30 valid educational reason to do so.

31 Sec. ___. REPEAL. Sections 233B.10, 233B.11,
 32 233B.12, 233B.13, and 233B.14, Code 2014, are repealed.

33 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
 34 of this Act, being deemed of immediate importance,
 35 takes effect upon enactment.

36 DIVISION ____
 37 STATE TRAINING SCHOOLS — CONFORMING AMENDMENTS

38 Sec. ___. Section 137F.1, subsection 7, unnumbered
 39 paragraph 1, Code 2014, is amended to read as follows:

40 “*Food establishment*” means an operation that stores,
 41 prepares, packages, serves, vends, or otherwise
 42 provides food for human consumption and includes a
 43 food service operation in a salvage or distressed food
 44 operation, school, summer camp, residential service
 45 substance abuse treatment facility, halfway house
 46 substance abuse treatment facility, correctional
 47 facility operated by the department of corrections, ~~the~~
 48 ~~or state training school, or the Iowa juvenile home.~~

49 “*Food establishment*” does not include the following:
 50 Sec. ___. Section 218.1, subsections 7 and 8, Code

Page 32

1 2014, are amended to read as follows:

2 7. State training school for male juvenile
3 delinquents, Eldora, Iowa, under chapter 233A.

4 8. ~~Iowa juvenile home~~ State training school for
5 female juvenile delinquents, Toledo, Iowa, under
6 chapter 233B.

7 Sec. ____ Section 218.6, subsection 3, Code 2014,
8 is amended to read as follows:

9 3. The state juvenile institutions consisting of
10 the state training school for male juvenile delinquents
11 at Eldora and the ~~Iowa juvenile home~~ state training
12 school for female juvenile delinquents at Toledo.

13 Sec. ____ Section 259A.6, Code 2014, is amended to
14 read as follows:

15 **259A.6 Residents of juvenile institutions and**
16 **juvenile probationers.**

17 Notwithstanding the provisions of section 259A.2 a
18 minor who is a resident of a state training school ~~or~~
19 ~~the Iowa juvenile home~~ or a minor who is placed under
20 the supervision of a juvenile probation office may make
21 application for a high school equivalency diploma and
22 upon successful completion of the program receive a
23 high school equivalency diploma.

24 Sec. ____ Section 261.6, subsection 2, paragraph b,
25 Code 2014, is amended to read as follows:

26 b. Is age seventeen and has been placed in ~~the~~
27 a state training school ~~or the Iowa juvenile home~~
28 pursuant to a court order entered under chapter 232
29 under the care and custody of the department of human
30 services.

31 Sec. ____ Section 261.6, subsection 2, paragraph
32 c, subparagraph (4), Code 2014, is amended to read as
33 follows:

34 (4) On the date the person reached age eighteen or
35 during the thirty calendar days preceding or succeeding
36 that date, the person was placed in ~~the a~~ state
37 training school ~~or the Iowa juvenile home~~ pursuant to
38 a court order entered under chapter 232 under the care
39 and custody of the department of human services.

40 Sec. ____ Section 331.424, subsection 1, paragraph
41 a, subparagraph (1), subparagraph division (b), Code
42 2014, is amended by striking the subparagraph division.

43 Sec. ____ Section 331.756, subsection 51, Code
44 2014, is amended by striking the subsection.

45 Sec. ____ Section 331.802, subsection 3, paragraph
46 k, Code 2014, is amended to read as follows:

47 k. Death of a person ~~committed or~~ admitted to,
48 committed to, or placed at a state mental health
49 institute, a state resource center, ~~the or a~~ state
50 training school, ~~or the Iowa juvenile home.~~

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1 Sec. ____ Section 357H.1, subsection 1, Code 2014,
2 is amended to read as follows:

3 1. The board of supervisors of a county with
4 less than twenty thousand residents, not counting
5 persons admitted ~~or~~ to, committed to, or placed at an
6 institution enumerated in section 218.1 or 904.102,
7 based upon the 2000 certified federal census, and with
8 a private lake development shall designate an area
9 surrounding the lake, if it is an unincorporated area
10 of the county, a rural improvement zone upon receipt
11 of a petition pursuant to section 357H.2, and upon
12 the board's determination that the area is in need of
13 improvements.

14 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
15 of this Act, being deemed of immediate importance,
16 takes effect upon enactment.>

17 100. Page 33, by striking line 17 and inserting:
18 <__. By striking page 87, line 10, through page
19 90, line 2, and inserting:

20 <DIVISION ____
21 PRIOR AUTHORIZATION

22 Sec. ____ **NEW SECTION. 505.26 Prior authorization**
23 **for prescription drug benefits — standard process and**
24 **form.**

25 1. As used in this section:

26 a. "Facility", "health benefit plan", "health care
27 professional", "health care provider", "health care
28 services", and "health carrier" mean the same as defined
29 in section 514J.102.

30 b. "Pharmacy benefits manager" means the same as
31 defined in section 510B.1.

32 2. The commissioner shall develop, by rule, a
33 process for use by each health carrier and pharmacy
34 benefits manager that requires prior authorization
35 for prescription drug benefits pursuant to a health
36 benefit plan, to submit, on or before January 1, 2015,
37 a single prior authorization form for approval by the
38 commissioner, that each health carrier or pharmacy
39 benefits manager shall be required to use beginning
40 on July 1, 2015. The process shall provide that if a
41 prior authorization form submitted to the commissioner
42 by a health carrier or pharmacy benefits manager is not
43 approved or disapproved within thirty days after its
44 receipt by the commissioner, the form shall be deemed
45 approved.

46 3. The commissioner shall develop, by rule, a
47 standard prior authorization process which meets all of
48 the following requirements:

49 a. Health carriers and pharmacy benefits managers
50 shall allow health care providers to submit a prior

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1 authorization request electronically.
2 *b.* Health carriers and pharmacy benefits managers
3 shall provide that approval of a prior authorization
4 request shall be valid for a minimum length of time
5 in accordance with the rules adopted under this
6 section. In adopting the rules, the commissioner may
7 consult with health care professionals who seek prior
8 authorization for particular types of drugs, and as the
9 commissioner determines to be appropriate, negotiate
10 standards for such minimum time periods with individual
11 health carriers and pharmacy benefits managers.
12 *c.* Health carriers and pharmacy benefits managers
13 shall make the following available and accessible on
14 their internet sites:
15 (1) Prior authorization requirements and
16 restrictions, including a list of drugs that require
17 prior authorization.
18 (2) Clinical criteria that are easily
19 understandable to health care providers, including
20 clinical criteria for reauthorization of a previously
21 approved drug after the prior authorization period has
22 expired.
23 (3) Standards for submitting and considering
24 requests, including evidence-based guidelines,
25 when possible, for making prior authorization
26 determinations.
27 *d.* Health carriers shall provide a process for
28 health care providers to appeal a prior authorization
29 determination as provided in chapter 514J. Pharmacy
30 benefits managers shall provide a process for health
31 care providers to appeal a prior authorization
32 determination that is consistent with the process
33 provided in chapter 514J.
34 4. In adopting a standard prior authorization
35 process, the commissioner shall consider national
36 standards pertaining to electronic prior authorization,
37 such as those developed by the national council for
38 prescription drug programs.
39 5. A prior authorization form approved by
40 the commissioner shall meet all of the following
41 requirements:
42 *a.* Not exceed two pages in length, except that
43 a prior authorization form may exceed that length as
44 determined to be appropriate by the commissioner.
45 *b.* Be available in electronic format.
46 *c.* Be transmissible in an electronic format or a
47 fax transmission.
48 6. Beginning on July 1, 2015, each health carrier
49 and pharmacy benefits manager shall use and accept
50 the prior authorization form that was submitted by

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1 that health carrier or pharmacy benefits manager and
2 approved for the use of that health carrier or pharmacy
3 benefits manager by the commissioner pursuant to this
4 section. Beginning on July 1, 2015, health care
5 providers shall use and submit the prior authorization
6 form that has been approved for the use of a health
7 carrier or pharmacy benefits manager, when prior
8 authorization is required by a health benefit plan.

9 7. a. If a health carrier or pharmacy benefits
10 manager fails to use or accept the prior authorization
11 form that has been approved for use by the health
12 carrier or pharmacy benefits manager pursuant to this
13 section, or to respond to a health care provider's
14 request for prior authorization of prescription drug
15 benefits within seventy-two hours of the health care
16 provider's submission of the form, the request for
17 prior authorization shall be considered to be approved.

18 b. However, if the prior authorization request is
19 incomplete or additional information is required, the
20 health carrier or pharmacy benefits manager may request
21 the additional information within the seventy-two-hour
22 period and once the additional information is submitted
23 the provisions of paragraph "a" shall again apply.

24 c. Notwithstanding paragraphs "a" and "b", the
25 commissioner may develop, by rule, minimum time periods
26 for a health carrier or pharmacy benefits manager to
27 respond to a health care provider's request for prior
28 authorization of prescription drug benefits or for
29 additional information, that are less than, but in no
30 case exceed seventy-two hours, as the commissioner
31 deems appropriate under the circumstances.

32 Sec. ____ Section 510B.3, subsection 2, Code 2014,
33 is amended by adding the following new paragraph:
34 NEW PARAGRAPH. c. A process for the submission of
35 forms.

36 Sec. ____ NEW SECTION. **510B.9 Submission,**
37 **approval, and use of prior authorization form.**

38 A pharmacy benefits manager shall file with and
39 have approved by the commissioner a single prior
40 authorization form as provided in section 505.26. A
41 pharmacy benefits manager shall use the single prior
42 authorization form as provided in section 505.26.

43 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
44 of this Act, being deemed of immediate importance,
45 takes effect upon enactment.>

46 101. Page 90, before line 3 by inserting:

47 <DIVISION ____
48 POISON CONTROL CENTER

49 Sec. ____ POISON CONTROL CENTER — FEDERAL
50 APPROVAL. The department of human services shall

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1 request approval from the centers for Medicare and
2 Medicaid services of the United States department of
3 health and human services to utilize administrative
4 funding under the federal Children's Health Insurance
5 Program Reauthorization Act of 2009, Pub. L. No. 111-3,
6 to provide the maximum federal matching funds available
7 to implement a new health services initiative as
8 provided under section 2105(a)(1)(D)(ii) of the federal
9 Social Security Act, to fund the state poison control
10 center.

11 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
12 of this Act, being deemed of immediate importance,
13 takes effect upon enactment.

14 DIVISION ____
15 AGING AND LONG-TERM CARE DELIVERY INTERIM COMMITTEE

16 Sec. ____ INTERIM COMMITTEE ON AGING AND LONG-TERM
17 CARE DELIVERY.

18 1. The legislative council is requested to
19 establish a study committee for the 2014 interim to
20 examine issues relating to aging lowans and long-term
21 care. The interim committee shall comprehensively
22 review the existing long-term care delivery system
23 and make recommendations to create a sustainable,
24 person-centered approach that increases health and life
25 outcomes; supports maximum independence by providing
26 the appropriate level of care and services through a
27 balance of facility-based and home and community-based
28 options; addresses medical and social needs in a
29 coordinated, integrated manner; provides for sufficient
30 resources including a stable, well-qualified workforce;
31 and is fiscally accountable.

32 2. The interim committee shall provide a forum
33 for open and constructive dialogue among stakeholders
34 representing individuals involved in the delivery and
35 financing of long-term care services and supports,
36 consumers and families of consumers in need of such
37 services and supports, legislators, and representatives
38 of agencies responsible for oversight, funding, and
39 regulation of such services and supports.

40 3. The interim committee shall specifically
41 address the cost and financing of long-term care and
42 services, the coordination of services among providers,
43 the availability of and access to a well-qualified
44 workforce including both the compensated workforce
45 and family and other uncompensated caregivers, and
46 the balance between facility-based and home and
47 community-based care and services. In addition, the
48 interim committee shall consider methods to educate
49 consumers and enhance engagement of consumers in the
50 broader conversation regarding long-term care issues,

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1 including their experiences with, concerns about, and
 2 expectations and recommendations for action regarding
 3 the long-term care delivery system in the state.

4 4. Members of the interim committee shall include
 5 all of the following:

6 a. Five members of the senate and five members of
 7 the house of representatives including the following:

8 (1) The chairpersons and ranking members of the
 9 committees on human resources of the senate and house
 10 of representatives, or a member of the committee
 11 designated by the chairperson or ranking member.

12 (2) The co-chairpersons and ranking members of the
 13 joint appropriations subcommittee on health and human
 14 services of the senate and house of representatives,
 15 or a member of the subcommittee designated by the
 16 chairperson or ranking member.

17 b. Five members of the general public representing
 18 individual consumers and their families, one each to be
 19 selected by the following:

20 (1) The older Iowans legislature.

21 (2) The Iowa alliance of retired Americans.

22 (3) The Iowa association of area agencies on aging.

23 (4) The Iowa caregivers association.

24 (5) AARP Iowa.

25 c. Five members who represent those involved in the
 26 delivery of long-term care services.

27 5. The interim committee may request from state
 28 agencies including the department of human services,
 29 the department of public health, the department on
 30 aging, the department of inspections and appeals, the
 31 insurance division of the department of commerce, and
 32 the department of workforce development, information
 33 and assistance as needed to complete its work.

34 6. The interim committee shall submit its findings
 35 and recommendations to the general assembly for
 36 consideration during the 2015 legislative session.

37 DIVISION ____

38 HEALTHIEST CHILDREN INITIATIVE

39 Sec. ____ NEW SECTION. **135.181 Iowa healthiest**
 40 **children initiative.**

41 1. The Iowa healthiest children initiative is
 42 established in the department. The purpose of the
 43 initiative is to develop and implement a plan for
 44 Iowa children to become the healthiest children in
 45 the nation by January 1, 2020. The areas of focus
 46 addressed by the initiative shall include improvement
 47 of physical, dental, emotional, behavioral, and mental
 48 health and wellness; access to basic needs such as
 49 food security, appropriate nutrition, safe and quality
 50 child care settings, and safe and stable housing,

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1 neighborhoods, and home environments; and promotion
2 of healthy, active lifestyles by addressing adverse
3 childhood events, reducing exposures to environmental
4 toxins, decreasing exposures to violence, advancing
5 tobacco-free and drug abuse-free living, increasing
6 immunization rates, and improving family well-being.
7 2. The department shall create a task force,
8 including members who are child health experts external
9 to the department, to develop an implementation
10 plan to achieve the purpose of the initiative.
11 The implementation plan, including findings,
12 recommendations, performance benchmarks, data
13 collection provisions, budget needs, and other
14 implementation provisions shall be submitted to the
15 governor and general assembly on or before December 15,
16 2014.

17 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
18 of this Act, being deemed of immediate importance,
19 takes effect upon enactment.

20 DIVISION ____

21 IOWA HEALTH INFORMATION NETWORK

22 Sec. ____ Section 135.154, Code 2014, is amended by
23 adding the following new subsections:

24 NEW SUBSECTION. 3A. “Care coordination” means
25 the management of all aspects of a patient’s care to
26 improve health care quality, patient outcomes, and
27 patient safety.

28 NEW SUBSECTION. 19A. “Public health activities”
29 means actions taken by a participant in its capacity as
30 a public health authority under the Health Insurance
31 Portability and Accountability Act or as required or
32 permitted by other federal or state law.

33 NEW SUBSECTION. 23. “Record locator service”
34 means the functionality of the Iowa health information
35 network that queries data sources to locate and
36 identify potential patient records.

37 Sec. ____ Section 135.156D, subsection 2, Code
38 2014, is amended to read as follows:

39 2. The Iowa health information network shall
40 not function as a central repository of all health
41 information including but not limited to an all-payer
42 claims database or data warehouse.

43 Sec. ____ Section 135.156E, subsection 13, Code
44 2014, is amended to read as follows:

45 13. Unless otherwise provided in this division,
46 when using sharing health information through the
47 Iowa health information network or a private health
48 information network maintained in this state that
49 complies with the privacy and security requirements of
50 this chapter for the purposes of patient treatment;

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1 ~~a health care professional or a hospital or health~~
 2 ~~care operations, as such terms are defined in the~~
 3 ~~Health Insurance Portability and Accountability Act,~~
 4 ~~or for the purposes of public health activities or~~
 5 ~~care coordination, a participant authorized by the~~
 6 ~~department to use the record locator service is exempt~~
 7 from any other state law that is more restrictive than
 8 the Health Insurance Portability and Accountability Act
 9 that would otherwise prevent or hinder the exchange
 10 of patient information by the ~~patient's health care~~
 11 ~~professional or hospital participant.~~

12 Sec. ____. FUTURE REPEAL.

13 1. The section of this division of this Act
 14 amending section 135.156E, subsection 13, is repealed
 15 July 1, 2015.

16 2. Upon repeal of the amendments to section
 17 135E.156E, subsection 13, the Code editor shall restore
 18 the language of section 135.156E, subsection 13, to the
 19 applicable Code language as it appeared in Code 2014.

20 DIVISION ____

21 MEDICAID STATE PLAN AMENDMENT — ELDERS
 22 Sec. ____. MEDICAID — STATE PLAN AMENDMENT —
 23 HOME AND COMMUNITY-BASED SERVICES FOR ELDERS. The
 24 department of human services shall convene a workgroup
 25 of stakeholders with interest or expertise in issues
 26 relating to elders to develop a medical assistance
 27 program state plan amendment in accordance with section
 28 2402 of the federal Patient Protection and Affordable
 29 Care Act to cover home and community-based services
 30 for eligible elders 65 years of age or older. The
 31 workgroup shall make recommendations on or before
 32 September 1, 2014, relating to financial eligibility;
 33 benefits, including whether individuals receiving such
 34 Medicaid services should be eligible for full Medicaid
 35 benefits; available services; and the needs-based level
 36 of care criteria for determination of eligibility
 37 under the state plan amendment. The recommendations
 38 of the workgroup shall be incorporated into a state
 39 plan amendment and submitted by the department of human
 40 services to the centers for Medicare and Medicaid
 41 services of the United States department of health and
 42 human services for approval.

43 DIVISION ____

44 IOWA HEALTH AND WELLNESS PLAN

45 Sec. ____. Section 249A.3, subsection 1, paragraph
 46 v, Code 2014, is amended to read as follows:

47 v. (1) Beginning January 1, 2014, in accordance
 48 with section 1902(a)(10)(A)(i)(VIII) of the federal
 49 Social Security Act, as codified in 42 U.S.C. §
 50 1396a(a)(10)(A)(i)(VIII), is an individual who is

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1 nineteen years of age or older and under sixty-five
2 years of age; is not pregnant; is not entitled to
3 or enrolled for Medicare benefits under part A, or
4 ~~enrolled for Medicare benefits under~~ part B, of Tit.
5 XVIII of the federal Social Security Act; is not
6 otherwise described in section 1902(a)(10)(A)(i) of the
7 federal Social Security Act; is not exempt pursuant
8 to section 1902(k)(3), as codified in 42 U.S.C. §
9 1396a(k)(3), and whose income as determined under
10 1902(e)(14) of the federal Social Security Act, as
11 codified in 42 U.S.C. § 1396a(e)(14), does not exceed
12 one hundred thirty-three percent of the poverty line
13 as defined in section 2110(c)(5) of the federal Social
14 Security Act, as codified in 42 U.S.C. § 1397jj(c)(5)
15 for the applicable family size.

16 (2) Notwithstanding any provision to the contrary,
17 individuals eligible for medical assistance under this
18 paragraph “v” shall receive coverage for benefits as
19 specified in this subparagraph (2), which shall be
20 administered in accordance with this subparagraph (2).

21 (a) Individuals whose income is at or below one
22 hundred percent of the poverty line as specified in
23 subparagraph (1) shall receive coverage for benefits
24 pursuant to 42 U.S.C. § 1396u-7(b)(1)(B); adjusted as
25 necessary to provide the essential health benefits
26 as required pursuant to section 1302 of the federal
27 Patient Protection and Affordable Care Act, Pub. L. No.
28 111-148; adjusted to provide prescription drugs ~~and~~
29 ~~dental services~~ consistent with the medical assistance
30 state plan benefits package for individuals otherwise
31 eligible under this subsection; and adjusted to provide
32 ~~habilitation services consistent with the state medical~~
33 ~~assistance program section 1915(i) waiver dental~~
34 services equivalent to the medical assistance state
35 plan benefits for individuals otherwise eligible under
36 this subsection. Benefits under this subparagraph
37 division (a) shall be administered consistent with
38 program administration otherwise provided under this
39 subsection, with the exception of dental services which
40 may be administered as otherwise provided under this
41 subsection or, in whole or in part, through a managed
42 care provider.

43 (3) (a) ~~For individuals whose income as determined~~
44 ~~under this paragraph “v” is at or below one hundred~~
45 ~~percent of the federal poverty level, covered benefits~~
46 ~~under subparagraph (2) shall be administered consistent~~
47 ~~with program administration under this subsection.~~

48 (b) ~~For individuals~~ Individuals whose income
49 ~~as determined under this paragraph “v” is above one~~
50 hundred percent but not in excess of one hundred

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1 thirty-three percent of the ~~federal poverty level,~~
 2 ~~covered line~~ as specified in subparagraph (1), shall
 3 ~~receive coverage for~~ benefits ~~shall be~~ which are
 4 those provided by a qualified health plan administered
 5 through provision of premium assistance for the
 6 purchase of ~~covered benefits~~ qualified coverage
 7 which includes benefits at least equivalent to those
 8 specified in 42 U.S.C. § 1396u-7(b)(1)(B) through the
 9 American health benefits exchange created pursuant to
 10 the Affordable Care Act, as defined in section 249N.2.
 11 In addition, covered benefits shall include dental
 12 services equivalent to the medical assistance state
 13 plan benefits for individuals otherwise eligible under
 14 this subsection, which may be administered as otherwise
 15 provided under this subsection or, in whole or in part,
 16 through a managed care provider.

17 (c) Notwithstanding any provision to the contrary
 18 under subparagraph division (b) or this subparagraph
 19 division (c), individuals eligible for medical
 20 assistance under this paragraph "u" who are determined
 21 by the department to be exempt from mandatory
 22 enrollment in benchmark or benchmark-equivalent
 23 coverage pursuant to 42 C.F.R. § 440.315, may select
 24 either of the following:

25 (i) The medical assistance state plan benefits
 26 package for individuals otherwise eligible under this
 27 subsection administered as otherwise provided under
 28 this subsection.

29 (ii) The benefits specified under subparagraph
 30 division (a) administered as otherwise provided under
 31 this subsection.

32 Sec. __. Section 249N.2, subsections 7, 12, and
 33 13, Code 2014, are amended by striking the subsections.

34 Sec. __. Section 249N.2, subsection 17, Code 2014,
 35 is amended to read as follows:

36 17. *"Participating accountable care organization"*
 37 means an accountable care organization approved by the
 38 department to participate ~~in~~ as a provider under the
 39 Iowa health and wellness plan ~~provider network.~~

40 Sec. __. Section 249N.4, Code 2014, is amended to
 41 read as follows:

42 **249N.4 Iowa health and wellness plan — eligibility.**

43 1. Except as otherwise provided in this chapter,
 44 an individual may participate in the Iowa health
 45 and wellness plan if the individual meets all of the
 46 following criteria:

47 a. Is an eligible individual.

48 b. Meets the citizenship or alienage requirements
 49 of the medical assistance program, and is a resident
 50 of Iowa, ~~and provides a social security number upon~~

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1 ~~application for the plan.~~

2 c. Fulfills all other conditions of participation
3 in the Iowa health and wellness plan, including member
4 financial participation pursuant to section 249N.7.

5 2. ~~An individual who has access to affordable
6 employer-sponsored health care coverage, as defined
7 by rule of the department to align with regulations
8 adopted by the federal internal revenue service under
9 the Affordable Care Act, shall not be eligible for
10 participation in the Iowa health and wellness plan.~~

11 ~~3. a. The department may elect to pay the cost of
12 health insurance premiums under the health insurance
13 premium payment program pursuant to section 249A.3,
14 subsection 10, for individuals with access to such
15 health insurance coverage, if the department determines
16 such payment to be cost-effective.~~ Each applicant for
17 the Iowa health and wellness plan shall provide to the
18 department all insurance information required by the
19 health insurance premium payment program in accordance
20 with rules adopted by the department.

21 ~~a. The department may elect to pay the
22 cost of premiums for applicants with access
23 to employer-sponsored health care coverage if
24 the department determines such payment to be
25 cost effective.~~

26 ~~b. If health insurance premium payment is provided
27 under this subsection, the department shall supplement
28 coverage as necessary to provide covered benefits
29 specified under section 249A.3, subsection 1, paragraph
30 "v", subparagraph (2), subparagraph division (a) or
31 (c), as applicable.~~

32 ~~b. 3. Eligibility for the Iowa health and wellness
33 plan is a qualifying event under the federal Health
34 Insurance Portability and Accountability Act of 1996,
35 Pub. L. No. 104-191.~~

36 ~~e. If premium payment is provided under this
37 subsection for employer-sponsored health care coverage,
38 the Iowa health and wellness plan shall supplement such
39 coverage as necessary to provide the covered benefits
40 specified under section 249N.5.~~

41 4. The department shall implement the Iowa health
42 and wellness plan in a manner that ensures that the
43 Iowa health and wellness plan is the payor of last
44 resort.

45 ~~5. A member is eligible for coverage effective
46 the first day of the month following the month of
47 application for enrollment.~~

48 ~~6. 5. Following initial enrollment, a member
49 is eligible for covered benefits for twelve months,
50 subject to program termination and other limitations~~

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1 otherwise specified in this chapter. The department
2 shall review the member's eligibility on at least an
3 annual basis.

4 Sec. ____ Section 249N.5, subsection 2, Code 2014,
5 is amended to read as follows:

6 2. *a.* For members whose household income is at
7 or below one hundred percent of the federal poverty
8 level or who have been determined by the department
9 to be exempt from mandatory enrollment in benchmark
10 or benchmark-equivalent coverage pursuant to 42
11 C.F.R. § 440.315, the plan shall be administered by
12 the Iowa Medicaid enterprise consistent with program
13 administration applicable to individuals under section
14 249A.3, subsection 1, with the exception of dental
15 services which may be administered, in whole or in
16 part, through a managed care provider.

17 *b.* For members whose household income is above
18 one hundred percent but not in excess of one hundred
19 thirty-three percent of the federal poverty level and
20 who have not been determined by the department to be
21 exempt from mandatory enrollment in an benchmark or
22 benchmark-equivalent coverage pursuant to 42 C.F.R.
23 § 440.315, the plan shall be administered through
24 provision of premium assistance for the purchase of
25 the ~~covered benefits~~ qualified coverage through the
26 American health benefits exchange created pursuant
27 to the Affordable Care Act. The department may pay
28 premiums and supplemental cost-sharing subsidies
29 directly to qualified health plans participating in the
30 American health benefits exchange created pursuant to
31 the Affordable Care Act on behalf of the member.

32 Sec. ____ Section 249N.6, Code 2014, is amended to
33 read as follows:

34 **249N.6 ~~Iowa health and wellness plan provider~~**
35 **~~network~~ Provider networks.**

36 1. The ~~Iowa health and wellness plan~~ provider
37 network for members receiving benefits pursuant
38 to section 249N.5, subsection 2, paragraph "a",
39 shall include all providers enrolled in the medical
40 assistance program and all participating accountable
41 care organizations. Reimbursement under this ~~chapter~~
42 subsection shall only be made to such ~~Iowa health and~~
43 ~~wellness plan~~ providers for covered benefits.

44 ~~2.~~ *a.* Upon enrollment, a member shall choose a
45 primary medical provider and, to the extent feasible,
46 shall also choose a medical home within the ~~Iowa health~~
47 ~~and wellness plan~~ provider network.

48 *b.* If the member does not choose a primary medical
49 provider or a medical home, the department shall assign
50 the member to a primary medical provider or a medical

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1 home in accordance with the Medicaid managed health
2 care, mandatory enrollment provisions specified in
3 rules adopted by the department pursuant to chapter
4 249A and in accordance with quality data available to
5 the department.

6 c. The department shall develop a mechanism
7 for primary medical providers, medical homes, and
8 participating accountable care organizations to
9 jointly facilitate member care coordination of both
10 clinical services and nonclinical community and social
11 supports that address social determinants of health.
12 ~~The Iowa health and wellness plan shall provide for~~
13 ~~reimbursement of care~~ Such care coordination services
14 provided under the plan ~~consistent with the~~ shall
15 be reimbursed in accordance with a reimbursement
16 methodology developed pursuant to section 135.159 by
17 rule of the department in accordance with chapter 17A.

18 ~~3. c. d.~~ d. The department shall provide procedures
19 for accountable care organizations that emerge through
20 local markets to participate in the ~~Iowa health and~~
21 ~~wellness plan~~ provider network. Such accountable
22 care organizations shall incorporate the medical home
23 as defined and specified in chapter 135, division
24 XXII, as a foundation and shall emphasize whole-person
25 orientation and coordination and integration of both
26 clinical services and nonclinical community and social
27 supports that address social determinants of health.
28 A participating accountable care organization shall
29 enter into a contract with the department to ensure the
30 coordination and management of the health of attributed
31 members, to produce quality health care outcomes, and
32 to control overall cost.

33 ~~b.~~ (1) The department shall establish by rule
34 in accordance with chapter 17A the qualifications,
35 contracting processes, and contract terms for a
36 participating accountable care organization. The rules
37 shall also establish a methodology for attribution
38 of a member to a participating accountable care
39 organization.

40 ~~e.~~ (2) A participating accountable care
41 organization contract shall establish accountability
42 based on quality performance and total cost-of-care
43 metrics for the attributed population. In developing
44 quality performance standards, the department shall
45 consider those utilized by state accountable care
46 organization models including but not limited to the
47 quality index score and the Medicare shared savings
48 program quality reporting metrics. The payment models
49 shall include but are not limited to risk sharing,
50 including both shared savings and shared costs,

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1 between the state and the participating accountable
2 care organization, and bonus payments for improved
3 quality. The contract terms shall require that a
4 participating accountable care organization is subject
5 to shared savings ~~beginning with the initial year of~~
6 ~~the contract~~, must have quality metrics in place within
7 three years of the initial year of the contract, and
8 must participate in risk sharing within five years of
9 the initial year of the contract.

10 ~~4. e.~~ To the greatest extent possible, members
11 shall have a choice of providers within the ~~Iowa health~~
12 ~~and wellness plan~~ provider network to facilitate access
13 to locally-based health care providers and services.
14 However, member choice may be limited by the results of
15 attribution under this section and by the participating
16 accountable care organization, with prior approval
17 of the department, if the member's health condition
18 would benefit from limiting the member's choice of ~~an~~
19 ~~Iowa health and wellness plan~~ a provider to ensure
20 coordination of services, or due to overutilization of
21 covered benefits. The participating accountable care
22 organization shall provide thirty days' notice to the
23 member prior to limitation of such choice.

24 ~~5.-a. f.~~ An Iowa health and wellness plan A
25 provider shall be reimbursed for covered benefits
26 ~~under the Iowa health and wellness plan~~ utilizing the
27 same reimbursement methodology as that applicable to
28 individuals eligible for medical assistance under
29 section 249A.3, subsection 1. Additionally, care
30 coordination services shall be reimbursed in accordance
31 with the reimbursement methodology developed by rule of
32 the department.

33 ~~b. g.~~ Notwithstanding paragraph "~~a~~" "f", a
34 participating accountable care organization under
35 contract with the department shall be reimbursed
36 utilizing a value-based reimbursement methodology.

37 ~~6.-a. h.~~ Iowa health and wellness plan providers
38 Providers shall exchange member health information
39 as provided by rule to facilitate coordination and
40 management of members' health, quality health care
41 outcomes, and containment of and reduction in costs.

42 ~~b. i.~~ The department shall provide the health
43 care claims data of attributed members to a member's
44 participating accountable care organization on a
45 timeframe established by rule of the department.

46 2. The provider network for members receiving
47 benefits pursuant to section 249N.5, subsection 2,
48 paragraph "b", shall include all providers under the
49 member's qualified health plan in the American health
50 benefits exchange.

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1 DIVISION ____
 2 DENTAL COVERAGE — ASSIGNMENT OF BENEFITS
 3 Sec. ____ NEW SECTION. 514C.3C Dental coverage —
 4 **assignment of health insurance benefits.**

5 A person who is the owner of any rights or benefits
 6 under a policy or contract of insurance which provides
 7 for coverage of dental care services shall be permitted
 8 to assign all or any part of that person's rights and
 9 privileges under the policy or contract, including but
 10 not limited to the right to designate a beneficiary
 11 and to have an individual policy or contract issued in
 12 accordance with the terms of the policy or contract.
 13 Such assignment shall be without prejudice to the
 14 insurer on account of any payment the insurer makes or
 15 individual policy or contract the insurer issues before
 16 receiving notice of the assignment, provided that the
 17 insurer was acting in good faith. If written proof of
 18 an assignment of benefits is presented to an insurer,
 19 health maintenance organization, managed care plan,
 20 health care plan, preferred provider organization, or
 21 other third-party payor, then payment shall be made
 22 directly to the health care professional or health care
 23 facility providing the dental services. Nothing in
 24 this section shall be construed to prevent any persons
 25 from reconciling duplicate payments.

26 Sec. ____ Section 514J.103, subsection 1, Code
 27 2014, is amended to read as follows:

28 1. Except as provided in subsection 2, this chapter
 29 shall apply to all health carriers, including health
 30 carriers issuing a policy or certificate that provides
 31 coverage for dental care.

32 Sec. ____ Section 514J.103, subsection 2, paragraph
 33 a, Code 2014, is amended to read as follows:

34 a. A policy or certificate that provides coverage
 35 only for a specified disease, specified accident or
 36 accident-only, credit, disability income, hospital
 37 indemnity, long-term care, ~~dental care~~, vision care, or
 38 any other limited supplemental benefit.

39 DIVISION ____
 40 FAMILY PLANNING — STATE PLAN AMENDMENT

41 Sec. ____ Section 249A.3, subsection 2, paragraph
 42 a, subparagraph (9), Code 2014, is amended to read as
 43 follows:

44 (9) Individuals eligible for family planning
 45 services under a federally approved demonstration
 46 waiver or state plan.

47 Sec. ____ MEDICAID STATE PLAN AMENDMENT — FAMILY
 48 PLANNING. The department of human services shall amend
 49 the medical assistance state plan to include, effective
 50 no later than January 1, 2015, the eligibility

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1 provisions of the Iowa family planning network section
 2 1115 demonstration waiver in effect on January 1,
 3 2013, as the criteria is amended to be applicable
 4 to individuals who are uninsured or who have health
 5 insurance coverage subject to the medical assistance
 6 program being the payer of last resort. The department
 7 shall implement the state plan amendment upon receipt
 8 of approval by the centers for Medicare and Medicaid
 9 services of the United States department of health and
 10 human services.

11 Sec. ____ 2010 Iowa Acts, chapter 1192, section
 12 11, subsection 24, paragraph a, subparagraph (1),
 13 subparagraph division (a), is amended to read as
 14 follows:

15 (a) Are uninsured or have health insurance coverage
 16 that does not include coverage for benefits provided
 17 under the Iowa family planning network subject to the
 18 medical assistance program being the payer of last
 19 resort.

20 Sec. ____ EFFECTIVE UPON ENACTMENT AND CONTINGENT
 21 IMPLEMENTATION. The sections of this division of this
 22 Act relating to the family planning waiver and state
 23 plan amendment, being deemed of immediate importance,
 24 take effect upon enactment. However, the department
 25 of human services shall only implement those sections
 26 to the extent the department receives federal approval
 27 of the requests relating to the waiver and the medical
 28 assistance state plan amendment necessary to implement
 29 those sections.>

30 102. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS
 ROBERT E. DVORSKY, Chair

S-5167

1 Amend Senate File 2355 as follows:
 2 1. Page 7, after line 3 by inserting:
 3 <Sec. ____ Section 321.194, subsection 2, Code
 4 2014, is amended to read as follows:
 5 2. *Suspension and revocation.* A driver's license
 6 issued under this section is subject to suspension
 7 or revocation for the same reasons and in the same
 8 manner as suspension or revocation of any other
 9 driver's license. The department may also suspend
 10 a driver's license issued under this section upon
 11 receiving satisfactory evidence that the licensee
 12 has violated the restrictions of the license or has
 13 been involved in one or more accidents chargeable to
 14 the licensee. The department may suspend a driver's

15 license issued under this section upon receiving a
16 record of the licensee's conviction for one violation.
17 The department shall revoke the license upon receiving
18 a record of conviction for two or more violations of a
19 law of this state or a city ordinance regulating the
20 operation of motor vehicles on highways other than
21 parking violations as defined in section 321.210.
22 After a person licensed under this section receives two
23 or more convictions which require revocation of the
24 person's license under this section, the department
25 shall not grant an application for a new driver's
26 license until the expiration of ~~one year~~ thirty days.>

27 2. Page 8, after line 35 by inserting:

28 <Sec. __. Section 321A.17, subsection 4, Code
29 2014, is amended to read as follows:

30 4. An individual applying for a driver's license
31 following a period of suspension or revocation
32 pursuant to a dispositional order issued under section
33 232.52, subsection 2, paragraph "a", or under section
34 321.180B, section 321.210, subsection 1, paragraph
35 "a", subparagraph (4), or section 321.210A, 321.213A,
36 321.213B, 321.216B, or 321.513, following a period
37 of suspension or revocation under section 321.178 or
38 321.194, or following a period of revocation pursuant
39 to a court order issued under section 901.5, subsection
40 10, or under section 321J.2A, is not required to
41 maintain proof of financial responsibility under this
42 section.>

43 3. Page 11, after line 1 by inserting:

44 <Sec. __. PRIOR REVOCATIONS.

45 1. The department of transportation shall end the
46 period of revocation for any person whose driver's
47 license was revoked under section 321.194, subsection
48 2, Code 2014, for having two or more convictions if
49 the revocation became effective on or after July 1,
50 2013, and, as of the effective date of this Act, the

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1 revocation has been effective for at least 30 days.

2 2. The department shall apply the provisions of
3 section 321A.17, subsection 4, as amended by this Act,
4 to end any ongoing duty to maintain proof of financial
5 responsibility imposed under section 321A.17, Code
6 2014, arising from a revocation under section 321.178,
7 Code 2014, or section 321.194, Code 2014, that occurred
8 prior to the effective date of this Act.>

9 4. By renumbering, redesignating, and correcting
10 internal references as necessary.

CHRIS BRASE

S-5168

- 1 Amend the House amendment, S-5156, to Senate File
 2 2342, as amended, passed, and reprinted by the Senate,
 3 as follows:
 4 1. Page 4, after line 44 by inserting:
 5 <8. *Repeal.* This section is repealed June 30,
 6 2016.>
 7 2. By renumbering as necessary.

MATT McCOY

S-5169

- 1 Amend the amendment, S-5166, to House File 2463,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 2, line 16, by striking <4,346.962> and
 5 inserting <4,346.602>
 6 2. Page 2, line 44, by striking <5,105.692> and
 7 inserting <5,155.692>
 8 3. Page 2, after line 49 by inserting:
 9 <__. Page 11, line 23, by striking <\$99.823> and
 10 inserting <\$149.823>
 11 __. Page 11, line 27, after <families.> by
 12 inserting <The amount allocated in this paragraph in
 13 excess of \$100.000 shall be matched dollar for dollar
 14 by the organization specified.>>
 15 4. Page 3, line 7, after <2014> by inserting
 16 <regular session of the eighty-fifth>
 17 5. Page 3, line 9, by striking <8,937.910> and
 18 inserting <8,888.270>
 19 6. Page 3, line 18, by striking <313,400> and
 20 inserting <288,580>
 21 7. Page 3, line 20, by striking <316,375> and
 22 inserting <291,555>
 23 8. Page 4, after line 44 by inserting:
 24 <__. Page 33, line 3, after <responsibility> by
 25 inserting <headquartered>
 26 __. Page 33, line 8, before <initiative> by
 27 inserting <multi-county>>
 28 9. Page 12, by striking lines 2 through 5 and
 29 inserting:
 30 <__. Page 62, lines 18 and 19, by striking <for
 31 the fiscal year beginning July 1, 2014> and inserting
 32 <effective January 1, 2015>>
 33 10. Page 13, line 28, after <regions> by inserting
 34 <including but not limited to the exemption provisions
 35 in 441 IAC 25.91>
 36 11. Page 14, by striking lines 46 and 47 and
 37 inserting:
 38 <Sec. __. Section 426B.3, subsection 5, Code 2014,

39 is amended to read as follows:>

40 12. Page 14, line 48, before <a.> by inserting <5.>

41 13. Page 15, by striking lines 7 through 13 and
42 inserting:

43 <__. By striking page 74, line 24, through page
44 75, line 26, and inserting:

45 <b. For the fiscal year beginning July 1, ~~2013~~
46 2014, and succeeding fiscal years, the department
47 of human services shall calculate a Medicaid offset
48 amount for each county for the fiscal year. The
49 department shall adopt rules in consultation with
50 the county finance committee and the Iowa state

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1 association of counties specifying the information to
2 be used in calculating a Medicaid offset amount. The
3 information used shall only include ~~but is not limited~~
4 ~~to identification of specific services and supports~~
5 ~~that would otherwise be payable by the county for~~
6 ~~persons eligible under a county's approved service~~
7 ~~management plan but are instead paid by the actual~~
8 ~~amounts expended from the county's services fund for~~
9 ~~services and supports provided to individuals who~~
10 ~~enrolled in the Iowa health and wellness plan during~~
11 ~~that fiscal year. For purposes of calculating the~~
12 ~~offset amount, it shall be assumed the expenditures~~
13 ~~for the same services and supports under the plan are~~
14 ~~no more than the amount expended by the county for~~
15 ~~those services and supports in that fiscal year. The~~
16 ~~initial offset~~ amount calculated for a county shall be
17 ~~subject to~~ submitted by October 15 for review, prior
18 ~~to its certification,~~ by the auditor of ~~that county or~~
19 ~~subject to independent audit~~ state and by the fiscal
20 agent for the region to which the county belongs.
21 The results of the review shall be submitted to the
22 department by December 1. The Medicaid offset ~~amounts~~
23 ~~amount~~ calculated by the department for a county for
24 a fiscal year ~~are~~ is not official until certified by
25 the director of human services and submitted to the
26 governor and general assembly by ~~October 15 immediately~~
27 January 1 following the end of the fiscal year for
28 which the offset amounts were calculated.

29 ~~e. The Medicaid offset amounts certified for each~~
30 ~~county by the director of human services for the fiscal~~
31 ~~year beginning July 1, 2013, shall be annualized by~~
32 ~~doubling the amounts. For the fiscal year beginning~~
33 ~~July 1, 2014, a county shall repay the state from any~~
34 ~~equalization payment due the county for the fiscal~~
35 ~~year, eighty percent of the county's annualized~~
36 ~~Medicaid offset amount for the fiscal year beginning~~
37 ~~July 1, 2013. To the extent a county's repayment~~

38 obligation for the fiscal year beginning July 1, 2014,
 39 exceeds the amount of any equalization payment due the
 40 county for the fiscal year, the county shall, for the
 41 following fiscal year, reduce the dollar amount of
 42 the county's services fund levy by the amount of the
 43 excess.
 44 ~~d. c.~~ For the fiscal year beginning July 1,
 45 2015, and succeeding fiscal years, a county shall
 46 repay the state from any equalization payment due
 47 the county for the fiscal year, eighty percent of
 48 the county's Medicaid offset amount certified for
 49 the previous fiscal year. To the extent a county's
 50 repayment obligation for a fiscal year exceeds the

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1 amount of any equalization payment due the county for
 2 that fiscal year, the county shall, for the following
 3 fiscal year, reduce the dollar amount of the county's
 4 services fund levy by the amount of the excess. A
 5 county's obligation for repayment of the offset amount
 6 calculated for the county shall be reduced as necessary
 7 to maintain, for the fiscal year of repayment or levy
 8 reduction, the county's cash flow amount under section
 9 331.424A and the amounts necessary for the county's
 10 share of services provided under the regional service
 11 system management plan approved for the fiscal year in
 12 accordance with section 331.393.

13 ~~e. d.~~ A county's repayment pursuant to this
 14 subsection shall be remitted on or before ~~January~~
 15 February 1 of the fiscal year in which repayment is
 16 due and shall be credited to the property tax relief
 17 fund. Moneys credited to the property tax relief
 18 fund in accordance with this paragraph are subject to
 19 appropriation by the general assembly to support mental
 20 health and disability services administered by the
 21 regional system.>

22 14. Page 16, by striking lines 10 through 27.

23 15. Page 16, by striking lines 30 through 47 and
 24 inserting:

25 <Sec. ____ MEDICAID AND HAWK-I STATE PLAN
 26 AMENDMENTS AND WAIVERS — NOTIFICATION. The department
 27 of human services shall notify the chairpersons
 28 and ranking members of the joint appropriations
 29 subcommittee on health and human services, the
 30 chairpersons and ranking members of the committees
 31 on human resources of the senate and house of
 32 representatives, the legislative services agency, and
 33 the legislative caucus staffs prior to submission of
 34 any Medicaid or hawk-i program state plan amendment
 35 or waiver to the centers for Medicare and Medicaid
 36 services of the United States department of health and

37 human services.>
 38 16. By striking page 16, line 48, through page 17,
 39 line 11.
 40 17. Page 19, by striking line 49.
 41 18. Page 33, by striking line 17.
 42 19. Page 37, by striking lines 17 through 19 and
 43 inserting:
 44 <b. Five members of the general public who are
 45 individual consumers or a member of a consumer's
 46 family, one each to be selected by the following:>
 47 20. Page 37, after line 24 by inserting:
 48 <c. The director of the department on aging, or the
 49 director's designee.
 50 d. The state long-term care ombudsman, or the

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1 ombudsman's designee.>
 2 21. Page 37, line 25, by striking <c.> and
 3 inserting <e.>
 4 22. Page 37, line 30, after <aging,> by inserting
 5 <the office of long-term care ombudsman,>
 6 23. By striking page 38, line 20, through page 39,
 7 line 19.
 8 24. Page 43, line 21, by striking <an>
 9 25. Page 47, line 3, by striking <is> and inserting
 10 <are>
 11 26. Page 47, line 18, by striking <paver> and
 12 inserting <pavor>
 13 27. Page 47, after line 29 by inserting:
 14 <DIVISION ___
 15 PROVISIONALLY LICENSED PSYCHOLOGISTS — MEDICAID
 16 REIMBURSEMENT
 17 Sec. ___. Section 249A.15, Code 2014, is amended to
 18 read as follows:
 19 **249A.15 Licensed psychologists eligible for payment.**
 20 The department shall adopt rules pursuant to
 21 chapter 17A entitling psychologists who are licensed
 22 in the state where the services are provided and have
 23 a doctorate degree in psychology, have had at least
 24 two years of clinical experience in a recognized
 25 health setting, or have met the standards of a
 26 national register of health service providers in
 27 psychology, or who are licensed in accordance with
 28 section 154B.6, subsection 3, to payment for services
 29 provided to recipients of medical assistance, subject
 30 to limitations and exclusions the department finds
 31 necessary on the basis of federal laws and regulations
 32 and of funds available for the medical assistance
 33 program.
 34 Sec. ___. MEDICAL ASSISTANCE STATE PLAN —
 35 PSYCHOLOGIST — PROVISIONAL LICENSEE. The department

36 of human services shall amend the medical assistance
 37 state plan to allow psychologists who hold a
 38 provisional license in accordance with section 154B.6,
 39 subsection 3, as enacted by 2014 Iowa Acts, House File
 40 2378, to be participating psychologists under the
 41 medical assistance program.>
 42 28. By renumbering as necessary.

JACK HATCH

S-5170

1 Amend House File 2463, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 21, after line 6 by inserting:
 4 <If health care data is required under
 5 administrative rule to be submitted by a health care
 6 provider to the department of public health regarding a
 7 patient, beginning July 1, 2015, the department shall
 8 provide a written notice to the patient within 30 days
 9 of receipt of such health care data. The notice shall
 10 request that the patient respond within 30 days of
 11 receipt of the notice approving or declining approval
 12 of storage of such data by the department.>
 13 2. By renumbering as necessary.

JAKE CHAPMAN

S-5171

1 Amend House File 2463, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 74, by striking line 24 and inserting:
 4 <b. For the fiscal year beginning July 1, ~~2013~~
 5 2014, and>
 6 2. Page 75, by striking lines 14 through 26 and
 7 inserting:
 8 <Sec. ___. Section 426B.3, subsection 5, paragraph
 9 c, Code 2014, is amended by striking the paragraph.>
 10 3. Page 76, before line 32 by inserting:
 11 <Sec. ___. FREE PARKING OPTIONS — CHILDREN WITH
 12 CHRONIC CONDITIONS. The university of Iowa hospitals
 13 and clinics shall develop and implement by October 1,
 14 2014, a free parking option for the use by families of
 15 children who are admitted to the hospital for extended
 16 periods of time or who visit the hospital routinely for
 17 treatment for cancer or other chronic conditions. The
 18 option may provide for assignment of one free visitor
 19 parking pass to the child for use by the family as
 20 the family deems appropriate, validation of parking
 21 tickets, provision of a reserved lot in close proximity
 22 to the hospital and easily accessible on foot, or

23 issuance of parking passes valid in the hospital
 24 parking area.>
 25 4. By renumbering as necessary.

MARK CHELGREN
 BRAD ZAUN
 JONI K. ERNST
 NANCY J. BOETTGER

S-5172

1 Amend House File 2459, as passed by the House, as
 2 follows:
 3 1. Page 1, by striking line 31 and inserting
 4 <volunteer served for the entire tax year. A taxpayer
 5 who is a paid employee of an emergency medical
 6 services program or a fire department and who is also
 7 a volunteer emergency medical services personnel or
 8 volunteer fire fighter in a city, county, or area
 9 governed by an agreement pursuant to chapter 28E
 10 where the emergency medical services program or fire
 11 department performs services, shall qualify for the
 12 credit provided under this paragraph.>
 13 2. Title page, lines 2 and 3, by striking
 14 <increasing the amount of> and inserting <modifying>

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-5173

1 Amend House File 2447, as passed by the House, as
 2 follows:
 3 1. By striking page 3, line 34, through page 4,
 4 line 7.
 5 2. Page 6, after line 12 by inserting:
 6 <Sec. ____ Section 322.2, subsection 11, Code 2014,
 7 is amended to read as follows:
 8 11. “*Manufacturer*” means any person engaged in
 9 the business of fabricating or assembling motor
 10 vehicles. “*Manufacturer*” does not include a person
 11 who converts, modifies, or alters a completed motor
 12 vehicle manufactured by another person or a person who
 13 assembles a glider kit vehicle as defined in section
 14 321.1. “*Manufacturer*” includes a person who uses a
 15 completed motor vehicle manufactured by another person
 16 to construct a class “B” motor home as defined in

- 17 section 321.124 or a motorsports recreational vehicle
 18 as defined in section 321.1.>
 19 3. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-5174

- 1 Amend House File 2109, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. **NEW SECTION. 142B.1 Definitions.**
 6 As used in this chapter, unless the context
 7 otherwise requires:
 8 1. *“Electronic smoking device”* means any product
 9 containing or delivering nicotine or other substance
 10 intended for human consumption that can be used by a
 11 person to simulate smoking including through inhalation
 12 of vapor or aerosol from the product. *“Electronic*
 13 *smoking device”* includes any component part of such
 14 product whether or not sold separately. *“Electronic*
 15 *smoking device”* does not include any product that
 16 has been approved by the United States food and drug
 17 administration for sale as a tobacco cessation product
 18 and is being marketed and sold solely for that approved
 19 purpose.
 20 2. *“Retail permit”* means a permit issued pursuant
 21 to section 453A.13 or 453A.47A to retailers of
 22 cigarettes or tobacco products.
 23 3. *“Retailer”* means any person in this state who
 24 sells, distributes, or offers for sale for consumption
 25 or possesses for the purpose of sale for consumption,
 26 electronic smoking devices irrespective of quantity or
 27 amount or the number of sales.
 28 Sec. 2. **NEW SECTION. 142B.2 Retail permits**
 29 **required.**
 30 1. It shall be unlawful for a person other than
 31 a holder of a retail permit to act as a retailer and
 32 sell, distribute, or offer for sale electronic smoking
 33 devices at retail under this chapter.
 34 2. A retailer shall not sell, distribute, or
 35 offer for sale any electronic smoking device until
 36 an application has been filed and the fee prescribed
 37 paid for a retail permit and until such retail permit
 38 is obtained and only while such retail permit is not
 39 suspended, unrevoked, or unexpired.
 40 3. The provisions of chapter 453A applicable to
 41 retail permit holders including but not limited to
 42 section 453A.13, 453A.22, 453A.47A, and 453A.50 shall
 43 also apply to retailers under this chapter, with the

44 exception of the application to electronic smoking
45 devices of requirements relating to the imposition of
46 a tax on and the affixing of stamps to cigarettes or
47 tobacco products.

48 Sec. 3. **NEW SECTION. 142B.3 Access to electronic**
49 **smoking devices — compliance checks — manner of sale**
50 **— samples — marketing — penalties.**

Page 2

1 1. A person shall not sell, give, or otherwise
2 supply any electronic smoking device to any person
3 under eighteen years of age.

4 2. A person under eighteen years of age shall not
5 use, possess, purchase, or attempt to purchase any
6 electronic smoking device.

7 3. A retailer shall not sell or offer for sale
8 electronic smoking devices through the use of a
9 self-service display or a vending machine.

10 4. A retailer shall not give away electronic
11 smoking devices at any time in connection with the
12 retailer's business or for promotion of the business
13 or device.

14 5. A person shall not engage in commercial nonsale
15 distribution of electronic smoking devices. For the
16 purposes of this subsection, "*nonsale distribution*"
17 means the distribution to the public of electronic
18 smoking devices through the redeeming of a coupon or
19 use of a rebate or other promotional offer that results
20 in a person receiving such product for free or at a
21 nominal cost.

22 6. A person shall not market an electronic smoking
23 device in any outdoor area within five hundred feet
24 of a playground, school, high school, or any other
25 place used by persons under eighteen years of age for
26 recreational, educational, or other purposes.

27 7. A person shall not market electronic smoking
28 devices in the state in any place of business unless
29 the business ensures that no person younger than
30 eighteen years of age is present or permitted to enter
31 at any time.

32 8. Liquid refills for electronic smoking devices
33 shall only be sold in child resistant packaging.

34 9. Possession of an electronic smoking device
35 by an individual under eighteen years of age does
36 not constitute a violation under this section if the
37 individual under eighteen years of age possesses the
38 electronic smoking device as part of the individual's
39 employment and the individual is employed by a person
40 who holds a valid retail permit.

41 10. *a.* The alcoholic beverages division of the
42 department of commerce, a county, or a city may

43 directly enforce subsections 1 and 2 in district court
44 and initiate proceedings pursuant to section 453A.22
45 before a permit-issuing authority which issued the
46 retail permit against a retail permit holder violating
47 this section.

48 *b.* Payment and distribution of court costs, fees,
49 and fines in a prosecution initiated by a city or
50 county relating to subsection 1 or 2 shall be made as

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1 provided in chapter 602 for violation of a city or
2 county ordinance.

3 *c.* If a county or a city has not assessed a penalty
4 as provided in section 453A.22, subsection 2, for a
5 violation of subsection 1, within sixty days of the
6 adjudication of the violation, the matter shall be
7 transferred to and be the exclusive responsibility of
8 the alcoholic beverages division of the department
9 of commerce. Following transfer of the matter, if
10 the violation is contested, the alcoholic beverages
11 division of the department of commerce shall request
12 an administrative hearing before an administrative
13 law judge, assigned by the division of administrative
14 hearings of the department of inspections and appeals
15 in accordance with the provisions of section 10A.801,
16 to adjudicate the matter pursuant to chapter 17A.

17 *d.* The provisions of section 453A.4 relating
18 to seizure of a false or altered driver's license
19 or nonoperator's identification card shall apply
20 to retailers and employees of retailers under this
21 chapter.

22 *e.* The alcoholic beverages division of the
23 department of commerce shall enhance and utilize the
24 tobacco compliance employee training program developed
25 pursuant to section 453A.5 to assess compliance with
26 subsections 1 and 2 by employees and prospective
27 employees of retailers. Civil penalties assessed under
28 section 453A.22 for violations of this subsections 1
29 and 2 shall be deposited in the tobacco compliance
30 employee training fund created in section 453A.2.

31 **Sec. 4. NEW SECTION. 142B.4 Penalties.**

32 1. *a.* (1) A person, other than a retailer, who
33 violates section 142B.3, subsection 1, is subject to
34 the same penalties applicable to a violation of section
35 453A.2, subsection 1.

36 (2) An employee of a retailer who violates section
37 142B.3, subsection 1, is subject to the same penalties
38 applicable to a violation of section 453A.2, subsection
39 1.

40 *b.* A person who violates section 142B.3, subsection
41 2, is subject to the same penalties applicable to

42 violations of section 453A.2, subsection 2.
43 c. (1) A person shall not be guilty of a violation
44 of section 142B.3, subsection 1 or 2, if conduct that
45 would otherwise constitute a violation is performed to
46 assess compliance with electronic smoking device laws
47 if any of the following applies:
48 (a) The compliance effort is conducted by or under
49 the supervision of law enforcement officers.
50 (b) The compliance effort is conducted with the

Page 4

1 advance knowledge of law enforcement officers and
2 reasonable measures are adopted by those conducting
3 the effort to ensure that use of electronic smoking
4 devices by individuals under eighteen years of age does
5 not result from participation by any individual under
6 eighteen years of age in the compliance effort.
7 d. For the purposes of paragraph "c", "*law*
8 *enforcement officer*" means a peace officer as defined
9 in section 801.4 and includes persons designated under
10 section 142B.3, subsection 10, to enforce this section.
11 2. a. A retailer who violates section 142B.3,
12 subsection 3, is subject to the same penalties
13 applicable to a violation of section 453A.36,
14 subsection 6, or section 453A.36A, as applicable.
15 b. A retailer who willfully violates section
16 142B.3, subsection 1, or who violates another
17 provision of this chapter, is subject to the applicable
18 provisions of section 453A.22 for violations of section
19 453A.2 or other provisions of chapter 453A.
20 c. A retailer or employee of a retailer who
21 violates section 142B.3, subsection 1 or 3, is subject
22 to the provisions of section 453A.22 applicable to
23 a violation of section 453A.2 or section 453A.36,
24 subsection 6.
25 d. A retailer or an employee who violates section
26 142B.3, subsection 1, is subject to the provisions of
27 section 453A.22, subsection 3.
28 e. Section 453A.22, subsections 5, 6, and 7 shall
29 also apply to the suspensions or revocations of retail
30 permits resulting under this subsection.
31 3. Retailers shall be subject to other penalties
32 specified under chapter 453A including those specified
33 for certain violations pursuant to section 453A.31,
34 453A.37, and 453A.47A applicable to retail permit
35 holders.
36 Sec. 5. **NEW SECTION. 142B.5 Implementation,**
37 **application, and enforcement.**
38 For the purposes of implementation, application, and
39 enforcement of this chapter, nothing in this chapter
40 shall be construed to supersede the jurisdiction of

41 any city, county, township, school district, or other
 42 political subdivision to adopt and enforce any local
 43 law or regulation that is at least as restrictive as
 44 those imposed under this chapter.>
 45 2. Title page, lines 1 and 2, by striking <vapor
 46 products and alternative nicotine products> and
 47 inserting <electronic smoking devices>

JOE BOLKCOM

S-5175

HOUSE AMENDMENT TO
 SENATE FILE 2337

1 Amend Senate File 2337, as passed by the Senate, as
 2 follows:
 3 1. Page 1, by striking lines 1 through 3 and
 4 inserting:
 5 Section 1. Section 422.12C, subsection 1,
 6 unnumbered paragraph 1, Code 2014, is amended to read
 7 as follows:
 8 The taxes imposed under this division, less the>
 9 2. By striking page 1, line 10, through page 2,
 10 line 19, and inserting:
 11 <Sec. __. EFFECTIVE DATE. This Act takes effect
 12 January 1, 2016.
 13 Sec. __. APPLICABILITY. This Act applies to tax
 14 years beginning on or after January 1, 2016.>
 15 3. Title page, by striking line 3 and inserting
 16 <effective date and applicability provisions.>
 17 4. By renumbering as necessary.

S-5176

1 Amend the amendment, S-5063, to House File 2289,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, by striking lines 5 through 24 and
 5 inserting:
 6 Section 1. **NEW SECTION. 321.492B Use of**
 7 **unmanned aerial vehicle — prohibition — traffic law**
 8 **enforcement.**
 9 The state or a political subdivision of the state
 10 shall not use an unmanned aerial vehicle for traffic
 11 law enforcement.>
 12 2. Page 1, line 28, after <is> by inserting <not>
 13 3. Page 1, line 29, by striking <if> and inserting
 14 <unless>
 15 4. Page 1, by striking lines 31 through 33 and
 16 inserting <or unless the information is otherwise
 17 obtained in a manner that is consistent with state and

18 federal law.>

19 5. By striking page 1, line 34, through page 2,
20 line 2, and inserting:

21 <Sec. ___. UNMANNED AERIAL VEHICLE — REPORT. The
22 department of public safety, in consultation with the
23 attorney general, state and local agencies, and other
24 interested organizations, including but not limited to
25 organizations with expertise in unmanned aerial vehicle
26 technology, shall examine whether the Iowa criminal
27 code should be modified to regulate the use of unmanned
28 aerial vehicles, shall develop model guidelines for the
29 use of unmanned aerial vehicles, and shall report such>

30 6. Page 2, by striking lines 5 and 6 and inserting:

31 <__. Title page, by striking lines 1 and 2 and
32 inserting <An Act relating to the regulation and use of
33 unmanned aerial vehicles.>>

34 7. By renumbering as necessary.

RICH TAYLOR
CHARLES SCHNEIDER

S-5177

1 Amend House File 2448, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 11, by striking lines 22 through 24 and
4 inserting:

5 <d. Upon completion of a housing project, an
6 examination of the project in accordance with the
7 American institute of certified public accountants'
8 statements on standards for attestation engagements,
9 completed by a certified public accountant authorized
10 to practice in this state, shall be submitted to the>

11 2. Page 11, line 26, by striking <audit> and
12 inserting <examination>

13 3. Page 17, line 4, after <2014.> by inserting
14 <Notwithstanding any other provision of law to the
15 contrary, a tax credit transferred pursuant to this
16 section shall not be claimed by a transferee prior to
17 January 1, 2016.>

18 4. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-5178

HOUSE AMENDMENT TO SENATE FILE 2344

1 Amend Senate File 2344, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking page 4, line 27, through page 5,

- 4 line 14.
 5 2. Page 5, by striking lines 19 and 20 and
 6 inserting <subsection 11D, as applied through section
 7 422.11Y, apply retroactively to tax years>
 8 3. By striking page 5, line 22, through page 7,
 9 line 2.
 10 4. Page 7, line 15, by striking <2020> and
 11 inserting <2018>
 12 5. Title page, line 4, by striking <renewable fuel
 13 tax credits and>
 14 6. By renumbering as necessary.

S-5179

HOUSE AMENDMENT TO
 SENATE FILE 2340

- 1 Amend Senate File 2340, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 1, line 3, by striking <Fifty Sixty> and
 4 inserting <Fifty>
 5 2. Page 1, line 5, by striking <25D> and inserting
 6 <~~25D~~ 25D(a)(1) and section 25D(a)(2)>
 7 3. Page 1, line 6, by striking <three five> and
 8 inserting <three>
 9 4. Page 1, line 7, by striking <Fifty Sixty> and
 10 inserting <Fifty>
 11 5. Page 1, line 8, by striking <48> and inserting
 12 <~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)>
 13 6. Page 1, line 9, by striking <fifteen twenty> and
 14 inserting <fifteen>
 15 7. Page 1, by striking line 27 and inserting
 16 <~~three million five hundred thousand~~ dollars. Of this
 17 amount.>
 18 8. Page 2, after line 6 by inserting:
 19 <Sec. ____ Section 422.33, subsection 29, paragraph
 20 a, Code 2014, is amended to read as follows:
 21 a. The taxes imposed under this division shall
 22 be reduced by a solar energy system tax credit
 23 equal to fifty percent of the federal energy credit
 24 related to solar energy systems provided in section
 25 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
 26 of the Internal Revenue Code, not to exceed fifteen
 27 thousand dollars.
 28 Sec. ____ Section 422.60, subsection 12, paragraph
 29 a, as enacted by 2014 Iowa Acts, House File 2438,
 30 section 27, is amended to read as follows:
 31 a. The taxes imposed under this division shall
 32 be reduced by a solar energy system tax credit
 33 equal to fifty percent of the federal energy credit
 34 related to solar energy systems provided in section
 35 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)

36 of the Internal Revenue Code, not to exceed fifteen
37 thousand dollars.>
38 9. By renumbering as necessary.

S-5180

1 Amend Senate File 2358 as follows:

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

4 Section 1. Section 22.7, subsection 11, paragraph
5 a, Code 2014, is amended to read as follows:

6 a. Personal information in confidential personnel
7 records of government bodies relating to identified or
8 identifiable individuals who are officials, officers,
9 or employees of the government bodies. However, the
10 following information relating to such individuals
11 contained as of or after January 1, 2004, in personnel
12 records shall be public records:

13 (1) The name and compensation of the individual
14 including any written agreement establishing
15 compensation or any other terms of employment
16 excluding any information otherwise excludable from
17 public information pursuant to this section or any
18 other applicable provision of law. For purposes
19 of this paragraph, "*compensation*" means payment of,
20 or agreement to pay, any money, thing of value, or
21 financial benefit conferred in return for labor or
22 services rendered by an official, officer, or employee
23 plus the value of benefits conferred including but
24 not limited to casualty, disability, life, or health
25 insurance, other health or wellness benefits, vacation,
26 holiday, and sick leave, severance payments, retirement
27 benefits, and deferred compensation.

28 (2) The dates the individual was employed by the
29 government body.

30 (3) The positions the individual holds or has held
31 with the government body.

32 (4) The educational institutions attended by the
33 individual, including any diplomas and degrees earned,
34 and the names of the individual's previous employers,
35 positions previously held, and dates of previous
36 employment.

37 (5) The fact that the individual resigned in lieu
38 of termination, was discharged, or was demoted as
39 the result of a final disciplinary action upon the
40 exhaustion of all applicable contractual, legal, and
41 statutory remedies, and the documented reasons and
42 rationale for the resignation in lieu of termination,
43 the discharge, or the demotion. For purposes of this
44 subparagraph, "*demoted*" and "*demotion*" mean a change of
45 an employee from a position in a given classification
46 to a position in a classification having a lower pay

47 grade.

48 Sec. 2. NEW SECTION. 22.13B Executive branch
49 **bonuses — disclosure.**

50 1. For purposes of this section:

Page 2

1 *a. “Bonus pay”* means any additional remuneration
2 provided an employee in the form of a bonus, including
3 but not limited to a retention bonus, recruitment
4 bonus, exceptional job performance pay, extraordinary
5 job performance pay, exceptional performance pay,
6 extraordinary duty pay, or extraordinary or special
7 duty pay, and any extra benefit not otherwise provided
8 to other similarly situated employees.

9 *b. “Executive branch employee”* means an employee
10 of the executive branch of state government, which
11 includes any unit of state government, including
12 but not limited to an authority, board, commission,
13 committee, council, department, or independent
14 agency as defined in section 7E.4, and each principal
15 central department enumerated in section 7E.5; the
16 office of the governor; and the office of an elective
17 constitutional or statutory officer.

18 2. A decision to provide bonus pay to an executive
19 branch employee, including the amount paid and the
20 documented reasons and rationale for the bonus paid,
21 shall be a public record.

22 3. All decisions to provide bonus pay to an
23 executive branch employee, including information
24 described in subsection 2, shall be made easily
25 accessible to the public on an internet site maintained
26 as follows:

27 *a.* For decisions to provide bonus pay to an
28 employee of the executive branch, excluding an employee
29 of the state board of regents or institution under
30 the control of the state board of regents, by the
31 department of administrative services.

32 *b.* For decisions to provide bonus pay to an
33 employee of the state board of regents or institution
34 under the control of the state board of regents, by the
35 state board of regents.

36 Sec. 3. NEW SECTION. 70A.35 Personnel settlement
37 **agreements — public employers.**

38 1. For purposes of this section:

39 *a. “Personnel settlement agreement”* means a binding
40 legal agreement between an employee and the employee’s
41 state employer to resolve a personnel dispute including
42 but not limited to a grievance. *“Personnel settlement*
43 *agreement”* does not include an initial decision by an
44 employee’s immediate supervisor concerning a personnel
45 dispute or grievance.

46 *b. "State employer" means any of the following:*
47 (1) The executive branch of state government,
48 to include a unit of state government, which is an
49 authority, board, commission, committee, council,
50 department, or independent agency as defined in section

Page 3

1 7E.4, including but not limited to each principal
2 central department enumerated in section 7E.5; the
3 office of the governor; and the office of an elective
4 constitutional or statutory officer.

5 (2) The general assembly, or any office or unit
6 under its administrative authority.

7 (3) The judicial branch, as provided in section
8 602.1102.

9 2. Personnel settlement agreements shall not
10 contain any confidentiality or nondisclosure
11 provision that attempts to prevent the disclosure of
12 the personnel settlement agreement. In addition,
13 any confidentiality or nondisclosure provision
14 in a personnel settlement agreement is void and
15 unenforceable.

16 3. The requirements of this section shall not be
17 superseded by any provision of a collective bargaining
18 agreement.

19 4. All personnel settlement agreements shall be
20 made easily accessible to the public on an internet
21 site maintained as follows:

22 *a.* For personnel settlement agreements with an
23 employee of the executive branch, excluding an employee
24 of the state board of regents or institution under
25 the control of the state board of regents, by the
26 department of administrative services.

27 *b.* For personnel settlement agreements with an
28 employee of the state board of regents or institution
29 under the control of the state board of regents, by the
30 state board of regents.

31 *c.* For personnel settlement agreements with an
32 employee of the judicial branch, by the judicial
33 branch.

34 *d.* For personnel settlement agreements with an
35 employee of the general assembly, by the general
36 assembly.

37 **Sec. 4. IMPLEMENTATION PROVISION.** This Act shall
38 not be construed to limit or impair the ability of law
39 enforcement personnel to investigate any activity that
40 may violate the laws of the state.

41 **Sec. 5. EFFECTIVE UPON ENACTMENT.** This Act, being
42 deemed of immediate importance, takes effect upon
43 enactment.

44 **Sec. 6. RETROACTIVE APPLICABILITY.** The section of

45 this Act amending section 22.7, subsection 11, applies
 46 retroactively to all information described in section
 47 22.7, subsection 11, paragraph “a”, subparagraphs
 48 (1) through (5), as amended by this Act, relating to
 49 information of such individuals contained as of or
 50 after January 1, 2004, in personnel records.>

Page 4

1 2. Title page, by striking lines 1 through 3 and
 2 inserting <An Act concerning public employee bonuses,
 3 personnel settlement agreements and disciplinary
 4 actions, and including effective date and retroactive
 5 applicability provisions.>

JULIAN B. GARRETT

S-5181

1 Amend the House amendment, S-5175, to Senate File
 2 2337, as passed by the Senate, as follows:
 3 1. Page 1, line 12, by striking <2016> and
 4 inserting <2015>
 5 2. Page 1, line 14, by striking <2016> and
 6 inserting <2015>

JANET PETERSEN

S-5182

1 Amend Senate File 2358 as follows:
 2 1. Page 1, by striking lines 26 through 28 and
 3 inserting <board of regents, the personnel settlement
 4 agreement shall be reviewed and approved as>
 5 2. Page 2, by striking lines 2 and 3 and inserting
 6 <shall be reviewed and>
 7 3. Page 2, by striking lines 12 through 14
 8 and inserting <the judicial branch, the personnel
 9 settlement agreement shall be approved by the state
 10 court>
 11 4. Page 2, by striking lines 20 through 26.
 12 5. Page 2, after line 31 by inserting:
 13 <3A. The requirements of this section shall not be
 14 superseded by any provision of a collective bargaining
 15 agreement.>
 16 6. By renumbering as necessary.

JULIAN B. GARRETT

S-5183

1 Amend Senate File 2358 as follows:

2 1. Page 1, after line 2 by inserting:

3 Section 1. Section 22.7, subsection 11, paragraph
4 a, Code 2014, is amended to read as follows:

5 a. Personal information in confidential personnel
6 records of government bodies relating to identified or
7 identifiable individuals who are officials, officers,
8 or employees of the government bodies. However, the
9 following information relating to such individuals
10 contained as of or after January 1, 2004, in personnel
11 records shall be public records:

12 (1) The name and compensation of the individual
13 including any written agreement establishing
14 compensation or any other terms of employment
15 excluding any information otherwise excludable from
16 public information pursuant to this section or any
17 other applicable provision of law. For purposes
18 of this paragraph, "*compensation*" means payment of,
19 or agreement to pay, any money, thing of value, or
20 financial benefit conferred in return for labor or
21 services rendered by an official, officer, or employee
22 plus the value of benefits conferred including but
23 not limited to casualty, disability, life, or health
24 insurance, other health or wellness benefits, vacation,
25 holiday, and sick leave, severance payments, retirement
26 benefits, and deferred compensation.

27 (2) The dates the individual was employed by the
28 government body.

29 (3) The positions the individual holds or has held
30 with the government body.

31 (4) The educational institutions attended by the
32 individual, including any diplomas and degrees earned,
33 and the names of the individual's previous employers,
34 positions previously held, and dates of previous
35 employment.

36 (5) The fact that the individual resigned in lieu
37 of termination, was discharged, or was demoted as
38 the result of a final disciplinary action upon the
39 exhaustion of all applicable contractual, legal, and
40 statutory remedies, and the documented reasons and
41 rationale for the resignation in lieu of termination,
42 the discharge, or the demotion. For purposes of this
43 subparagraph, "*demoted*" and "*demotion*" mean a change of
44 an employee from a position in a given classification
45 to a position in a classification having a lower pay
46 grade.

47 2. Page 3, after line 13 by inserting:

48 <Sec. __. RETROACTIVE APPLICABILITY. The section
49 of this division of this Act amending section 22.7,
50 subsection 11, applies retroactively to all information

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1 described in section 22.7, subsection 11, paragraph
 2 “a”, subparagraphs (1) through (5), as amended by
 3 this Act, relating to information of such individuals
 4 contained as of or after January 1, 2004, in personnel
 5 records.>
 6 3. By renumbering as necessary.

JACK WHITVER

S-5184

1 Amend Senate File 2358 as follows:
 2 1. Page 4, after line 10 by inserting:
 3 <Sec. ____ Section 8F.2, subsection 6, Code 2014,
 4 is amended to read as follows:
 5 6. “*Recipient entity*” means an intergovernmental
 6 entity or a private agency that enters into a service
 7 contract with an oversight agency to provide services
 8 which will be paid for with local governmental, state,
 9 or federal moneys. “*Recipient entity*” includes Iowa
 10 state industries as defined in section 904.802.
 11 Sec. ____ Section 8F.2, subsection 8, paragraph a,
 12 Code 2014, is amended to read as follows:
 13 a. “*Service contract*” means a contract for a service
 14 or services when the predominant factor, thrust, and
 15 purpose of the contract as reasonably stated is for
 16 the provision of services. When there is a contract
 17 for goods and services and the predominant factor,
 18 thrust, and purpose of the contract as reasonably
 19 stated is for the provision or rendering of services
 20 with goods incidentally involved, a service contract
 21 exists. “*Service contract*” includes grants when the
 22 predominant factor, thrust, and purpose of the contract
 23 formalizing the grant is for the provision of services.
 24 For purposes of this chapter, a service contract only
 25 exists when an individual service contract or a series
 26 of service contracts entered into between an oversight
 27 agency and a recipient entity exceeds five hundred
 28 thousand dollars or when the grant or contract together
 29 with other grants or contracts awarded to the recipient
 30 entity by the oversight agency during the oversight
 31 agency’s fiscal year exceeds five hundred thousand
 32 dollars in the aggregate. “*Service contract*” also
 33 includes a contract of any dollar amount to purchase
 34 a product from Iowa state industries as defined in
 35 section 904.802.>
 36 2. By renumbering as necessary.

RANDY FEENSTRA
 BILL ANDERSON

S-5185

- 1 Amend Senate File 2362 as follows:
2 1. Page 16, after line 27 by inserting:
3 <Sec. ___. GAMBLING GAMES LICENSE ISSUANCE — TERMS
4 AND CONDITIONS. The racing and gaming commission
5 shall establish a process for the purpose of granting
6 a license to conduct gambling games on a gambling
7 structure pursuant to the requirements of this section
8 and chapter 99F by December 1, 2014. Applications for
9 a license under this section shall be submitted by
10 August 1, 2014, and shall be limited to applications
11 from proposed licensees for which the gambling
12 structure on which gambling games are to be conducted
13 shall be located in a city with a population of more
14 than fifty thousand in the latest preceding certified
15 federal census. A license to conduct gambling games
16 issued pursuant to this section shall provide that
17 the premises of the licensee, including the gaming
18 floor, shall, notwithstanding any provision of law to
19 the contrary, be subject to the smoking prohibition
20 requirements of section 142D.3.>
21 2. Title page, line 1, after <relating to> by
22 inserting <gambling game licenses and>
23 3. Title page, line 3, after <racetracks> by
24 inserting <and gambling structures>
25 4. By renumbering as necessary.

WALLY E. HORN

S-5186

- 1 Amend Senate File 2362 as follows:
2 1. Page 1, line 18, by striking <operate a
3 pari-mutuel> and inserting <conduct pari-mutuel
4 wagering at a>
5 2. Page 2, line 32, after <years.> by inserting
6 <Payments required under this subparagraph shall
7 be made by the manager of the pari-mutuel racetrack
8 located in Pottawattamie county for deposit in the Iowa
9 greyhound pari-mutuel racing fund created in section
10 99D.9B, as required by this subsection.>
11 3. Page 3, after line 23 by inserting:
12 <(4) If there is a change in the applicable
13 statutes and regulations that reduce the ability of
14 the licensee at the pari-mutuel racetrack located
15 in Pottawattamie county or of the licensee issued a
16 license pursuant to section 99F.4A, subsection 9, to
17 operate or conduct gambling games, or if there is an
18 increase in the gaming tax structure, any remaining
19 live racing cessation fee payments required under this
20 subsection shall be decreased by the amount of the

- 21 reduction in the ability of the licensee to operate or
 22 conduct gambling games or the amount of the increase in
 23 the gaming tax structure.>
- 24 4. Page 6, line 3, after <distributed> by inserting
 25 <provided, however, that the commission shall
 26 distribute a portion of the moneys in the fund to
 27 no-kill animal adoption agencies to facilitate care for
 28 and adoption of greyhounds no longer racing as a result
 29 of the discontinuance of live racing>
- 30 5. Page 6, by striking lines 10 through 12 and
 31 inserting <industry participants>
- 32 6. Page 6, line 23, after <determination.> by
 33 inserting <Members of the commission, employees of the
 34 commission, and any experts hired by the commission
 35 pursuant to this section shall be held harmless against
 36 any claim of liability made by any person arising out
 37 of the distribution of moneys from the fund by the
 38 commission.>
- 39 7. Page 8, line 27, by striking <conduct gambling
 40 games> and inserting <operate an excursion gambling
 41 boat or gambling structure>
- 42 8. Page 8, line 31, by striking <conduct gambling
 43 games> and inserting <operate an excursion gambling
 44 boat or gambling structure>
- 45 9. Page 8, by striking lines 32 through 35 and
 46 inserting <99F.>
- 47 10. Page 12, line 25, by striking <conduct gambling
 48 games> and inserting <operate an excursion gambling
 49 boat or gambling structure>
- 50 11. Page 14, after line 19 by inserting:

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- 1 <Sec. ___. Section 99F.4A, subsections 1, 2, 3, and
 2 5, Code 2014, are amended to read as follows:
- 3 1. Upon application, the commission shall license
 4 the licensee of a pari-mutuel dog or horse racetrack
 5 to ~~operate~~ conduct gambling games at a pari-mutuel
 6 racetrack enclosure subject to the provisions of this
 7 chapter and rules adopted pursuant to this chapter
 8 relating to gambling except as otherwise provided in
 9 this section.
- 10 2. A license to ~~operate~~ conduct gambling games
 11 shall be issued only to a licensee holding a valid
 12 license to conduct pari-mutuel dog or horse racing
 13 pursuant to chapter 99D on January 1, 1994.
- 14 3. A person holding a valid license pursuant to
 15 chapter 99D to conduct pari-mutuel wagering at a dog or
 16 horse racetrack is exempt from further investigation
 17 and examination for licensing to ~~operate a~~ conduct
 18 gambling game games pursuant to this chapter. However,
 19 the commission may order future investigations or

- 20 examinations as the commission finds appropriate.
 21 5. In lieu of the annual license fee specified in
 22 section 99F.5, the annual license fee for ~~operating~~
 23 conducting gambling games at a pari-mutuel racetrack
 24 shall be one thousand dollars.>
 25 12. Page 15, line 8, by striking <authorized to
 26 conduct gambling games on> and inserting <of>
 27 13. Page 16, line 31, by striking <amending> and
 28 inserting <enacting>
 29 14. Page 16, line 31, after <99F.4A> by inserting
 30 <, subsection 9>
 31 15. By renumbering as necessary.

JEFF DANIELSON

S-5187

HOUSE AMENDMENT TO
 SENATE FILE 2318

- 1 Amend Senate File 2318, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. Section 256.7, Code 2014, is amended by
 6 adding the following new subsection:
 7 NEW SUBSECTION. 33. Adopt rules incorporating the
 8 training required by section 272.2, subsection 19, into
 9 the standards for school district or attendance center
 10 teacher professional development plans in accordance
 11 with section 284.6 and school district or attendance
 12 center administrator professional development plans in
 13 accordance with section 284A.6.
 14 Sec. 2. Section 272.2, Code 2014, is amended by
 15 adding the following new subsection:
 16 NEW SUBSECTION. 19. *a.* Adopt rules requiring
 17 all teachers who have regular and substantial contact
 18 with students to complete training on harassment and
 19 bullying prevention and response as part of their
 20 professional development and training plans, to the
 21 extent such training is made available by the state
 22 of Iowa at no charge to trainees, schools, or school
 23 districts.
 24 *b.* Adopt rules requiring all individuals applying
 25 for or renewing a license, certificate, authorization,
 26 or statement of recognition issued by the board who
 27 are responsible for conducting investigations of
 28 complaints of incidents of harassment or bullying to
 29 complete training on the provisions of section 280.28;
 30 conducting impartial investigations with transparency;
 31 collecting evidence; following up on previous
 32 investigations; and reporting founded and unfounded

33 incidents of harassment and bullying to the department;
 34 to the extent such training is made available by the
 35 state of Iowa at no charge to trainees, schools, or
 36 school districts.

37 c. Adopt rules requiring all individuals applying
 38 for or renewing an administrator license to complete
 39 training on implementation of school-wide policies and
 40 procedures for harassment and bullying identification,
 41 reporting, response, and prevention, to the extent such
 42 training is made available by the state of Iowa at no
 43 charge to trainees, schools, or school districts.

44 Sec. 3. Section 280.28, subsection 2, paragraph a,
 45 Code 2014, is amended to read as follows:

46 a. “*Electronic*” means any communication involving
 47 the transmission of information by wire, radio,
 48 optical cable, electromagnetic, or other similar
 49 means. “*Electronic*” includes but is not limited to
 50 communication via electronic mail, internet-based

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1 communications including social networking sites
 2 and applications, pager service, cell phones, ~~and~~
 3 electronic text messaging, or any other electronic
 4 communication site, device, or means.

5 Sec. 4. Section 280.28, subsection 5, Code 2014, is
 6 amended to read as follows:

7 5. *Immunity.*

8 a. A school employee, volunteer, or student, or a
 9 student’s parent or guardian who promptly, reasonably,
 10 and in good faith reports an incident of harassment
 11 or bullying, in compliance with the procedures in
 12 the policy adopted pursuant to this section, to the
 13 appropriate school official designated by the school
 14 district or accredited nonpublic school, shall be
 15 immune from civil or criminal liability relating to
 16 such report and to participation in any administrative
 17 or judicial proceeding resulting from or relating to
 18 the report.

19 b. A school district, school, or employee thereof
 20 who reasonably and in good faith follows notification
 21 procedures established as provided in subsection
 22 9 shall be immune from civil or criminal liability
 23 relating to such notification procedures and to
 24 participation in any administrative or judicial
 25 proceeding resulting from or relating to such
 26 notification procedures.

27 Sec. 5. Section 280.28, Code 2014, is amended by
 28 adding the following new subsection:

29 **NEW SUBSECTION. 9. Parental notification.**

30 a. Each school district and accredited nonpublic
 31 school shall establish notification procedures for

32 incidents of harassment or bullying in accordance
33 with this subsection. The procedures shall include
34 notification of the custodial parent or guardian of any
35 student directly involved in any incident of harassment
36 or bullying, upon investigation and determination that
37 harassment or bullying has occurred, consistent with a
38 notification plan made in consultation with the student
39 and school guidance staff. The notification shall
40 include information on the action that school officials
41 have taken regarding the incident and the actions
42 school officials will take to prevent further acts
43 of harassment or bullying. If such notification is
44 delayed, the school district or school shall document
45 the reasons for the delay. This paragraph does not
46 prohibit a school official from contacting a parent
47 or guardian about a report of harassment or bullying
48 prior to a determination that harassment or bullying
49 has occurred.
50 *b.* The requirements of this subsection shall

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1 not apply if a school official reasonably believes
2 notification would subject a student to abuse, neglect,
3 or other physical or mental harm.
4 *c.* Notification pursuant to this subsection
5 shall comply with state and federal privacy laws,
6 regulations, and rules.
7 *Sec. 6. Section 282.18, subsection 11, Code 2014,*
8 *is amended to read as follows:*
9 11. A pupil who participates in open enrollment
10 for purposes of attending a grade in grades nine
11 through twelve in a school district other than the
12 district of residence is ineligible to participate
13 in varsity interscholastic athletic contests and
14 athletic competitions during the pupil's first ninety
15 school days of enrollment in the district except that
16 the pupil may participate immediately in a varsity
17 interscholastic sport if the pupil is entering grade
18 nine for the first time and did not participate in
19 an interscholastic athletic competition for another
20 school or school district during the summer immediately
21 following eighth grade, if the district of residence
22 and the other school district jointly participate
23 in the sport, if the sport in which the pupil wishes
24 to participate is not offered in the district of
25 residence, if the pupil chooses to use open enrollment
26 to attend school in another school district because
27 the district in which the student previously attended
28 school was dissolved and merged with one or more
29 contiguous school districts under section 256.11,
30 subsection 12, if the pupil participates in open

31 enrollment because the pupil's district of residence
 32 has entered into a whole grade sharing agreement
 33 with another district for the pupil's grade, ~~or~~ if
 34 the parent or guardian of the pupil participating
 35 in open enrollment is an active member of the armed
 36 forces and resides in permanent housing on government
 37 property provided by a branch of the armed services,
 38 or if the district of residence determines that the
 39 pupil was previously subject to a founded incident of
 40 harassment or bullying as defined in section 280.28
 41 while attending school in the district of residence.
 42 A pupil who has paid tuition and attended school, or
 43 has attended school pursuant to a mutual agreement
 44 between the two districts, in a district other than
 45 the pupil's district of residence for at least one
 46 school year is also eligible to participate immediately
 47 in interscholastic athletic contests and athletic
 48 competitions under this section, but only as a member
 49 of a team from the district that pupil had attended.
 50 For purposes of this subsection, "school days of

Page 4

1 enrollment" does not include enrollment in summer
 2 school. For purposes of this subsection, "varsity"
 3 means the same as defined in section 256.46.>

4 2. Title page, by striking lines 2 through 6 and
 5 inserting <antibullying policies and providing for
 6 training on harassment and bullying prevention and
 7 response.>

8 3. By renumbering as necessary.

S-5188

1 Amend the amendment, S-5100, to Senate File 303,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 12, after line 41 by inserting:
 5 <Sec. ___. Section 261.9, subsection 1, unnumbered
 6 paragraph 1, Code 2014, is amended to read as follows:
 7 "Accredited private institution" means an institution
 8 of higher learning located in Iowa which is operated
 9 privately and not controlled or administered by any
 10 state agency or any subdivision of the state and which
 11 meets the criteria in paragraphs "a" and "b" and all
 12 of the criteria in paragraphs "d" through "~~"h"~~ "i",
 13 except that institutions defined in paragraph "c" of
 14 this subsection are exempt from the requirements of
 15 paragraphs "a" and "b".

16 Sec. ___. Section 261.9, subsection 1, Code 2014,
 17 is amended by adding the following new paragraph:
 18 NEW PARAGRAPH. i. (1) Adopts a policy to require

19 that the institution shall annually, beginning December
 20 15, 2015, file a report with the governor and the
 21 general assembly providing information and statistics
 22 for the previous five academic years on the number
 23 of students per year who are veterans who received
 24 education credit for military education, training, and
 25 service, that number as a percentage of veterans known
 26 to be enrolled at the institution, the average number
 27 of credits received by students, and the average number
 28 of credits applied towards the award or completion of a
 29 course of instruction, postsecondary diploma, degree,
 30 or other evidences of distinction.

31 (2) For purposes of this paragraph, "veteran" means
 32 a veteran as defined in section 35.1.>

33 2. Page 13, line 33, by striking <35.1, or the
 34 spouse of a veteran> and inserting <35.1>

35 3. Page 13, line 36, by striking <or veteran's
 36 spouse>

37 4. Page 13, line 39, by striking <or the veteran's
 38 spouse>

39 5. Page 13, line 43, by striking <or veteran's
 40 spouse>

41 6. Page 13, line 47, by striking <or veteran's
 42 spouse>

43 7. Page 13, line 50, by striking <or the veteran's>

44 8. Page 14, line 1, by striking <spouse>

45 9. Page 14, by striking lines 15 through 21 and
 46 inserting:

47 <Sec. __. REPORTING. Each licensing board, as
 48 defined in section 272C.1, shall file>

49 10. Page 14, after line 25 by inserting:

50 <__. REPORT. Each licensing board, as defined

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1 in section 272C.1, shall file a report by January 1,
 2 2015, with the chairpersons and ranking members of
 3 the house and senate standing committees on veterans
 4 affairs making recommendations related to expanding the
 5 professional licensing provisions of section 272C.4,
 6 subsection 12, to include the spouses of veterans.>

7 11. Page 14, after line 27 by inserting:

8 <Sec. __. **NEW SECTION. 35B.2 Administration.**

9 Unless otherwise provided, the county commission
 10 of veteran affairs shall be responsible for the
 11 administration of this chapter.

12 __. Page 15, line 7, after <to the> by inserting
 13 <annual>

14 __. Page 15, line 21, by striking <annual>

15 __. Page 15, line 22, after <administrator> by
 16 inserting <and all employees of the county veteran
 17 affairs office>

- 18 ____ Page 15, line 25, by striking ~~<annual>~~
 19 ____ Page 15, line 26, after ~~<administrator>~~ by
 20 inserting ~~<and all employees of the county veteran~~
 21 ~~affairs office>~~
 22 12. Page 16, by striking lines 18 through 24 and
 23 inserting:
 24 ~~<b. Neither a county board of supervisors nor a~~
 25 ~~county commission of veteran affairs shall publish the~~
 26 ~~names of the veterans or their families who receive~~
 27 ~~benefits under the provisions of this chapter.>~~
 28 13. Page 16, line 48, after ~~<shall>~~ by inserting
 29 ~~<be sent to the board of supervisors with all~~
 30 ~~personally identifying information redacted and shall>~~
 31 14. Page 16, by striking line 49 and inserting
 32 ~~<reviewed subject to approval by the board of~~
 33 ~~supervisors and. Upon the approval of the board of~~
 34 ~~supervisors, the>~~
 35 15. Page 18, line 23, after ~~<and>~~ by inserting
 36 ~~<shall, as provided in this section.>~~
 37 16. Page 18, line 35, by striking ~~<the>~~ and
 38 inserting ~~<a>~~
 39 17. Page 18, line 36, after ~~<rate>~~ by inserting
 40 ~~<that does not exceed the rate>~~
 41 18. Page 19, after line 37 by inserting:
 42 ~~<DIVISION ____~~
 43 ~~HOMEOWNERSHIP PROGRAM~~
 44 Sec. ____ Section 16.54, subsections 1 and 3, Code
 45 2014, are amended to read as follows:
 46 1. For the purposes of this section, *“eligible*
 47 *member of the armed forces of the United States”* ~~or~~
 48 *“eligible service member”* means a person who is or was,
 49 ~~if discharged under honorable conditions,~~ a member of
 50 the national guard, ~~or a reserve,~~ or regular component

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- 1 of the armed forces of the United States, who has
 2 served at least ninety days of active duty service
 3 beginning on or after September 11, 2001, ~~or during~~
 4 ~~the period of the Persian Gulf Conflict, beginning~~
 5 ~~August 2, 1990, and ending April 6, 1991.~~ *“Eligible*
 6 *member of the armed forces of the United States”* ~~or~~
 7 *“eligible service member”* also means a former member of
 8 the national guard, ~~or a reserve,~~ or regular component
 9 of the armed forces of the United States, who was
 10 honorably discharged due to injuries incurred while on
 11 federal active duty beginning on or after September
 12 11, 2001, ~~or during the period of the Persian Gulf~~
 13 ~~Conflict, beginning August 2, 1990, and ending April 6,~~
 14 ~~1991,~~ that precluded completion of a minimum aggregate
 15 of ninety days of federal active duty.
 16 3. The program shall be administered by the

17 authority and shall provide loans, grants, or other
 18 assistance to ~~persons who are or were eligible~~ service
 19 ~~members of the armed forces of the United States.~~ In
 20 the event an eligible service member is deceased,
 21 the surviving spouse of the eligible member shall be
 22 eligible for assistance under the program, subject to
 23 the surviving spouse meeting the program's eligibility
 24 requirements other than the military service
 25 requirement. In addition, a person eligible for the
 26 program under this section may participate in other
 27 loan and grant programs of the authority, provided the
 28 person meets the requirements of those programs.

29 Sec. ____ Section 16.54, subsection 4, paragraphs a
 30 and b, Code 2014, are amended to read as follows:

31 a. The person eligible for the program shall, for
 32 financed home purchases that close on or after July 1,
 33 2008, use a lender that participates in the authority's
 34 ~~applicable first mortgage financing~~ programs for
 35 homebuyers or a lender approved by the authority under
 36 subsection 5.

37 b. (1) For financed home purchases that close
 38 on or after July 1, 2008, the eligible person shall
 39 participate, if eligible to participate, in one of the
 40 authority's ~~other applicable first mortgage financing~~
 41 programs for homebuyers. ~~However, a person~~

42 (2) Notwithstanding subparagraph (1), an eligible
 43 service member who qualifies for one of the authority's
 44 other applicable first mortgage financing programs for
 45 homebuyers may use a lender that does not participate
 46 in the authority's first mortgage financing programs
 47 for homebuyers if such lender is approved by the
 48 authority under subsection 5. For financed home
 49 purchases that close on or after July 1, 2014, an
 50 eligible service member who qualifies for one of the

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1 authority's first mortgage financing programs may
 2 accept financing other than that available under the
 3 authority's first mortgage financing programs for
 4 homebuyers if all of the following apply:

5 (a) The financing is offered by a lender that
 6 participates in one of the authority's first mortgage
 7 financing programs for homebuyers or by a lender
 8 approved pursuant to subsection 5.

9 (b) The authority determines that the offered
 10 financing would be economically feasible and
 11 financially advantageous for the eligible service
 12 member.

13 DIVISION ____
 14 CIVIL SERVICE EXAMINATION ELIGIBILITY
 15 Sec. ____ NEW SECTION. 341A.6A Veteran

16 **eligibility.**

17 If a veteran has been honorably discharged between
 18 forty-five days before and sixty days after an
 19 examination or test is administered under section
 20 341A.6, the commission may allow the veteran to be
 21 subject to such examination or testing up to ninety
 22 days following the date that the original examination
 23 or testing was conducted and if appropriate shall add
 24 the veteran's name and address to the eligibility list
 25 for a vacant position pursuant to section 341A.13.

26 Sec. ____ Section 400.10, Code 2014, is amended to
 27 read as follows:

28 **400.10 Preferences.**

29 1. In all examinations and appointments under this
 30 chapter, other than promotions and appointments of
 31 chief of the police department and chief of the fire
 32 department, veterans who are citizens and residents of
 33 the United States, shall have five percentage points
 34 added to the veteran's grade or score attained in
 35 qualifying examinations for appointment to positions
 36 and five additional percentage points added to the
 37 grade or score if the veteran has a service-connected
 38 disability or is receiving compensation, disability
 39 benefits, or pension under laws administered by the
 40 United States department of veterans affairs. An
 41 honorably discharged veteran who has been awarded the
 42 Purple Heart incurred in action shall be considered
 43 to have a service-connected disability. However, the
 44 percentage points shall be given only upon passing
 45 the exam and shall not be the determining factor in
 46 passing. Veteran's preference percentage points
 47 shall be applied once to the final scores used to
 48 rank applicants for selection for an interview. For
 49 purposes of this section, "veteran" means as defined
 50 in section 35.1 except that the requirement that the

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1 person be a resident of this state shall not apply.
 2 2. If a veteran entitled to preference pursuant
 3 to this section has been honorably discharged between
 4 forty-five days before and sixty days after an
 5 examination is administered pursuant to section 400.8,
 6 the commission may allow the veteran to be subject
 7 to examination up to ninety days following the date
 8 the original examination was administered and if
 9 appropriate shall add the veteran's name to the list
 10 for original appointment pursuant to section 400.11,
 11 subsection 1.>

12 19. By renumbering as necessary.

S-5189

- 1 Amend Senate File 2362 as follows:
- 2 1. Page 1, line 18, by striking <operate a
3 pari-mutuel> and inserting <conduct pari-mutuel
4 wagering at a>
- 5 2. Page 2, line 32, after <years.> by inserting
6 <Payments required under this subparagraph shall
7 be made by the manager of the pari-mutuel racetrack
8 located in Pottawattamie county for deposit in the Iowa
9 greyhound pari-mutuel racing fund created in section
10 99D.9B, as required by this subsection.>
- 11 3. Page 2, line 35, after <obligation> by inserting
12 <and any obligation of the manager of the racetrack>
- 13 4. Page 3, line 18, after <obligation> by inserting
14 <and any obligation of the manager of the racetrack>
- 15 5. Page 6, line 3, after <distributed> by inserting
16 <provided, however, that the commission shall
17 distribute a portion of the moneys in the fund to
18 no-kill animal adoption agencies to facilitate care for
19 and adoption of greyhounds no longer racing as a result
20 of the discontinuance of live racing>
- 21 6. Page 6, by striking lines 10 through 12 and
22 inserting <industry participants>
- 23 7. Page 6, line 23, after <determination.> by
24 inserting <Members of the commission, employees of the
25 commission, and any experts hired by the commission
26 pursuant to this section shall be held harmless against
27 any claim of liability made by any person arising out
28 of the distribution of moneys from the fund by the
29 commission.>
- 30 8. Page 8, line 27, by striking <conduct gambling
31 games> and inserting <operate an excursion gambling
32 boat or gambling structure>
- 33 9. Page 8, line 31, by striking <conduct gambling
34 games> and inserting <operate an excursion gambling
35 boat or gambling structure>
- 36 10. Page 8, by striking lines 32 through 35 and
37 inserting <99F.>
- 38 11. Page 12, line 25, by striking <conduct gambling
39 games> and inserting <operate an excursion gambling
40 boat or gambling structure>
- 41 12. Page 14, after line 19 by inserting:
42 <Sec. __. Section 99F.4A, subsections 1, 2, 3, and
43 5, Code 2014, are amended to read as follows:
44 1. Upon application, the commission shall license
45 the licensee of a pari-mutuel dog or horse racetrack
46 to ~~operate~~ conduct gambling games at a pari-mutuel
47 racetrack enclosure subject to the provisions of this
48 chapter and rules adopted pursuant to this chapter
49 relating to gambling except as otherwise provided in

50 this section.

Page 2

- 1 2. A license to ~~operate~~ conduct gambling games
 2 shall be issued only to a licensee holding a valid
 3 license to conduct pari-mutuel dog or horse racing
 4 pursuant to chapter 99D on January 1, 1994.
 5 3. A person holding a valid license pursuant to
 6 chapter 99D to conduct pari-mutuel wagering at a dog or
 7 horse racetrack is exempt from further investigation
 8 and examination for licensing to ~~operate a~~ conduct
 9 gambling ~~game~~ games pursuant to this chapter. However,
 10 the commission may order future investigations or
 11 examinations as the commission finds appropriate.
 12 5. In lieu of the annual license fee specified in
 13 section 99F.5, the annual license fee for ~~operating~~
 14 conducting gambling games at a pari-mutuel racetrack
 15 shall be one thousand dollars.>
 16 13. Page 15, line 8, by striking <authorized to
 17 conduct gambling games on> and inserting <of>
 18 14. Page 16, line 31, by striking <amending> and
 19 inserting <enacting>
 20 15. Page 16, line 31, after <99F.4A> by inserting
 21 <, subsection 9>
 22 16. By renumbering as necessary.

JEFF DANIELSON

S-5190

- 1 Amend House File 2109, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. **NEW SECTION. 142B.1 Definitions.**
 6 As used in this chapter, unless the context
 7 otherwise requires:
 8 1. *“Electronic smoking device”* means any product
 9 containing or delivering nicotine, whether or not made
 10 or derived from tobacco, or other substance intended
 11 for human consumption that can be used by a person
 12 to simulate smoking including through inhalation
 13 of vapor or aerosol from the product. *“Electronic*
 14 *smoking device”* includes any component part of such
 15 product whether or not sold separately. *“Electronic*
 16 *smoking device”* does not include any product that
 17 has been approved by the United States food and drug
 18 administration for sale as a tobacco cessation product
 19 and is being marketed and sold solely for that approved
 20 purpose.
 21 2. *“Retail permit”* means a permit issued pursuant

22 to section 453A.13 or 453A.47A to retailers of
23 cigarettes or tobacco products.

24 3. *“Retailer”* means any person in this state who
25 sells, distributes, or offers for sale for consumption,
26 or possesses for the purpose of sale for consumption,
27 electronic smoking devices irrespective of quantity or
28 amount or the number of sales.

29 Sec. 2. NEW SECTION. 142B.2 Retail permits
30 **required.**

31 1. It shall be unlawful for a person other than
32 a holder of a retail permit to act as a retailer and
33 sell, distribute, or offer for sale electronic smoking
34 devices at retail under this chapter.

35 2. A retailer shall not sell, distribute, or
36 offer for sale any electronic smoking device until
37 an application has been filed and the fee prescribed
38 paid for a retail permit and until such retail permit
39 is obtained and only while such retail permit is not
40 suspended, unrevoked, or unexpired.

41 3. The provisions of chapter 453A applicable to
42 retail permit holders including but not limited to
43 section 453A.13, 453A.22, 453A.47A, and 453A.50 shall
44 also apply to retailers under this chapter, with the
45 exception of the application to electronic smoking
46 devices of requirements relating to the imposition of
47 a tax on and the affixing of stamps to cigarettes or
48 tobacco products.

49 Sec. 3. NEW SECTION. 142B.3 Access to electronic
50 **smoking devices — compliance checks — manner of sale**

Page 2

1 — **samples — marketing — penalties.**

2 1. A person shall not sell, give, or otherwise
3 supply any electronic smoking device to any person
4 under eighteen years of age.

5 2. A person under eighteen years of age shall not
6 use, possess, purchase, or attempt to purchase any
7 electronic smoking device.

8 3. A retailer shall not sell or offer for sale
9 electronic smoking devices through the use of a
10 self-service display or a vending machine.

11 4. A retailer shall not give away electronic
12 smoking devices at any time in connection with the
13 retailer’s business or for promotion of the business
14 or device.

15 5. A person shall not engage in commercial nonsale
16 distribution of electronic smoking devices. For the
17 purposes of this subsection, *“nonsale distribution”*
18 means the distribution to the public of electronic
19 smoking devices through the redeeming of a coupon or
20 use of a rebate or other promotional offer that results

21 in a person receiving such product for free or at a
22 nominal cost.

23 6. A person shall not market an electronic smoking
24 device in any outdoor area within five hundred feet
25 of a playground, school, high school, or any other
26 place used by persons under eighteen years of age for
27 recreational, educational, or other purposes.

28 7. A person shall not market electronic smoking
29 devices in the state in any place of business unless
30 the business ensures that no person younger than
31 eighteen years of age is present or permitted to enter
32 at any time.

33 8. Liquid refills for electronic smoking devices
34 shall only be sold in child resistant packaging.

35 9. Possession of an electronic smoking device
36 by an individual under eighteen years of age does
37 not constitute a violation under this section if the
38 individual under eighteen years of age possesses the
39 electronic smoking device as part of the individual's
40 employment and the individual is employed by a person
41 who holds a valid retail permit.

42 10. *a.* The alcoholic beverages division of the
43 department of commerce, a county, or a city may
44 directly enforce subsections 1 and 2 in district court
45 and initiate proceedings pursuant to section 453A.22
46 before a permit-issuing authority which issued the
47 retail permit against a retail permit holder violating
48 this section.

49 *b.* Payment and distribution of court costs, fees,
50 and fines in a prosecution initiated by a city or

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1 county relating to subsection 1 or 2 shall be made as
2 provided in chapter 602 for violation of a city or
3 county ordinance.

4 *c.* If a county or a city has not assessed a penalty
5 as provided in section 453A.22, subsection 2, for a
6 violation of subsection 1, within sixty days of the
7 adjudication of the violation, the matter shall be
8 transferred to and be the exclusive responsibility of
9 the alcoholic beverages division of the department
10 of commerce. Following transfer of the matter, if
11 the violation is contested, the alcoholic beverages
12 division of the department of commerce shall request
13 an administrative hearing before an administrative
14 law judge, assigned by the division of administrative
15 hearings of the department of inspections and appeals
16 in accordance with the provisions of section 10A.801,
17 to adjudicate the matter pursuant to chapter 17A.

18 *d.* The provisions of section 453A.4 relating
19 to seizure of a false or altered driver's license

20 or nonoperator's identification card shall apply
21 to retailers and employees of retailers under this
22 chapter.

23 e. The alcoholic beverages division of the
24 department of commerce shall enhance and utilize the
25 tobacco compliance employee training program developed
26 pursuant to section 453A.5 to assess compliance with
27 subsections 1 and 2 by employees and prospective
28 employees of retailers. Civil penalties assessed under
29 section 453A.22 for violations of this subsections 1
30 and 2 shall be deposited in the tobacco compliance
31 employee training fund created in section 453A.2.

32 Sec. 4. **NEW SECTION. 142B.4 Penalties.**

33 1. a. (1) A person, other than a retailer, who
34 violates section 142B.3, subsection 1, is subject to
35 the same penalties applicable to a violation of section
36 453A.2, subsection 1.

37 (2) An employee of a retailer who violates section
38 142B.3, subsection 1, is subject to the same penalties
39 applicable to a violation of section 453A.2, subsection
40 1.

41 b. A person who violates section 142B.3, subsection
42 2, is subject to the same penalties applicable to
43 violations of section 453A.2, subsection 2.

44 c. (1) A person shall not be guilty of a violation
45 of section 142B.3, subsection 1 or 2, if conduct that
46 would otherwise constitute a violation is performed to
47 assess compliance with electronic smoking device laws
48 if any of the following applies:

49 (a) The compliance effort is conducted by or under
50 the supervision of law enforcement officers.

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1 (b) The compliance effort is conducted with the
2 advance knowledge of law enforcement officers and
3 reasonable measures are adopted by those conducting
4 the effort to ensure that use of electronic smoking
5 devices by individuals under eighteen years of age does
6 not result from participation by any individual under
7 eighteen years of age in the compliance effort.

8 d. For the purposes of paragraph "c", "*law*
9 *enforcement officer*" means a peace officer as defined
10 in section 801.4 and includes persons designated under
11 section 142B.3, subsection 10, to enforce this section.

12 2. a. A retailer who violates section 142B.3,
13 subsection 3, is subject to the same penalties
14 applicable to a violation of section 453A.36,
15 subsection 6, or section 453A.36A, as applicable.

16 b. A retailer who willfully violates section
17 142B.3, subsection 1, or who violates another
18 provision of this chapter, is subject to the applicable

19 provisions of section 453A.22 for violations of section
20 453A.2 or other provisions of chapter 453A.

21 c. A retailer or employee of a retailer who
22 violates section 142B.3, subsection 1 or 3, is subject
23 to the provisions of section 453A.22 applicable to
24 a violation of section 453A.2 or section 453A.36,
25 subsection 6.

26 d. A retailer of an employee who violates section
27 142B.3, subsection 1, is subject to the provisions of
28 section 453A.22, subsection 3.

29 e. Section 453A.22, subsections 5, 6, and 7 shall
30 also apply to the suspensions or revocations of retail
31 permits resulting under this subsection.

32 3. Retailers shall be subject to other penalties
33 specified under chapter 453A including those specified
34 for certain violations pursuant to section 453A.31,
35 453A.37, and 453A.47A applicable to retail permit
36 holders.

37 Sec. 5. **NEW SECTION. 142B.5 Implementation,**
38 **application, and enforcement.**

39 For the purposes of implementation, application, and
40 enforcement of this chapter, nothing in this chapter
41 shall be construed to supersede the jurisdiction of
42 any city, county, township, school district, or other
43 political subdivision to adopt and enforce any local
44 law or regulation that is at least as restrictive as
45 those imposed under this chapter.>

46 2. Title page, lines 1 and 2, by striking <vapor
47 products and alternative nicotine products> and
48 inserting <electronic smoking devices>

JOE BOLKCOM
ROBERT E. DVORSKY
MATT McCOY
DICK L. DEARDEN
ROBERT M. HOGG
JANET PETERSEN
JEFF DANIELSON
DR. JOE M. SENG
DARYL BEALL
RITA HART
DENNIS H. BLACK
PAM JOCHUM
JACK HATCH
LIZ MATHIS
CHRIS BRASE

S-5191

HOUSE AMENDMENT TO
SENATE FILE 383

1 Amend Senate File 383, as passed by the Senate, as
2 follows:
3 1. Page 1, line 2, by striking <2013> and inserting
4 <2014>
5 2. Page 1, line 15, by striking <2013> and
6 inserting <2014>

S-5192

1 Amend House File 2460, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking page 6, line 11, through page 7,
4 line 2, and inserting:

5 <SEC. 21. WORKFORCE DEVELOPMENT FUND ACCOUNT.

6 1. ~~There Notwithstanding section 15.342A, as~~
7 ~~amended by this Act, there~~ is appropriated from the
8 workforce development fund account created in section
9 15.342A to the ~~workforce development fund created in~~
10 ~~section 15.343 following funds~~ for the fiscal year
11 beginning July 1, 2014, and ending June 30, 2015,
12 the following ~~amount amounts, for purposes of the~~
13 ~~workforce development fund to be used for the purposes~~
14 designated:

15 a. JOB TRAINING FUND

16 For deposit in the job training fund created in
17 section 260F.6, as amended in this Act:

18 \$ 2,000,000
19 3,000,000

20 b. APPRENTICESHIP TRAINING PROGRAM FUND

21 For deposit in the apprenticeship training program
22 fund created in section 15B.3, as enacted in this Act:

23 \$ 2,750,000

24 2. The first \$250,000 of any unexpended or
25 unobligated moneys accruing to the workforce
26 development fund created in section 15.343. Code
27 2014, as a result of section 260F.6A, as repealed
28 by this Act, shall be allocated for purposes of the
29 apprenticeship training program. Any unexpended
30 or unobligated moneys accruing to the workforce
31 development fund created in section 15.343. Code 2014,
32 as a result of section 260F.6A, as repealed by this
33 Act, after the first \$250,000, shall be allocated
34 equally between the job training program and the
35 apprenticeship training program.>

36 2. Page 11, line 18, before <For> by inserting <a.>

37 3. Page 11, after line 21 by inserting:

38 <b. From the moneys appropriated in this

- 39 subsection, the economic development authority may use
 40 not more than \$1,000,000 for purposes of providing
 41 infrastructure grants to mainstreet communities under
 42 the main street Iowa program.>
 43 4. Page 11, line 22, before <As> by inserting <c>
 44 5. Page 15, by striking lines 31 through 33 and
 45 inserting <subsection 3, paragraph “c”, as enacted by
 46 this Act:>
 47 6. Page 16, line 20, before <A> by inserting <1>
 48 7. Page 16, after line 23 by inserting:
 49 <2. For the fiscal year beginning July 1, 2014,
 50 and for each fiscal year thereafter, there is annually

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- 1 appropriated from the workforce development fund
 2 account to the apprenticeship training program fund
 3 created in section 15B.3 three million dollars for the
 4 purposes of chapter 15B.
 5 3. For the fiscal year beginning July 1, 2014, and
 6 for each fiscal year thereafter, there is annually
 7 appropriated from the workforce development fund
 8 account to the job training fund created in section
 9 260F.6 three million dollars for the purposes of
 10 chapter 260F.>
 11 8. Page 17, after line 18 by inserting:
 12 <DIVISION ____
 13 JOBS TRAINING AND APPRENTICESHIP TRAINING
 14 Sec. __. NEW SECTION. 15B.1 Title.
 15 This chapter shall be known and may be cited as the
 16 *“Iowa Apprenticeship Act”*.
 17 Sec. __. NEW SECTION. 15B.2 Definitions.
 18 For purposes of this chapter, unless the context
 19 otherwise requires:
 20 1. *“Apprentice”* means a person who is at least
 21 sixteen years of age, except where a higher minimum
 22 age is required by law, who is employed in an
 23 apprenticeable occupation, and is registered in Iowa
 24 with the United States department of labor, office of
 25 apprenticeship.
 26 2. *“Apprenticeable occupation”* means an occupation
 27 approved for apprenticeship by the United States
 28 department of labor, office of apprenticeship.
 29 3. *“Apprenticeship program”* means a program
 30 registered with the United States department of
 31 labor, office of apprenticeship, which includes terms
 32 and conditions for the qualification, recruitment,
 33 selection, employment, and training of apprentices,
 34 including the requirement for a written apprenticeship
 35 agreement.
 36 4. *“Apprenticeship sponsor”* means an entity
 37 operating an apprenticeship program or an entity in

38 whose name an apprenticeship program is being operated,
39 which is registered with or approved by the United
40 States department of labor, office of apprenticeship.

41 5. *“Authority”* means the economic development
42 authority created in section 15.105.

43 6. *“Financial assistance”* means assistance provided
44 only from the funds, rights, and assets legally
45 available to the authority and includes but is not
46 limited to assistance in the forms of grants, loans,
47 forgivable loans, and royalty payments.

48 7. *“Fund”* means the apprenticeship training program
49 fund created in section 15B.3.

50 8. *“Lead apprenticeship sponsor”* means a trade

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1 organization, labor organization, employer association,
2 or other incorporated entity representing a group of
3 apprenticeship sponsors.

4 Sec. ____ **NEW SECTION. 15B.3 Apprenticeship**
5 **training program — fund.**

6 1. An apprenticeship training program fund is
7 created as a revolving fund in the state treasury under
8 the control of the authority.

9 2. The fund shall consist of moneys appropriated
10 for purposes of the apprenticeship training program,
11 and any other moneys lawfully available to the
12 authority for purposes of this chapter.

13 3. Moneys in the fund are appropriated to the
14 authority for the purposes of this chapter.

15 4. No more than two percent of the total moneys
16 deposited in the fund on July 1 of a fiscal year is
17 appropriated to the authority for the purposes of
18 administering this chapter.

19 5. Notwithstanding section 8.33, moneys in the
20 fund at the close of the fiscal year shall not revert
21 but shall remain available for expenditure for the
22 purposes designated for subsequent fiscal years.
23 Notwithstanding section 12C.7, subsection 2, interest
24 or earnings on moneys in the fund shall be credited to
25 the fund.

26 6. The authority shall adopt rules to administer
27 this chapter.

28 Sec. ____ **NEW SECTION. 15B.4 Financial assistance**
29 **for an apprenticeship program.**

30 1. *a.* An apprenticeship sponsor or lead
31 apprenticeship sponsor conducting apprenticeship
32 programs registered with the United States department
33 of labor, office of apprenticeship, through Iowa, for
34 apprentices who will be employed at Iowa worksites may
35 apply to the authority for a training grant under this
36 section.

37 *b.* Financial assistance received by an
38 apprenticeship sponsor or lead apprenticeship sponsor
39 under this section shall be used only for the cost of
40 conducting and maintaining an apprenticeship program.
41 2. The authority shall provide financial assistance
42 in the form of training grants to apprenticeship
43 sponsors or lead apprenticeship sponsors in the
44 following manner:
45 *a.* By determining the total amount of funding
46 allocated for purposes of training grants for
47 apprenticeship programs pursuant to section 15B.3.
48 *b.* By adding together all of the following:
49 (1) The total number of apprentices trained by all
50 applying apprenticeship sponsors or lead apprenticeship

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1 sponsors during the most recent training year as
2 calculated on the last day of the training year.
3 (2) The total number of contact hours that
4 apprenticeship instructors for all applying
5 apprenticeship sponsors or lead apprenticeship
6 sponsors spent in contact with apprentices during
7 the most recent training year. For purposes of this
8 subparagraph, "*contact hours*" includes the time spent
9 instructing apprentices in person or, in the case of
10 a lead apprenticeship sponsor with programs totaling
11 one hundred or more total instructional hours, "*contact*
12 *hours*" includes the time spent in online training if
13 the total amount of online instruction does not account
14 for more than thirty percent of the total instructional
15 hours.
16 *c.* By adding together all of the following:
17 (1) The total number of apprentices trained by
18 a single applying apprenticeship sponsor or lead
19 apprenticeship sponsor during the most recent training
20 year as calculated on the last day of the training
21 year.
22 (2) The total number of contact hours that
23 apprenticeship instructors for a single applying
24 apprenticeship sponsor or lead apprenticeship
25 sponsor spent in contact with apprentices during
26 the most recent training year. For purposes of this
27 subparagraph, "*contact hours*" includes the time spent
28 instructing apprentices in person or, in the case of
29 a lead apprenticeship sponsor with programs totaling
30 one hundred or more total instructional hours, "*contact*
31 *hours*" includes the time spent in online training if
32 the total amount of online instruction does not account
33 for more than thirty percent of the total instructional
34 hours.
35 *d.* By determining the proportion, stated as a

36 percentage, that a single applying apprenticeship
37 sponsor's or lead apprenticeship sponsor's total
38 calculated pursuant to paragraph "c" bears to
39 all applying apprenticeship sponsors' or lead
40 apprenticeship sponsors' total calculated pursuant to
41 paragraph "b".
42 e. By multiplying the percentage calculated in
43 paragraph "d" by the amount determined in paragraph
44 "a".
45 3. An apprenticeship sponsor or lead apprenticeship
46 sponsor seeking financial assistance under this
47 section shall provide the following information to the
48 authority:
49 a. The federal apprentice registration number of
50 each apprentice in the apprenticeship program.

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1 b. The address and a description of the physical
2 location where in-person training is conducted.
3 c. A certification of the apprenticeship sponsor's
4 training standards as most recently approved by
5 the United States department of labor, office of
6 apprenticeship or, in the case of a lead apprenticeship
7 sponsor, a representative sample of participating
8 members' training standards.
9 d. A certification of the apprenticeship sponsor's
10 compliance review or quality assessment as most
11 recently conducted by the United States department
12 of labor, office of apprenticeship, unless the
13 apprenticeship sponsor has not been subjected to
14 a compliance review or quality assessment. In the
15 case of a lead apprenticeship sponsor, a sampling
16 of compliance reviews or quality assessments from
17 participating members shall be sufficient.
18 e. Any other information the authority reasonably
19 determines is necessary.
20 4. The apprenticeship sponsor or lead
21 apprenticeship sponsor and the authority shall
22 enter into an agreement regarding the provision of any
23 financial assistance to the apprenticeship sponsor or
24 lead apprenticeship sponsor.
25 5. Notwithstanding the provisions of this section,
26 an apprenticeship program receiving funds from section
27 260F.6 or other community college funding sources in
28 the fiscal year beginning July 1, 2013, and ending June
29 30, 2014, shall receive no less than that amount from
30 the fund in the fiscal year beginning July 1, 2014, and
31 ending June 30, 2015.
32 Sec. __. **NEW SECTION. 15B.5 Apprenticeship**
33 **training program advisory board.**
34 1. An apprenticeship training program advisory

35 board is established to advise the authority on issues
 36 concerning the apprenticeship training program.

37 2. The advisory board shall consist of the
 38 following members:

39 *a.* One member of the master builders of Iowa.

40 *b.* One member of the associated builders and
 41 contractors of Iowa.

42 *c.* One member of the heavy highway contractors
 43 association domiciled in Iowa.

44 *d.* One member of the associated general contractors
 45 of Iowa.

46 *e.* One member of the technology association of
 47 Iowa.

48 *f.* One member of the Iowa association of business
 49 and industry.

50 *g.* One member representing the mechanical

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1 contractors association of Iowa.

2 *h.* Five members, one member each from different
 3 labor organizations. The Iowa state building and

4 construction trades council shall select five
 5 members from different labor organizations within the
 6 construction trade.

7 *i.* One member from the Iowa federation of labor.

8 *j.* One member representing community college
 9 apprenticeship programs.

10 *k.* One member representing the authority.

11 *l.* One member representing the department of
 12 education.

13 *m.* One member of the United States department
 14 of labor, office of apprenticeship, serving as an
 15 ex-officio, nonvoting member.

16 *n.* Four members of the general assembly serving
 17 as ex officio, nonvoting members, one representative
 18 to be appointed by the speaker of the house of
 19 representatives, one representative to be appointed by
 20 the minority leader of the house of representatives,
 21 one senator to be appointed by the majority leader of
 22 the senate, and one senator to be appointed by the
 23 minority leader of the senate.

24 3. *a.* The voting members of the advisory board
 25 and the member from the United States department of
 26 labor, office of apprenticeship, shall be selected by
 27 the named entity or entities. The member representing
 28 the community college apprenticeship programs shall be
 29 selected by the Iowa association of community college
 30 trustees.

31 *b.* The voting members of the advisory board and
 32 the member from the United States department of labor,
 33 office of apprenticeship, shall serve three-year

34 staggered terms. If a vacancy occurs a successor shall
 35 be selected in the same manner and subject to the same
 36 qualifications as the original selection to serve the
 37 remainder of the term.

38 c. The legislative members of the advisory board
 39 shall serve terms as provided in section 69.16B. A
 40 legislative member may designate another person to
 41 attend an advisory board meeting if the member is
 42 unavailable.

43 4. The voting members shall elect a chairperson and
 44 vice chairperson annually from the voting membership of
 45 the advisory board. A majority of the voting members
 46 of the advisory board constitute a quorum. If the
 47 chairperson and vice chairperson are unable to preside
 48 over the advisory board due to absence or disability,
 49 a majority of the voting members present may elect a
 50 temporary chairperson providing a quorum is present.

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1 5. The advisory board shall do all of the
 2 following:

3 a. Advise the authority on issues related to
 4 apprenticeship programs supported pursuant to this
 5 chapter.

6 b. Promote the development of new and the expansion
 7 of existing apprenticeship programs in Iowa.

8 c. In collaboration with the department of
 9 education, educate students about apprenticeship
 10 training opportunities and promote apprenticeship
 11 training in middle school and high school.

12 Sec. ____ Section 260C.18A, subsection 2, paragraph
 13 b, Code 2014, is amended to read as follows:

14 b. Projects in which an agreement between a
 15 community college and a business meet all the
 16 requirements of the Iowa jobs training Act under
 17 chapter 260F. ~~However, projects funded by moneys
 18 provided by a local workforce training and economic
 19 development fund of a community college are not subject
 20 to the maximum advance or award limitations contained
 21 in section 260F.6, subsection 2, or the allocation
 22 limitations contained in section 260F.8, subsection 1.~~

23 Sec. ____ Section 260F.2, subsections 4, 5, 10, and
 24 11, Code 2014, are amended to read as follows:

25 4. ~~“Date of commencement of the project”~~
 26 commencement” means the date of the preliminary signed
 27 agreement or the date an application for assistance is
 28 received by the authority.

29 5. ~~“Eligible business” or “business” means a~~
 30 ~~business training employees which is engaged in~~
 31 ~~interstate or intrastate commerce for the purpose of~~
 32 ~~manufacturing, processing, or assembling products,~~

33 conducting research and development, commercial
 34 construction, or providing services in interstate
 35 commerce including electronic commerce, but excludes
 36 retail, health, or professional services and which
 37 meets the other criteria established by the authority.
 38 “*Eligible business*” does not include a business whose
 39 training costs can be economically funded under chapter
 40 260E, a business which closes or substantially reduces
 41 its employment base in order to relocate substantially
 42 the same operation to another area of the state, or a
 43 business which is involved in a strike, lockout, or
 44 other labor dispute in Iowa.
 45 10. “*Program services*” includes but is not limited
 46 to the following:
 47 a. Training of employees.
 48 b. Adult basic education and job-related
 49 instruction.
 50 c. Vocational and skill-assessment services and

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1 testing.
 2 d. Training facilities, equipment, materials, and
 3 supplies.
 4 e. Administrative expenses incurred by community
 5 colleges for the jobs training program, in an amount
 6 not to exceed five percent of the total project cost.
 7 f. Subcontracted services with institutions
 8 governed by the state board of regents, private
 9 colleges or universities, or other federal, state, or
 10 local agencies.
 11 g. Contracted or professional services.
 12 11. “*Project*” means a training arrangement which is
 13 the subject of an agreement entered into between the
 14 community college and a business to provide program
 15 services. “*Project*” ~~also means an authority sponsored~~
 16 ~~training arrangement which is sponsored by the~~
 17 ~~authority and administered under sections 260F.6A and~~
 18 ~~260F.6B.~~
 19 Sec. __. Section 260F.3, Code 2014, is amended by
 20 adding the following new subsections:
 21 NEW SUBSECTION. 4A. Type of training to be
 22 delivered.
 23 NEW SUBSECTION. 4B. Amount of employer match.
 24 Sec. __. Section 260F.3, subsection 5, Code 2014,
 25 is amended to read as follows:
 26 5. Other criteria established by the ~~department~~
 27 authority.
 28 Sec. __. NEW SECTION. 260F.4 Financial assistance
 29 — restrictions.
 30 1. The maximum award of financial assistance for
 31 any one project is fifty thousand dollars.

32 2. A business may be approved for multiple
33 projects, but the total financial assistance award to a
34 business shall not exceed one hundred thousand dollars
35 within a three-year period.

36 3. An award of financial assistance does not
37 include reimbursement to the business for employee
38 wages while the employee is in training.

39 4. An award of financial assistance is based on the
40 actual cost of services.

41 5. A business's request for financial assistance
42 shall be commensurate with training needs.

43 6. Community colleges shall provide financial
44 assistance to a business on a reimbursement basis or by
45 directly paying for training expenses from an account
46 administered by the community college.

47 7. a. A business shall provide a cash match or
48 in-kind match in order to be eligible for financial
49 assistance pursuant to this section.

50 b. A business requesting financial assistance of

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1 less than five thousand dollars for a program shall
2 provide an in-kind match.

3 c. A business requesting financial assistance
4 of five thousand dollars or more for a program shall
5 provide cash to pay at least twenty-five percent
6 of the total project cost, including training and
7 administration costs.

8 d. An in-kind match includes employee wages paid
9 by the business during the training period, the value
10 of business-provided facilities and equipment used for
11 training, or the value of any other resource provided
12 by the business to facilitate the training program.

13 Sec. __. NEW SECTION. **260F.5 Community college**
14 **annual report.**

15 1. Each community college shall submit an annual
16 report to the governor, the general assembly, and the
17 authority by September 1 documenting the job training
18 programs funded and the community college training fund
19 during the previous fiscal year.

20 2. The report shall address the performance metrics
21 established by the authority for the job training
22 program pursuant to section 260F.8.

23 3. The report shall include the following
24 information concerning the community college training
25 fund created pursuant to section 260F.6 for that
26 community college:

27 a. The number of projects and the amount paid for
28 each project out of the fund.

29 b. The amount of money remaining in the fund at the
30 end of the fiscal year.

31 c. An accounting of any other moneys spent out of
32 the fund in the fiscal year.

33 4. The report shall be submitted in a manner and
34 form prescribed by the authority.

35 Sec. ____ Section 260F.6, subsection 1, Code 2014,
36 is amended to read as follows:

37 1. There is ~~established~~ created as a revolving
38 fund for the community colleges a job training fund ~~in~~
39 ~~the economic development authority in the workforce~~
40 ~~development fund to be administered by the authority.~~
41 The job training fund consists of moneys appropriated
42 for the purposes of this chapter ~~plus the interest and~~
43 ~~principal from repayment of advances made to businesses~~
44 ~~for program costs, plus the repayments, including~~
45 ~~interest, of loans made from that retraining fund, and~~
46 ~~interest earned from moneys in the job training fund.~~
47 Moneys in the fund are appropriated to the authority
48 for purposes of this chapter.

49 Sec. ____ Section 260F.6, subsections 2 and 3,
50 Code 2014, are amended by striking the subsections and

Page 10

1 inserting in lieu thereof the following:

2 2. A community college training fund is created for
3 each community college. Moneys in the job training
4 fund shall be allocated to each community college
5 training fund pursuant to the formula established in
6 section 260C.18C. A project meeting the criteria of
7 an eligible business established by the authority is
8 funded upon the approval of the community college's
9 board of directors.

10 3. Notwithstanding section 8.33, moneys in the
11 community college training funds and the job training
12 fund created in this section at the close of the
13 fiscal year shall not revert to the general fund of the
14 state but shall remain available for expenditure for
15 the purpose designated for subsequent fiscal years.
16 Notwithstanding section 12C.7, subsection 2, interest
17 or earnings on moneys in the funds shall be credited
18 to the funds.

19 Sec. ____ Section 260F.7, Code 2014, is amended to
20 read as follows:

21 **260F.7 Economic development authority to coordinate.**

22 The economic development authority, in consultation
23 with the department of education and the department
24 of workforce development, shall coordinate the jobs
25 training program. ~~A project shall not be funded~~
26 ~~under this chapter unless the economic development~~
27 ~~authority approves the project.~~ The authority shall
28 adopt rules pursuant to chapter 17A governing the
29 program's operation and eligibility for participation

30 in the program. The authority shall establish by rule
 31 criteria for determining what constitutes an eligible
 32 business.

33 Sec. _____. Section 260F.8, Code 2014, is amended by
 34 striking the section and inserting in lieu thereof the
 35 following:

36 **260F.8 Program assessment, development, and**
 37 **coordination.**

38 1. The authority shall establish performance
 39 metrics for the job training programs funded under this
 40 chapter and assess program outcomes on an annual basis.

41 2. A community college may retain up to ten percent
 42 of the total project cost for the following purposes:

43 a. Outreach to employers by community college
 44 business and industry outreach staff.

45 b. Monitoring the performance of training
 46 agreements and accountability measures.

47 c. Development of training project and program
 48 plans.

49 d. Business development activities.

50 Sec. _____. Section 403.21, subsections 1 and 3, Code

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1 2014, are amended to read as follows:

2 1. In order to promote communication and
 3 cooperation among cities, counties, and community
 4 colleges with respect to the allocation and division
 5 of taxes, no jobs training projects as defined in
 6 chapter 260E or 260F shall be undertaken within the
 7 area of operation of a municipality after July 1, 1995,
 8 unless the municipality and the community college
 9 have entered into an agreement or have jointly adopted
 10 a plan relating to a community college's new jobs
 11 training program which shall provide for a procedure
 12 for advance notification to each affected municipality,
 13 for exchange of information, for mutual consultation,
 14 and for procedural guidelines for all such new jobs
 15 training projects, including related project financing
 16 to be undertaken within the area of operation of the
 17 municipality. The joint agreement or the plan shall
 18 state its precise duration and shall be binding on the
 19 community college and the municipality with respect
 20 to all new jobs training projects, including related
 21 project financing undertaken during its existence.
 22 The joint agreement or plan shall be effective upon
 23 adoption and shall be placed on file in the office
 24 of the secretary of the board of directors of the
 25 community college and such other location as may be
 26 stated in the joint agreement or plan. The joint
 27 agreement or plan shall also be sent to each school
 28 district which levied or certified for levy a property

29 tax on any portion of the taxable property located
 30 in the area of operation of the municipality in the
 31 fiscal year beginning prior to the calendar year in
 32 which the plan is adopted or the agreement is reached.
 33 If no such agreement is reached or plan adopted, the
 34 community college shall not use incremental property
 35 tax revenues to fund jobs training projects within the
 36 area of operation of the municipality. Agreements
 37 entered into between a community college and a city or
 38 county pursuant to chapter 28E shall not apply.
 39 3. ~~The community college shall send a copy of the~~
 40 ~~final agreement prepared pursuant to section 260F.3 to~~
 41 ~~the economic development authority.~~ For each year in
 42 which incremental property taxes are used to retire
 43 debt service on a jobs training advance issued for
 44 a project creating new jobs, the community college
 45 shall provide to the economic development authority a
 46 report of the incremental property taxes and new jobs
 47 credits from withholding generated for that year, a
 48 specific description of the training conducted, the
 49 number of employees provided ~~program~~ services under the
 50 project, the median wage of employees in the new jobs

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1 in the project, and the administrative costs directly
 2 attributable to the project.
 3 Sec. ____ Section 558.1, Code 2014, is amended to
 4 read as follows:
 5 **558.1 “Instruments affecting real estate” defined —**
 6 **revocation.**
 7 All instruments containing a power to convey, or in
 8 any manner relating to real estate, including certified
 9 copies of petitions in bankruptcy with or without the
 10 schedules appended, of decrees of adjudication in
 11 bankruptcy, and of orders approving trustees’ bonds
 12 in bankruptcy, and a jobs training agreement entered
 13 into under chapter 260E ~~or 260F~~ between an employer
 14 and community college which contains a description
 15 of the real estate affected, shall be held to be
 16 instruments affecting the same; and no such instrument,
 17 when acknowledged or certified and recorded as in this
 18 chapter prescribed, can be revoked as to third parties
 19 by any act of the parties by whom it was executed,
 20 until the instrument containing such revocation is
 21 acknowledged and filed for record in the same office
 22 in which the instrument containing such power is
 23 recorded, except that uniform commercial code financing
 24 statements and financing statement changes as provided
 25 in chapter 554 need not be thus acknowledged.
 26 Sec. ____ REPEAL. Sections 15.343, 260F.6A, and
 27 260F.6B, Code 2014, are repealed.

28 Sec. ____ RULES. The economic development
 29 authority shall adopt rules to administer this Act.
 30 Sec. ____ TRANSFER OF FUNDS. Except as otherwise
 31 provided in this Act, all moneys in the workforce
 32 development fund, created in section 15.343, Code 2014,
 33 as of the effective date of this division of this Act
 34 and any moneys accruing to the workforce development
 35 fund, created in section 15.343, Code 2014, after the
 36 effective date of this division of this Act, shall
 37 be distributed equally between the job training fund
 38 created in section 260F.6, as amended in this Act, and
 39 the apprenticeship training program fund created in
 40 section 15B.3, as enacted in this Act, and deposited in
 41 the job training fund and the apprenticeship training
 42 program fund.>

43 9. Page 17, after line 26 by inserting:

44 <DIVISION ____
 45 STEM INTERNSHIPS

46 Sec. ____ Section 15.411, subsection 3, Code 2014,
 47 is amended to read as follows:

48 3. a. The authority shall establish and administer
 49 an ~~innovative businesses~~ internship program with two
 50 components for Iowa students. For purposes of this

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1 subsection, “*Iowa student*” means a student of an Iowa
 2 community college, private college, or institution of
 3 higher learning under the control of the state board of
 4 regents, or a student who graduated from high school in
 5 Iowa but now attends an institution of higher learning
 6 outside the state of Iowa.

7 b. The purpose of the first component of the
 8 program is to link Iowa students to small and medium
 9 sized Iowa firms through internship opportunities. An
 10 Iowa employer may receive financial assistance in an
 11 amount of one dollar for every two dollars paid by
 12 the employer to an intern. The amount of financial
 13 assistance shall not exceed three thousand one hundred
 14 dollars for any single internship, or nine thousand
 15 three hundred dollars for any single employer. In
 16 order to be eligible to receive financial assistance
 17 under this ~~subsection paragraph~~, the employer must
 18 have five hundred or fewer employees and must be an
 19 innovative business. The authority shall encourage
 20 youth who reside in economically distressed areas,
 21 youth adjudicated to have committed a delinquent
 22 act, and youth transitioning out of foster care to
 23 participate in the first component of the internship
 24 program.

25 c. (1) The purpose of the second component of the
 26 program is to assist in placing Iowa students studying

27 in the fields of science, technology, engineering, and
 28 mathematics into internships that lead to permanent
 29 positions with Iowa employers. The authority shall
 30 collaborate with eligible employers, including but not
 31 limited to innovative businesses, to ensure that the
 32 interns hired are studying in such fields. An Iowa
 33 employer may receive financial assistance in an amount
 34 of one dollar for every dollar paid by the employer to
 35 an intern. The amount of financial assistance shall
 36 not exceed five thousand dollars per internship. The
 37 authority may adopt rules to administer this component.
 38 (2) The requirement to administer this component of
 39 the internship program is contingent upon the provision
 40 of funding for such purposes by the general assembly.

41 DIVISION ____

42 FINANCIAL ASSISTANCE FOR BORDER COUNTY HOSPITALS

43 Sec. ____ FINANCIAL ASSISTANCE FOR BORDER COUNTY
 44 HOSPITALS.

45 1. Notwithstanding the purposes provided under
 46 section 16.182, subsection 1, section 16.183,
 47 subsection 1, section 16.184, subsection 1, and section
 48 16.185, subsection 1, the Iowa finance authority
 49 created in section 16.1A shall use moneys from the
 50 funds created in sections 16.182, 16.183, 16.184, and

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1 16.185 to provide financial assistance directly to
 2 hospitals in counties that border other states. A
 3 border county hospital may apply to the authority for
 4 financial assistance and the authority shall provide
 5 financial assistance pursuant to this section if the
 6 applying hospital meets the criteria described in
 7 subsection 2 and funding is available.

8 2. To qualify for financial assistance pursuant
 9 to this section, a hospital shall meet the following
 10 criteria:

11 a. The hospital is licensed in this state and is
 12 located in a county bordering two states.

13 b. The hospital is located in a county with a
 14 population of greater than 25,000 persons, but less
 15 than 50,000 persons.

16 c. Not less than ninety percent of the operations
 17 of the hospital are located within this state.

18 d. Based upon the hospital's net worth, cash flow,
 19 debt-to-asset ratio, and other criteria prescribed by
 20 the authority, the applying hospital has determined
 21 that without receiving financial assistance pursuant
 22 to this section, the hospital could not reasonably be
 23 expected to obtain, retain, restructure, or service
 24 loans or other financing for operating expenses or cash
 25 flow requirements on a reasonable and affordable basis.

26 3. a. The Iowa finance authority shall provide
 27 financial assistance pursuant to this section in the
 28 form of a loan. The loan may be a secured or unsecured
 29 direct loan to the qualifying hospital.

30 b. The amount of financial assistance provided
 31 pursuant to this section as a secured or unsecured
 32 direct loan to a qualifying border hospital shall not
 33 exceed five million dollars.

34 c. Any loan provided pursuant to this section shall
 35 be fully amortized and repaid over a five-year period.

36 d. Repayments of any loan provided pursuant to
 37 this section shall be made to the authority and the
 38 authority shall credit the moneys to the account from
 39 which it was provided.

40 4. Notwithstanding the purposes provided under
 41 section 16.182, subsection 1, section 16.183,
 42 subsection 1, section 16.184, subsection 1, and section
 43 16.185, subsection 1, moneys in the funds established
 44 in sections 16.182, 16.183, 16.184, and 16.185 may be
 45 commingled and transferred for the purpose of providing
 46 financial assistance pursuant to this section or for
 47 the purposes provided under section 16.182, subsection
 48 1, section 16.183, subsection 1, section 16.184,
 49 subsection 1, and section 16.185, subsection 1. Moneys
 50 in the funds established in sections 16.182, 16.183,

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1 16.184, and 16.185 shall be commingled or transferred
 2 if the moneys in any of the funds individually are
 3 insufficient to provide financial assistance pursuant
 4 to this section, or to provide assistance for the
 5 purposes provided in section 16.182, subsection
 6 1, section 16.183, subsection 1, section 16.184,
 7 subsection 1, and section 16.185, subsection 1.

8 5. As used in this section, unless the context
 9 otherwise requires, "hospital" means the same as
 10 defined in section 135B.1.

11 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 12 of this Act, being deemed of immediate importance,
 13 takes effect upon enactment.

14 DIVISION ____

15 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

16 Sec. ____ PERSONNEL SETTLEMENT AGREEMENT
 17 PAYMENTS. As a condition made to any appropriation
 18 to the department of cultural affairs, the economic
 19 development authority, the Iowa finance authority,
 20 the public employment relations board, the department
 21 of workforce development, the state board of regents,
 22 Iowa state university, the state university of Iowa,
 23 or the university of northern Iowa as provided in
 24 this Act, moneys appropriated and any other moneys

25 available for use by that entity under this Act shall
 26 not be used for the payment of a personnel settlement
 27 agreement between that entity and a state employee
 28 that contains a confidentiality provision intended to
 29 prevent public disclosure of the agreement or any terms
 30 of the agreement.>
 31 10. Title page, line 6, after <atters> by
 32 inserting <, and including effective date provisions>
 33 11. By renumbering, redesignating, and correcting
 34 internal references as necessary.

WILLIAM A. DOTZLER, JR.

S-5193

1 Amend House File 398, as passed by the House, as
 2 follows:
 3 1. Page 1, by striking lines 2 through 5 and
 4 inserting <the following new subsection:>
 5 2. By striking page 1, line 16, through page 2,
 6 line 14, and inserting:
 7 <Sec. __. Section 522B.11, subsection 7, Code
 8 2014, is amended to read as follows:
 9 7. a. ~~Unless an insurance producer holds oneself~~
 10 ~~out as an insurance specialist, consultant, or~~
 11 ~~counselor and receives compensation for consultation~~
 12 ~~and advice apart from commissions paid by an insurer~~
 13 ~~otherwise provided in this subsection,~~ the duties and
 14 responsibilities of an insurance producer are limited
 15 to those duties and responsibilities set forth in
 16 Sandbulte v. Farm Bureau Mut. Ins. Co., 343 N.W.2d 457
 17 (Iowa 1984).
 18 b. The general assembly declares that the holding
 19 of Langwith v. Am. Nat'l Gen. Ins. Co., ~~(No. 08-0778)~~
 20 793 N.W.2d 215 (Iowa 2010) is abrogated to the extent
 21 that it overrules Sandbulte and imposes higher or
 22 greater duties and responsibilities on insurance
 23 producers than those set forth in Sandbulte.
 24 c. Unless an insurance producer holds oneself out
 25 as an insurance specialist, consultant, or counselor
 26 and receives compensation for consultation and advice
 27 apart from commissions paid by an insurer, an insurance
 28 producer, while acting within the scope and course of
 29 the license provided for by this chapter, is not in the
 30 business of supplying information to others.
 31 d. An insurance producer owes any duties and
 32 responsibilities referred to in this subsection only
 33 to the policy owner, a person in privity of contract
 34 with the insurance producer, a person who has executed
 35 a written instrument required by the insurer in order
 36 to become a policy owner, and the principal in an
 37 agency relationship with the insurance producer. If

38 a person to whom an insurance producer owes duties
 39 and responsibilities is deceased or incapacitated, a
 40 direct and specifically identified beneficiary, who
 41 is referenced in a written instrument required by the
 42 insurer or provided by the insurance producer that is
 43 executed by the person and delivered to the insurer
 44 or insurance producer prior to the person's death
 45 or incapacity, may enforce the insurance producer's
 46 duties and responsibilities. An insurance producer
 47 does not owe any duty to a person who was a direct
 48 and specifically identified beneficiary if the policy
 49 owner changes the beneficiary in the manner required
 50 by the policy or contract and removes the person as a

Page 2

1 beneficiary.>
 2 3. By renumbering as necessary.

ROBERT M. HOGG

S-5194

HOUSE AMENDMENT TO
 SENATE FILE 2349

1 Amend the Senate amendment, H-8369, to House File
 2 398, as passed by the House, as follows:
 3 1. By striking page 1, line 3, through page 2, line
 4 2, and inserting:
 5 <__. By striking page 1, line 1, through page 2,
 6 line 14, and inserting:
 7 Section 1. Section 522B.1, Code 2014, is amended
 8 by adding the following new subsection:
 9 **NEW SUBSECTION.** 12A. "*Policy owner*" means a person
 10 who is identified as the legal owner of an insurance
 11 policy or contract under the terms of the insurance
 12 policy or contract, or who is otherwise vested with
 13 legal title to the insurance policy or contract through
 14 a valid assignment completed in accordance with the
 15 terms of the insurance policy or contract and is
 16 properly recorded as the legal owner of the policy or
 17 contract in the records of the insurer. "*Policy owner*"
 18 does not include a person who has a mere beneficial
 19 interest in an insurance policy.
 20 Sec. 2. Section 522B.11, subsection 7, Code 2014,
 21 is amended by adding the following new paragraphs:
 22 **NEW PARAGRAPH.** c. Unless an insurance producer
 23 holds oneself out as an insurance specialist,
 24 consultant, or counselor and receives compensation for
 25 consultation and advice apart from commissions paid
 26 by an insurer, an insurance producer, while acting

27 within the scope and course of the license provided for
 28 by this chapter, is not in the business of supplying
 29 information to others.
 30 NEW PARAGRAPH. *d.* An insurance producer owes
 31 any duties and responsibilities referred to in this
 32 subsection only to the policy owner, a person in
 33 privity of contract with the insurance producer, a
 34 person who has executed a written instrument required
 35 by the insurer in order to become a policy owner,
 36 and the principal in the agency relationship with the
 37 insurance producer. If a person to whom the insurance
 38 producer owes duties and responsibilities is deceased
 39 or incapacitated, a direct and specifically identified
 40 beneficiary referenced in a written instrument required
 41 by the insurer and executed by the person may enforce
 42 the insurance producer’s duties and responsibilities.
 43 An insurance producer does not owe any duties and
 44 responsibilities to a person who was a direct and
 45 specifically identified beneficiary if the policy
 46 owner changes the beneficiary in the manner required
 47 by the policy or contract and removes the person as a
 48 beneficiary.>>

S-5195

1 Amend Senate File 2363 as follows:
 2 1. Page 4, line 19, by striking <2354> and
 3 inserting <2359>
 4 2. Page 5, after line 6 by inserting:
 5 <_. DEPARTMENT OF EDUCATION
 6 For purposes of providing reimbursement to public
 7 school districts that conduct radon testing pursuant to
 8 section 280.30, as enacted in this Act:
 9 \$ 1,000,000>
 10 3. Page 7, line 16, by striking <\$100,000 each to
 11 the> and inserting <up to \$100,000 to those>
 12 4. Page 9, by striking line 30 and inserting:
 13 <For the public purpose of providing a grant on
 14 behalf of>
 15 5. By striking page 9, line 34, through page 10,
 16 line 6, and inserting:
 17 <The appropriation made in this lettered
 18 paragraph shall be distributed as a grant to an
 19 association representing the majority of the nonprofit
 20 substance-related disorder treatment providers licensed
 21 under section 125.13 by the department as of January
 22 1, 2014, that receive federal prevention and treatment
 23 of substance abuse block grant funding through
 24 the department. The grant shall be used for bulk
 25 purchasing and to implement an electronic health record
 26 system in the providers that receive that federal
 27 grant. The electronic health record system implemented

28 with the grant shall comply with the electronic health
29 information>

30 6. Page 10, lines 10 and 11, by striking <Each
31 recipient of a grant> and inserting <Each of the
32 providers>

33 7. Page 10, by striking lines 18 through 21.

34 8. By renumbering as necessary.

ROBERT E. DVORSKY

S-5196

1 Amend House File 2473, as amended, passed, and
2 reprinted by the House, as follows:

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

5 <DIVISION I

6 STANDING APPROPRIATIONS AND RELATED MATTERS

7 Section 1. 2013 Iowa Acts, chapter 140, is amended
8 by adding the following new section:

9 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL
10 YEAR 2015-2016.

11 1. For the budget process applicable to the fiscal
12 year beginning July 1, 2015, on or before October 1,
13 2014, in lieu of the information specified in section
14 8.23, subsection 1, unnumbered paragraph 1, and
15 paragraph "a", all departments and establishments of
16 the government shall transmit to the director of the
17 department of management, on blanks to be furnished
18 by the director, estimates of their expenditure
19 requirements, including every proposed expenditure, for
20 the ensuing fiscal year, together with supporting data
21 and explanations as called for by the director of the
22 department of management after consultation with the
23 legislative services agency.

24 2. The estimates of expenditure requirements
25 shall be in a form specified by the director of
26 the department of management, and the expenditure
27 requirements shall include all proposed expenditures
28 and shall be prioritized by program or the results to
29 be achieved. The estimates shall be accompanied by
30 performance measures for evaluating the effectiveness
31 of the programs or results.

32 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by
33 adding the following new section:

34 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

35 1. The appropriations made pursuant to section
36 2.12 for the expenses of the general assembly and
37 legislative agencies for the fiscal year beginning July
38 1, 2014, and ending June 30, 2015, are reduced by the
39 following amount:

40 \$ 3,000,000

41 2. The budgeted amounts for the general assembly
42 for the fiscal year beginning July 1, 2014, may be
43 adjusted to reflect unexpended budgeted amounts from
44 the previous fiscal year.

45 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is
46 amended to read as follows:

47 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS
48 — FY 2014–2015. Notwithstanding the standing
49 appropriations in the following designated sections for
50 the fiscal year beginning July 1, 2014, and ending June

Page 2

1 30, 2015, the amounts appropriated from the general
2 fund of the state pursuant to these sections for the
3 following designated purposes shall not exceed the
4 following amounts:

5 1. For operational support grants and community
6 cultural grants under section 99F.11, subsection 3,
7 paragraph “d”, subparagraph (1):

8 \$ 208,351
9 416,702

10 ~~2. For regional tourism marketing under section~~
11 ~~99F.11, subsection 3, paragraph “d”, subparagraph (2):~~

12 \$ 582,000

13 3. For payment for nonpublic school transportation
14 under section 285.2:

15 \$ 8,560,931

16 If total approved claims for reimbursement for
17 nonpublic school pupil transportation exceed the amount
18 appropriated in accordance with this subsection, the
19 department of education shall prorate the amount of
20 each approved claim.

21 4. For the enforcement of chapter 453D relating to
22 tobacco product manufacturers under section 453D.8:

23 \$ 9,208
24 18,416

25 Sec. 4. Section 257.35, Code 2014, is amended by
26 adding the following new subsection:

27 **NEW SUBSECTION.** 8A. Notwithstanding subsection 1,
28 and in addition to the reduction applicable pursuant
29 to subsection 2, the state aid for area education
30 agencies and the portion of the combined district cost
31 calculated for these agencies for the fiscal year
32 beginning July 1, 2014, and ending June 30, 2015, shall
33 be reduced by the department of management by fifteen
34 million dollars. The reduction for each area education
35 agency shall be prorated based on the reduction that
36 the agency received in the fiscal year beginning July
37 1, 2003.

40 Sec. 5. Section 8.55, subsection 3, paragraph a,
 41 Code 2014, is amended to read as follows:
 42 a. Except as provided in paragraphs “b”, “c”,
 43 ~~and “d”, and “0e”~~, the moneys in the Iowa economic
 44 emergency fund shall only be used pursuant to an
 45 appropriation made by the general assembly. An
 46 appropriation shall only be made for the fiscal year in
 47 which the appropriation is made. The moneys shall only
 48 be appropriated by the general assembly for emergency
 49 expenditures.
 50 Sec. 6. Section 8.55, subsection 3, Code 2014, is

Page 3

1 amended by adding the following new paragraph:
 2 NEW PARAGRAPH. *Oe.* There is appropriated from the
 3 Iowa economic emergency fund to the state appeal board
 4 an amount sufficient to pay claims authorized by the
 5 state appeal board as provided in section 25.2.

6 Sec. 7. Section 25.2, subsection 4, Code 2014, is
 7 amended to read as follows:

8 4. Payments authorized by the state appeal board
 9 shall be paid from the appropriation or fund of
 10 original certification of the claim. However, if that
 11 appropriation or fund has since reverted under section
 12 8.33, then such payment authorized by the state appeal
 13 board shall be ~~out of any money in the state treasury~~
 14 ~~not otherwise appropriated~~ as follows:

15 a. From the appropriation made from the Iowa
 16 economic emergency fund in section 8.55 for purposes of
 17 paving such expenses.

18 b. To the extent the appropriation from the
 19 Iowa economic emergency fund described in paragraph
 20 “a” is insufficient to pay such expenses, there is
 21 appropriated from moneys in the general fund of the
 22 state not otherwise appropriated the amount necessary
 23 to fund the deficiency.

DIVISION III

MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

24 Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the
 25 purposes provided in section 455E.11, subsection 2,
 26 paragraph “c”, there is appropriated from the household
 27 hazardous waste account of the groundwater protection
 28 fund to the department of natural resources for the
 29 fiscal year beginning July 1, 2014, and ending June 30,
 30 2015, the following amount, or so much thereof as is
 31 necessary, to be used for the purposes designated:
 32

33 For supporting the department’s air quality
 34 programs, including salaries, support, maintenance, and
 35 miscellaneous purposes:
 36 \$ 1,400,000
 37

38 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There

39 is appropriated from the general fund of the state to
40 the department on aging for the fiscal year beginning
41 July 1, 2014, and ending June 30, 2015, the following
42 amount, or so much thereof as is necessary, to be used
43 for the purposes designated:

44 To award to each area agency on aging designated
45 under section 231.32 in the proportion that the
46 estimated amount of older individuals in Iowa served by
47 that area agency on aging bears to the total estimated
48 amount of older individuals in Iowa, to be used to
49 provide congregate meals and home-delivered meals to
50 food-insecure older individuals in Iowa:

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| | |
|--|-------------------|
| <p>1</p> <p>2 Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The</p> <p>3 director of the department of natural resources shall</p> <p>4 convene a stakeholder group for purposes of studying</p> <p>5 the funding of air quality programs administered by</p> <p>6 the department. By December 1, 2014, the department</p> <p>7 shall submit a written report to the general assembly</p> <p>8 regarding the findings and recommendations of the</p> <p>9 stakeholder group.</p> <p>10 Sec. 11. PERSONNEL SETTLEMENT AGREEMENT</p> <p>11 PAYMENTS. The general assembly and the judicial branch</p> <p>12 shall not enter into a personnel settlement agreement</p> <p>13 with a state employee that contains a confidentiality</p> <p>14 provision intended to prevent public disclosure of the</p> <p>15 agreement or any terms of the agreement.</p> <p>16 Sec. 12. Section 8.9, subsection 2, paragraph a,</p> <p>17 Code 2014, is amended to read as follows:</p> <p>18 a. All grant applications submitted and grant</p> <p>19 moneys received by a department on behalf of the state</p> <p>20 shall be reported to the office of grants enterprise</p> <p>21 management. The office shall by January 31 <u>December</u></p> <p>22 <u>1</u> of each year submit to the fiscal services division</p> <p>23 of the legislative services agency a written report</p> <p>24 listing all grants received during the previous</p> <p>25 calendar <u>most recently completed federal fiscal</u> year</p> <p>26 with a value over one thousand dollars and the funding</p> <p>27 entity and purpose for each grant. However, the</p> <p>28 reports on grants filed by the state board of regents</p> <p>29 pursuant to section 8.44 shall be deemed sufficient to</p> <p>30 comply with the requirements of this subsection. <u>In</u></p> <p>31 <u>addition, each department shall submit and the office</u></p> <p>32 <u>shall report, as applicable, for each grant applied</u></p> <p>33 <u>for or received and other federal moneys received</u></p> <p>34 <u>the expected duration of the grant or the other</u></p> <p>35 <u>moneys, maintenance of effort or other matching fund</u></p> <p>36 <u>requirements throughout and following the period of the</u></p> <p>37 <u>grant or the other moneys, the sources of the federal</u></p> | <p>\$ 250,000</p> |
|--|-------------------|

38 funding and any match funding, any policy, program, or
39 operational requirement associated with receipt of the
40 funding, a status report on changes anticipated in the
41 federal requirements associated with the grant or other
42 federal funding during the fiscal year in progress and
43 the succeeding fiscal year, and any other information
44 concerning the grant or other federal funding that
45 would be helpful in the development of policy or
46 budget decisions. The fiscal services division of
47 the legislative services agency shall compile the
48 information received for consideration by the standing
49 joint appropriations subcommittees of the general
50 assembly.

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1 Sec. 13. Section 68B.3, Code 2014, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 2A. This section does not apply to
4 sales of services by a member of a board or commission
5 as defined under section 7E.4 to state executive branch
6 agencies or subunits of departments or independent
7 agencies as defined in section 7E.4 that are not the
8 subunit of the department or independent agency in
9 which the person serves or are not a subunit of a
10 department or independent agency with which the person
11 has substantial and regular contact as part of the
12 person's duties.

13 Sec. 14. Section 602.1302, subsection 3, Code 2014,
14 is amended to read as follows:

15 3. A revolving fund is created in the state
16 treasury for the payment of jury and witness fees,
17 mileage, costs related to summoning jurors by the
18 judicial branch, costs and fees related to the
19 management and payment of interpreters and translators
20 in judicial branch legal proceedings and court-ordered
21 programs, and attorney fees paid by the state public
22 defender for counsel appointed pursuant to section
23 600A.6A. The judicial branch shall deposit any
24 reimbursements to the state for the payment of jury
25 and witness fees and mileage in the revolving fund.
26 In each calendar quarter the judicial branch shall
27 reimburse the state public defender for attorney fees
28 paid pursuant to section 600A.6B. Notwithstanding
29 section 8.33, unencumbered and unobligated receipts in
30 the revolving fund at the end of a fiscal year do not
31 revert to the general fund of the state. The judicial
32 branch shall on or before February 1 file a financial
33 accounting of the moneys in the revolving fund with
34 the legislative services agency. The accounting shall
35 include an estimate of disbursements from the revolving
36 fund for the remainder of the fiscal year and for the

37 next fiscal year.

38 Sec. 15. 2013 Iowa Acts, chapter 138, section 157,
39 subsection 5A, if enacted by 2014 Iowa Acts, House File
40 2463, is amended by striking the subsection.

41 DIVISION IV

42 CORRECTIVE PROVISIONS

43 Sec. 16. Section 15.353, subsection 1, paragraph c,
44 subparagraph (2), if enacted by 2014 Iowa Acts, House
45 File 2448, is amended to read as follows:

46 (2) The average dwelling unit cost does not exceed
47 two hundred fifty thousand dollars per dwelling unit
48 if the project involves the rehabilitation, repair,
49 redevelopment, or preservation of ~~eligible property,~~
50 ~~as that term is defined in section 404A.1, subsection~~

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1 ~~2~~ property described in section 404A.1, subsection 7,
2 paragraph "a".

3 Sec. 17. Section 15J.4, subsection 1, paragraph b,
4 as amended by 2014 Iowa Acts, House File 2448, section
5 34, if enacted, is amended to read as follows:

6 b. The area was in whole or in part a designated
7 economic development enterprise zone under chapter
8 15E, division XVIII, Code 2014, immediately prior to
9 the effective date of this division of this Act, or
10 the area is in whole or in part an urban renewal area
11 established pursuant to chapter 403.

12 Sec. 18. Section 123.47, subsection 1A, paragraph
13 c, subparagraph (2), as enacted by 2014 Iowa Acts,
14 Senate File 2310, section 1, is amended to read as
15 follows:

16 (2) A person under legal age who consumes or
17 possesses any alcoholic liquor, wine, or beer in
18 connection with a religious observance, ceremony, or
19 ~~right rite.~~

20 Sec. 19. Section 331.552, subsection 35, as amended
21 by 2014 Iowa Acts, House File 2273, section 5, if
22 enacted, is amended to read as follows:

23 35. a. Destroy special assessment records required
24 by section 445.11 within the county system after ten
25 years have elapsed from the end of the fiscal year in
26 which the special assessment was paid in full. The
27 county treasurer shall also destroy the resolution of
28 necessity, plat, and schedule of assessments required
29 by section 384.51 after ten years have elapsed from the
30 end of the fiscal year in which the entire schedule was
31 paid in full. This ~~subsection paragraph~~ applies to
32 documents described in this ~~subsection paragraph~~ that
33 are in existence before, on, or after July 1, 2003.

34 b. Destroy assessment records required by chapter
35 468 within the county system after ten years have

36 elapsed from the end of the fiscal year in which the
37 assessment was paid in full. The county treasurer
38 shall also destroy the accompanying documents including
39 any resolutions, plats, or schedule of assessments
40 after ten years have elapsed from the end of the
41 fiscal year in which the entire schedule was paid in
42 full. This ~~subsection~~ paragraph applies to documents
43 described in this ~~subsection~~ paragraph that are in
44 existence before, on, or after July 1, 2014.

45 Sec. 20. Section 422.33, subsection 4, paragraph c,
46 Code 2014, as amended by 2014 Iowa Acts, Senate File
47 2240, section 87, and redesignated as paragraph b,
48 subparagraph (3), is amended to read as follows:

49 (3) Subtract an exemption amount of forty thousand
50 dollars. This exemption amount shall be reduced, but

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1 not below zero, by an amount equal to twenty-five
2 percent of the amount by which the alternative minimum
3 taxable income of the taxpayer, computed without regard
4 to the exemption amount in this ~~paragraph~~ subparagraph,
5 exceeds one hundred fifty thousand dollars.

6 Sec. 21. Section 425.15, subsection 1, paragraph a,
7 as enacted by 2014 Iowa Acts, Senate File 2352, section
8 1, is amended to read as follows:

9 a. A veteran of any of the military forces of the
10 United States, who acquired the homestead under 38
11 U.S.C. § 21.801, 21.802, prior to August 6, 1991, or
12 under 38 U.S.C. § 2101, 2102.

13 Sec. 22. Section 508.36, subsection 13, paragraph
14 d, subparagraph (1), subparagraph division (c), as
15 enacted by 2014 Iowa Acts, Senate File 2131, section 9,
16 is amended to read as follows:

17 (c) Minimum reserves for all other policies ~~of~~ or
18 contracts subject to subsection 1, paragraph "b".

19 Sec. 23. Section 508.36, subsection 16, paragraph
20 c, subparagraph (3), as enacted by 2014 Iowa Acts,
21 Senate File 2131, section 9, is amended to read as
22 follows:

23 (3) Once any portion of a memorandum in support
24 of an opinion submitted under subsection 2 or a
25 principle-based valuation report developed under
26 subsection 14, paragraph "b", subparagraph (3), is
27 cited by a company in its marketing or is publicly
28 volunteered to or before a governmental agency other
29 than a state insurance department or is released by
30 the company to the news media, all portions ~~of~~ of such
31 memorandum or report shall no longer be confidential
32 information.

33 Sec. 24. Section 508.37, subsection 6, paragraph h,
34 subparagraph (8), as enacted by 2014 Iowa Acts, Senate

35 File 2131, section 13, is amended to read as follows:

36 (8) For policies issued on or after the operative
 37 date of the valuation manual, the valuation manual
 38 shall provide the Commissioners Standard Mortality
 39 Table for use in determining the minimum nonforfeiture
 40 standard that may be substituted for the Commissioners
 41 1961 Standard Industrial Mortality Table or the
 42 Commissioners 1961 Industrial Extended Term Insurance
 43 Table. If the commissioner approves by ~~regulation~~
 44 rule any Commissioners Standard Industrial Mortality
 45 Table adopted by the national association of insurance
 46 commissioners for use in determining the minimum
 47 nonforfeiture standard for policies issued on or after
 48 the operative date of the valuation manual, then that
 49 minimum nonforfeiture standard supersedes the minimum
 50 nonforfeiture standard provided by the valuation

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1 manual.

2 Sec. 25. Section 537.1301, subsection 46, as
 3 enacted by 2014 Iowa Acts, House File 2324, section 17,
 4 is amended to read as follows:

5 46. “*Threshold amount*” means the threshold amount,
 6 as determined by 12 C.F.R. ~~§ 226.3(b)~~ § 1026.3(b),
 7 in effect during the period the consumer credit
 8 transaction was entered into.

9 Sec. 26. 2014 Iowa Acts, Senate File 2257, section
 10 15, is amended by striking the section and inserting in
 11 lieu thereof the following:

12 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,
 13 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,
 14 Code 2014, are repealed.

15 Sec. 27. REPEAL. 2014 Iowa Acts, House File 2423,
 16 section 159, is repealed.

17 Sec. 28. CONTINGENT EFFECTIVENESS. The section
 18 of this division of this Act amending section 15.353,
 19 subsection 1, paragraph “c”, subparagraph (2), takes
 20 effect only if 2014 Iowa Acts, House File 2453, is
 21 enacted.

22 DIVISION V

23 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

24 Sec. 29. Section 2.42, subsection 13, Code 2014, is
 25 amended to read as follows:

26 13. To establish policies with regard to publishing
 27 printed and electronic versions of legal publications
 28 as provided in chapters 2A and 2B, including the Iowa
 29 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative
 30 bulletin, Iowa administrative code, and Iowa court
 31 rules, or any part of those publications. The
 32 publishing policies may include, but are not limited
 33 to: the style and format to be used; the frequency

34 of publication; the contents of the publications;
35 the numbering systems to be used; the preparation of
36 editorial comments or notations; the correction of
37 errors; the type of print or electronic media and
38 data processing software to be used; the number of
39 volumes to be published; recommended revisions; the
40 letting of contracts for publication; the pricing of
41 the publications to which section 22.3 does not apply;
42 access to, and the use, reproduction, legal protection,
43 sale or distribution, and pricing of related data
44 processing software consistent with chapter 22; and any
45 other matters deemed necessary to the publication of
46 uniform and understandable publications.
47 Sec. 30. Section 2A.1, subsection 2, paragraph d,
48 unnumbered paragraph 1, Code 2014, is amended to read
49 as follows:
50 Publication of the official legal publications

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1 of the state, including but not limited to the Iowa
2 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative
3 bulletin, Iowa administrative code, and Iowa court
4 rules as provided in chapter 2B. The legislative
5 services agency shall do all of the following:
6 Sec. 31. Section 2A.5, subsection 2, paragraph b,
7 Code 2014, is amended by striking the paragraph.
8 Sec. 32. Section 2A.5, Code 2014, is amended by
9 adding the following new subsection:
10 **NEW SUBSECTION.** 2A. The legislative services
11 agency shall publish annually an electronic or printed
12 version of the roster of state officials. The roster
13 of state officials shall include a correct list of
14 state officers and deputies; members of boards and
15 commissions; justices of the supreme court, judges
16 of the court of appeals, and judges of the district
17 courts including district associate judges and judicial
18 magistrates; and members of the general assembly.
19 The office of the governor shall cooperate in the
20 preparation of the list.
21 Sec. 33. Section 2B.5, subsection 3, Code 2014, is
22 amended by striking the subsection.
23 Sec. 34. Section 2B.5A, subsection 2, Code 2014, is
24 amended to read as follows:
25 2. In consultation with the administrative rules
26 coordinator, the administrative code editor shall
27 prescribe a uniform style and form required for a
28 person filing a document for publication in the Iowa
29 administrative bulletin or the Iowa administrative
30 code, including but not limited to a rulemaking
31 document. A rulemaking document includes a notice
32 of intended action as provided in section 17A.4 or

33 an adopted rule for filing as provided in section
 34 17A.5. The rulemaking document shall correlate each
 35 rule to the uniform numbering system established by
 36 the administrative code editor. The administrative
 37 code editor shall provide for the publication of
 38 an electronic publication version of the Iowa
 39 administrative bulletin and the Iowa administrative
 40 code. The administrative code editor shall review
 41 all submitted documents for style and form and notify
 42 the administrative rules coordinator if a rulemaking
 43 document is not in proper style or form, and may return
 44 or revise a document which is not in proper style and
 45 form. The style and form prescribed shall require
 46 that a rulemaking document include a reference to the
 47 statute which the rules are intended to implement.

48 Sec. 35. Section 2B.5A, subsection 6, paragraph a,
 49 subparagraph (2), subparagraph division (b), Code 2014,
 50 is amended to read as follows:

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1 (b) A print ~~edition~~ version may include an index.
 2 Sec. 36. Section 2B.5B, subsection 2, Code 2014, is
 3 amended to read as follows:
 4 2. The administrative code editor, upon direction
 5 by the Iowa supreme court and in accordance with the
 6 policies of the legislative council pursuant to section
 7 2.42 and the legislative services agency pursuant
 8 to section 2A.1, shall prescribe a uniform style and
 9 form required for filing a document for publication in
 10 the Iowa court rules. The document shall correlate
 11 each rule to the uniform numbering system. The
 12 administrative code editor shall provide for the
 13 publication of an electronic publication version of
 14 the Iowa court rules. The administrative code editor
 15 shall review all submitted documents for style and
 16 form and notify the Iowa supreme court if a rulemaking
 17 document is not in proper style or form, and may return
 18 or revise a document which is not in proper style and
 19 form.

20 Sec. 37. Section 2B.5B, subsection 3, paragraph b,
 21 subparagraph (2), subparagraph division (b), Code 2014,
 22 is amended to read as follows:

23 (b) A print version ~~shall~~ may include an index.

24 Sec. 38. Section 2B.6, subsection 2, paragraph b,
 25 Code 2014, is amended to read as follows:

26 ~~b. The Iowa Code or Code Supplement, as provided in~~
 27 section 2B.12.

28 Sec. 39. Section 2B.12, Code 2014, is amended to
 29 read as follows:

30 **2B.12 Iowa Code and Code Supplement.**

31 1. The legislative services agency shall control

32 and maintain in a secure electronic repository
33 custodial information used to publish the Iowa Code.
34 2. The legislative services agency shall publish
35 an annual edition of the Iowa Code as soon as
36 possible after the final adjournment of a regular
37 or special session of a general assembly. ~~However,~~
38 ~~the legislative services agency may publish a new~~
39 ~~Code Supplement in lieu of the Iowa Code as soon as~~
40 ~~possible after the final adjournment of a regular~~
41 ~~session of a general assembly. The legislative~~
42 ~~services agency may publish a new edition of the Iowa~~
43 ~~Code or Code Supplement as soon as possible after the~~
44 ~~final adjournment of a special session of the general~~
45 ~~assembly.~~
46 3. An edition of the Iowa Code ~~or Code Supplement~~
47 shall contain each Code section in its new or amended
48 form. However, a new section or amendment which does
49 not take effect until after the probable publication
50 date of a succeeding Iowa Code ~~or Code Supplement~~

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1 may be deferred for publication in that succeeding
2 Iowa Code ~~or Code Supplement~~. The sections shall
3 be inserted in each edition in a logical order as
4 determined by the Iowa Code editor in accordance with
5 the policies of the legislative council.
6 4. Each section of an Iowa Code ~~or Code Supplement~~
7 shall be indicated by a number printed in boldface
8 type and shall have an appropriate headnote printed in
9 boldface type.
10 5. The Iowa Code shall include all of the
11 following:
12 *a.* The Declaration of Independence.
13 *b.* The Articles of Confederation.
14 *c.* The Constitution of the United States.
15 *d.* The laws of the United States relating to the
16 authentication of records.
17 *e.* The Constitution of the State of Iowa, original
18 and codified versions.
19 *f.* The Act admitting Iowa into the union as a
20 state.
21 *g.* The arrangement of the Code into distinct units,
22 as established by the legislative services agency,
23 which may include titles, subunits of titles, chapters,
24 subunits of chapters, and sections, and subunits of
25 sections. The distinct units shall be numbered and may
26 include names.
27 *h.* All of the statutes of Iowa of a general and
28 permanent nature, except as provided in subsection 3.
29 *i.* A comprehensive method to search and identify
30 its contents, including the text of the Constitution

31 and statutes of the State of Iowa.

32 (1) An electronic version may include search and
33 retrieval programming, analysis of titles and chapters,
34 and an index and a summary index.

35 (2) A print version shall include an analysis of
36 titles and chapters, and may include an index and a
37 summary index.

38 6. The Iowa Code may include all of the following:

39 *a.* A preface.

40 *b.* A description of citations to statutes.

41 *c.* Abbreviations to other publications which may be
42 referred to in the Iowa Code.

43 *d.* Appropriate historical references or source
44 notes.

45 *e.* An analysis of the Code by titles and chapters.

46 *f.* Other reference materials as determined by the
47 Iowa Code editor in accordance with any policies of the
48 legislative council.

49 ~~7. A Code Supplement shall include all of the~~
50 ~~following:~~

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1 ~~*a.* The text of statutes of Iowa of a general~~
2 ~~and permanent nature that were enacted during the~~
3 ~~preceding regular or special session, except as~~
4 ~~provided in subsection 2; an indication of all sections~~
5 ~~repealed during that session; and any amendments to~~
6 ~~the Constitution of the State of Iowa approved by the~~
7 ~~voters since the adjournment of the previous regular~~
8 ~~session of the general assembly.~~

9 ~~*b.* A chapter title and number for each chapter or~~
10 ~~part of a chapter included.~~

11 ~~*c.* A comprehensive method to search and identify~~
12 ~~its contents, including the text of statutes and the~~
13 ~~Constitution of the State of Iowa.~~

14 ~~(1) An electronic version may include search and~~
15 ~~retrieval programming and an index and a summary index.~~

16 ~~(2) A print version may include an index and a~~
17 ~~summary index.~~

18 ~~8. 7.~~ The Iowa Code ~~or Code Supplement~~ may include
19 appropriate tables showing the disposition of Acts of
20 the general assembly, the corresponding sections from
21 edition to edition of an Iowa Code ~~or Code Supplement~~,
22 and other reference material as determined by the
23 Iowa Code editor in accordance with policies of the
24 legislative council.

25 8. In lieu of or in addition to publishing an
26 annual edition of the Iowa Code, the legislative
27 services agency, in accordance with the policies of
28 the legislative council, may publish a supplement to
29 the Iowa Code, as necessary or desirable, in a manner

30 similar to the publication of an annual edition of the
31 Iowa Code.

32 Sec. 40. Section 2B.13, subsection 1, unnumbered
33 paragraph 1, Code 2014, is amended to read as follows:

34 The Iowa Code editor in preparing the copy for an
35 edition of the Iowa Code ~~or Code Supplement~~ shall not
36 alter the sense, meaning, or effect of any Act of the
37 general assembly, but may:

38 Sec. 41. Section 2B.13, subsection 1, paragraph f,
39 Code 2014, is amended to read as follows:

40 f. Transfer, divide, or combine sections or parts
41 of sections and add or ~~amend~~ revise headnotes to
42 sections and ~~subsections~~ section subunits. Pursuant to
43 section 3.3, the headnotes are not part of the law.

44 Sec. 42. Section 2B.13, subsection 3, paragraph a,
45 Code 2014, is amended to read as follows:

46 a. The Iowa Code editor may, in preparing the copy
47 for an edition of the Iowa Code ~~or Code Supplement~~,
48 establish standards for and change capitalization,
49 spelling, and punctuation in any provision for purposes
50 of uniformity and consistency in language.

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1 Sec. 43. Section 2B.13, subsection 4, paragraph a,
2 Code 2014, is amended to read as follows:

3 a. The Iowa Code editor shall seek direction
4 from the senate committee on judiciary and the house
5 committee on judiciary when making Iowa Code ~~or Code~~
6 ~~Supplement~~ changes.

7 Sec. 44. Section 2B.13, subsection 5, Code 2014, is
8 amended to read as follows:

9 5. The Iowa Code editor may prepare and publish
10 comments deemed necessary for a proper explanation
11 of the manner of ~~printing~~ publishing a section or
12 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa
13 Code editor shall maintain a record of all of the
14 corrections made under subsection 1. The Iowa Code
15 editor shall also maintain a separate record of the
16 changes made under subsection 1, paragraphs "b" through
17 "h". The records shall be available to the public.

18 Sec. 45. Section 2B.13, subsection 7, paragraph a,
19 Code 2014, is amended to read as follows:

20 a. The effective date of an edition of the Iowa
21 Code ~~or of a supplement to the Iowa Code Supplement~~
22 or an edition of the Iowa administrative code is its
23 publication date. A publication date is the date the
24 publication is conclusively presumed to be complete,
25 incorporating all revisions or editorial changes.

26 Sec. 46. Section 2B.13, subsection 7, paragraph
27 b, subparagraph (1), Code 2014, is amended to read as
28 follows:

29 (1) For the Iowa Code or a supplement to the
 30 Iowa Code Supplement, the publication date is the
 31 first day of the next regular session of the general
 32 assembly convened pursuant to Article III, section 2,
 33 of the Constitution of the State of Iowa. However,
 34 the legislative services agency may establish an
 35 alternative publication date, which may be the date
 36 that the publication is first available to the public
 37 accessing the general assembly's internet site. The
 38 legislative services agency shall provide notice of
 39 such an alternative publication date on the general
 40 assembly's internet site.

41 Sec. 47. Section 2B.17, subsection 2, paragraph b,
 42 Code 2014, is amended to read as follows:

43 b. For statutes, the official versions of
 44 publications shall be known as the Iowa Acts, the Iowa
 45 Code, and the Code Supplement for supplements for the
 46 years 1979 through 2011.

47 Sec. 48. Section 2B.17, subsection 4, paragraph c,
 48 Code 2014, is amended to read as follows:

49 c. The Iowa Code shall be cited as the Iowa
 50 Code. ~~The Code Supplement~~ Supplements to the Iowa

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1 Code published for the years 1979 through 2011 shall
 2 be cited as the Code Supplement. Subject to the
 3 legislative services agency style manual, the Iowa Code
 4 may be cited as the Code of Iowa or Code and the Code
 5 Supplement may be cited as the Iowa Code Supplement,
 6 with references identifying parts of the publication,
 7 including but not limited to title or chapter, section,
 8 or subunit of a section. If the citation refers to a
 9 past edition of the Iowa Code or Code Supplement, the
 10 citation shall identify the year of publication. The
 11 legislative services agency style manual shall provide
 12 for a citation form for any supplements to the Iowa
 13 Code published after the year 2013.

14 Sec. 49. Section 2B.18, subsection 1, Code 2014, is
 15 amended to read as follows:

16 1. The Iowa Code editor is the custodian of the
 17 official legal publications known as the Iowa Acts,
 18 Iowa Code, and Code Supplement for supplements to the
 19 Iowa Code for the years 1979 through 2011, and for any
 20 other supplements to the Iowa Code. The Iowa Code
 21 editor may attest to and authenticate any portion
 22 of such official legal publication for purposes of
 23 admitting a portion of the official legal publication
 24 in any court or office of any state, territory,
 25 or possession of the United States or in a foreign
 26 jurisdiction.

27 Sec. 50. Section 3.1, subsection 1, paragraphs a

28 and b, Code 2014, are amended to read as follows:

29 *a.* Shall refer to the numbers of the sections or
30 chapters of the Code ~~or Code Supplement~~ to be amended
31 or repealed, but it is not necessary to refer to the
32 sections or chapters in the title.

33 *b.* Shall refer to the session of the general
34 assembly and the sections and chapters of the Acts to
35 be amended if the bill relates to a section or sections
36 of an Act not appearing in the Code ~~or codified in a~~
37 ~~supplement to the Code.~~

38 Sec. 51. Section 3.3, Code 2014, is amended to read
39 as follows:

40 **3.3 Headnotes and historical references.**

41 1. Proper headnotes may be placed at the beginning
42 of a section of a bill or at the beginning of a Code
43 section, and at the end of a Code section there may
44 be placed a reference to the section number of the
45 Code, or any Iowa Act from which the matter of the Code
46 section was taken or Code section subunit. However,
47 except as provided for the uniform commercial code
48 pursuant to section 554.1107, headnotes shall not be
49 considered as part of the law as enacted.

50 2. At the end of a Code section there may be placed

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1 a reference to the section number of the Code, or any
2 Iowa Act from which the matter of the Code section was
3 taken. Historical references shall not be considered
4 as a part of the law as enacted.

5 DIVISION VI
6 SNOWMOBILES

7 Sec. 52. Section 321G.3, subsection 1, Code 2014,
8 is amended to read as follows:

9 1. Each snowmobile used by a resident on public
10 land, public ice, or a designated snowmobile trail
11 of this state shall be currently registered in this
12 state pursuant to section 321G.4. A ~~person~~ resident
13 shall not operate, maintain, or give permission for
14 the operation or maintenance of a snowmobile on public
15 land, public ice, or a designated snowmobile trail
16 unless the snowmobile is registered in accordance with
17 this chapter ~~or applicable federal laws or in accordance~~
18 ~~with an approved numbering system of another state~~
19 ~~and the evidence of registration is in full force and~~
20 ~~effect.~~ A The owner of a snowmobile must also be
21 issued obtain a user permit in accordance with this
22 chapter section 321G.4A.

23 Sec. 53. Section 321G.4, subsections 2 and 4, Code
24 2014, are amended to read as follows:

25 2. The owner of the snowmobile shall file an
26 application for registration with the department

27 through the county recorder of the county of residence,
 28 ~~or in the case of a nonresident owner, in the county~~
 29 ~~of primary use,~~ in the manner established by the
 30 commission. The application shall be completed by the
 31 owner and shall be accompanied by a fee of fifteen
 32 dollars and a writing fee as provided in section
 33 321G.27. A snowmobile shall not be registered by the
 34 county recorder until the county recorder is presented
 35 with receipts, bills of sale, or other satisfactory
 36 evidence that the sales or use tax has been paid for
 37 the purchase of the snowmobile or that the owner is
 38 exempt from paying the tax. A snowmobile that has an
 39 expired registration certificate from another state may
 40 be registered in this state upon proper application,
 41 payment of all applicable registration and writing
 42 fees, and payment of a penalty of five dollars.
 43 4. Notwithstanding subsections 1 and 2, a
 44 snowmobile ~~that is more than thirty years old~~
 45 manufactured prior to 1984 may be registered as an
 46 antique snowmobile for a one-time fee of twenty-five
 47 dollars, which shall exempt the owner from annual
 48 registration and fee requirements for that snowmobile.
 49 However, if ownership of ~~such a~~ an antique snowmobile
 50 is transferred, the new owner shall register the

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1 snowmobile and pay the one-time fee as required under
 2 this subsection. A snowmobile may be registered
 3 under this section with only a signed bill of sale as
 4 evidence of ownership.
 5 Sec. 54. NEW SECTION. 321G.4B Nonresident
 6 requirements — penalties.
 7 1. A nonresident wishing to operate a snowmobile
 8 on public land, public ice, or a designated snowmobile
 9 trail of this state shall obtain a user permit in
 10 accordance with section 321G.4A. In addition to
 11 obtaining a user permit, a nonresident shall display
 12 a current registration decal or other evidence of
 13 registration or numbering required by the owner's state
 14 of residence unless the owner resides in a state that
 15 does not register or number snowmobiles.
 16 2. A violation of subsection 1 is punishable as a
 17 scheduled violation under section 805.8B, subsection
 18 2, paragraph "a". When the scheduled fine is paid, the
 19 violator shall submit proof to the department that a
 20 user permit has been obtained and provide evidence of
 21 registration or numbering as required by the owner's
 22 state of residence, if applicable, to the department
 23 within thirty days of the date the fine is paid. A
 24 person who violates this section is guilty of a simple
 25 misdemeanor.

26 Sec. 55. Section 321G.20, Code 2014, is amended by
 27 striking the section and inserting in lieu thereof the
 28 following:

29 **321G.20 Operation by persons under sixteen.**

30 A person under sixteen years of age shall not
 31 operate a snowmobile on a designated snowmobile
 32 trail, public land, or public ice unless the operation
 33 is under the direct supervision of a parent, legal
 34 guardian, or another person of at least eighteen years
 35 of age authorized by the parent or guardian, who is
 36 experienced in snowmobile operation and who possesses a
 37 valid driver's license, as defined in section 321.1, or
 38 an education certificate issued under this chapter.

39 Sec. 56. Section 321G.24, subsection 1, Code 2014,
 40 is amended to read as follows:

41 1. A person ~~under eighteen~~ twelve through seventeen
 42 years of age shall not operate a snowmobile on public
 43 land, public ice, a designated snowmobile trail, or
 44 land purchased with snowmobile registration funds
 45 in this state without obtaining ~~a valid~~ an education
 46 certificate approved by the department and having
 47 the certificate in the person's possession, unless
 48 the person is accompanied on the same snowmobile by
 49 a responsible person of at least eighteen years of
 50 age who is experienced in snowmobile operation and

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1 possesses a valid driver's license, as defined in
 2 section 321.1, or an education certificate issued under
 3 this chapter.

4 Sec. 57. Section 805.8B, subsection 2, paragraph a,
 5 Code 2014, is amended to read as follows:

6 a. For registration or user permit violations under
 7 section 321G.3, subsection 1, or section 321G.4B, the
 8 scheduled fine is fifty dollars.

9 DIVISION VII

10 INCOME TAX CHECKOFFS

11 Sec. 58. NEW SECTION. 422.12D **Income tax checkoff**
 12 **for the Iowa state fair foundation fund.**

13 1. A person who files an individual or a joint
 14 income tax return with the department of revenue under
 15 section 422.13 may designate one dollar or more to be
 16 paid to the foundation fund of the Iowa state fair
 17 foundation as established in section 173.22. If the
 18 refund due on the return or the payment remitted with
 19 the return is insufficient to pay the amount designated
 20 by the taxpayer to the foundation fund, the amount
 21 designated shall be reduced to the remaining amount
 22 of the refund or the remaining amount remitted with
 23 the return. The designation of a contribution to the
 24 foundation fund under this section is irrevocable.

25 2. The director of revenue shall draft the income
 26 tax form to allow the designation of contributions to
 27 the foundation fund on the tax return. The department,
 28 on or before January 31, shall transfer the total
 29 amount designated on the tax form due in the preceding
 30 year to the foundation fund. However, before a
 31 checkoff pursuant to this section shall be permitted,
 32 all liabilities on the books of the department of
 33 administrative services and accounts identified
 34 as owing under section 8A.504 and the political
 35 contribution allowed under section 68A.601 shall be
 36 satisfied.

37 3. The Iowa state fair board may authorize payment
 38 from the foundation fund for purposes of supporting
 39 foundation activities.

40 4. The department of revenue shall adopt rules to
 41 implement this section.

42 5. This section is subject to repeal under section
 43 422.12E.

44 Sec. 59. **NEW SECTION. 422.12L Joint income tax**
 45 **checkoff for veterans trust fund and volunteer fire**
 46 **fighter preparedness fund.**

47 1. A person who files an individual or a joint
 48 income tax return with the department of revenue under
 49 section 422.13 may designate one dollar or more to
 50 be paid jointly to the veterans trust fund created

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1 in section 35A.13 and to the volunteer fire fighter
 2 preparedness fund created in section 100B.13. If the
 3 refund due on the return or the payment remitted with
 4 the return is insufficient to pay the additional amount
 5 designated by the taxpayer, the amount designated
 6 shall be reduced to the remaining amount of refund or
 7 the remaining amount remitted with the return. The
 8 designation of a contribution under this section is
 9 irrevocable.

10 2. The director of revenue shall draft the income
 11 tax form to allow the designation of contributions
 12 to the veterans trust fund and to the volunteer fire
 13 fighter preparedness fund as one checkoff on the
 14 tax return. The department of revenue, on or before
 15 January 31, shall transfer one-half of the total
 16 amount designated on the tax return forms due in the
 17 preceding calendar year to the veterans trust fund and
 18 the remaining one-half to the volunteer fire fighter
 19 preparedness fund. However, before a checkoff pursuant
 20 to this section shall be permitted, all liabilities on
 21 the books of the department of administrative services
 22 and accounts identified as owing under section 8A.504
 23 and the political contribution allowed under section

24 68A.601 shall be satisfied.

25 3. The department of revenue shall adopt rules to
26 administer this section.

27 4. This section is subject to repeal under section
28 422.12E.

29 Sec. 60. REPEAL. Sections 422.12D and 422.12L,
30 Code 2014, are repealed.

31 Sec. 61. RETROACTIVE APPLICABILITY. This division
32 of this Act applies retroactively to January 1, 2014,
33 for tax years beginning on or after that date.

34 DIVISION VIII

35 COUNTY RECORDERS

36 Sec. 62. Section 321G.1, Code 2014, is amended by
37 adding the following new subsection:

38 NEW SUBSECTION. 9A. "Document" means a snowmobile
39 certificate of title, registration certificate or
40 registration renewal, user permit, or duplicate
41 special registration certificate issued by the county
42 recorder's office.

43 Sec. 63. Section 321G.29, subsection 7, Code 2014,
44 is amended to read as follows:

45 7. The county recorder shall maintain ~~a~~ an
46 electronic record of any certificate of title which the
47 county recorder issues ~~and shall keep each certificate~~
48 ~~of title on record~~ until the certificate of title has
49 been inactive for five years. When issuing a title
50 for a new snowmobile, the county recorder shall obtain

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1 and keep the certificate of origin on file ~~a copy of~~
2 ~~the certificate of origin~~. When issuing a title and
3 registration for a used snowmobile for which there
4 is no title or registration, the county recorder
5 shall obtain and keep on file the affidavit for the
6 unregistered and untitled snowmobile.

7 Sec. 64. Section 321G.32, subsection 1, paragraph
8 a, Code 2014, is amended to read as follows:

9 a. To perfect the security interest, an application
10 for security interest must be presented along with
11 the original title. The county recorder shall note
12 the security interest on the face of the title and ~~on~~
13 in the copy in electronic record maintained by the
14 recorder's office.

15 Sec. 65. Section 321I.1, Code 2014, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 10A. "Document" means an
18 all-terrain vehicle certificate of title, vehicle
19 registration or registration renewal, user permit, or
20 duplicate special registration certificate issued by
21 the county recorder's office.

22 Sec. 66. Section 321I.31, subsection 7, Code 2014,

23 is amended to read as follows:

24 7. The county recorder shall maintain ~~a~~ an
 25 electronic record of any certificate of title which the
 26 county recorder issues ~~and shall keep each certificate~~
 27 ~~of title on record~~ until the certificate of title has
 28 been inactive for five years. When issuing a title for
 29 a new all-terrain vehicle, the county recorder shall
 30 obtain and keep the certificate of origin on file ~~a~~
 31 ~~copy of the certificate of origin~~. When issuing a
 32 title and registration for a used all-terrain vehicle
 33 for which there is no title or registration, the county
 34 recorder shall obtain and keep on file the affidavit
 35 for the unregistered and untitled all-terrain vehicle.

36 Sec. 67. Section 321I.34, subsection 1, paragraph
 37 a, Code 2014, is amended to read as follows:

38 a. To perfect the security interest, an application
 39 for security interest must be presented along with
 40 the original title. The county recorder shall note
 41 the security interest on the face of the title and ~~on~~
 42 in the copy in electronic record maintained by the
 43 recorder's office.

44 Sec. 68. Section 331.602, subsection 39, Code 2014,
 45 is amended to read as follows:

46 39. Accept applications for passports if approved
 47 to accept such applications by the United States
 48 department of state.

49 Sec. 69. Section 359A.10, Code 2014, is amended to
 50 read as follows:

Page 20

1 **359A.10 Entry and record of orders.**

2 Such orders, decisions, notices, and returns shall
 3 be entered of record at length by the township clerk,
 4 and a copy thereof certified by the township clerk to
 5 the county recorder, who shall record the same in the
 6 recorder's office in ~~a book kept for that purpose~~ the
 7 manner specified in sections 558.49 and 558.52, and
 8 index such record in the name of each adjoining owner
 9 as grantor to the other. The county recorder shall
 10 collect fees specified in section 331.604.

11 Sec. 70. Section 462A.5, subsection 1, paragraph a,
 12 Code 2014, is amended to read as follows:

13 a. The owner of the vessel shall file an
 14 application for registration with the appropriate
 15 county recorder on forms provided by the commission.
 16 The application shall be completed and signed by the
 17 owner of the vessel and shall be accompanied by the
 18 appropriate fee, and the writing fee specified in
 19 section 462A.53. Upon applying for registration, the
 20 owner shall display a bill of sale, receipt, or other
 21 satisfactory proof of ownership as provided by the

22 rules of the commission to the county recorder. If the
 23 county recorder is not satisfied as to the ownership
 24 of the vessel or that there are no undisclosed
 25 security interests in the vessel, the county recorder
 26 may register the vessel but shall, as a condition
 27 of issuing a registration certificate, require the
 28 applicant to follow the procedure provided in section
 29 462A.5A. Upon receipt of the application in approved
 30 form accompanied by the required fees, the county
 31 recorder shall enter it upon the records of the
 32 recorder's office and shall issue to the applicant a
 33 pocket-size registration certificate. The certificate
 34 shall be executed ~~in triplicate, one copy to be and~~
 35 ~~delivered to the owner, one copy to the commission, and~~
 36 ~~one copy to be retained on file by the county recorder.~~
 37 The county recorder shall maintain an electronic
 38 record of each registration certificate issued by the
 39 county recorder under this chapter. The registration
 40 certificate shall bear the number awarded to the
 41 vessel, the passenger capacity of the vessel, and the
 42 name and address of the owner. In the use of all
 43 vessels except nonpowered sailboats, nonpowered canoes,
 44 and commercial vessels, the registration certificate
 45 shall be carried either in the vessel or on the person
 46 of the operator of the vessel when in use. In the
 47 use of nonpowered sailboats, nonpowered canoes, or
 48 commercial vessels, the registration certificate may be
 49 kept on shore in accordance with rules adopted by the
 50 commission. The operator shall exhibit the certificate

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1 to a peace officer upon request or, when involved in an
 2 occurrence of any nature with another vessel or other
 3 personal property, to the owner or operator of the
 4 other vessel or personal property.

5 Sec. 71. Section 462A.77, subsection 7, Code 2014,
 6 is amended to read as follows:

7 7. The county recorder shall maintain ~~a an~~
 8 electronic record of ~~any each~~ certificate of title
 9 ~~which issued by the county recorder issues and shall~~
 10 ~~keep each certificate of title on record~~ under this
 11 chapter until the certificate of title has been
 12 inactive for five years.

13 Sec. 72. Section 462A.84, subsection 1, paragraph
 14 a, Code 2014, is amended to read as follows:

15 a. To perfect the security interest, an application
 16 for security interest must be presented along with
 17 the original title. The county recorder shall note
 18 the security interest on the face of the title and ~~on~~
 19 in the copy in electronic record maintained by the
 20 recorder's office.

21 DIVISION IX
22 FOSTER CARE

23 Sec. 73. Section 232.46, subsection 1, Code 2014,
24 is amended to read as follows:

25 1. a. At any time after the filing of a petition
26 and prior to entry of an order of adjudication
27 pursuant to section 232.47, the court may suspend the
28 proceedings on motion of the county attorney or the
29 child's counsel, enter a consent decree, and continue
30 the case under terms and conditions established by
31 the court. These terms and conditions may include
32 ~~prohibiting a any of the following:~~

33 (1) Prohibiting the child from driving a motor
34 vehicle for a specified period of time or under
35 specific circumstances, ~~or the supervision. The court~~
36 shall notify the department of transportation of an
37 order prohibiting the child from driving.

38 (2) Supervision of the child by a juvenile court
39 officer or other agency or person designated by the
40 court, ~~and may include the requirement that the child~~
41 ~~perform.~~

42 (3) The performance of a work assignment of
43 value to the state or to the public ~~or make making~~
44 restitution consisting of a monetary payment to the
45 victim or a work assignment directly of value to the
46 victim. ~~The court shall notify the state department of~~
47 ~~transportation of an order prohibiting the child from~~
48 ~~driving.~~

49 (4) Placement of the child in a group or family
50 foster care setting, if the court makes a determination

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1 that such a placement is the least restrictive option.
2 b. A child's need for shelter placement or for
3 inpatient mental health or substance abuse treatment
4 does not preclude entry or continued execution of a
5 consent decree.

6 Sec. 74. Section 234.35, subsection 1, paragraph e,
7 Code 2014, is amended to read as follows:

8 e. When a court has entered an order transferring
9 the legal custody of the child to a foster care
10 placement pursuant to section 232.46, section 232.52,
11 subsection 2, paragraph "d", or section 232.102,
12 subsection 1. However, payment for a group foster
13 care placement shall be limited to those placements
14 which conform to a service area group foster care plan
15 established pursuant to section 232.143.

16 DIVISION X
17 SOLAR TAX CREDITS

18 Sec. 75. 2014 Iowa Acts, Senate File 2340, if
19 enacted, is amended by adding the following new

20 section:

21 Sec. _____. Section 422.33, subsection 29, paragraph
22 a, Code 2014, is amended to read as follows:

23 a. The taxes imposed under this division shall
24 be reduced by a solar energy system tax credit equal
25 to ~~fifty~~ sixty percent of the federal energy credit
26 related to solar energy systems provided in section ~~48~~
27 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
28 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
29 thousand dollars.

30 Sec. 76. Section 422.11L, subsection 1, paragraphs
31 a and b, as amended by 2014 Iowa Acts, Senate File
32 2340, section 1, if enacted, is amended to read as
33 follows:

34 a. Sixty percent of the federal residential energy
35 efficient property credit related to solar energy
36 provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2)
37 of the Internal Revenue Code, not to exceed five
38 thousand dollars.

39 b. Sixty percent of the federal energy credit
40 related to solar energy systems provided in section
41 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
42 of the Internal Revenue Code, not to exceed twenty
43 thousand dollars.

44 Sec. 77. Section 422.60, subsection 12, paragraph
45 a, as enacted by 2014 Iowa Acts, House File 2438,
46 section 27, is amended to read as follows:

47 a. The taxes imposed under this division shall
48 be reduced by a solar energy system tax credit equal
49 to ~~fifty~~ sixty percent of the federal energy credit
50 related to solar energy systems provided in section ~~48~~

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1 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
2 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
3 thousand dollars.

4 Sec. 78. EFFECTIVE UPON ENACTMENT. The following
5 provision or provisions of this division of this Act,
6 being deemed of immediate importance, take effect upon
7 enactment:

8 1. The section amending section 422.33, subsection
9 29, paragraph “a”.

10 2. The section amending section 422.11L, subsection
11 1, paragraphs “a” and “b”.

12 3. The section amending section 422.60, subsection
13 12, paragraph “a”.

14 Sec. 79. RETROACTIVE APPLICABILITY. The following
15 provision or provisions of this division of this Act
16 apply retroactively to January 1, 2014, for tax years
17 beginning on or after that date:

18 1. The section of this Act amending section 422.33,

19 subsection 29, paragraph “a”.

20 2. The section of this Act amending section
21 422.11L, subsection 1, paragraphs “a” and “b”.

22 3. The section of this Act amending section 422.60,
23 subsection 12, paragraph “a”.

24 DIVISION XI

25 ACCOUNT FOR HEALTH CARE TRANSFORMATION

26 Sec. 80. ACCOUNT FOR HEALTH CARE TRANSFORMATION

27 — FY 2013–2014. As of December 31, 2013, any funds
28 remaining in the account for health care transformation
29 created in section 249J.23, Code 2013, shall revert to
30 the general fund of the state.

31 Sec. 81. IOWACARE ACCOUNT. Until June 30, 2015,
32 any funds remaining in the IowaCare account created in
33 section 249J.24, Code 2013, shall remain available and
34 are appropriated to the department of human services
35 for the payment of valid claims.

36 Sec. 82. IMMEDIATE EFFECTIVE DATE. This division
37 of this Act, being deemed of immediate importance,
38 takes effect upon enactment.

39 Sec. 83. RETROACTIVE APPLICABILITY. The
40 following sections of this division of this Act apply
41 retroactively to July 1, 2013:

42 1. The section relating to the reversion of funds
43 remaining in the account for health care transformation
44 to the general fund of the state.

45 2. The section relating to availability and
46 appropriation of the funds remaining in the IowaCare
47 account.

48 DIVISION XII

49 FLOOD MITIGATION

50 Sec. 84. Section 28F.12, Code 2014, is amended to

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1 read as follows:

2 **28F.12 Additional powers of the entity.**

3 If the entity is comprised solely of cities,
4 counties, and sanitary districts established under
5 chapter 358 or any combination thereof, the entity
6 shall have in addition to all the powers enumerated
7 in this chapter, the powers which a county has with
8 respect to solid waste disposal projects and the powers
9 which a governmental entity established under chapter
10 418 has with respect to projects undertaken under
11 chapter 418.

12 Sec. 85. Section 418.1, subsection 4, paragraph c,
13 unnumbered paragraph 1, Code 2014, is amended to read
14 as follows:

15 A joint board or other legal or administrative
16 entity established or designated in an agreement
17 pursuant to chapter 28E or chapter 28F between any of

18 the following:

19 Sec. 86. Section 418.1, subsection 4, paragraph
20 c, Code 2014, is amended by adding the following new
21 subparagraph:

22 NEW SUBPARAGRAPH. (4) One or more counties, one or
23 more cities that are located in whole or in part within
24 those counties, and a sanitary district established
25 under chapter 358 or a combined water and sanitary
26 district established under chapter 357 or 358 located
27 in whole or in part within those counties.

28 Sec. 87. Section 418.11, subsection 3, paragraph c,
29 Code 2014, is amended to read as follows:

30 c. For projects approved for a governmental entity
31 as defined in section 418.1, subsection 4, paragraph
32 “c”, the area used to determine the sales tax increment
33 shall include the incorporated areas of each city that
34 is participating in the chapter 28E agreement, the
35 unincorporated areas of ~~the each~~ participating county,
36 ~~and~~ the area of any participating drainage district not
37 otherwise included in the areas of the participating
38 cities or county, and the area of any participating
39 sanitary district or combined water and sanitary
40 district not otherwise included in the areas of the
41 participating cities or county, as applicable.

42 Sec. 88. Section 418.12, subsection 5, Code 2014,
43 is amended to read as follows:

44 5. If the department of revenue determines that
45 the revenue accruing to the fund or accounts within
46 the fund exceeds ~~thirty million dollars or exceeds~~
47 the amount necessary for the purposes of this chapter
48 ~~if the amount necessary is less than thirty million~~
49 ~~dollars, then, as limited by subsection 4, paragraph~~
50 “a.” those excess moneys shall be credited by the

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1 department of revenue for deposit in the general fund
2 of the state.

3 Sec. 89. Section 418.14, subsection 3, paragraph a,
4 Code 2014, is amended to read as follows:

5 a. Except as otherwise provided in this section,
6 bonds issued pursuant to this section shall not be
7 subject to the provisions of any other law or charter
8 relating to the authorization, issuance, or sale of
9 bonds. Bonds issued under this section shall not limit
10 or restrict the authority of a governmental entity as
11 defined in section 418.1, subsection 4, paragraphs
12 “a” and “b”, or a city, county, or ~~drainage special~~
13 district participating in a governmental entity as
14 defined in section 418.1, subsection 4, paragraph “c”,
15 to issue bonds for the project under other provisions
16 of the Code.

17 Sec. 90. Section 418.15, subsection 4, Code 2014,
18 is amended to read as follows:

19 4. All property and improvements acquired by
20 a governmental entity as defined in section 418.1,
21 subsection 4, paragraph “c”, relating to a project
22 shall be transferred to the county, city, or ~~drainage~~
23 special district designated in the chapter 28E
24 agreement to receive such property and improvements.
25 The county, city, or ~~drainage~~ special district to which
26 such property or improvements are transferred shall,
27 unless otherwise provided in the chapter 28E agreement,
28 be solely responsible for the ongoing maintenance and
29 support of such property and improvements.

30 Sec. 91. EFFECTIVE UPON ENACTMENT. This division
31 of this Act, being deemed of immediate importance,
32 takes effect upon enactment.

33 DIVISION XIII

34 DENTAL COVERAGE — EXTERNAL REVIEW

35 Sec. 92. EXTERNAL REVIEW — REPEAL. The sections
36 of 2014 Iowa Acts, House File 2463, included in
37 the division of the Act amending sections 514J.102
38 and 514J.103, and providing the directive to review
39 the bases used for external review of adverse
40 determinations, if enacted, are repealed.

41 Sec. 93. Section 514J.102, subsection 1, Code 2014,
42 is amended to read as follows:

43 1. “*Adverse determination*” means a determination
44 by a health carrier, except a health carrier issuing
45 a policy or certificate that provides coverage for
46 dental care, that an admission, availability of care,
47 continued stay, or other health care service that
48 is a covered benefit has been reviewed and, based
49 upon the information provided, does not meet the
50 health carrier’s requirements for medical necessity,

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1 appropriateness, health care setting, level of care,
2 or effectiveness, and the requested service or payment
3 for the service is therefore denied, reduced, or
4 terminated. “*Adverse determination*” does not include
5 a denial of coverage for a service or treatment
6 specifically listed in plan or evidence of coverage
7 documents as excluded from coverage. For purposes
8 of a health carrier issuing a policy or certificate
9 that provides coverage for dental care, “*adverse*
10 *determination*” means a determination by the health
11 carrier that availability of care or other health care
12 service that is a covered benefit has been reviewed
13 and, based upon the information provided, does not
14 meet the health carrier’s requirements for medical
15 necessity and the requested service or payment for the

16 service is therefore denied, reduced, or terminated.
 17 For purposes of a health carrier issuing a policy or
 18 certificate that provides coverage for dental care,
 19 medical necessity shall be the only basis upon which a
 20 health carrier may deny payment for dental care that
 21 is otherwise a covered benefit under the policy or
 22 certificate.

23 DIVISION XIV
 24 EMPLOYMENT RIDES

25 Sec. 94. **NEW SECTION. 324A.8 Iowa employment rides**
 26 **initiative — grant program.**

27 1. As used in this section, unless the context
 28 otherwise requires, “*employment transportation*” means
 29 an urban or rural program or service that provides
 30 an individual with transportation solely to or from a
 31 workplace, including but not limited to the following
 32 programs and services:
 33 a. Expanding or sustaining existing transportation
 34 services or service hours.
 35 b. Coordinating ride share services, including car
 36 pool or van pool services.
 37 c. Shuttle services.
 38 2. The Iowa employment rides initiative is
 39 established in the department to provide funds to
 40 public transit systems for programs and services that
 41 provide employment transportation to Iowans.
 42 3. The department shall award funds from the
 43 initiative on a competitive grant basis. A grant shall
 44 not exceed one hundred fifty thousand dollars. A grant
 45 application shall contain a commitment from the public
 46 transit system of at least a dollar-for-dollar match of
 47 the grant funds awarded. Moneys charged to individuals
 48 receiving employment transportation services cannot
 49 be used as matching funds. Grant funds shall be used
 50 only for operational costs directly associated with

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1 providing employment transportation and shall not be
 2 used for capital expenditures or construction.
 3 4. A public transit system may coordinate
 4 with other local, state, or federal governmental
 5 agencies and private nonprofit organizations in the
 6 administration of a program or service receiving a
 7 grant under the initiative and in expenditure of grant
 8 funds.
 9 5. The department shall submit an annual report on
 10 the outcomes of the initiative, including the grant
 11 amount, the type of program or service receiving funds,
 12 and the number of individuals served for each grant
 13 awarded by the initiative to the general assembly by
 14 January 1 each year. As a condition of having received

15 a grant from the initiative, a public transit system
16 shall provide the department with information on any
17 program or service for which the public transit system
18 is awarded a grant from the initiative.

19 6. The department shall adopt rules to administer
20 the initiative, including but not limited to an
21 application process and grant award criteria.

22 Sec. 95. EMPLOYMENT RIDES — APPROPRIATION. There
23 is appropriated from the general fund of the state to
24 the department of transportation for the fiscal year
25 beginning July 1, 2014, and ending June 30, 2015, the
26 following amount, or so much thereof as is necessary,
27 to be used for the purposes designated:

28 For grants under the Iowa employment rides
29 initiative:

30 \$ 1,000,000

31 Notwithstanding section 8.33, moneys appropriated in
32 this section that remain unencumbered or unobligated
33 at the close of the fiscal year shall not revert but
34 shall remain available for expenditure for the purposes
35 designated until the close of the succeeding fiscal
36 year.

37 DIVISION XV

38 STATE PERCENT OF GROWTH

39 Sec. 96. Section 257.8, subsection 1, Code 2014, is
40 amended to read as follows:

41 1. *State percent of growth.* ~~The state percent of~~
42 ~~growth for the budget year beginning July 1, 2012,~~
43 ~~is two percent.~~ The state percent of growth for the
44 budget year beginning July 1, 2013, is two percent.
45 The state percent of growth for the budget year
46 beginning July 1, 2014, is four percent. The state
47 percent of growth for the budget year beginning July
48 1, 2015, is six percent. The state percent of growth
49 for each subsequent budget year shall be established
50 by statute which shall be enacted within thirty days

1 of the submission in the year preceding the base year
2 of the governor’s budget under section 8.21. The
3 establishment of the state percent of growth for a
4 budget year shall be the only subject matter of the
5 bill which enacts the state percent of growth for a
6 budget year.

7 Sec. 97. EFFECTIVE UPON ENACTMENT. This division
8 of this Act, being deemed of immediate importance,
9 takes effect upon enactment.

10 DIVISION XVI

11 CATEGORICAL STATE PERCENT OF GROWTH

12 Sec. 98. Section 257.8, subsection 2, Code 2014, is
13 amended to read as follows:

14 2. *Categorical state percent of growth.* ~~The~~
 15 ~~categorical state percent of growth for the budget~~
 16 ~~year beginning July 1, 2012, is two percent.~~ The
 17 categorical state percent of growth for the budget
 18 year beginning July 1, 2013, is two percent. The
 19 categorical state percent of growth for the budget
 20 year beginning July 1, 2014, is four percent. The
 21 categorical state percent of growth for the budget
 22 year beginning July 1, 2015, is six percent. The
 23 categorical state percent of growth for each budget
 24 year shall be established by statute which shall
 25 be enacted within thirty days of the submission in
 26 the year preceding the base year of the governor's
 27 budget under section 8.21. The establishment of the
 28 categorical state percent of growth for a budget year
 29 shall be the only subject matter of the bill which
 30 enacts the categorical state percent of growth for a
 31 budget year. The categorical state percent of growth
 32 may include state percents of growth for the teacher
 33 salary supplement, the professional development
 34 supplement, the early intervention supplement, and the
 35 teacher leadership supplement.

36 Sec. 99. EFFECTIVE UPON ENACTMENT. This division
 37 of this Act, being deemed of immediate importance,
 38 takes effect upon enactment.>

39 2. Title page, by striking lines 1 through 3
 40 and inserting <An Act relating to state and local
 41 finances by making appropriations, providing for fees,
 42 providing for legal responsibilities, and providing for
 43 regulatory requirements, taxation, and other properly
 44 related matters, and including penalties and effective
 45 date and retroactive applicability provisions.>>

COMMITTEE ON APPROPRIATIONS
 ROBERT E. DVORSKY, Chair

S-5197

1 Amend the amendment, S-5196, to House File 2473,
 2 as amended, passed, and reprinted by the House, as
 3 follows:

4 1. Page 5, after line 12 by inserting:
 5 <Sec. __. Section 403.19A, subsection 2, Code
 6 2014, is amended to read as follows:
 7 2. a. An eligible city may apply for designation
 8 as a pilot project city pursuant to this subsection.
 9 An eligible city is a city that wholly contains three
 10 or more census tracts and is located in a county
 11 meeting one of the following requirements:
 12 (1) A county that borders Nebraska.
 13 (2) A county that borders South Dakota.
 14 (3) A county that borders a state other than

15 Nebraska or South Dakota.

16 (4) A county that borders Illinois,

17 b. (1) The department of economic development
 18 shall approve ~~four~~ five eligible cities as pilot
 19 project cities, one pursuant to paragraph "a",
 20 subparagraph (1), one pursuant to paragraph "a",
 21 subparagraph (2), ~~and~~ two pursuant to paragraph
 22 "a", subparagraph (3), ~~and one pursuant to paragraph~~
 23 "a", subparagraph (4). The city approved pursuant
 24 to paragraph "a", subparagraph (4), shall have a
 25 population of at least eighty-five thousand six hundred
 26 residents but not more than one hundred ten thousand
 27 residents, which city shall be located in a county with
 28 a population of at least one hundred twenty thousand
 29 residents but not more than one hundred seventy
 30 thousand residents, as determined by the 2010 certified
 31 federal census. If two eligible cities are approved
 32 which are located in the same county and the county
 33 has a population of less than forty-five thousand, the
 34 two approved eligible cities shall be considered one
 35 pilot project city. If more than two cities meeting
 36 the requirements of paragraph "a", subparagraph (3),
 37 apply to be designated as a pilot project city, the
 38 department of economic development shall determine
 39 which two cities hold the most potential to create new
 40 jobs or generate the greatest capital within their
 41 areas. Applications from eligible cities seeking
 42 approval under paragraph "a", subparagraph (1), (2), or
 43 (3), filed on or after October 1, 2006, shall not be
 44 considered. Applications from eligible cities seeking
 45 approval under paragraph "a", subparagraph (4), filed
 46 on or after January 1, 2015, shall not be considered.

47 (2) If a pilot project city does not enter into a
 48 withholding agreement within one year of its approval
 49 as a pilot project city, the city shall lose its
 50 status as a pilot project city. If two pilot project

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1 cities are located in the same county, the loss of
 2 status by one pilot project city shall not cause the
 3 second pilot project city in the county to lose its
 4 status as a pilot project city. Upon such occurrence,
 5 the department of economic development shall take
 6 applications from other eligible cities to replace that
 7 city. Another city shall be designated within six
 8 months.

9 (3) On July 1, 2011, the economic development

10 authority shall assume responsibility for the
11 administration of this subsection.>
12 2. By renumbering as necessary.

DR. JOE M. SENG

S-5198

1 Amend the amendment, S-5196, to House File 2473,
2 as amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 5, after line 12 by inserting:
5 <Sec. __. NEW SECTION. 411.19 State
6 **appropriation.**
7 1. There is appropriated from the general fund
8 of the state for each fiscal year an amount equal
9 to three and seventy-nine hundredths percent of the
10 covered earnable compensation to be distributed to the
11 statewide fire and police retirement system, or to the
12 cities participating in the system, to finance the cost
13 of benefits provided in this chapter by amendments of
14 the Acts of the Sixty-sixth General Assembly, chapter
15 1089. The method of distribution shall be determined
16 by the board of trustees based on information provided
17 by the actuary of the statewide retirement system.
18 2. Moneys appropriated by the state shall not be
19 used to reduce the normal rate of contribution of any
20 city below seventeen percent.>
21 2. By renumbering as necessary.

RICK BERTRAND

S-5199

1 Amend the amendment, S-5196, to House File 2473,
2 as amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 5, after line 12 by inserting:
5 <Sec. __. Section 97B.52A, subsection 1, paragraph
6 c, subparagraph (2), subparagraph division (b), Code
7 2014, is amended to read as follows:
8 (b) For a member whose first month of entitlement
9 is July 2004 or later, but before July ~~2014~~ 2016,
10 covered employment does not include employment as a
11 licensed health care professional by a public hospital.
12 For the purposes of this subparagraph, "*public*
13 *hospital*" means a hospital licensed pursuant to chapter
14 135B and governed pursuant to chapter 145A, 347, 347A,
15 or 392.>
16 2. By renumbering as necessary.

DAVID JOHNSON

S-5200

1 Amend the amendment, S-5196, to House File 2473,
2 as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION ____
6 FIREWORKS

7 Sec. ____ Section 100.1, Code 2014, is amended by
8 adding the following new subsection:

9 NEW SUBSECTION. 8. To order the suspension of
10 the use of consumer fireworks, display fireworks, or
11 novelties, as described in section 727.2, if the fire
12 marshal determines that the use of such devices would
13 constitute a threat to public safety.

14 Sec. ____ Section 101A.1, subsection 3, Code 2014,
15 is amended to read as follows:

16 3. "*Explosive*" means any chemical compound, mixture
17 or device, the primary or common purpose of which is to
18 function by explosion with substantially instantaneous
19 release of gas and heat, unless such compound, mixture,
20 or device is otherwise specifically classified by
21 the United States department of transportation. The
22 term "*explosive*" includes all materials which are
23 classified as a class 1, division 1.1, 1.2, 1.3,
24 or 1.4 explosive by the United States department of
25 transportation, under 49 C.F.R. § 173.50, and all
26 materials classified as explosive materials under 18
27 U.S.C. § 841, and includes, but is not limited to,
28 dynamite, black powder, pellet powders, initiating
29 explosives, blasting caps, electric blasting caps,
30 safety fuse, fuse lighters, fuse igniters, squibs,
31 cordeau detonative fuse, instantaneous fuse, igniter
32 cord, igniters, smokeless propellant, cartridges for
33 propellant-actuated power devices, cartridges for
34 industrial guns, and overpressure devices, but does not
35 include "~~fireworks~~" as "*consumer fireworks*", "*display*
36 *fireworks*", or "*novelties*" as those terms are defined
37 in section 727.2 or ammunition or small arms primers
38 manufactured for use in shotguns, rifles, and pistols.
39 Commercial explosives are those explosives which
40 are intended to be used in commercial or industrial
41 operations.

42 Sec. ____ Section 331.301, Code 2014, is amended by
43 adding the following new subsection:

44 NEW SUBSECTION. 17. The board of supervisors may
45 by resolution suspend the use of consumer fireworks,
46 display fireworks, or novelties, as described in
47 section 727.2, if the board determines that the use
48 of such devices would constitute a threat to public
49 safety.

50 Sec. ____ Section 331.304, subsection 9, Code 2014,

Page 2

1 is amended to read as follows:

2 9. The board, upon application, may grant permits
3 for the ~~display use~~ of ~~display~~ fireworks as provided
4 in section 727.2.

5 Sec. _____. Section 364.2, Code 2014, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 6. A city council may by
8 resolution suspend the use of consumer fireworks,
9 display fireworks, or novelties, as described in
10 section 727.2, if the city council determines that the
11 use of such devices would constitute a threat to public
12 safety.

13 Sec. _____. Section 461A.42, subsection 2, Code 2014,
14 is amended to read as follows:

15 2. The use of consumer fireworks, display
16 fireworks, and novelties, as defined in section 727.2,
17 in state parks and preserves is prohibited except as
18 authorized by a permit issued by the department. The
19 commission shall establish, by rule adopted pursuant
20 to chapter 17A, a fireworks permit system which
21 authorizes the issuance of a limited number of permits
22 to qualified persons to use or display fireworks in
23 selected state parks and preserves.

24 Sec. _____. Section 727.2, Code 2014, is amended to
25 read as follows:

26 **727.2 Fireworks.**

27 1. For purposes of this section:

28 a. "Consumer fireworks" includes all consumer
29 fireworks enumerated in chapter 3 of the American
30 pyrotechnics association's standard 87-1, and that
31 comply with the labeling regulations promulgated by the
32 United States consumer product safety commission.

33 b. The term "fireworks" "Display fireworks" includes
34 any explosive composition, or combination of explosive
35 substances, or article prepared for the purpose of
36 producing a visible or audible effect by combustion,
37 explosion, deflagration, or detonation, and includes
38 blank cartridges, firecrackers, torpedoes, skyrockets,
39 roman candles, or other fireworks of like construction
40 and fireworks containing any explosive or flammable
41 compound, or other device containing any explosive
42 substance. The term "fireworks" "Display fireworks"
43 does not include goldstar producing sparklers on wires
44 which contain no magnesium or chlorate or perchlorate,
45 flitter sparklers in paper tubes that do not exceed
46 one eighth of an inch in diameter, toy snakes which
47 contain no mercury, or caps used in cap pistols
48 novelties or consumer fireworks enumerated in chapter
49 3 of the American pyrotechnics association's standard
50 87-1.

Page 3

1 c. "Novelties" includes all novelties enumerated in
2 chapter 3 of the American pyrotechnics association's
3 standard 87-1, and that comply with the labeling
4 regulations promulgated by the United States consumer
5 product safety commission.

6 2. A person, firm, partnership, or corporation who
7 offers for sale, exposes for sale, sells at retail,
8 or uses or explodes any display fireworks, commits
9 a simple misdemeanor. ~~In addition to any other~~
10 ~~penalties, the punishment imposed for a violation of~~
11 ~~this section shall include assessment of, punishable~~
12 ~~by a fine of not less than two hundred fifty dollars.~~
13 However, ~~the a city council of a city~~ or a county
14 board of supervisors may, upon application in writing,
15 grant a permit for the display of display fireworks by
16 municipalities, fair associations, amusement parks,
17 and other organizations or groups of individuals
18 approved by the city or the county board of supervisors
19 when the display fireworks ~~display~~ will be handled
20 by a competent operator, but no such permit shall be
21 required for the display of display fireworks at the
22 Iowa state fairgrounds by the Iowa state fair board,
23 at incorporated county fairs, or at district fairs
24 receiving state aid. Sales of display fireworks for
25 such display may be made for that purpose only.

26 3. a. A person who uses or explodes display
27 fireworks while the use of such devices is suspended
28 by a resolution adopted by the county or city in which
29 the firework is used commits a simple misdemeanor,
30 punishable by a fine of not less than two hundred fifty
31 dollars.

32 b. A person who uses or explodes display fireworks
33 while the use of such devices is suspended by an order
34 of the state fire marshal commits a simple misdemeanor,
35 punishable by a fine of not less than two hundred fifty
36 dollars.

37 4. a. A person who is at least eighteen years of
38 age or a firm, partnership, or corporation may possess
39 or transfer, offer for sale, expose for sale, or sell
40 at retail to a person who is eighteen years of age or
41 older novelties or consumer fireworks. A person who
42 is eighteen years of age or older may use or explode
43 novelties or consumer fireworks.

44 b. A person, firm, partnership, or corporation who
45 transfers or sells novelties or consumer fireworks to
46 a person who is less than eighteen years of age commits
47 a simple misdemeanor, punishable by a fine of not less
48 than two hundred fifty dollars. A person who is less
49 than eighteen years of age who purchases, possesses,
50 uses, or explodes novelties or consumer fireworks

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1 commits a simple misdemeanor, punishable by a fine of
 2 not less than two hundred fifty dollars.
 3 c. (1) A person who uses or explodes novelties
 4 or consumer fireworks while the use of such devices
 5 is suspended by a resolution adopted by the county or
 6 city in which the firework is used commits a simple
 7 misdemeanor, punishable by a fine of not less than two
 8 hundred fifty dollars.
 9 (2) A person who uses or explodes novelties or
 10 consumer fireworks while the use of such devices is
 11 suspended by an order of the state fire marshal commits
 12 a simple misdemeanor, punishable by a fine of not less
 13 than two hundred fifty dollars.
 14 ~~3.~~ 5. a. This section does not prohibit the sale
 15 by a resident, dealer, manufacturer, or jobber of such
 16 fireworks as are not prohibited by this section, or
 17 the sale of any kind of fireworks if they are to be
 18 shipped out of the state, or the sale or use of blank
 19 cartridges for a show or the theater, or for signal
 20 purposes in athletic sports or by railroads or trucks,
 21 for signal purposes, or by a recognized military
 22 organization.
 23 b. This section does not apply to any substance
 24 or composition prepared and sold for medicinal or
 25 fumigation purposes.
 26 c. This section does not apply to
 27 goldstar-producing sparklers on wires which contain no
 28 magnesium or chlorate or perchlorate, flitter sparklers
 29 in paper tubes that do not exceed one-eighth of an inch
 30 in diameter, toy snakes which contain no mercury, or
 31 caps used in cap pistols.
 32 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 33 of this Act, being deemed of immediate importance,
 34 takes effect upon enactment.>
 35 2. By renumbering as necessary.

JAKE CHAPMAN

S-5201

1 Amend the amendment, S-5196, to House File 2473,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 5, after line 12 by inserting:
 5 <Sec. ____ Section 403.19A, subsection 2, Code
 6 2014, is amended to read as follows:
 7 2. a. An eligible city may apply for designation
 8 as a pilot project city pursuant to this subsection.
 9 An eligible city is a city that wholly contains three
 10 or more census tracts and is located in a county

11 meeting one of the following requirements:

12 (1) A county that borders Nebraska.

13 (2) A county that borders South Dakota.

14 (3) A county that borders a state other than

15 Nebraska or South Dakota.

16 (4) A county that borders Illinois.

17 b. (1) The department of economic development

18 shall approve ~~four~~ five eligible cities as pilot

19 project cities, one pursuant to paragraph "a",

20 subparagraph (1), one pursuant to paragraph "a",

21 subparagraph (2), ~~and~~ two pursuant to paragraph

22 "a", subparagraph (3), and one pursuant to paragraph

23 "a", subparagraph (4). The city approved pursuant

24 to paragraph "a", subparagraph (4), shall have a

25 population of at least eighty-five thousand six hundred

26 residents but not more than one hundred ten thousand

27 residents, which city shall be located in a county with

28 a population of at least one hundred twenty thousand

29 residents but not more than one hundred seventy

30 thousand residents, as determined by the 2010 certified

31 federal census. If two eligible cities are approved

32 which are located in the same county and the county

33 has a population of less than forty-five thousand, the

34 two approved eligible cities shall be considered one

35 pilot project city. If more than two cities meeting

36 the requirements of paragraph "a", subparagraph (3),

37 apply to be designated as a pilot project city, the

38 department of economic development shall determine

39 which two cities hold the most potential to create new

40 jobs or generate the greatest capital within their

41 areas. Applications from eligible cities seeking

42 approval under paragraph "a", subparagraph (1), (2), or

43 (3), filed on or after October 1, 2006, shall not be

44 considered. Applications from eligible cities seeking

45 approval under paragraph "a", subparagraph (4), filed

46 on or after January 1, 2015, shall not be considered.

47 (2) If a pilot project city does not enter into a

48 withholding agreement within one year of its approval

49 as a pilot project city, the city shall lose its

50 status as a pilot project city. If two pilot project

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1 cities are located in the same county, the loss of

2 status by one pilot project city shall not cause the

3 second pilot project city in the county to lose its

4 status as a pilot project city. Upon such occurrence,

5 the department of economic development shall take

6 applications from other eligible cities to replace that

7 city. Another city shall be designated within six

8 months.

9 (3) On July 1, 2011, the economic development

10 authority shall assume responsibility for the
 11 administration of this subsection.>
 12 2. By renumbering as necessary.

DR. JOE M. SENG
 ROBY SMITH
 RITA HART
 CHRIS BRASE

S-5202

1 Amend the amendment, S-5196, to House File 2473,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 28, after line 38 by inserting:
 5 <DIVISION ___
 6 AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEMS
 7 Sec. ___. Section 321.1, Code 2014, is amended by
 8 adding the following new subsection:
 9 NEW SUBSECTION. 95. "*Automated traffic law*
 10 *enforcement system*" means a device with one or more
 11 sensors working in conjunction with one of the
 12 following:
 13 a. An official traffic-control signal, to produce
 14 recorded images of motor vehicles entering an
 15 intersection against a red signal light.
 16 b. A speed measuring device, to produce recorded
 17 images of motor vehicles traveling at a prohibited rate
 18 of speed.
 19 c. A railroad grade crossing signal light, as
 20 described in section 321.342, to produce images of
 21 vehicles violating the signal light.
 22 d. Any official traffic-control device, if failure
 23 to comply with the official traffic-control device
 24 constitutes a moving violation under this chapter.
 25 Sec. ___. NEW SECTION. **321.5A Automated traffic**
 26 **law enforcement systems prohibited.**
 27 The department or a local authority shall not place
 28 or cause to be placed on or adjacent to a highway, or
 29 maintain or employ the use of, an automated traffic law
 30 enforcement system for the enforcement of any provision
 31 of this chapter or any local ordinance relating to
 32 motor vehicles.
 33 Sec. ___. **REMOVAL OF AUTOMATED TRAFFIC LAW**
 34 **ENFORCEMENT SYSTEMS — VALIDITY OF PRIOR NOTICES**
 35 **AND CITATIONS.** On or before July 1, 2014, a local
 36 authority using an automated traffic law enforcement
 37 system shall discontinue using the system and remove
 38 the system equipment. Effective July 1, 2014, all
 39 local ordinances authorizing the use of an automated
 40 traffic law enforcement system are void. However,
 41 notices of violations mailed or citations issued

42 pursuant to such an ordinance prior to July 1, 2014,
 43 shall not be invalidated by the enactment of this Act
 44 and shall be processed according to the provisions of
 45 the law under which they were authorized.
 46 Sec. ____ EFFECTIVE UPON ENACTMENT. The section
 47 of this division of this Act relating to the removal
 48 of automated traffic law enforcement systems and the
 49 validity of prior notices and citations, being deemed
 50 of immediate importance, takes effect upon enactment.>

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1 2. By renumbering as necessary.

BRAD ZAUN
 MARK SEGEBART
 JULIAN B. GARRETT
 AMY SINCLAIR
 KEN ROZENBOOM
 DENNIS GUTH
 RANDY FEENSTRA
 JERRY BEHN
 JONI K. ERNST
 NANCY J. BOETTGER
 JACK WHITVER
 DAVID JOHNSON
 JAKE CHAPMAN

S-5203

1 Amend the amendment, S-5196, to House File 2473,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 28, after line 38 by inserting:
 5 <DIVISION ____
 6 CORE CURRICULUM AND CONTENT STANDARD REVISIONS
 7 Sec. ____ Section 256.7, subsection 21, paragraph
 8 b, subparagraphs (2) and (3), Code 2014, are amended
 9 to read as follows:
 10 (2) Notwithstanding subparagraph (1), for the
 11 school year beginning July 1, 2016, and each succeeding
 12 school year, the rules shall provide that all students
 13 enrolled in school districts in grades three through
 14 eleven shall be administered an assessment during
 15 the last quarter of the school year that at a minimum
 16 assesses the indicators identified in this paragraph
 17 ~~"b"; is aligned with the Iowa common core standards in~~
 18 ~~both content and rigor~~; accurately describes student
 19 achievement and growth for purposes of the school, the
 20 school district, and state accountability systems; and
 21 provides valid, reliable, and fair measures of student
 22 progress toward college or career readiness.

23 (3) The director shall establish an assessment
24 task force to review and make recommendations for
25 a statewide assessment of student progress on the
26 indicators identified pursuant to this paragraph "b".
27 The task force shall recommend a statewide assessment
28 that is ~~aligned to the Iowa common core standards and~~
29 ~~is~~, at a minimum, valid, reliable, tested, and piloted
30 in Iowa. In addition, in developing recommendations,
31 the task force shall consider the costs to school
32 districts and the state in providing and administering
33 such an assessment and the technical support necessary
34 to implement the assessment. The task force shall
35 submit its recommendations in a report to the director,
36 the state board, and the general assembly by January
37 1, 2015. The task force shall assist with the final
38 development and implementation of the assessment
39 administered pursuant to subparagraph (2). The task
40 force members shall include but not be limited to
41 teachers, school administrators, business leaders,
42 representatives of state agencies, and members of the
43 general public. This subparagraph is repealed July 1,
44 2020.

45 Sec. ____ Section 256.7, subsection 21, paragraph
46 c, Code 2014, is amended to read as follows:

47 c. A requirement that all school districts and
48 accredited nonpublic schools annually report to the
49 department and the local community the district-wide
50 progress made in attaining student achievement goals

Page 2

1 on the academic and other core indicators and the
2 district-wide progress made in attaining locally
3 established student learning goals. The school
4 districts and accredited nonpublic schools shall
5 demonstrate the use of multiple assessment measures in
6 determining student achievement levels. The school
7 districts and accredited nonpublic schools shall also
8 report the number of students who graduate; the number
9 of students who drop out of school; the number of
10 students who are tested and the percentage of students
11 who are so tested annually; and the percentage of
12 students who graduated during the prior school year
13 ~~and who completed a core curriculum~~. The board shall
14 develop and adopt uniform definitions consistent with
15 the federal No Child Left Behind Act of 2001, Pub.
16 L. No. 107-110 and any federal regulations adopted
17 pursuant to the federal Act. The school districts
18 and accredited nonpublic schools may report on other
19 locally determined factors influencing student
20 achievement. The school districts and accredited
21 nonpublic schools shall also report to the local

22 community their results by individual attendance
23 center.

24 Sec. ____ Section 256.7, subsection 26, paragraph
25 a, unnumbered paragraph 1, Code 2014, is amended to
26 read as follows:

27 Adopt rules that establish ~~a core curriculum and~~
28 high school graduation requirements for all students
29 in school districts and accredited nonpublic schools
30 that include at a minimum satisfactory completion of
31 four years of English and language arts, three years of
32 mathematics, three years of science, and three years of
33 social studies.

34 Sec. ____ Section 256.7, subsection 26, paragraph
35 a, subparagraph (3), Code 2014, is amended by striking
36 the subparagraph.

37 Sec. ____ Section 256.7, subsection 26, paragraphs
38 b and c, Code 2014, are amended by striking the
39 paragraphs.

40 Sec. ____ Section 256.7, subsection 28, Code 2014,
41 is amended to read as follows:

42 28. Adopt a set of ~~core content assessment~~
43 standards applicable to all students in kindergarten
44 through grade twelve in every school district and
45 accredited nonpublic school. For purposes of this
46 subsection, "~~core content assessment standards~~"
47 includes reading, mathematics, and science. The ~~core~~
48 ~~content assessment~~ standards shall be identical to
49 the ~~core content assessment~~ standards included in
50 Iowa's approved 2006 standards and assessment system

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1 under Tit. I of the federal Elementary and Secondary
2 Education Act of 1965, 20 U.S.C. § 6301 et seq.,
3 as amended by the federal No Child Left Behind Act
4 of 2001, Pub. L. No. 107-110. School districts and
5 accredited nonpublic schools shall include, at a
6 minimum, the ~~core content assessment~~ standards adopted
7 pursuant to this subsection in any set of locally
8 developed content standards. School districts and
9 accredited nonpublic schools are strongly encouraged to
10 set higher expectations in local standards. As changes
11 in federal law or regulation occur, the state board
12 is authorized to amend the ~~core content assessment~~
13 standards as appropriate.

14 Sec. ____ Section 256.9, subsection 53, paragraph
15 a, Code 2014, is amended to read as follows:

16 a. Develop and distribute, in collaboration with
17 the area education agencies, ~~core curriculum~~ technical
18 assistance and implementation strategies that school
19 districts and accredited nonpublic schools shall
20 utilize, including but not limited to the development

21 and delivery of formative and end-of-course model
 22 assessments classroom teachers may use to measure
 23 student progress ~~on the core curriculum adopted~~
 24 ~~pursuant to section 256.7, subsection 26. The~~
 25 ~~department shall, in collaboration with the advisory~~
 26 ~~group convened in accordance with paragraph “b”~~
 27 ~~and educational assessment providers, identify and~~
 28 ~~make available to school districts end-of-course~~
 29 ~~and additional model end-of-course and additional~~
 30 ~~assessments to align with the expectations included in~~
 31 ~~the Iowa core curriculum. The model assessments shall~~
 32 be suitable to meet the multiple assessment measures
 33 requirement specified in section 256.7, subsection 21,
 34 paragraph “c”.

35 Sec. __. Section 256.9, subsection 54, Code 2014,
 36 is amended by striking the subsection.

37 Sec. __. Section 256.40, subsection 2, paragraph
 38 e, Code 2014, is amended to read as follows:

39 e. Integrate services provided through the program
 40 with other career exploration-related activities such
 41 as the student ~~core curriculum~~ graduation plan and
 42 the career information and decision-making system
 43 developed and administered under section 279.61, where
 44 appropriate.

45 Sec. __. Section 256.42, subsection 6, Code 2014,
 46 is amended to read as follows:

47 6. Coursework offered under the initiative shall
 48 be rigorous and high quality, and the department
 49 shall annually evaluate the quality of the courses and
 50 ensure that coursework is aligned with the ~~state’s core~~

Page 4

1 ~~curriculum and core content requirements and assessment~~
 2 ~~standards adopted pursuant to section 256.7, subsection~~
 3 ~~28, as well as national standards of quality for~~
 4 ~~online courses issued by an internationally recognized~~
 5 ~~association for kindergarten through grade twelve~~
 6 ~~online learning.~~

7 Sec. __. Section 257.11, subsection 11, Code 2014,
 8 is amended to read as follows:

9 11. *Shared classes and curriculum standards.* A
 10 school district shall ensure that any course made
 11 available to a student through any sharing agreement
 12 between the school district and a community college
 13 or any other entity providing course programming
 14 pursuant to this section to students enrolled in the
 15 school district meets the expectations contained in
 16 ~~the core curriculum adopted pursuant to section 256.7,~~
 17 ~~subsection 26. The school district shall ensure that~~
 18 any course that has the capacity to generate college
 19 credit shall be equivalent to college-level work.

20 Sec. ____ Section 258.4, subsection 8, Code 2014,
 21 is amended to read as follows:
 22 8. Establish a minimum set of competencies ~~and~~
 23 ~~core curriculum~~ for approval of a vocational program
 24 sequence that addresses the following: new and
 25 emerging technologies; job-seeking, job-keeping, and
 26 other employment skills, including self-employment and
 27 entrepreneurial skills, that reflect current industry
 28 standards, leadership skills, entrepreneurial, and
 29 labor-market needs; and the strengthening of basic
 30 academic skills.

31 Sec. ____ Section 260C.14, subsection 22, paragraph
 32 b, Code 2014, is amended to read as follows:
 33 b. Collaborate with the state board of regents
 34 to meet the requirements specified in section 262.9,
 35 subsection 33, including but not limited to developing
 36 a systematic process for expanding academic discipline
 37 and meetings between the community college faculty
 38 and faculty of the institutions of higher education
 39 governed by the state board of regents, ~~developing~~
 40 ~~criteria to prioritize core curriculum areas~~, promoting
 41 greater awareness of articulation-related activities,
 42 facilitating additional opportunities for individual
 43 institutions to pursue program articulation agreements
 44 for career and technical educational programs, and
 45 developing and implementing a process to examine a
 46 minimum of eight new associate of applied science
 47 degree programs for which articulation agreements would
 48 serve students' continued academic success in those
 49 degree programs.

50 Sec. ____ Section 261E.4, subsection 4, Code 2014,

Page 5

1 is amended to read as follows:
 2 4. A school district shall establish prerequisite
 3 coursework for each advanced placement course offered
 4 and shall describe the prerequisites in the course
 5 registration handbook, which shall be provided to every
 6 junior high school or middle school student prior to
 7 the development of a ~~core curriculum~~ graduation plan
 8 pursuant to section 279.61.

9 Sec. ____ Section 261E.6, subsection 2, Code 2014,
 10 is amended to read as follows:
 11 2. *Notification.* The availability and requirements
 12 of this program shall be included in each school
 13 district's student registration handbook. Information
 14 about the program shall be provided to the student
 15 and the student's parent or guardian prior to the
 16 development of the student's ~~core curriculum~~ graduation
 17 plan under section 279.61. The school district shall
 18 establish a process by which students may indicate

19 interest in and apply for enrollment in the program.

20 Sec. ____. Section 261E.8, subsection 1, Code 2014,
21 is amended to read as follows:

22 1. A district-to-community college sharing or
23 concurrent enrollment program is established to be
24 administered by the department to promote rigorous
25 academic or career and technical pursuits and to
26 provide a wider variety of options to high school
27 students to enroll part-time in eligible nonsectarian
28 courses at or through community colleges established
29 under chapter 260C. The program shall be made available
30 to all resident students in grades nine through twelve.
31 Notice of the availability of the program shall be
32 included in a school district's student registration
33 handbook and the handbook shall identify which courses,
34 if successfully completed, generate college credit
35 under the program. A student and the student's parent
36 or legal guardian shall also be made aware of this
37 program as a part of the development of the student's
38 ~~core curriculum~~ graduation plan in accordance with
39 section 279.61.

40 Sec. ____. Section 261E.9, subsection 2, paragraph
41 b, Code 2014, is amended to read as follows:

42 b. A regional academy may include in its curriculum
43 virtual or internet-based coursework and courses
44 delivered via the Iowa communications network, career
45 and technical courses, ~~core curriculum coursework~~,
46 courses required pursuant to section 256.7, subsection
47 26, or section 256.11, subsections 4 and 5, and
48 asynchronous learning networks.

49 Sec. ____. Section 261E.9, subsection 4, Code 2014,
50 is amended to read as follows:

Page 6

1 4. Information regarding regional academies shall
2 be provided to a student and the student's parent or
3 guardian prior to the development of the student's ~~core~~
4 ~~curriculum~~ graduation plan under section 279.61.

5 Sec. ____. Section 261E.10, subsection 4, Code 2014,
6 is amended to read as follows:

7 4. Information regarding career academies shall be
8 provided by the school district to a student and the
9 student's parent or guardian prior to the development
10 of the student's ~~core curriculum~~ graduation plan under
11 section 279.61.

12 Sec. ____. Section 262.9, subsection 33, paragraph
13 c, Code 2014, is amended by striking the paragraph.

14 Sec. ____. Section 279.61, Code 2014, is amended to
15 read as follows:

16 **279.61 Student plan for progress toward university**
17 **admissions — report.**

18 1. ~~For the school year beginning July 1, 2008,~~
 19 ~~and each succeeding school year, the~~ The board of
 20 directors of each school district shall cooperate
 21 with each student enrolled in grade eight to develop
 22 for the student a ~~core curriculum~~ plan to guide the
 23 student toward the goal of successfully completing, at
 24 a minimum, the ~~core curriculum developed~~ high school
 25 graduation requirements adopted by the state board of
 26 education pursuant to section 256.7, subsection 26, by
 27 the time the student graduates from high school. The
 28 plan shall include career options and shall identify
 29 the coursework needed in grades nine through twelve
 30 to support the student's postsecondary education
 31 and career options. Additionally, the plan shall
 32 include a timeline for each student to successfully
 33 complete, prior to graduation, all components of the
 34 state-designated career information and decision-making
 35 system administered by the department in accordance
 36 with section 118 of the federal Carl D. Perkins Career
 37 and Technical Education Improvement Act of 2006, Pub.
 38 L. No. 109-270. The student's parent or guardian shall
 39 sign the ~~core curriculum graduation~~ plan developed with
 40 the student and the signed plan shall be included in
 41 the student's cumulative records.

42 2. ~~For the school year beginning July 1, 2008,~~
 43 ~~and each succeeding school year, the~~ The board of
 44 directors of each school district shall report annually
 45 to each student enrolled in grades nine through twelve
 46 in the school district, and, if the student is under
 47 the age of eighteen, to each student's parent or
 48 guardian, the student's progress toward meeting the
 49 goal of successfully completing the ~~core curriculum~~
 50 ~~and~~ high school graduation requirements adopted by the

Page 7

1 state board of education pursuant to section 256.7,
 2 subsection 26.
 3 Sec. ____ Section 280.3, subsection 3, Code 2014,
 4 is amended by striking the subsection.>
 5 2. By renumbering as necessary.

BRAD ZAUN
 MARK SEGEBART
 KEN ROZENBOOM
 DENNIS GUTH
 JERRY BEHN
 JONI K. ERNST
 NANCY J. BOETTGER
 JACK WHITVER
 JAKE CHAPMAN

S-5204

1 Amend the amendment, S-5196, to House File 2473,
2 as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION ____

6 ENVIRONMENTAL TESTING SALES TAX EXEMPTION

7 Sec. ____ Section 423.2, subsection 6, paragraph a,
8 Code 2014, is amended to read as follows:

9 a. The sales price of any of the following
10 enumerated services is subject to the tax imposed
11 by subsection 5: alteration and garment repair;
12 armored car; vehicle repair; battery, tire, and
13 allied; investment counseling; service charges of
14 all financial institutions; barber and beauty; boat
15 repair; vehicle wash and wax; campgrounds; carpentry;
16 roof, shingle, and glass repair; dance schools
17 and dance studios; dating services; dry cleaning,
18 pressing, dyeing, and laundering; electrical and
19 electronic repair and installation; excavating and
20 grading; farm implement repair of all kinds; flying
21 service; furniture, rug, carpet, and upholstery
22 repair and cleaning; fur storage and repair; golf and
23 country clubs and all commercial recreation; gun and
24 camera repair; house and building moving; household
25 appliance, television, and radio repair; janitorial and
26 building maintenance or cleaning; jewelry and watch
27 repair; lawn care, landscaping, and tree trimming
28 and removal; limousine service, including driver;
29 machine operator; machine repair of all kinds; motor
30 repair; motorcycle, scooter, and bicycle repair;
31 oilers and lubricators; office and business machine
32 repair; painting, papering, and interior decorating;
33 parking facilities; pay television; pet grooming; pipe
34 fitting and plumbing; wood preparation; executive
35 search agencies; private employment agencies, excluding
36 services for placing a person in employment where the
37 principal place of employment of that person is to be
38 located outside of the state; reflexology; security
39 and detective services, excluding private security
40 and detective services furnished by a peace officer
41 with the knowledge and consent of the chief executive
42 officer of the peace officer's law enforcement
43 agency; sewage services for nonresidential commercial
44 operations; sewing and stitching; shoe repair and
45 shoeshine; sign construction and installation;
46 storage of household goods, mini-storage, and
47 warehousing of raw agricultural products; swimming
48 pool cleaning and maintenance; tanning beds or salons;
49 taxidermy services; telephone answering service; test
50 laboratories, including mobile testing laboratories

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1 and field testing by testing laboratories, and
 2 excluding tests on humans or animals and excluding
 3 environmental testing services; termite, bug, roach,
 4 and pest eradicators; tin and sheet metal repair;
 5 transportation service consisting of the rental of
 6 recreational vehicles or recreational boats, or the
 7 rental of motor vehicles subject to registration which
 8 are registered for a gross weight of thirteen tons
 9 or less for a period of sixty days or less, or the
 10 rental of aircraft for a period of sixty days or less;
 11 Turkish baths, massage, and reducing salons, excluding
 12 services provided by massage therapists licensed
 13 under chapter 152C; water conditioning and softening;
 14 weighing; welding; well drilling; wrapping, packing,
 15 and packaging of merchandise other than processed meat,
 16 fish, fowl, and vegetables; wrecking service; wrecker
 17 and towing.

18 Sec. ____ Section 423.3, Code 2014, is amended by
 19 adding the following new subsection:

20 NEW SUBSECTION. 101. The sales price from
 21 the furnishing of environmental testing services
 22 performed at a laboratory, in the field, or by a mobile
 23 testing service. For purposes of this subsection,
 24 "environmental testing" means the physical or chemical
 25 analysis of soil, water, wastewater, air, or solid
 26 waste performed in order to ascertain the presence of
 27 environmental contamination or degradation.

28 Sec. ____ EFFECTIVE DATE. This division of this
 29 Act takes effect July 1, 2015.>

30 2. By renumbering as necessary.

DENNIS H. BLACK

S-5205

1 Amend the amendment, S-5196, to House File 2473,
 2 as amended, passed, and reprinted by the House, as
 3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION ____
 6 BREAST DENSITY TASK FORCE AND REPORT

7 Sec. ____ BREAST DENSITY TASK FORCE AND REPORT.

8 1. The department of public health shall establish
 9 and facilitate a task force to discuss breast density
 10 and its relationship to cancer.

11 2. The membership of the task force shall include
 12 but is not limited to the following:

13 a. A representative of the department of public
 14 health.

15 b. A representative of the department of human

- 16 services.
- 17 c. Medical professionals working with breast cancer
- 18 patients.
- 19 d. A radiologist.
- 20 e. A primary care physician.
- 21 f. A physician assistant or advanced registered
- 22 nurse practitioner.
- 23 g. Two advocates for notification to patients of
- 24 breast density.
- 25 h. A legal expert in health care matters concerning
- 26 notification to patients.
- 27 i. A representative from a hospital or other health
- 28 care facility.
- 29 j. A representative from the insurance industry.
- 30 k. Other persons as the department of public health
- 31 deems appropriate.
- 32 3. The task force shall determine the essential
- 33 elements of an education tool for patients and health
- 34 care professionals in Iowa regarding breast density and
- 35 its relationship to cancer.
- 36 4. The task force shall make recommendations for
- 37 the implementation of a tool to educate patients and
- 38 health care professionals in Iowa about breast density
- 39 and its relationship to cancer.
- 40 5. The task force shall develop a process to notify
- 41 patients or referring health care professionals that
- 42 a patient has dense breasts after a finding of dense
- 43 breasts through medical testing.
- 44 6. The task force shall make other findings and
- 45 recommendations as appropriate.
- 46 7. The task force shall, by November 15, 2014,
- 47 submit a report of its findings and recommendations to
- 48 the governor and the general assembly.>
- 49 2. By renumbering as necessary.

BRAD ZAUN
 AMY SINCLAIR
 TIM L. KAPUCIAN
 DAVID JOHNSON
 JAKE CHAPMAN
 LIZ MATHIS

S-5206

- 1 Amend the amendment, S-5196, to House File 2473,
- 2 as amended, passed, and reprinted by the House, as
- 3 follows:
- 4 1. Page 5, after line 12 by inserting:
- 5 <Sec. ____ Section 421.17, subsection 27, paragraph
- 6 c, Code 2014, is amended to read as follows:
- 7 c. The director shall establish a formal debt
- 8 collection policy for use by state agencies and

9 local government entities which have not established
 10 their own policy. Other state agencies and local
 11 government entities may use the collection facilities
 12 of the department pursuant to formal agreement with
 13 the department. The agreement shall provide that
 14 the information provided to the department shall be
 15 sufficient to establish the obligation in a court of
 16 law and to render it as a legal judgment on behalf
 17 of the state or the local government agency. After
 18 transferring the file to the department for collection,
 19 an individual state agency or the local government
 20 agency shall terminate all collection procedures and
 21 be available to provide assistance to the department.
 22 Upon receipt of the file, the department shall assume
 23 all liability for its actions without recourse to
 24 the agency or the local government agency, and shall
 25 comply with all applicable state and federal laws
 26 governing collection of the debt. The department
 27 may use a participating agency's or local government
 28 agency's statutory collection authority to collect the
 29 participating agency's delinquent accounts, charges,
 30 fees, loans, taxes, or other indebtedness owed to or
 31 being collected by the state. The department has
 32 the powers granted in this section regarding setoff
 33 from income tax refunds or other accounts payable by
 34 the state for any of the obligations transferred by
 35 state agencies or local government agencies, except
 36 obligations originating from and associated with fines
 37 imposed pursuant to the use of an automated traffic law
 38 enforcement system. For purposes of this paragraph,
 39 "automated traffic law enforcement system" means a
 40 device with one or more sensors working in conjunction
 41 with an official traffic control signal or device or
 42 speed-measuring device to produce recorded images of
 43 vehicles being operated in violation of traffic laws.>
 44 2. By renumbering as necessary.

JAKE CHAPMAN

S-5207

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 2460

1 Amend the Senate amendment, H-8349, to House File
 2 2460, as amended, passed, and reprinted by the House,
 3 as follows:
 4 1. Page 2, after line 13 by inserting:
 5 <Sec. ____ Section 15.108, subsection 6, paragraph
 6 a, Code 2014, is amended to read as follows:
 7 a. Coordinate and perform the duties specified
 8 under the Iowa industrial new jobs training Act in

9 chapter 260E, ~~the Iowa jobs training Act in chapter~~
 10 ~~260F~~, and the workforce development fund in section
 11 15.341.>

12 2. Page 7, after line 22 by inserting:
 13 <Sec. ___. Section 260F.2, subsection 2, Code 2014,
 14 is amended by striking the subsection.

15 Sec. ___. Section 260F.2, Code 2014, is amended by
 16 adding the following new subsection:

17 NEW SUBSECTION. 4A. “*Department*” means the
 18 department of education.>

19 3. Page 7, line 37, by striking <authority> and
 20 inserting <authority department>

21 4. Page 8, by striking lines 24 through 27.

22 5. Page 9, line 17, by striking <authority> and
 23 inserting <department>

24 6. Page 9, line 21, by striking <authority> and
 25 inserting <department>

26 7. Page 9, line 34, by striking <authority> and
 27 inserting <department>

28 8. Page 9, line 40, by striking <authority> and
 29 inserting <department>

30 9. Page 9, line 47, by striking <authority> and
 31 inserting <department>

32 10. Page 10, line 7, by striking <authority> and
 33 inserting <department>

34 11. Page 10, by striking lines 21 through 32 and
 35 inserting:

36 ~~<260F.7 Economic development authority Department of~~
 37 ~~education to coordinate.~~

38 The ~~economic development authority, in consultation~~
 39 ~~with the department of education and the department of~~
 40 ~~workforce development, department~~ shall coordinate the
 41 jobs training program. ~~A project shall not be funded~~
 42 ~~under this chapter unless the economic development~~
 43 ~~authority approves the project. The authority~~
 44 ~~department~~ shall adopt rules pursuant to chapter 17A
 45 governing the program’s operation and eligibility for
 46 participation in the program. The ~~authority department~~
 47 shall establish by rule criteria for determining what
 48 constitutes an eligible business.>

49 12. Page 10, line 38, by striking <authority> and
 50 inserting <department>

Page 2

1 13. Page 12, by striking lines 26 and 27 and
 2 inserting:

3 <Sec. ___. REPEAL. Section 15.343, Code 2014, is
 4 repealed.

5 Sec. ___. REPEAL. Section 260F.6A, Code 2014, is
 6 repealed.

7 Sec. ___. REPEAL. Section 260F.6B, Code 2014, is

- 8 repealed.>
 9 14. Page 12, line 29, after <authority> by
 10 inserting <and the department of education>
 11 15. By renumbering as necessary.

S-5208

HOUSE AMENDMENT TO
 SENATE FILE 2360

- 1 Amend Senate File 2360, as passed by the Senate, as
 2 follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. Section 124.401, subsection 5, Code
 6 2014, is amended by adding the following new unnumbered
 7 paragraph after unnumbered paragraph 2:
 8 NEW UNNUMBERED PARAGRAPH. A person may knowingly
 9 or intentionally recommend, possess, use, dispense,
 10 deliver, transport, or administer cannabidiol if the
 11 recommendation, possession, use, dispensing, delivery,
 12 transporting, or administering is in accordance with
 13 the provisions of chapter 124D. For purposes of this
 14 paragraph, “*cannabidiol*” means the same as defined in
 15 section 124D.2.
 16 Sec. 2. NEW SECTION. 124D.1 Short title.
 17 This chapter shall be known and may be cited as the
 18 “*Medical Cannabidiol Act*”.
 19 Sec. 3. NEW SECTION. 124D.2 Definitions.
 20 As used in this chapter:
 21 1. “*Cannabidiol*” means a nonpsychoactive
 22 cannabinoid found in the plant *Cannabis sativa* L.
 23 or *Cannabis indica* or any other preparation thereof
 24 that is essentially free from plant material, and has
 25 a tetrahydrocannabinol level of no more than three
 26 percent.
 27 2. “*Department*” means the department of public
 28 health.
 29 3. “*Intractable epilepsy*” means an epileptic seizure
 30 disorder for which standard medical treatment does
 31 not prevent or significantly ameliorate recurring,
 32 uncontrolled seizures or for which standard medical
 33 treatment results in harmful side effects.
 34 4. “*Neurologist*” means an allopathic or osteopathic
 35 physician board-certified in neurology in good standing
 36 and licensed under chapter 148.
 37 5. “*Primary caregiver*” means a person, at least
 38 eighteen years of age, who has been designated by a
 39 patient’s neurologist or a person having custody of a
 40 patient, as being necessary to take responsibility for
 41 managing the well-being of the patient with respect
 42 to the medical use of cannabidiol pursuant to the

43 provisions of this chapter.

44 Sec. 4. **NEW SECTION. 124D.3 Neurologist**
45 **recommendation — medical use of cannabidiol.**

46 A neurologist who has examined and treated a patient
47 suffering from intractable epilepsy may provide but
48 has no duty to provide a written recommendation for
49 the patient's medical use of cannabidiol to treat or
50 alleviate symptoms of intractable epilepsy if no other

Page 2

1 satisfactory alternative treatment options exist for
2 the patient and all of the following conditions apply:

3 1. The patient is a permanent resident of this
4 state.

5 2. A neurologist has treated the patient for
6 intractable epilepsy for at least six months. For
7 purposes of this treatment period, and notwithstanding
8 section 124D.2, subsection 4, treatment provided by a
9 neurologist may include treatment by an out-of-state
10 licensed neurologist in good standing.

11 3. The neurologist has tried alternative treatment
12 options that have not alleviated the patient's
13 symptoms.

14 4. The neurologist determines the risks of
15 recommending the medical use of cannabidiol are
16 reasonable in light of the potential benefit for the
17 patient.

18 5. The neurologist maintains a patient treatment
19 plan.

20 Sec. 5. **NEW SECTION. 124D.4 Cannabidiol**
21 **registration card.**

22 1. *Issuance to patient.* The department may approve
23 the issuance of a cannabidiol registration card by the
24 department of transportation to a patient who:

25 a. Is at least eighteen years of age.

26 b. Is a permanent resident of this state.

27 c. Requests the patient's neurologist to submit
28 a written recommendation to the department signed by
29 the neurologist that the patient may benefit from the
30 medical use of cannabidiol pursuant to section 124D.3.

31 d. Submits an application to the department, on a
32 form created by the department, in consultation with
33 the department of transportation, that contains all of
34 the following:

35 (1) The patient's full name, Iowa residence
36 address, date of birth, and telephone number.

37 (2) A copy of the patient's valid photo
38 identification.

39 (3) Full name, address, and telephone number of the
40 patient's neurologist.

41 (4) Full name, residence address, date of birth,

42 and telephone number of each primary caregiver of the
43 patient, if any.
44 (5) Any other information required by rule.
45 2. *Patient card contents.* A cannabidiol
46 registration card issued to a patient by the department
47 of transportation pursuant to subsection 1 shall
48 contain, at a minimum, all of the following:
49 a. The patient's full name, Iowa residence address,
50 and date of birth.

Page 3

1 b. The patient's photo.
2 c. The date of issuance and expiration date of the
3 registration card.
4 d. Any other information required by rule.
5 3. *Issuance to primary caregiver.* For a patient in
6 a primary caregiver's care, the department may approve
7 the issuance of a cannabidiol registration card by the
8 department of transportation to the primary caregiver
9 who:
10 a. Is at least eighteen years of age.
11 b. Requests a patient's neurologist to submit a
12 written recommendation to the department signed by the
13 neurologist that a patient in the primary caregiver's
14 care may benefit from the medical use of cannabidiol
15 pursuant to section 124D.3.
16 c. Submits an application to the department, on a
17 form created by the department, in consultation with
18 the department of transportation, that contains all of
19 the following:
20 (1) The primary caregiver's full name, residence
21 address, date of birth, and telephone number.
22 (2) The patient's full name.
23 (3) A copy of the primary caregiver's valid photo
24 identification.
25 (4) Full name, address, and telephone number of the
26 patient's neurologist.
27 (5) Any other information required by rule.
28 4. *Primary caregiver card contents.* A cannabidiol
29 registration card issued by the department of
30 transportation to a primary caregiver pursuant to
31 subsection 3 shall contain, at a minimum, all of the
32 following:
33 a. The primary caregiver's full name, residence
34 address, and date of birth.
35 b. The primary caregiver's photo.
36 c. The date of issuance and expiration date of the
37 registration card.
38 d. The full name of each patient in the primary
39 caregiver's care.
40 e. Any other information required by rule.

41 5. *Expiration date of card.* A cannabidiol
42 registration card issued pursuant to this section shall
43 expire one year after the date of issuance and may be
44 renewed.

45 6. *Card issuance — department of transportation.*

46 The department may enter into a chapter 28E agreement
47 with the department of transportation to facilitate the
48 issuance of a cannabidiol registration card pursuant to
49 subsections 1 and 3.

50 Sec. 6. **NEW SECTION. 124D.5 Department duties —**

Page 4

1 **rules.**

2 1. *a.* The department shall maintain a confidential
3 file of the names of each patient to or for whom the
4 department issues a cannabidiol registration card
5 and the name of each primary caregiver to whom the
6 department issues a cannabidiol registration card under
7 section 124D.4.

8 *b.* Individual names contained in the file shall be
9 confidential and shall not be subject to disclosure,
10 except as provided in subparagraph (1).

11 (1) Information in the confidential file maintained
12 pursuant to paragraph “a” may be released to the
13 following persons under the following circumstances:

14 (a) To authorized employees or agents of the
15 department and the department of transportation as
16 necessary to perform the duties of the department and
17 the department of transportation pursuant to this
18 chapter.

19 (b) To authorized employees of state or local
20 law enforcement agencies, but only for the purpose of
21 verifying that a person is lawfully in possession of a
22 cannabidiol registration card issued pursuant to this
23 chapter.

24 (2) Release of information pursuant to subparagraph
25 (1) shall be consistent with the federal Health
26 Insurance Portability and Accountability Act of 1996,
27 Pub. L. No. 104-191.

28 2. The department, in consultation with the
29 department of transportation, shall adopt rules to
30 administer this chapter which shall include but not
31 be limited to rules to establish the manner in which
32 the department shall consider applications for new and
33 renewal cannabidiol registration cards.

34 Sec. 7. **NEW SECTION. 124D.6 Medical use of**
35 **cannabidiol — affirmative defense.**

36 1. *a.* A recommendation for the possession or use
37 of cannabidiol as authorized by this chapter shall be
38 provided exclusively by a neurologist for a patient who
39 has been diagnosed with intractable epilepsy.

40 *b.* Cannabidiol provided exclusively pursuant to the
41 recommendation of a neurologist shall be obtained from
42 an out-of-state source and shall only be recommended
43 for oral or transdermal administration.
44 *c.* A neurologist shall be the sole authorized
45 recommender as part of the treatment plan by the
46 neurologist of a patient diagnosed with intractable
47 epilepsy. A neurologist shall have the sole authority
48 to recommend the use or amount of cannabidiol, if any,
49 in the treatment plan of a patient diagnosed with
50 intractable epilepsy.

Page 5

1 2. A neurologist, including any authorized agent
2 thereof, shall not be subject to prosecution for the
3 unlawful recommendation, possession, or administration
4 of marijuana under the laws of this state for
5 activities arising directly out of or directly related
6 to the recommendation or use of cannabidiol in the
7 treatment of a patient diagnosed with intractable
8 epilepsy.
9 3. *a.* In a prosecution for the unlawful possession
10 of marijuana under the laws of this state, including
11 but not limited to chapters 124 and 453B, it is an
12 affirmative and complete defense to the prosecution
13 that the patient has been diagnosed with intractable
14 epilepsy, used or possessed cannabidiol pursuant to a
15 recommendation by a neurologist as authorized under
16 this chapter, and, for a patient eighteen years of
17 age or older, is in possession of a valid cannabidiol
18 registration card.
19 *b.* In a prosecution for the unlawful possession
20 of marijuana under the laws of this state, including
21 but not limited to chapters 124 and 453B, it is an
22 affirmative and complete defense to the prosecution
23 that the person possessed cannabidiol because the
24 person is a primary caregiver of a patient who has
25 been diagnosed with intractable epilepsy and is in
26 possession of a valid cannabidiol registration card,
27 and where the primary caregiver's possession of the
28 cannabidiol is on behalf of the patient and for the
29 patient's use only as authorized under this chapter.
30 *c.* (1) The defenses afforded a patient under
31 paragraph "*a*" apply to a patient only if the quantity
32 of cannabidiol oil possessed by the patient does not
33 exceed thirty-two ounces.
34 (2) The defenses afforded a primary caregiver
35 under paragraph "*b*" apply to a primary caregiver only
36 if the quantity of cannabidiol oil possessed by the
37 primary caregiver does not exceed thirty-two ounces per
38 patient.

39 *d.* If a patient or primary caregiver is charged
 40 with the commission of a crime and is not in possession
 41 of the person's cannabidiol registration card, any
 42 charge or charges filed against the person shall be
 43 dismissed by the court if the person produces to the
 44 court at the person's trial a cannabidiol registration
 45 card issued to that person and valid at the time the
 46 person was charged.

47 4. An agency of this state or a political
 48 subdivision thereof, including any law enforcement
 49 agency, shall not remove or initiate proceedings
 50 to remove a patient under the age of eighteen from

Page 6

1 the home of a parent based solely upon the parent's
 2 or patient's possession or use of cannabidiol as
 3 authorized under this chapter.

4 **Sec. 8. NEW SECTION. 124D.7 Penalties.**
 5 A person who knowingly or intentionally possesses or
 6 uses cannabidiol in violation of the requirements of
 7 this chapter is subject to the penalties provided under
 8 chapters 124 and 453B.

9 **Sec. 9. NEW SECTION. 124D.8 Repeal.**
 10 This chapter is repealed July 1, 2017.

11 **Sec. 10. REPORTS.** The university of Iowa carver
 12 college of medicine and college of pharmacy shall, on
 13 or before July 1 of each year, beginning July 1, 2015,
 14 submit a report detailing the scientific literature,
 15 studies, and clinical trials regarding the use of
 16 cannabidiol on patients diagnosed with intractable
 17 epilepsy to the department of public health and the
 18 general assembly.>

19 2. Title page, by striking line 2 and inserting
 20 <penalties.>

S-5209

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 2473

1 Amend the Senate amendment, H-8387, to House File
 2 2473, as amended, passed, and reprinted by the House,
 3 as follows:
 4 1. By striking page 1, line 1, through page 29,
 5 line 5, and inserting:
 6 <Amend House File 2473, as amended, passed, and
 7 reprinted by the House, as follows:
 8 _____. By striking everything after the enacting
 9 clause and inserting:
 10 <DIVISION I

11 STANDING APPROPRIATIONS AND RELATED MATTERS

12 Section 1. 2013 Iowa Acts, chapter 140, is amended
13 by adding the following new section:

14 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL
15 YEAR 2015–2016.

16 1. For the budget process applicable to the fiscal
17 year beginning July 1, 2015, on or before October 1,
18 2014, in lieu of the information specified in section
19 8.23, subsection 1, unnumbered paragraph 1, and
20 paragraph “a”, all departments and establishments of
21 the government shall transmit to the director of the
22 department of management, on blanks to be furnished
23 by the director, estimates of their expenditure
24 requirements, including every proposed expenditure, for
25 the ensuing fiscal year, together with supporting data
26 and explanations as called for by the director of the
27 department of management after consultation with the
28 legislative services agency.

29 2. The estimates of expenditure requirements
30 shall be in a form specified by the director of
31 the department of management, and the expenditure
32 requirements shall include all proposed expenditures
33 and shall be prioritized by program or the results to
34 be achieved. The estimates shall be accompanied by
35 performance measures for evaluating the effectiveness
36 of the programs or results.

37 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by
38 adding the following new section:

39 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

40 1. The appropriations made pursuant to section
41 2.12 for the expenses of the general assembly and
42 legislative agencies for the fiscal year beginning July
43 1, 2014, and ending June 30, 2015, are reduced by the
44 following amount:

45 \$ 3,000,000

46 2. The budgeted amounts for the general assembly
47 for the fiscal year beginning July 1, 2014, may be
48 adjusted to reflect unexpended budgeted amounts from
49 the previous fiscal year.

50 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is

1 amended to read as follows:

2 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

3 — FY 2014–2015. Notwithstanding the standing
4 appropriations in the following designated sections for
5 the fiscal year beginning July 1, 2014, and ending June
6 30, 2015, the amounts appropriated from the general
7 fund of the state pursuant to these sections for the
8 following designated purposes shall not exceed the
9 following amounts:

| | | | |
|----|---|----|--------------------|
| 10 | 1. For operational support grants and community | | |
| 11 | cultural grants under section 99F.11, subsection 3, | | |
| 12 | paragraph "d", subparagraph (1): | | |
| 13 | ..... | \$ | <u>208,351</u> |
| 14 | | | <u>416,702</u> |
| 15 | 2. For regional tourism marketing under section | | |
| 16 | 99F.11, subsection 3, paragraph "d", subparagraph (2): | | |
| 17 | ..... | \$ | 582,000 |
| 18 | 3. For payment for nonpublic school transportation | | |
| 19 | under section 285.2: | | |
| 20 | ..... | \$ | 8,560,931 |
| 21 | If total approved claims for reimbursement for | | |
| 22 | nonpublic school pupil transportation exceed the amount | | |
| 23 | appropriated in accordance with this subsection, the | | |
| 24 | department of education shall prorate the amount of | | |
| 25 | each approved claim. | | |
| 26 | 4. For the enforcement of chapter 453D relating to | | |
| 27 | tobacco product manufacturers under section 453D.8: | | |
| 28 | ..... | \$ | <u>0,208</u> |
| 29 | | | <u>18,416</u> |

30 Sec. 4. Section 257.35, Code 2014, is amended by
 31 adding the following new subsection:
 32 NEW SUBSECTION. 8A. Notwithstanding subsection 1,
 33 and in addition to the reduction applicable pursuant
 34 to subsection 2, the state aid for area education
 35 agencies and the portion of the combined district cost
 36 calculated for these agencies for the fiscal year
 37 beginning July 1, 2014, and ending June 30, 2015, shall
 38 be reduced by the department of management by fifteen
 39 million dollars. The reduction for each area education
 40 agency shall be prorated based on the reduction that
 41 the agency received in the fiscal year beginning July
 42 1, 2003.

43 DIVISION II

44 CLAIMS AGAINST THE STATE AND BY THE STATE

45 Sec. 5. Section 8.55, subsection 3, paragraph a,
 46 Code 2014, is amended to read as follows:
 47 a. Except as provided in paragraphs "b", "c",
 48 ~~and "d", and "0e"~~, the moneys in the Iowa economic
 49 emergency fund shall only be used pursuant to an
 50 appropriation made by the general assembly. An

1 appropriation shall only be made for the fiscal year in
 2 which the appropriation is made. The moneys shall only
 3 be appropriated by the general assembly for emergency
 4 expenditures.

5 Sec. 6. Section 8.55, subsection 3, Code 2014, is
 6 amended by adding the following new paragraph:
 7 NEW PARAGRAPH. 0e. There is appropriated from the
 8 Iowa economic emergency fund to the state appeal board

9 an amount sufficient to pay claims authorized by the
10 state appeal board as provided in section 25.2.

11 Sec. 7. Section 25.2, subsection 4, Code 2014, is
12 amended to read as follows:

13 4. Payments authorized by the state appeal board
14 shall be paid from the appropriation or fund of
15 original certification of the claim. However, if that
16 appropriation or fund has since reverted under section
17 8.33, then such payment authorized by the state appeal
18 board shall be ~~out of any money in the state treasury~~
19 ~~not otherwise appropriated~~ as follows:

20 a. From the appropriation made from the Iowa
21 economic emergency fund in section 8.55 for purposes of
22 paying such expenses.

23 b. To the extent the appropriation from the
24 Iowa economic emergency fund described in paragraph
25 "a" is insufficient to pay such expenses, there is
26 appropriated from moneys in the general fund of the
27 state not otherwise appropriated the amount necessary
28 to fund the deficiency.

29 DIVISION III

30 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

31 Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the
32 purposes provided in section 455E.11, subsection 2,
33 paragraph "c", there is appropriated from the household
34 hazardous waste account of the groundwater protection
35 fund to the department of natural resources for the
36 fiscal year beginning July 1, 2014, and ending June 30,
37 2015, the following amount, or so much thereof as is
38 necessary, to be used for the purposes designated:

39 For supporting the department's air quality
40 programs, including salaries, support, maintenance, and
41 miscellaneous purposes:

42 \$ 1,400,000

43 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There
44 is appropriated from the general fund of the state to
45 the department on aging for the fiscal year beginning
46 July 1, 2014, and ending June 30, 2015, the following
47 amount, or so much thereof as is necessary, to be used
48 for the purposes designated:

49 To award to each area agency on aging designated
50 under section 231.32 in the proportion that the

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1 estimated amount of older individuals in Iowa served by
2 that area agency on aging bears to the total estimated
3 amount of older individuals in Iowa, to be used to
4 provide congregate meals and home-delivered meals to
5 food-insecure older individuals in Iowa:
6 \$ 250,000

7 Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The

8 director of the department of natural resources shall
9 convene a stakeholder group for purposes of studying
10 the funding of air quality programs administered by
11 the department. By December 1, 2014, the department
12 shall submit a written report to the general assembly
13 regarding the findings and recommendations of the
14 stakeholder group.

15 Sec. 11. PERSONNEL SETTLEMENT AGREEMENT
16 PAYMENTS. The general assembly and the judicial branch
17 shall not enter into a personnel settlement agreement
18 with a state employee that contains a confidentiality
19 provision intended to prevent public disclosure of the
20 agreement or any terms of the agreement.

21 Sec. 12. Section 8.9, subsection 2, paragraph a,
22 Code 2014, is amended to read as follows:

23 a. All grant applications submitted and grant
24 moneys received by a department on behalf of the state
25 shall be reported to the office of grants enterprise
26 management. The office shall by ~~January 31~~ December
27 1 of each year submit to the fiscal services division
28 of the legislative services agency a written report
29 listing all grants received during the ~~previous~~
30 ~~calendar~~ most recently completed federal fiscal year
31 with a value over one thousand dollars and the funding
32 entity and purpose for each grant. However, the
33 reports on grants filed by the state board of regents
34 pursuant to section 8.44 shall be deemed sufficient to
35 comply with the requirements of this subsection. In
36 addition, each department shall submit and the office
37 shall report, as applicable, for each grant applied
38 for or received and other federal moneys received
39 the expected duration of the grant or the other
40 moneys, maintenance of effort or other matching fund
41 requirements throughout and following the period of the
42 grant or the other moneys, the sources of the federal
43 funding and any match funding, any policy, program, or
44 operational requirement associated with receipt of the
45 funding, a status report on changes anticipated in the
46 federal requirements associated with the grant or other
47 federal funding during the fiscal year in progress and
48 the succeeding fiscal year, and any other information
49 concerning the grant or other federal funding that
50 would be helpful in the development of policy or

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1 budget decisions. The fiscal services division of
2 the legislative services agency shall compile the
3 information received for consideration by the standing
4 joint appropriations subcommittees of the general
5 assembly.

6 Sec. 13. Section 68B.3, Code 2014, is amended by

7 adding the following new subsection:

8 NEW SUBSECTION. 2A. This section does not apply to
 9 sales of services by a member of a board or commission
 10 as defined under section 7E.4 to state executive branch
 11 agencies or subunits of departments or independent
 12 agencies as defined in section 7E.4 that are not the
 13 subunit of the department or independent agency in
 14 which the person serves or are not a subunit of a
 15 department or independent agency with which the person
 16 has substantial and regular contact as part of the
 17 person's duties.

18 Sec. 14. Section 97B.52A, subsection 1, paragraph
 19 c, subparagraph (2), subparagraph division (b), Code
 20 2014, is amended to read as follows:

21 (b) For a member whose first month of entitlement
 22 is July 2004 or later, but before July ~~2014~~ 2016,
 23 covered employment does not include employment as a
 24 licensed health care professional by a public hospital.
 25 For the purposes of this subparagraph, "*public*
 26 *hospital*" means a hospital licensed pursuant to chapter
 27 135B and governed pursuant to chapter 145A, 347, 347A,
 28 or 392.

29 Sec. 15. Section 602.1302, subsection 3, Code 2014,
 30 is amended to read as follows:

31 3. A revolving fund is created in the state
 32 treasury for the payment of jury and witness fees,
 33 mileage, costs related to summoning jurors by the
 34 judicial branch, costs and fees related to the
 35 management and payment of interpreters and translators
 36 in judicial branch legal proceedings and court-ordered
 37 programs, and attorney fees paid by the state public
 38 defender for counsel appointed pursuant to section
 39 600A.6A. The judicial branch shall deposit any
 40 reimbursements to the state for the payment of jury
 41 and witness fees and mileage in the revolving fund.
 42 In each calendar quarter the judicial branch shall
 43 reimburse the state public defender for attorney fees
 44 paid pursuant to section 600A.6B. Notwithstanding
 45 section 8.33, unencumbered and unobligated receipts in
 46 the revolving fund at the end of a fiscal year do not
 47 revert to the general fund of the state. The judicial
 48 branch shall on or before February 1 file a financial
 49 accounting of the moneys in the revolving fund with
 50 the legislative services agency. The accounting shall

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1 include an estimate of disbursements from the revolving
 2 fund for the remainder of the fiscal year and for the
 3 next fiscal year.

4 Sec. 16. 2013 Iowa Acts, chapter 138, section 157,
 5 subsection 5A, if enacted by 2014 Iowa Acts, House File

6 2463, is amended by striking the subsection.

7 DIVISION IV

8 CORRECTIVE PROVISIONS

9 Sec. 17. Section 15.353, subsection 1, paragraph c,
10 subparagraph (2), if enacted by 2014 Iowa Acts, House
11 File 2448, is amended to read as follows:

12 (2) The average dwelling unit cost does not exceed
13 two hundred fifty thousand dollars per dwelling unit
14 if the project involves the rehabilitation, repair,
15 redevelopment, or preservation of ~~eligible property,~~
16 ~~as that term is defined in section 404A.1, subsection~~
17 ~~2 property described in section 404A.1, subsection 7,~~
18 ~~paragraph "a".~~

19 Sec. 18. Section 15J.4, subsection 1, paragraph b,
20 as amended by 2014 Iowa Acts, House File 2448, section
21 34, if enacted, is amended to read as follows:

22 b. The area was in whole or in part a designated
23 economic development enterprise zone under chapter
24 15E, division XVIII, Code 2014, immediately prior to
25 the effective date of this division of this Act, or
26 the area is in whole or in part an urban renewal area
27 established pursuant to chapter 403.

28 Sec. 19. Section 123.47, subsection 1A, paragraph
29 c, subparagraph (2), as enacted by 2014 Iowa Acts,
30 Senate File 2310, section 1, is amended to read as
31 follows:

32 (2) A person under legal age who consumes or
33 possesses any alcoholic liquor, wine, or beer in
34 connection with a religious observance, ceremony, or
35 ~~right rite.~~

36 Sec. 20. Section 331.552, subsection 35, as amended
37 by 2014 Iowa Acts, House File 2273, section 5, if
38 enacted, is amended to read as follows:

39 35. a. Destroy special assessment records required
40 by section 445.11 within the county system after ten
41 years have elapsed from the end of the fiscal year in
42 which the special assessment was paid in full. The
43 county treasurer shall also destroy the resolution of
44 necessity, plat, and schedule of assessments required
45 by section 384.51 after ten years have elapsed from the
46 end of the fiscal year in which the entire schedule was
47 paid in full. This ~~subsection paragraph~~ applies to
48 documents described in this ~~subsection paragraph~~ that
49 are in existence before, on, or after July 1, 2003.

50 b. Destroy assessment records required by chapter

1 468 within the county system after ten years have
2 elapsed from the end of the fiscal year in which the
3 assessment was paid in full. The county treasurer
4 shall also destroy the accompanying documents including

5 any resolutions, plats, or schedule of assessments
 6 after ten years have elapsed from the end of the
 7 fiscal year in which the entire schedule was paid in
 8 full. This ~~subsection~~ paragraph applies to documents
 9 described in this ~~subsection~~ paragraph that are in
 10 existence before, on, or after July 1, 2014.

11 Sec. 21. Section 422.33, subsection 4, paragraph c,
 12 Code 2014, as amended by 2014 Iowa Acts, Senate File
 13 2240, section 87, and redesignated as paragraph b,
 14 subparagraph (3), is amended to read as follows:

15 (3) Subtract an exemption amount of forty thousand
 16 dollars. This exemption amount shall be reduced, but
 17 not below zero, by an amount equal to twenty-five
 18 percent of the amount by which the alternative minimum
 19 taxable income of the taxpayer, computed without regard
 20 to the exemption amount in this ~~paragraph~~ subparagraph,
 21 exceeds one hundred fifty thousand dollars.

22 Sec. 22. Section 425.15, subsection 1, paragraph a,
 23 as enacted by 2014 Iowa Acts, Senate File 2352, section
 24 1, is amended to read as follows:

25 a. A veteran of any of the military forces of the
 26 United States, who acquired the homestead under 38
 27 U.S.C. § 21.801, 21.802, prior to August 6, 1991, or
 28 under 38 U.S.C. § 2101, 2102.

29 Sec. 23. Section 508.36, subsection 13, paragraph
 30 d, subparagraph (1), subparagraph division (c), as
 31 enacted by 2014 Iowa Acts, Senate File 2131, section 9,
 32 is amended to read as follows:

33 (c) Minimum reserves for all other policies ~~of or~~
 34 contracts subject to subsection 1, paragraph "b".

35 Sec. 24. Section 508.36, subsection 16, paragraph
 36 c, subparagraph (3), as enacted by 2014 Iowa Acts,
 37 Senate File 2131, section 9, is amended to read as
 38 follows:

39 (3) Once any portion of a memorandum in support
 40 of an opinion submitted under subsection 2 or a
 41 principle-based valuation report developed under
 42 subsection 14, paragraph "b", subparagraph (3), is
 43 cited by a company in its marketing or is publicly
 44 volunteered to or before a governmental agency other
 45 than a state insurance department or is released by
 46 the company to the news media, all portions ~~of~~ of such
 47 memorandum or report shall no longer be confidential
 48 information.

49 Sec. 25. Section 508.37, subsection 6, paragraph h,
 50 subparagraph (8), as enacted by 2014 Iowa Acts, Senate

1 File 2131, section 13, is amended to read as follows:

2 (8) For policies issued on or after the operative
 3 date of the valuation manual, the valuation manual

4 shall provide the Commissioners Standard Mortality
 5 Table for use in determining the minimum nonforfeiture
 6 standard that may be substituted for the Commissioners
 7 1961 Standard Industrial Mortality Table or the
 8 Commissioners 1961 Industrial Extended Term Insurance
 9 Table. If the commissioner approves by ~~regulation~~
 10 rule any Commissioners Standard Industrial Mortality
 11 Table adopted by the national association of insurance
 12 commissioners for use in determining the minimum
 13 nonforfeiture standard for policies issued on or after
 14 the operative date of the valuation manual, then that
 15 minimum nonforfeiture standard supersedes the minimum
 16 nonforfeiture standard provided by the valuation
 17 manual.

18 Sec. 26. Section 537.1301, subsection 46, as
 19 enacted by 2014 Iowa Acts, House File 2324, section 17,
 20 is amended to read as follows:

21 46. “*Threshold amount*” means the threshold amount,
 22 as determined by 12 C.F.R. ~~§ 226.3(b)~~ § 1026.3(b),
 23 in effect during the period the consumer credit
 24 transaction was entered into.

25 Sec. 27. 2014 Iowa Acts, Senate File 2257, section
 26 15, is amended by striking the section and inserting in
 27 lieu thereof the following:

28 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,
 29 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,
 30 Code 2014, are repealed.

31 Sec. 28. REPEAL. 2014 Iowa Acts, House File 2423,
 32 section 159, is repealed.

33 Sec. 29. CONTINGENT EFFECTIVENESS. The section
 34 of this division of this Act amending section 15.353,
 35 subsection 1, paragraph “c”, subparagraph (2), takes
 36 effect only if 2014 Iowa Acts, House File 2453, is
 37 enacted.

38 DIVISION V

39 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

40 Sec. 30. Section 2.42, subsection 13, Code 2014, is
 41 amended to read as follows:

42 13. To establish policies with regard to publishing
 43 printed and electronic versions of legal publications
 44 as provided in chapters 2A and 2B, including the Iowa
 45 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative
 46 bulletin, Iowa administrative code, and Iowa court
 47 rules, or any part of those publications. The
 48 publishing policies may include, but are not limited
 49 to: the style and format to be used; the frequency
 50 of publication; the contents of the publications;

3 errors; the type of print or electronic media and
4 data processing software to be used; the number of
5 volumes to be published; recommended revisions; the
6 letting of contracts for publication; the pricing of
7 the publications to which section 22.3 does not apply;
8 access to, and the use, reproduction, legal protection,
9 sale or distribution, and pricing of related data
10 processing software consistent with chapter 22; and any
11 other matters deemed necessary to the publication of
12 uniform and understandable publications.

13 Sec. 31. Section 2A.1, subsection 2, paragraph d,
14 unnumbered paragraph 1, Code 2014, is amended to read
15 as follows:

16 Publication of the official legal publications
17 of the state, including but not limited to the Iowa
18 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative
19 bulletin, Iowa administrative code, and Iowa court
20 rules as provided in chapter 2B. The legislative
21 services agency shall do all of the following:

22 Sec. 32. Section 2A.5, subsection 2, paragraph b,
23 Code 2014, is amended by striking the paragraph.

24 Sec. 33. Section 2A.5, Code 2014, is amended by
25 adding the following new subsection:

26 NEW SUBSECTION. 2A. The legislative services
27 agency shall publish annually an electronic or printed
28 version of the roster of state officials. The roster
29 of state officials shall include a correct list of
30 state officers and deputies; members of boards and
31 commissions; justices of the supreme court, judges
32 of the court of appeals, and judges of the district
33 courts including district associate judges and judicial
34 magistrates; and members of the general assembly.
35 The office of the governor shall cooperate in the
36 preparation of the list.

37 Sec. 34. Section 2B.5, subsection 3, Code 2014, is
38 amended by striking the subsection.

39 Sec. 35. Section 2B.5A, subsection 2, Code 2014, is
40 amended to read as follows:

41 2. In consultation with the administrative rules
42 coordinator, the administrative code editor shall
43 prescribe a uniform style and form required for a
44 person filing a document for publication in the Iowa
45 administrative bulletin or the Iowa administrative
46 code, including but not limited to a rulemaking
47 document. A rulemaking document includes a notice
48 of intended action as provided in section 17A.4 or
49 an adopted rule for filing as provided in section
50 17A.5. The rulemaking document shall correlate each

2 the administrative code editor. The administrative
3 code editor shall provide for ~~the publication of~~
4 ~~an electronic publication version~~ of the Iowa
5 administrative bulletin and the Iowa administrative
6 code. The administrative code editor shall review
7 all submitted documents for style and form and notify
8 the administrative rules coordinator if a rulemaking
9 document is not in proper style or form, and may return
10 or revise a document which is not in proper style and
11 form. The style and form prescribed shall require
12 that a rulemaking document include a reference to the
13 statute which the rules are intended to implement.

14 Sec. 36. Section 2B.5A, subsection 6, paragraph a,
15 subparagraph (2), subparagraph division (b), Code 2014,
16 is amended to read as follows:

17 (b) A print ~~edition version~~ may include an index.

18 Sec. 37. Section 2B.5B, subsection 2, Code 2014, is
19 amended to read as follows:

20 2. The administrative code editor, upon direction
21 by the Iowa supreme court and in accordance with the
22 policies of the legislative council pursuant to section
23 2.42 and the legislative services agency pursuant
24 to section 2A.1, shall prescribe a uniform style and
25 form required for filing a document for publication in
26 the Iowa court rules. The document shall correlate
27 each rule to the uniform numbering system. The
28 administrative code editor shall provide for ~~the~~
29 ~~publication of an electronic publication version of~~
30 the Iowa court rules. The administrative code editor
31 shall review all submitted documents for style and
32 form and notify the Iowa supreme court if a rulemaking
33 document is not in proper style or form, and may return
34 or revise a document which is not in proper style and
35 form.

36 Sec. 38. Section 2B.5B, subsection 3, paragraph b,
37 subparagraph (2), subparagraph division (b), Code 2014,
38 is amended to read as follows:

39 (b) A print version ~~shall~~ ~~may~~ include an index.

40 Sec. 39. Section 2B.6, subsection 2, paragraph b,
41 Code 2014, is amended to read as follows:

42 b. The Iowa Code ~~or Code Supplement~~, as provided in
43 section 2B.12.

44 Sec. 40. Section 2B.12, Code 2014, is amended to
45 read as follows:

46 **2B.12 Iowa Code and Code Supplement.**

47 1. The legislative services agency shall control
48 and maintain in a secure electronic repository
49 custodial information used to publish the Iowa Code.

50 2. The legislative services agency shall publish

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- 1 an annual edition of the Iowa Code as soon as
2 possible after the final adjournment of a regular
3 or special session of a general assembly. ~~However,~~
4 ~~the legislative services agency may publish a new~~
5 ~~Code Supplement in lieu of the Iowa Code as soon as~~
6 ~~possible after the final adjournment of a regular~~
7 ~~session of a general assembly. The legislative~~
8 ~~services agency may publish a new edition of the Iowa~~
9 ~~Code or Code Supplement as soon as possible after the~~
10 ~~final adjournment of a special session of the general~~
11 ~~assembly.~~
- 12 3. An edition of the Iowa Code ~~or Code Supplement~~
13 shall contain each Code section in its new or amended
14 form. However, a new section or amendment which does
15 not take effect until after the probable publication
16 date of a succeeding Iowa Code ~~or Code Supplement~~
17 may be deferred for publication in that succeeding
18 Iowa Code ~~or Code Supplement~~. The sections shall
19 be inserted in each edition in a logical order as
20 determined by the Iowa Code editor in accordance with
21 the policies of the legislative council.
- 22 4. Each section of an Iowa Code ~~or Code Supplement~~
23 shall be indicated by a number printed in boldface
24 type and shall have an appropriate headnote printed in
25 boldface type.
- 26 5. The Iowa Code shall include all of the
27 following:
- 28 a. The Declaration of Independence.
 - 29 b. The Articles of Confederation.
 - 30 c. The Constitution of the United States.
 - 31 d. The laws of the United States relating to the
32 authentication of records.
 - 33 e. The Constitution of the State of Iowa, original
34 and codified versions.
 - 35 f. The Act admitting Iowa into the union as a
36 state.
 - 37 g. The arrangement of the Code into distinct units,
38 as established by the legislative services agency,
39 which may include titles, subunits of titles, chapters,
40 subunits of chapters, and sections, and subunits of
41 sections. The distinct units shall be numbered and may
42 include names.
 - 43 h. All of the statutes of Iowa of a general and
44 permanent nature, except as provided in subsection 3.
 - 45 i. A comprehensive method to search and identify
46 its contents, including the text of the Constitution
47 and statutes of the State of Iowa.
- 48 (1) An electronic version may include search and
49 retrieval programming, analysis of titles and chapters,
50 and an index and a summary index.

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- 1 (2) A print version shall include an analysis of
2 titles and chapters, and may include an index and a
3 summary index.
- 4 6. The Iowa Code may include all of the following:
5 a. A preface.
6 b. A description of citations to statutes.
7 c. Abbreviations to other publications which may be
8 referred to in the Iowa Code.
9 d. Appropriate historical references or source
10 notes.
11 e. An analysis of the Code by titles and chapters.
12 f. Other reference materials as determined by the
13 Iowa Code editor in accordance with any policies of the
14 legislative council.
- 15 ~~7. A Code Supplement shall include all of the~~
16 ~~following:~~
17 ~~a. The text of statutes of Iowa of a general~~
18 ~~and permanent nature that were enacted during the~~
19 ~~preceding regular or special session, except as~~
20 ~~provided in subsection 2; an indication of all sections~~
21 ~~repealed during that session; and any amendments to~~
22 ~~the Constitution of the State of Iowa approved by the~~
23 ~~voters since the adjournment of the previous regular~~
24 ~~session of the general assembly.~~
25 ~~b. A chapter title and number for each chapter or~~
26 ~~part of a chapter included.~~
27 ~~c. A comprehensive method to search and identify~~
28 ~~its contents, including the text of statutes and the~~
29 ~~Constitution of the State of Iowa.~~
- 30 ~~(1) An electronic version may include search and~~
31 ~~retrieval programming and an index and a summary index.~~
32 ~~(2) A print version may include an index and a~~
33 ~~summary index.~~
- 34 ~~8. 7. The Iowa Code or Code Supplement may include~~
35 appropriate tables showing the disposition of Acts of
36 the general assembly, the corresponding sections from
37 edition to edition of an Iowa Code ~~or Code Supplement~~,
38 and other reference material as determined by the
39 Iowa Code editor in accordance with policies of the
40 legislative council.
- 41 8. In lieu of or in addition to publishing an
42 annual edition of the Iowa Code, the legislative
43 services agency, in accordance with the policies of
44 the legislative council, may publish a supplement to
45 the Iowa Code, as necessary or desirable, in a manner
46 similar to the publication of an annual edition of the
47 Iowa Code.
- 48 Sec. 41. Section 2B.13, subsection 1, unnumbered
49 paragraph 1, Code 2014, is amended to read as follows:
50 The Iowa Code editor in preparing the copy for an

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1 edition of the Iowa Code or ~~Code Supplement~~ shall not
 2 alter the sense, meaning, or effect of any Act of the
 3 general assembly, but may:

4 Sec. 42. Section 2B.13, subsection 1, paragraph f,
 5 Code 2014, is amended to read as follows:

6 *f.* Transfer, divide, or combine sections or parts
 7 of sections and add or ~~amend~~ revise headnotes to
 8 sections and ~~subsections~~ section subunits. Pursuant to
 9 section 3.3, the headnotes are not part of the law.

10 Sec. 43. Section 2B.13, subsection 3, paragraph a,
 11 Code 2014, is amended to read as follows:

12 *a.* The Iowa Code editor may, in preparing the copy
 13 for an edition of the Iowa Code or ~~Code Supplement~~,
 14 establish standards for and change capitalization,
 15 spelling, and punctuation in any provision for purposes
 16 of uniformity and consistency in language.

17 Sec. 44. Section 2B.13, subsection 4, paragraph a,
 18 Code 2014, is amended to read as follows:

19 *a.* The Iowa Code editor shall seek direction
 20 from the senate committee on judiciary and the house
 21 committee on judiciary when making Iowa Code or ~~Code~~
 22 ~~Supplement~~ changes.

23 Sec. 45. Section 2B.13, subsection 5, Code 2014, is
 24 amended to read as follows:

25 5. The Iowa Code editor may prepare and publish
 26 comments deemed necessary for a proper explanation
 27 of the manner of ~~printing~~ publishing a section or
 28 chapter of the Iowa Code or ~~Code Supplement~~. The Iowa
 29 Code editor shall maintain a record of all of the
 30 corrections made under subsection 1. The Iowa Code
 31 editor shall also maintain a separate record of the
 32 changes made under subsection 1, paragraphs “b” through
 33 “h”. The records shall be available to the public.

34 Sec. 46. Section 2B.13, subsection 7, paragraph a,
 35 Code 2014, is amended to read as follows:

36 *a.* The effective date of an edition of the Iowa
 37 Code or of a supplement to the Iowa Code Supplement
 38 or an edition of the Iowa administrative code is its
 39 publication date. A publication date is the date the
 40 publication is conclusively presumed to be complete,
 41 incorporating all revisions or editorial changes.

42 Sec. 47. Section 2B.13, subsection 7, paragraph
 43 b, subparagraph (1), Code 2014, is amended to read as
 44 follows:

45 (1) For the Iowa Code or a supplement to the
 46 Iowa Code Supplement, the publication date is the
 47 first day of the next regular session of the general
 48 assembly convened pursuant to Article III, section 2,
 49 of the Constitution of the State of Iowa. However,
 50 the legislative services agency may establish an

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1 alternative publication date, which may be the date
2 that the publication is first available to the public
3 accessing the general assembly's internet site. The
4 legislative services agency shall provide notice of
5 such an alternative publication date on the general
6 assembly's internet site.

7 Sec. 48. Section 2B.17, subsection 2, paragraph b,
8 Code 2014, is amended to read as follows:

9 b. For statutes, the official versions of
10 publications shall be known as the Iowa Acts, the Iowa
11 Code, and the Code Supplement for supplements for the
12 years 1979 through 2011.

13 Sec. 49. Section 2B.17, subsection 4, paragraph c,
14 Code 2014, is amended to read as follows:

15 c. The Iowa Code shall be cited as the Iowa
16 Code. ~~The Code Supplement~~ Supplements to the Iowa
17 Code published for the years 1979 through 2011 shall
18 be cited as the Code Supplement. Subject to the
19 legislative services agency style manual, the Iowa Code
20 may be cited as the Code of Iowa or Code and the Code
21 Supplement may be cited as the Iowa Code Supplement,
22 with references identifying parts of the publication,
23 including but not limited to title or chapter, section,
24 or subunit of a section. If the citation refers to a
25 past edition of the Iowa Code or Code Supplement, the
26 citation shall identify the year of publication. The
27 legislative services agency style manual shall provide
28 for a citation form for any supplements to the Iowa
29 Code published after the year 2013.

30 Sec. 50. Section 2B.18, subsection 1, Code 2014, is
31 amended to read as follows:

32 1. The Iowa Code editor is the custodian of the
33 official legal publications known as the Iowa Acts,
34 Iowa Code, and Code Supplement for supplements to the
35 Iowa Code for the years 1979 through 2011, and for any
36 other supplements to the Iowa Code. The Iowa Code
37 editor may attest to and authenticate any portion
38 of such official legal publication for purposes of
39 admitting a portion of the official legal publication
40 in any court or office of any state, territory,
41 or possession of the United States or in a foreign
42 jurisdiction.

43 Sec. 51. Section 3.1, subsection 1, paragraphs a
44 and b, Code 2014, are amended to read as follows:

45 a. Shall refer to the numbers of the sections or
46 chapters of the Code ~~or Code Supplement~~ to be amended
47 or repealed, but it is not necessary to refer to the
48 sections or chapters in the title.

49 b. Shall refer to the session of the general
50 assembly and the sections and chapters of the Acts to

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1 be amended if the bill relates to a section or sections
 2 of an Act not appearing in the Code ~~or codified in a~~
 3 ~~supplement to the Code.~~

4 Sec. 52. Section 3.3, Code 2014, is amended to read
 5 as follows:

6 **3.3 Headnotes and historical references.**

7 1. Proper headnotes may be placed at the beginning
 8 of a section of a bill or at the beginning of a Code
 9 section, and at the end of a Code section there may
 10 be placed a reference to the section number of the
 11 Code, or any Iowa Act from which the matter of the Code
 12 section was taken or Code section subunit. However,
 13 except as provided for the uniform commercial code
 14 pursuant to section 554.1107, headnotes shall not be
 15 considered as part of the law as enacted.

16 2. At the end of a Code section there may be placed
 17 a reference to the section number of the Code, or any
 18 Iowa Act from which the matter of the Code section was
 19 taken. Historical references shall not be considered
 20 as a part of the law as enacted.

21 DIVISION VI
 22 SNOWMOBILES

23 Sec. 53. Section 321G.3, subsection 1, Code 2014,
 24 is amended to read as follows:

25 1. Each snowmobile used by a resident on public
 26 land, public ice, or a designated snowmobile trail
 27 of this state shall be currently registered in this
 28 state pursuant to section 321G.4. ~~A person resident~~
 29 shall not operate, maintain, or give permission for
 30 the operation or maintenance of a snowmobile on public
 31 land, public ice, or a designated snowmobile trail
 32 unless the snowmobile is registered in accordance with
 33 this chapter ~~or applicable federal laws or in accordance~~
 34 ~~with an approved numbering system of another state~~
 35 ~~and the evidence of registration is in full force and~~
 36 ~~effect.~~ ~~A~~ The owner of a snowmobile must also be
 37 issued obtain a user permit in accordance with ~~this~~
 38 ~~chapter~~ section 321G.4A.

39 Sec. 54. Section 321G.4, subsections 2 and 4, Code
 40 2014, are amended to read as follows:

41 2. The owner of the snowmobile shall file an
 42 application for registration with the department
 43 through the county recorder of the county of residence,
 44 ~~or in the case of a nonresident owner, in the county~~
 45 ~~of primary use,~~ in the manner established by the
 46 commission. The application shall be completed by the
 47 owner and shall be accompanied by a fee of fifteen
 48 dollars and a writing fee as provided in section
 49 321G.27. A snowmobile shall not be registered by the
 50 county recorder until the county recorder is presented

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1 with receipts, bills of sale, or other satisfactory
2 evidence that the sales or use tax has been paid for
3 the purchase of the snowmobile or that the owner is
4 exempt from paying the tax. A snowmobile that has an
5 expired registration certificate from another state may
6 be registered in this state upon proper application,
7 payment of all applicable registration and writing
8 fees, and payment of a penalty of five dollars.

9 4. Notwithstanding subsections 1 and 2, a
10 snowmobile ~~that is more than thirty years old~~
11 manufactured prior to 1984 may be registered as an
12 antique snowmobile for a one-time fee of twenty-five
13 dollars, which shall exempt the owner from annual
14 registration and fee requirements for that snowmobile.
15 However, if ownership of ~~such a~~ an antique snowmobile
16 is transferred, the new owner shall register the
17 snowmobile and pay the one-time fee as required under
18 this subsection. A snowmobile may be registered
19 under this section with only a signed bill of sale as
20 evidence of ownership.

21 Sec. 55. NEW SECTION. 321G.4B Nonresident
22 requirements — penalties.

23 1. A nonresident wishing to operate a snowmobile
24 on public land, public ice, or a designated snowmobile
25 trail of this state shall obtain a user permit in
26 accordance with section 321G.4A. In addition to
27 obtaining a user permit, a nonresident shall display
28 a current registration decal or other evidence of
29 registration or numbering required by the owner's state
30 of residence unless the owner resides in a state that
31 does not register or number snowmobiles.

32 2. A violation of subsection 1 is punishable as a
33 scheduled violation under section 805.8B, subsection
34 2, paragraph "a". When the scheduled fine is paid, the
35 violator shall submit proof to the department that a
36 user permit has been obtained and provide evidence of
37 registration or numbering as required by the owner's
38 state of residence, if applicable, to the department
39 within thirty days of the date the fine is paid. A
40 person who violates this section is guilty of a simple
41 misdemeanor.

42 Sec. 56. Section 321G.20, Code 2014, is amended by
43 striking the section and inserting in lieu thereof the
44 following:

45 **321G.20 Operation by persons under sixteen.**

46 A person under sixteen years of age shall not
47 operate a snowmobile on a designated snowmobile
48 trail, public land, or public ice unless the operation
49 is under the direct supervision of a parent, legal
50 guardian, or another person of at least eighteen years

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1 of age authorized by the parent or guardian, who is
 2 experienced in snowmobile operation and who possesses a
 3 valid driver's license, as defined in section 321.1, or
 4 an education certificate issued under this chapter.

5 Sec. 57. Section 321G.24, subsection 1, Code 2014,
 6 is amended to read as follows:

7 1. A person ~~under eighteen~~ twelve through seventeen
 8 years of age shall not operate a snowmobile on public
 9 land, public ice, a designated snowmobile trail, or
 10 land purchased with snowmobile registration funds
 11 in this state without obtaining ~~a valid an~~ education
 12 certificate approved by the department and having
 13 the certificate in the person's possession, unless
 14 the person is accompanied on the same snowmobile by
 15 a responsible person of at least eighteen years of
 16 age who is experienced in snowmobile operation and
 17 possesses a valid driver's license, as defined in
 18 section 321.1, or an education certificate issued under
 19 this chapter.

20 Sec. 58. Section 805.8B, subsection 2, paragraph a,
 21 Code 2014, is amended to read as follows:

22 a. For registration or user permit violations under
 23 section 321G.3, subsection 1, or section 321G.4B, the
 24 scheduled fine is fifty dollars.

25 DIVISION VII

26 INCOME TAX CHECKOFFS

27 Sec. 59. NEW SECTION. 422.12D **Income tax checkoff**
 28 **for the Iowa state fair foundation fund.**

29 1. A person who files an individual or a joint
 30 income tax return with the department of revenue under
 31 section 422.13 may designate one dollar or more to be
 32 paid to the foundation fund of the Iowa state fair
 33 foundation as established in section 173.22. If the
 34 refund due on the return or the payment remitted with
 35 the return is insufficient to pay the amount designated
 36 by the taxpayer to the foundation fund, the amount
 37 designated shall be reduced to the remaining amount
 38 of the refund or the remaining amount remitted with
 39 the return. The designation of a contribution to the
 40 foundation fund under this section is irrevocable.

41 2. The director of revenue shall draft the income
 42 tax form to allow the designation of contributions to
 43 the foundation fund on the tax return. The department,
 44 on or before January 31, shall transfer the total
 45 amount designated on the tax form due in the preceding
 46 year to the foundation fund. However, before a
 47 checkoff pursuant to this section shall be permitted,
 48 all liabilities on the books of the department of
 49 administrative services and accounts identified
 50 as owing under section 8A.504 and the political

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1 contribution allowed under section 68A.601 shall be
2 satisfied.

3 3. The Iowa state fair board may authorize payment
4 from the foundation fund for purposes of supporting
5 foundation activities.

6 4. The department of revenue shall adopt rules to
7 implement this section.

8 5. This section is subject to repeal under section
9 422.12E.

10 Sec. 60. **NEW SECTION. 422.12L Joint income tax**
11 **checkoff for veterans trust fund and volunteer fire**
12 **fighter preparedness fund.**

13 1. A person who files an individual or a joint
14 income tax return with the department of revenue under
15 section 422.13 may designate one dollar or more to
16 be paid jointly to the veterans trust fund created
17 in section 35A.13 and to the volunteer fire fighter
18 preparedness fund created in section 100B.13. If the
19 refund due on the return or the payment remitted with
20 the return is insufficient to pay the additional amount
21 designated by the taxpayer, the amount designated
22 shall be reduced to the remaining amount of refund or
23 the remaining amount remitted with the return. The
24 designation of a contribution under this section is
25 irrevocable.

26 2. The director of revenue shall draft the income
27 tax form to allow the designation of contributions
28 to the veterans trust fund and to the volunteer fire
29 fighter preparedness fund as one checkoff on the
30 tax return. The department of revenue, on or before
31 January 31, shall transfer one-half of the total
32 amount designated on the tax return forms due in the
33 preceding calendar year to the veterans trust fund and
34 the remaining one-half to the volunteer fire fighter
35 preparedness fund. However, before a checkoff pursuant
36 to this section shall be permitted, all liabilities on
37 the books of the department of administrative services
38 and accounts identified as owing under section 8A.504
39 and the political contribution allowed under section
40 68A.601 shall be satisfied.

41 3. The department of revenue shall adopt rules to
42 administer this section.

43 4. This section is subject to repeal under section
44 422.12E.

45 Sec. 61. **REPEAL.** Sections 422.12D and 422.12L,
46 Code 2014, are repealed.

47 Sec. 62. **RETROACTIVE APPLICABILITY.** This division
48 of this Act applies retroactively to January 1, 2014,
49 for tax years beginning on or after that date.

50

DIVISION VIII

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1 for the unregistered and untitled all-terrain vehicle.
2 Sec. 68. Section 321I.34, subsection 1, paragraph
3 a, Code 2014, is amended to read as follows:

4 a. To perfect the security interest, an application
5 for security interest must be presented along with
6 the original title. The county recorder shall note
7 the security interest on the face of the title and ~~on~~
8 in the copy in electronic record maintained by the
9 recorder's office.

10 Sec. 69. Section 331.602, subsection 39, Code 2014,
11 is amended to read as follows:

12 39. Accept applications for passports if approved
13 to accept such applications by the United States
14 department of state.

15 Sec. 70. Section 359A.10, Code 2014, is amended to
16 read as follows:

17 **359A.10 Entry and record of orders.**

18 Such orders, decisions, notices, and returns shall
19 be entered of record at length by the township clerk,
20 and a copy thereof certified by the township clerk to
21 the county recorder, who shall record the same in the
22 recorder's office in ~~a book kept for that purpose~~ the
23 manner specified in sections 558.49 and 558.52, and
24 index such record in the name of each adjoining owner
25 as grantor to the other. The county recorder shall
26 collect fees specified in section 331.604.

27 Sec. 71. Section 462A.5, subsection 1, paragraph a,
28 Code 2014, is amended to read as follows:

29 a. The owner of the vessel shall file an
30 application for registration with the appropriate
31 county recorder on forms provided by the commission.
32 The application shall be completed and signed by the
33 owner of the vessel and shall be accompanied by the
34 appropriate fee, and the writing fee specified in
35 section 462A.53. Upon applying for registration, the
36 owner shall display a bill of sale, receipt, or other
37 satisfactory proof of ownership as provided by the
38 rules of the commission to the county recorder. If the
39 county recorder is not satisfied as to the ownership
40 of the vessel or that there are no undisclosed
41 security interests in the vessel, the county recorder
42 may register the vessel but shall, as a condition
43 of issuing a registration certificate, require the
44 applicant to follow the procedure provided in section
45 462A.5A. Upon receipt of the application in approved
46 form accompanied by the required fees, the county
47 recorder shall enter it upon the records of the
48 recorder's office and shall issue to the applicant a
49 pocket-size registration certificate. The certificate
50 shall be executed ~~in triplicate, one copy to be and~~

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1 delivered to the owner, ~~one copy to the commission, and~~
 2 ~~one copy to be retained on file by the county recorder.~~
 3 The county recorder shall maintain an electronic
 4 record of each registration certificate issued by the
 5 county recorder under this chapter. The registration
 6 certificate shall bear the number awarded to the
 7 vessel, the passenger capacity of the vessel, and the
 8 name and address of the owner. In the use of all
 9 vessels except nonpowered sailboats, nonpowered canoes,
 10 and commercial vessels, the registration certificate
 11 shall be carried either in the vessel or on the person
 12 of the operator of the vessel when in use. In the
 13 use of nonpowered sailboats, nonpowered canoes, or
 14 commercial vessels, the registration certificate may be
 15 kept on shore in accordance with rules adopted by the
 16 commission. The operator shall exhibit the certificate
 17 to a peace officer upon request or, when involved in an
 18 occurrence of any nature with another vessel or other
 19 personal property, to the owner or operator of the
 20 other vessel or personal property.

21 Sec. 72. Section 462A.77, subsection 7, Code 2014,
 22 is amended to read as follows:

23 7. The county recorder shall maintain ~~a an~~
 24 electronic record of ~~any each~~ certificate of title
 25 ~~which issued by the county recorder issues and shall~~
 26 ~~keep each certificate of title on record under this~~
 27 chapter until the certificate of title has been
 28 inactive for five years.

29 Sec. 73. Section 462A.84, subsection 1, paragraph
 30 a, Code 2014, is amended to read as follows:

31 *a.* To perfect the security interest, an application
 32 for security interest must be presented along with
 33 the original title. The county recorder shall note
 34 the security interest on the face of the title and ~~on~~
 35 in the copy in electronic record maintained by the
 36 recorder's office.

DIVISION IX FOSTER CARE

39 Sec. 74. Section 232.46, subsection 1, Code 2014,
 40 is amended to read as follows:

41 1. *a.* At any time after the filing of a petition
 42 and prior to entry of an order of adjudication
 43 pursuant to section 232.47, the court may suspend the
 44 proceedings on motion of the county attorney or the
 45 child's counsel, enter a consent decree, and continue
 46 the case under terms and conditions established by
 47 the court. These terms and conditions may include
 48 ~~prohibiting a any of the following:~~

49 (1) Prohibiting the child from driving a motor
 50 vehicle for a specified period of time or under

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1 specific circumstances, ~~or the supervision.~~ The court
2 shall notify the department of transportation of an
3 ~~order prohibiting the child from driving.~~

4 (2) Supervision of the child by a juvenile court
5 officer or other agency or person designated by the
6 court, ~~and may include the requirement that the child~~
7 ~~perform.~~

8 (3) The performance of a work assignment of
9 value to the state or to the public ~~or make~~ making
10 restitution consisting of a monetary payment to the
11 victim or a work assignment directly of value to the
12 victim. ~~The court shall notify the state department of~~
13 ~~transportation of an order prohibiting the child from~~
14 ~~driving.~~

15 (4) Placement of the child in a group or family
16 foster care setting, if the court makes a determination
17 that such a placement is the least restrictive option.

18 b. A child's need for shelter placement or for
19 inpatient mental health or substance abuse treatment
20 does not preclude entry or continued execution of a
21 consent decree.

22 Sec. 75. Section 234.35, subsection 1, paragraph e,
23 Code 2014, is amended to read as follows:

24 e. When a court has entered an order transferring
25 the legal custody of the child to a foster care
26 placement pursuant to section 232.46, section 232.52,
27 subsection 2, paragraph "d", or section 232.102,
28 subsection 1. However, payment for a group foster
29 care placement shall be limited to those placements
30 which conform to a service area group foster care plan
31 established pursuant to section 232.143.

32 DIVISION X

33 SOLAR TAX CREDITS

34 Sec. 76. 2014 Iowa Acts, Senate File 2340, if
35 enacted, is amended by adding the following new
36 section:

37 Sec. ____. Section 422.33, subsection 29, paragraph
38 a, Code 2014, is amended to read as follows:

39 a. The taxes imposed under this division shall
40 be reduced by a solar energy system tax credit equal
41 to ~~fifty~~ sixty percent of the federal energy credit
42 related to solar energy systems provided in section 48
43 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
44 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
45 thousand dollars.

46 Sec. 77. Section 422.11L, subsection 1, paragraphs
47 a and b, as amended by 2014 Iowa Acts, Senate File
48 2340, section 1, if enacted, is amended to read as
49 follows:

50 a. Sixty percent of the federal residential energy

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1 efficient property credit related to solar energy
 2 provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2)
 3 of the Internal Revenue Code, not to exceed five
 4 thousand dollars.

5 *b.* Sixty percent of the federal energy credit
 6 related to solar energy systems provided in section
 7 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
 8 of the Internal Revenue Code, not to exceed twenty
 9 thousand dollars.

10 Sec. 78. Section 422.60, subsection 12, paragraph
 11 a, as enacted by 2014 Iowa Acts, House File 2438,
 12 section 27, is amended to read as follows:

13 *a.* The taxes imposed under this division shall
 14 be reduced by a solar energy system tax credit equal
 15 to ~~forty six~~ sixty percent of the federal energy credit
 16 related to solar energy systems provided in section ~~48~~
 17 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of
 18 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty
 19 thousand dollars.

20 Sec. 79. EFFECTIVE UPON ENACTMENT. The following
 21 provision or provisions of this division of this Act,
 22 being deemed of immediate importance, take effect upon
 23 enactment:

24 1. The section amending section 422.33, subsection
 25 29, paragraph “a”.

26 2. The section amending section 422.11L, subsection
 27 1, paragraphs “a” and “b”.

28 3. The section amending section 422.60, subsection
 29 12, paragraph “a”.

30 Sec. 80. RETROACTIVE APPLICABILITY. The following
 31 provision or provisions of this division of this Act
 32 apply retroactively to January 1, 2014, for tax years
 33 beginning on or after that date:

34 1. The section of this Act amending section 422.33,
 35 subsection 29, paragraph “a”.

36 2. The section of this Act amending section
 37 422.11L, subsection 1, paragraphs “a” and “b”.

38 3. The section of this Act amending section 422.60,
 39 subsection 12, paragraph “a”.

40 DIVISION XI

41 ACCOUNT FOR HEALTH CARE TRANSFORMATION

42 Sec. 81. ACCOUNT FOR HEALTH CARE TRANSFORMATION

43 — FY 2013–2014. As of December 31, 2013, any funds
 44 remaining in the account for health care transformation
 45 created in section 249J.23, Code 2013, shall revert to
 46 the general fund of the state.

47 Sec. 82. IOWACARE ACCOUNT. Until June 30, 2015,
 48 any funds remaining in the IowaCare account created in
 49 section 249J.24, Code 2013, shall remain available and
 50 are appropriated to the department of human services

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1 for the payment of valid claims.

2 Sec. 83. IMMEDIATE EFFECTIVE DATE. This division
3 of this Act, being deemed of immediate importance,
4 takes effect upon enactment.

5 Sec. 84. RETROACTIVE APPLICABILITY. The
6 following sections of this division of this Act apply
7 retroactively to July 1, 2013:

8 1. The section relating to the reversion of funds
9 remaining in the account for health care transformation
10 to the general fund of the state.

11 2. The section relating to availability and
12 appropriation of the funds remaining in the IowaCare
13 account.

14 DIVISION XII
15 FLOOD MITIGATION

16 Sec. 85. Section 28F.12, Code 2014, is amended to
17 read as follows:

18 **28F.12 Additional powers of the entity.**

19 If the entity is comprised solely of cities,
20 counties, and sanitary districts established under
21 chapter 358 or any combination thereof, the entity
22 shall have in addition to all the powers enumerated
23 in this chapter, the powers which a county has with
24 respect to solid waste disposal projects and the powers
25 which a governmental entity established under chapter
26 418 has with respect to projects undertaken under
27 chapter 418.

28 Sec. 86. Section 418.1, subsection 4, paragraph c,
29 unnumbered paragraph 1, Code 2014, is amended to read
30 as follows:

31 A joint board or other legal or administrative
32 entity established or designated in an agreement
33 pursuant to chapter 28E or chapter 28F between any of
34 the following:

35 Sec. 87. Section 418.1, subsection 4, paragraph
36 c, Code 2014, is amended by adding the following new
37 subparagraph:

38 **NEW SUBPARAGRAPH.** (4) One or more counties, one or
39 more cities that are located in whole or in part within
40 those counties, and a sanitary district established
41 under chapter 358 or a combined water and sanitary
42 district established under chapter 357 or 358 located
43 in whole or in part within those counties.

44 Sec. 88. Section 418.11, subsection 3, paragraph c,
45 Code 2014, is amended to read as follows:

46 c. For projects approved for a governmental entity
47 as defined in section 418.1, subsection 4, paragraph
48 "c", the area used to determine the sales tax increment
49 shall include the incorporated areas of each city that
50 is participating in the chapter 28E agreement, the

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1 unincorporated areas of ~~the each~~ participating county,
 2 ~~and~~ the area of any participating drainage district not
 3 otherwise included in the areas of the participating
 4 cities or county, and the area of any participating
 5 sanitary district or combined water and sanitary
 6 district not otherwise included in the areas of the
 7 participating cities or county, as applicable.

8 Sec. 89. Section 418.12, subsection 5, Code 2014,
 9 is amended to read as follows:

10 5. If the department of revenue determines that
 11 the revenue accruing to the fund or accounts within
 12 the fund exceeds ~~thirty million dollars or exceeds~~ the
 13 amount necessary for the purposes of this chapter ~~if the~~
 14 ~~amount necessary is less than thirty million dollars,~~
 15 ~~then,~~ as limited by subsection 4, paragraph "a", those
 16 excess moneys shall be credited by the department of
 17 revenue for deposit in the general fund of the state.

18 Sec. 90. Section 418.14, subsection 3, paragraph a,
 19 Code 2014, is amended to read as follows:

20 a. Except as otherwise provided in this section,
 21 bonds issued pursuant to this section shall not be
 22 subject to the provisions of any other law or charter
 23 relating to the authorization, issuance, or sale of
 24 bonds. Bonds issued under this section shall not limit
 25 or restrict the authority of a governmental entity as
 26 defined in section 418.1, subsection 4, paragraphs
 27 "a" and "b", or a city, county, or ~~drainage special~~
 28 district participating in a governmental entity as
 29 defined in section 418.1, subsection 4, paragraph "c",
 30 to issue bonds for the project under other provisions
 31 of the Code.

32 Sec. 91. Section 418.15, subsection 4, Code 2014,
 33 is amended to read as follows:

34 4. All property and improvements acquired by
 35 a governmental entity as defined in section 418.1,
 36 subsection 4, paragraph "c", relating to a project
 37 shall be transferred to the county, city, or ~~drainage~~
 38 ~~special~~ district designated in the chapter 28E
 39 agreement to receive such property and improvements.
 40 The county, city, or ~~drainage special~~ district to which
 41 such property or improvements are transferred shall,
 42 unless otherwise provided in the chapter 28E agreement,
 43 be solely responsible for the ongoing maintenance and
 44 support of such property and improvements.

45 Sec. 92. EFFECTIVE UPON ENACTMENT. This division
 46 of this Act, being deemed of immediate importance,
 47 takes effect upon enactment.>

48 _____. Title page, by striking lines 1 through 3
 49 and inserting <An Act relating to state and local
 50 finances by making appropriations, providing for fees,

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1 providing for legal responsibilities, and providing for
2 regulatory requirements, taxation, and other properly
3 related matters, and including penalties and effective
4 date and retroactive applicability provisions.>>

REPORTS OF CONFERENCE COMMITTEES

Senate Files

SENATE FILE 2239

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2239, a bill for an Act relating to elder abuse and providing penalties, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8284.
2. That the House recedes from its amendment, S-5092.
3. That Senate File 2239, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I

ELDER ABUSE RELIEF

Section 1. NEW SECTION. 235F.1 Definitions.

As used in this chapter, unless the context otherwise requires:

1. "Attorney in fact" means an agent under a power of attorney pursuant to chapter 633B or an attorney in fact under a durable power of attorney for health care pursuant to chapter 144B.

2. "Caretaker" means a related or nonrelated person who has the responsibility for the protection, care, or custody of a vulnerable elder as a result of assuming the responsibility voluntarily, by contract, through employment, or by order of the court. "Caretaker" does not include a caretaker as defined in section 235E.1.

3. "Coercion" means communication or conduct which unduly compels a vulnerable elder to act or refrain from acting against the vulnerable elder's will and against the vulnerable elder's best interests.

4. "Conservator" means the same as defined in section 633.3.

5. a. "Elder abuse" means any of the following:

(1) Physical injury to, or injury which is at a variance with the history given of the injury, or unreasonable confinement, unreasonable punishment, or assault of a vulnerable elder by a person not otherwise governed by chapter 235E.

(2) The commission of a sexual offense under chapter 709 or section 726.2 with or against a vulnerable elder.

(3) Neglect which is the deprivation of the minimum food, shelter, clothing, supervision, or physical or mental health care, or other care necessary to maintain a vulnerable elder's life or health by a caretaker.

(4) Financial exploitation.

b. "Elder abuse" does not include any of the following:

(1) Circumstances in which the vulnerable elder declines medical treatment if the vulnerable elder holds a belief or is an adherent of a religion whose tenets and practices call for reliance on spiritual means in place of reliance on medical treatment.

(2) Circumstances in which the vulnerable elder's caretaker, acting in accordance with the vulnerable elder's stated or implied consent, declines medical treatment if the vulnerable elder holds a belief or is an adherent of a religion whose tenets and practices call for reliance on spiritual means in place of reliance on medical treatment.

(3) The withholding or withdrawing of health care from a vulnerable elder who is terminally ill in the opinion of a licensed physician, when the withholding or withdrawing of health care is done at the request of the vulnerable elder or at the request of the vulnerable elder's next of kin, attorney in fact, or guardian pursuant to the applicable procedures under chapter 125, 144A, 144B, 222, 229, or 633.

(4) Good faith assistance by a family or household member or other person in managing the financial affairs of a vulnerable elder at the request of the vulnerable elder or at the request of a family member, guardian, or conservator of the vulnerable elder.

6. "Family or household member" means a spouse, a person cohabiting with the vulnerable elder, a parent, or a person related to the vulnerable elder by consanguinity or affinity, but does not include children of the vulnerable elder who are less than eighteen years of age.

7. "Fiduciary" means a person or entity with the legal responsibility to make decisions on behalf of and for the benefit of a vulnerable elder and to act in good faith and with fairness. "Fiduciary" includes but is not limited to an attorney in fact, a guardian, or a conservator.

8. "Financial exploitation" relative to a vulnerable elder means when a person stands in a position of trust or confidence with the vulnerable elder and knowingly and by undue influence, deception, coercion, fraud, or extortion, obtains control over or otherwise uses or diverts the benefits, property, resources, belongings, or assets of the vulnerable elder.

9. "Guardian" means the same as defined in section 633.3.

10. "Peace officer" means the same as defined in section 801.4.

11. "Plaintiff" means a vulnerable elder who files a petition under this chapter and includes a substitute petitioner who files a petition on behalf of a vulnerable elder under this chapter.

2. "Present danger of elder abuse" means a situation in which the defendant has recently threatened the vulnerable elder with initial or additional elder abuse, or the potential for misappropriation, misuse, or removal of the funds, benefits, property, resources, belongings, or assets of the vulnerable elder combined with reasonable grounds to believe that elder abuse is likely to occur.

13. "Pro se" means a person proceeding on the person's own behalf without legal representation.

14. "Stands in a position of trust or confidence" means the person has any of the following relationships relative to the vulnerable elder:

a. Is a parent, spouse, adult child, or other relative by consanguinity or affinity of the vulnerable elder.

b. Is a caretaker for the vulnerable elder.

c. Is a person who is in a confidential relationship with the vulnerable elder. For the purposes of this paragraph "c", a confidential relationship does not include a legal, fiduciary, or ordinary commercial or transactional relationship the vulnerable elder may have with a bank incorporated under the provisions of any state or federal law, any savings and loan association or savings bank incorporated under the provisions of any state or federal law, any credit union organized under the provisions of any state or federal law, any attorney licensed to practice law in this state, or any agent, agency, or company regulated under chapter 505, 508, 515, or 543B.

15. "Substitute petitioner" means a family or household member, guardian, conservator, attorney in fact, or guardian ad litem for a vulnerable elder, or other interested person who files a petition under this chapter.

16. “Undue influence” means taking advantage of a person’s role, relationship, or authority to improperly change or obtain control over the actions or decision making of a vulnerable elder against the vulnerable elder’s best interests.

17. “Vulnerable elder” means a person sixty years of age or older who is unable to protect himself or herself from elder abuse as a result of age or a mental or physical condition.

Sec. 2. NEW SECTION. 235F.2 Commencement of actions — waiver to juvenile court.

1. A vulnerable elder or a substitute petitioner may seek relief from elder abuse by filing a verified petition in the district court. Venue shall lie where either party resides. The petition shall state all of the following:

a. The name of the vulnerable elder and the name and address of the vulnerable elder’s attorney, if any. If the vulnerable elder is proceeding pro se, the petition shall state a mailing address for the vulnerable elder.

b. The name of the substitute petitioner if the petition is being filed on behalf of a vulnerable elder, and the name and address of the attorney of the substitute petitioner. If the substitute petitioner is proceeding pro se, the petition shall state a mailing address for the substitute petitioner.

c. The name and address, if known, of the defendant.

d. The relationship of the vulnerable elder to the defendant.

e. The nature of the alleged elder abuse.

f. The name and age of any other individual whose welfare may be affected.

g. The desired relief, including a request for temporary or emergency orders.

2. A temporary or emergency order may be based on a showing of a prima facie case of elder abuse. If the factual basis for the alleged elder abuse is contested, the court shall issue a protective order based upon a finding of elder abuse by a preponderance of the evidence.

3. a. The filing fee and court costs for an order for protection and in a contempt action resulting from an order granted under this chapter or chapter 664A shall be waived for the plaintiff.

b. The clerk of court, the sheriff of any county in this state, and other law enforcement and corrections officers shall perform their duties relating to service of process without charge to the plaintiff.

c. When a permanent order for protection is entered by the court, the court may direct the defendant to pay to the clerk of court the fees for the filing of the petition and reasonable costs of service of process if the court determines the defendant has the ability to pay the plaintiff’s fees and costs.

d. In lieu of personal service of an order for protection issued pursuant to this section, the sheriff of any county in the state, and any other law enforcement and corrections officers may serve a defendant with a short-form notification pursuant to section 664A.4A.

4. If the person against whom relief from elder abuse is being sought is seventeen years of age or younger, the district court shall waive its jurisdiction over the action to the juvenile court.

5. If a substitute petitioner files a petition under this section on behalf of a vulnerable elder, the vulnerable elder shall retain the right to all of the following:

a. To contact and retain counsel.

b. To have access to personal records.

c. To file objections to the protective order.

- d. To request a hearing on the petition.
- e. To present evidence and cross-examine witnesses at the hearing.

Sec. 3. NEW SECTION. 235F.3 Plaintiffs proceeding pro se — provision of forms and assistance.

1. By July 1, 2015, the judicial branch shall prescribe standard forms to be used by vulnerable elders or substitute petitioners seeking protective orders by proceeding pro se in actions under this chapter. Beginning July 1, 2015, the standard forms prescribed by the judicial branch shall be the exclusive forms used by plaintiffs proceeding pro se under this chapter. The judicial branch shall distribute the forms to the clerks of the district courts.

2. The clerk of the district court shall furnish the required forms to persons seeking protective orders through pro se proceedings pursuant to this chapter.

Sec. 4. NEW SECTION. 235F.4 Appointment of guardian ad litem.

The court may on its own motion or on the motion of a party appoint a guardian ad litem for a vulnerable elder if justice requires. The vulnerable elder's attorney shall not also serve as the guardian ad litem.

Sec. 5. NEW SECTION. 235F.5 Hearings — temporary orders.

1. Not less than five and not more than fifteen days after commencing a proceeding and upon notice to the other party, a hearing shall be held at which the plaintiff must prove the allegation of elder abuse by a preponderance of the evidence.

2. The court may enter any temporary order it deems necessary to protect the vulnerable elder from elder abuse prior to the hearing, upon good cause shown in an ex parte proceeding. Present danger of elder abuse constitutes good cause for purposes of this subsection.

3. If a hearing is continued, the court may make or extend any temporary order under subsection 2 that it deems necessary.

4. Upon application of a party, the court shall issue subpoenas requiring attendance and testimony of witnesses and production of papers.

5. The court shall advise the defendant of a right to be represented by counsel of the defendant's choosing and to have a continuance to secure counsel.

6. The showing required under subsection 1 may be made by, but is not limited to the testimony at the hearing of, any of the following:

- a. The vulnerable elder.
- b. The guardian, conservator, attorney in fact, or guardian ad litem of the vulnerable elder.
- c. Witnesses to the elder abuse.
- d. Adult protective services workers who have conducted an investigation.

7. The court shall exercise its discretion in a manner that protects the vulnerable elder from traumatic confrontation with the defendant.

8. Hearings shall be recorded.

Sec. 6. NEW SECTION. 235F.6 Disposition.

1. Upon a finding that the defendant has engaged in elder abuse, the court may, if requested by the plaintiff, order any of the following:

a. That the defendant be required to move from the residence of the vulnerable elder if both the vulnerable elder and the defendant are titleholders or contract holders of record of the real property, are named as tenants in the rental agreement concerning the use and occupancy of the dwelling unit, are living in the same residence, or are married to each other.

b. That the defendant provide suitable alternative housing for the vulnerable elder.

c. That a peace officer accompany the party who is leaving or has left the party's residence to remove essential personal effects of the party.

d. That the defendant be restrained from abusing, harassing, intimidating, molesting, interfering with, or menacing the vulnerable elder, or attempting to abuse, harass, intimidate, molest, interfere with, or menace the vulnerable elder.

e. That the defendant be restrained from entering or attempting to enter on any premises when it appears to the court that such restraint is necessary to prevent the defendant from abusing, harassing, intimidating, molesting, interfering with, or menacing the vulnerable elder.

f. That the defendant be restrained from exercising any powers on behalf of the vulnerable elder through a court-appointed guardian, conservator, or guardian ad litem, an attorney in fact, or another third party.

g. In addition to the relief provided in subsection 2, other relief that the court considers necessary to provide for the safety and welfare of the vulnerable elder.

2. If the court finds that the vulnerable elder has been the victim of financial exploitation, the court may order the relief the court considers necessary to prevent or remedy the financial exploitation, including but not limited to any of the following:

a. Directing the defendant to refrain from exercising control over the funds, benefits, property, resources, belongings, or assets of the vulnerable elder.

b. Requiring the defendant to return custody or control of the funds, benefits, property, resources, belongings, or assets to the vulnerable elder.

c. Requiring the defendant to follow the instructions of the guardian, conservator, or attorney in fact of the vulnerable elder.

d. Prohibiting the defendant from transferring the funds, benefits, property, resources, belongings, or assets of the vulnerable elder to any person other than the vulnerable elder.

3. The court shall not use an order issued under this section to do any of the following:

a. To allow any person other than the vulnerable elder to assume responsibility for the funds, benefits, property, resources, belongings, or assets of the vulnerable elder.

b. For relief that is more appropriately obtained in a protective proceeding filed under chapter 633 including but not limited to giving control and management of the funds, benefits, property, resources, belongings, or assets of the vulnerable elder to a guardian, conservator, or attorney in fact for any purpose other than the relief granted under subsection 2.

4. The court may approve a consent agreement between the parties entered to bring about the cessation of elder abuse. A consent agreement approved under this section shall not contain any of the following:

a. A provision that prohibits any party to the action from contacting or cooperating with any government agency including the department of human services, the department of inspections and appeals, the department on aging, the department of justice, law enforcement, and the office of long-term care ombudsman; a licensing or regulatory agency that has jurisdiction over any license or certification held by the defendant; a protection and advocacy agency recognized in section 135C.2; or the defendant's current employer if the defendant's professional responsibilities include contact with vulnerable elders, dependent adults, or minors, if the party contacting or cooperating has a good-faith belief that the information is relevant to the duties or responsibilities of the entity.

b. A provision that prohibits any party to the action from filing a complaint with or reporting a violation of law to any government agency including the department of human services, the department of inspections and appeals, the department on aging, the department of justice, law enforcement, and the office of long-term care ombudsman; a licensing or regulatory agency that has jurisdiction over any license or

certification held by the defendant; a protection and advocacy agency recognized in section 135C.2; or the defendant's current employer.

c. A provision that requires any party to the action to withdraw a complaint filed with or a violation reported to any government agency including the department of human services, the department of inspections and appeals, the department on aging, the department of justice, law enforcement, and the office of long-term care ombudsman; a licensing or regulatory agency that has jurisdiction over any license or certification held by the defendant; a protection and advocacy agency recognized in section 135C.2; or the defendant's current employer.

5. A protective order or approved consent agreement shall be for a fixed period of time not to exceed one year. The court may amend or extend its order or a consent agreement at any time upon a petition filed by either party and after notice and hearing. The court may extend the order if the court, after hearing at which the defendant has the opportunity to be heard, finds that the defendant continues to pose a threat to the safety of the vulnerable elder, persons residing with the vulnerable elder, or members of the vulnerable elder's immediate family, or continues to present a risk of financial exploitation of the vulnerable elder. The number of extensions that may be granted by the court is not limited.

6. The order shall state whether a person is to be taken into custody by a peace officer for a violation of the terms stated in the order.

7. The court may order that the defendant pay the attorney fees and court costs of the vulnerable elder or substitute petitioner.

8. An order or approved consent agreement under this section shall not affect title to real property.

9. A copy of any order or approved consent agreement shall be issued to the plaintiff, the defendant, the county sheriff of the county in which the order or consent decree is initially entered, and the twenty-four-hour dispatcher for the county sheriff. Any subsequent amendment or revocation of an order or consent agreement shall be forwarded by the clerk to all individuals previously notified.

10. The clerk shall notify the county sheriff and the twenty-four-hour dispatcher for the county sheriff in writing so that the county sheriff and the county sheriff's dispatcher receive written notice within six hours of filing the order, approved consent agreement, amendment, or revocation. The clerk may fulfill this requirement by sending the notice by facsimile or other electronic transmission which reproduces the notice in writing within six hours of filing the order.

11. The county sheriff's dispatcher shall notify all law enforcement agencies having jurisdiction over the matter and the twenty-four-hour dispatcher for the law enforcement agencies upon notification by the clerk.

Sec. 7. NEW SECTION. 235F.7 Emergency orders.

1. When the court is unavailable from the close of business at the end of the day or week to the resumption of business at the beginning of the day or week, a petition may be filed before a district judge, or district associate judge designated by the chief judge of the judicial district, who may grant emergency relief in accordance with section 235F.6, subsection 1 or 2, if the district judge or district associate judge deems it necessary to protect the vulnerable elder from elder abuse, upon good cause shown in an ex parte proceeding. Present danger of elder abuse constitutes good cause for purposes of this subsection.

2. An emergency order issued under subsection 1 shall expire seventy-two hours after issuance. When the order expires, the plaintiff may seek a temporary order from the court pursuant to section 235F.5.

3. A petition filed and emergency order issued under this section and any documentation in support of the petition and order shall be immediately certified to the court. The certification shall commence a proceeding for purposes of section 235F.2.

Sec. 8. NEW SECTION. 235F.8 Procedure.

1. A proceeding under this chapter shall be held in accordance with the rules of civil procedure, except as otherwise set forth in this chapter and in chapter 664A, and is in addition to any other civil or criminal remedy.

2. The plaintiff's right to relief under this chapter is not affected by leaving the vulnerable elder's home to avoid elder abuse.

DIVISION II

ADDITIONAL PROVISIONS AND CONFORMING AMENDMENTS

Sec. 9. Section 13.2, subsection 1, Code 2014, is amended by adding the following new paragraph:

NEW PARAGRAPH. o. Develop written procedures and policies to be followed by prosecuting attorneys in the prosecution of elder abuse of a vulnerable elder under chapter 235F.

Sec. 10. Section 135B.7, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 5. The department shall also adopt rules requiring hospitals to establish and implement protocols for responding to the needs of patients who are victims of elder abuse, as defined in section 235F.1.

Sec. 11. Section 235B.6, subsection 2, paragraph e, subparagraph (5), Code 2014, is amended to read as follows:

(5) ~~The office of the attorney for the department who is responsible for representing the department general.~~

Sec. 12. Section 235B.6, subsection 3, Code 2014, is amended to read as follows:

3. Access to unfounded dependent adult abuse information is authorized only to those persons identified in subsection 2, paragraph "a", paragraph "b", subparagraphs (2), (5), and (6), and paragraph "e", subparagraphs (2), (5), and (10).

Sec. 13. Section 235B.7, subsection 3, Code 2014, is amended to read as follows:

3. Subsections 1 and 2 do not apply to dependent adult abuse information that is disseminated to an employee of the department or to the office of the attorney representing the department general as authorized by section 235B.6.

Sec. 14. Section 331.424, subsection 1, paragraph a, subparagraph (6), Code 2014, is amended to read as follows:

(6) The maintenance and operation of the courts, including but not limited to the salary and expenses of the clerk of the district court and other employees of the clerk's office, and bailiffs, court costs if the prosecution fails or if the costs cannot be collected from the person liable, costs and expenses of prosecution under section 189A.17, salaries and expenses of juvenile court officers under chapter 602, court-ordered costs in domestic abuse cases under section 236.5 and elder abuse cases under section 235F.6, the county's expense for confinement of prisoners under chapter 356A, temporary assistance to the county attorney, county contributions to a retirement system for bailiffs, reimbursement for judicial magistrates under section 602.6501, claims filed under section 622.93, interpreters' fees under section 622B.7, uniform citation and complaint supplies under section 805.6, and costs of prosecution under section 815.13.

Sec. 15. Section 562A.27A, subsection 3, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:

(1) The tenant seeks a protective order, restraining order, order to vacate the homestead, or other similar relief pursuant to chapter 235F, 236, 598, 664A, or 915, or

any other applicable provision which would apply to the person conducting the activities causing the clear and present danger.

Sec. 16. Section 562B.25A, subsection 3, paragraph a, subparagraph (1), Code 2014, is amended to read as follows:

(1) The tenant seeks a protective order, restraining order, order to vacate the homestead, or other similar relief pursuant to chapter 235F, 236, 598, 664A, or 915, or any other applicable provision which would apply to the person conducting the activities causing the clear and present danger.

Sec. 17. Section 598.7, subsection 1, Code 2014, is amended to read as follows:

1. The district court may, on its own motion or on the motion of any party, order the parties to participate in mediation in any dissolution of marriage action or other domestic relations action. Mediation performed under this section shall comply with the provisions of chapter 679C. The provisions of this section shall not apply if the action involves a child support or medical support obligation enforced by the child support recovery unit. The provisions of this section shall not apply to actions which involve elder abuse as defined in section 235F.1 or domestic abuse pursuant to chapter 236. The provisions of this section shall not affect a judicial district's or court's authority to order settlement conferences pursuant to rules of civil procedure. The court shall, on application of a party, grant a waiver from any court-ordered mediation under this section if the party demonstrates that a history of domestic abuse exists as specified in section 598.41, subsection 3, paragraph "j".

Sec. 18. Section 598.16, subsection 7, Code 2014, is amended to read as follows:

7. Upon application, the court shall grant a waiver from the requirements of this section if a party demonstrates that a history of elder abuse, as defined in section 235F.1, or domestic abuse, as defined in section 236.2, exists.

a. In determining whether a history of elder abuse exists, the court's consideration shall include but is not limited to commencement of an action pursuant to section 235F.2, the issuance of a court order or consent agreement pursuant to section 235F.6, the issuance of an emergency order pursuant to section 235F.7, the holding of a party in contempt pursuant to section 664A.7, the response of a peace officer to the scene of alleged elder abuse, or the arrest of a party following response to a report of alleged elder abuse.

b. In determining whether a history of domestic abuse exists, the court's consideration shall include but is not limited to commencement of an action pursuant to section 236.3, the issuance of a protective order against a party or the issuance of a court order or consent agreement pursuant to section 236.5, the issuance of an emergency order pursuant to section 236.6, the holding of a party in contempt pursuant to section 664A.7, the response of a peace officer to the scene of alleged domestic abuse or the arrest of a party following response to a report of alleged domestic abuse, or a conviction for domestic abuse assault pursuant to section 708.2A.

Sec. 19. Section 598.42, Code 2014, is amended to read as follows:

598.42 Notice of certain orders by clerk of court.

The clerk of the district court shall provide notice and copies of temporary or permanent protective orders and orders to vacate the homestead entered pursuant to this chapter to the applicable law enforcement agencies and the twenty-four hour dispatcher for the law enforcement agencies, in the manner provided for protective orders under section 235F.6 or 236.5. The clerk shall provide notice and copies of modifications or vacations of these orders in the same manner.

Sec. 20. Section 602.6306, subsection 2, Code 2014, is amended to read as follows:

2. District associate judges also have jurisdiction in civil actions for money judgment where the amount in controversy does not exceed ten thousand dollars; jurisdiction over involuntary commitment, treatment, or hospitalization proceedings

under chapters 125 and 229; jurisdiction of indictable misdemeanors, class “D” felony violations, and other felony arraignments; jurisdiction to enter a temporary or emergency order of protection under chapter 235F or 236, and to make court appointments and set hearings in criminal matters; jurisdiction to enter orders in probate which do not require notice and hearing and to set hearings in actions under chapter 633 or 633A; and the jurisdiction provided in section 602.7101 when designated as a judge of the juvenile court. While presiding in these subject matters a district associate judge shall employ district judges’ practice and procedure.

Sec. 21. Section 611.23, Code 2014, is amended to read as follows:

611.23 Civil actions involving allegations of elder abuse, sexual abuse, or domestic abuse — counseling.

In a civil case in which a plaintiff is seeking relief or damages for alleged elder abuse as defined in section 235F.1, sexual abuse as defined in section 709.1, or domestic abuse as defined in section 236.2, the plaintiff may seek, and the court may grant, an order requiring the defendant to receive professional counseling, in addition to any other appropriate relief or damages.

Sec. 22. Section 664A.1, subsection 2, Code 2014, is amended to read as follows:

2. “Protective order” means a protective order issued pursuant to chapter 232, a court order or court-approved consent agreement entered pursuant to this chapter or chapter 235F, a court order or court-approved consent agreement entered pursuant to chapter 236, including a valid foreign protective order under section 236.19, subsection 3, a temporary or permanent protective order or order to vacate the homestead under chapter 598, or an order that establishes conditions of release or is a protective order or sentencing order in a criminal prosecution arising from a domestic abuse assault under section 708.2A, or a civil injunction issued pursuant to section 915.22.

Sec. 23. Section 664A.2, subsection 2, Code 2014, is amended to read as follows:

2. A protective order issued in a civil proceeding shall be issued pursuant to chapter 232, 235F, 236, 598, or 915. Punishment for a violation of a protective order shall be imposed pursuant to section 664A.7.

Sec. 24. Section 664A.4, subsection 2, Code 2014, is amended to read as follows:

2. The clerk of the district court shall provide a notice and copy of the no-contact order to the appropriate law enforcement agencies and the twenty-four-hour dispatcher for the law enforcement agencies in the same manner as provided in section 235F.6 or 236.5, as applicable. The clerk of the district court shall provide a notice and copy of a modification or vacation of a no-contact order in the same manner.

Sec. 25. Section 664A.5, Code 2014, is amended to read as follows:

664A.5 Modification — entry of permanent no-contact order.

If a defendant is convicted of, receives a deferred judgment for, or pleads guilty to a public offense referred to in section 664A.2, subsection 1, or is held in contempt for a violation of a no-contact order issued under section 664A.3 or for a violation of a protective order issued pursuant to chapter 232, 235F, 236, 598, or 915, the court shall either terminate or modify the temporary no-contact order issued by the magistrate. The court may enter a no-contact order or continue the no-contact order already in effect for a period of five years from the date the judgment is entered or the deferred judgment is granted, regardless of whether the defendant is placed on probation.

Sec. 26. Section 664A.7, subsections 1 and 5, Code 2014, are amended to read as follows:

1. Violation of a no-contact order issued under this chapter or a protective order issued pursuant to chapter 232, 235F, 236, or 598, including a modified no-contact order, is punishable by summary contempt proceedings.

5. Violation of a no-contact order entered for the offense or alleged offense of domestic abuse assault in violation of section 708.2A or a violation of a protective order

issued pursuant to chapter 232, 235F, 236, 598, or 915 constitutes a public offense and is punishable as a simple misdemeanor. Alternatively, the court may hold a person in contempt of court for such a violation, as provided in subsection 3.

Sec. 27. Section 915.23, subsection 1, Code 2014, is amended to read as follows:

1. An employer shall not discharge an employee, or take or fail to take action regarding an employee's promotion or proposed promotion, or take action to reduce an employee's wages or benefits for actual time worked, due to the service of an employee as a witness in a criminal proceeding or as a plaintiff, defendant, or witness in a civil proceeding pursuant to chapter 235F or 236.

Sec. 28. NEW SECTION. 915.50A General rights of elder abuse victims.

In addition to other victim rights provided in this chapter, victims of elder abuse shall have the following rights:

1. The right to file a pro se petition for relief from elder abuse in the district court, pursuant to chapter 235F.

2. The right to receive a criminal no-contact order upon a finding of probable cause, pursuant to section 664A.3.

Sec. 29. CODE EDITOR DIRECTIVE. The Code editor shall revise the subchapter VI heading under chapter 915 to read "Victims of domestic abuse, elder abuse, and human trafficking".

DIVISION III

AGENCY COLLABORATION AND REPORT

Sec. 30. AGENCY COLLABORATION AND REPORT. The department on aging, department of human services, department of inspections and appeals, department of public health, and the office of the attorney general shall collaborate and provide written recommendations on strengthening Iowa's elder abuse prevention, detection, and intervention efforts. To the extent possible, the departments and the office shall also include relevant budgetary considerations including staff and system needs, in their recommendations. If the departments and the office cannot reach consensus to develop a unified recommendation, the director of each department and the attorney general shall each provide a separate written report and an explanation of the differences in the proposed recommendations. The written recommendations and reports shall be submitted to the general assembly, the governor, and the department of management on or before August 15, 2014.>

ON THE PART OF THE SENATE:

MARY JO WILHELM, CHAIR
ROBERT E. DVORSKY
DAVID JOHNSON
AMANDA RAGAN
ROBY SMITH

ON THE PART OF THE HOUSE:

CHIP BALTIMORE, CHAIR
LISA HEDDENS
MEGAN HESS
BOBBY KAUFMANN
MARY WOLFE

SENATE FILE 2342

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2342, a bill for an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8288.

2. That the House recedes from its amendment, S-5156.

3. That Senate File 2342, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 17, by striking lines 22 through 29.

2. Page 17, after line 31 by inserting:

<DIVISION ____

UNCLAIMED LIFE INSURANCE DEATH BENEFITS

Sec. ____ NEW SECTION. 507B.4C Unclaimed life insurance.

1. Purpose. The purpose of this section is to require complete and proper disclosure, transparency, and accountability relating to any method of payment for life insurance death benefits regulated by the commissioner.

2. Definitions. As used in this section, unless the context otherwise requires:

a. "Account owner" means the owner of a retained asset account who is a resident of this state.

b. "Annuity" means an annuity contract issued in this state. "Annuity" does not include any annuity contract used to fund an employment-based retirement plan or program where the insurer takes direction from the plan sponsor or plan administrator.

c. "Authorized person" means a policy owner, insured, annuity owner, annuitant, or account holder, as applicable under a policy, annuity, or retained asset account.

d. "Death master file" means the United States social security administration's death master file or any other database or service that is at least as comprehensive as the United States social security administration's death master file for determining that a person has died.

e. "Death master file match" means a search of the death master file that results in a match of an authorized person's name and social security number or an authorized person's name and date of birth.

f. "Insurer" means a life insurance company regulated under chapter 508.

g. "Policy" means any policy or certificate of life insurance issued in this state. "Policy" does not include any of the following:

(1) A policy or certificate of life insurance which provides a death benefit under an employee benefit plan subject to the federal Employee Retirement Income Security Act of 1974, Pub. L. No. 93-406, as codified at 29 U.S.C. § 1002 et seq.

(2) A policy or certificate of life insurance which provides a death benefit under an employee benefit plan subject to a federal employee benefit program.

(3) A policy or certificate of life insurance which is used to fund a preneed plan for cemetery merchandise, funeral merchandise, funeral services, or a combination thereof.

(4) A policy or certificate of credit life or accidental death insurance.

(5) A policy issued to a group master policyowner for which the insurer does not provide recordkeeping services.

h. "Recordkeeping services" means services provided by an insurer who has entered into an agreement with a group policy customer to be responsible for obtaining,

maintaining, and administering in the insurer's own recordkeeping systems at least all of the following information about each individual insured under the insured's group insurance contract or a line of coverage thereunder:

- (1) Social security number or name and date of birth.
- (2) Beneficiary designation information.
- (3) Coverage eligibility.
- (4) Benefit amount.
- (5) Premium payment status.

i. "Retained asset account" means an interest-bearing account set up by an insurer in the name of the beneficiary of a policy or annuity upon the death of the insured.

3. Insurer duties.

a. For any in-force policy, annuity, or retained asset account issued for delivery in this state for which the insurer has not previously been notified of a claim, an insurer shall perform a comparison of such policy, annuity, or retained asset account against the death master file, on at least a semiannual basis, to identify potential death master file matches.

(1) An insurer may comply with the requirements of this subsection by using the full death master file for the initial comparison and thereafter using the death master file update files for subsequent comparisons.

(2) Nothing in this section shall be interpreted to limit the right of an insurer to request a valid death certificate as part of any claims validation process.

b. If an insurer learns of the possible death of an authorized person through a death master file match or otherwise, the insurer shall, within ninety days, do all of the following:

(1) Complete a good faith effort, which shall be documented by the insurer, to confirm the death of the authorized person against other available records and information.

(2) Review the insurer's records to determine whether the deceased authorized person had purchased any other products from the insurer.

(3) Determine whether benefits may be due in accordance with the applicable policy, annuity, or retained asset account.

(4) If the beneficiary or an authorized person has not communicated with the insurer within the ninety-day period, take reasonable steps, which shall be documented by the insurer, to locate and contact any beneficiary or other authorized person on the policy, annuity, or retained asset account, including sending the beneficiary or other authorized person information regarding the insurer's claims process and regarding the need to provide an official death certificate, if applicable under the policy, annuity, or retained asset account.

c. Every insurer shall implement procedures to account for all of the following:

(1) Common nicknames, initials used in lieu of a first or middle name, use of a middle name, compound first and middle names, and interchanged first and middle names.

(2) Compound last names, maiden or married names, and hyphens, blank spaces, or apostrophes in last names.

(3) Transposition of the month and date portions of the date of birth.

(4) Incomplete social security numbers.

d. An insurer may disclose minimum necessary personal information about a beneficiary or authorized person to an individual or entity whom the insurer reasonably believes may be able to assist the insurer in locating the beneficiary or authorized person entitled to payment of the claims proceeds.

e. An insurer or its service provider shall not charge a beneficiary or authorized person any fees or costs associated with a death master file search conducted pursuant to this section.

f. The benefits from a policy, annuity, or retained asset account, plus any applicable accrued interest, shall first be payable to designated beneficiaries or authorized persons, and in the event that the beneficiaries or authorized persons cannot be found, shall be reported and remitted to the state as unclaimed property pursuant to chapters 556 and 633.

4. Rules. The commissioner shall adopt rules to administer the provisions of this section.

5. Orders. The commissioner may issue an order doing any of the following:

a. Limiting the death master file comparisons required under subsection 3, paragraph "a", to an insurer's electronic searchable files or approving a plan and timeline for conversion of an insurer's files to electronic searchable files.

b. Exempting an insurer from the death master file comparisons required under subsection 3, paragraph "a", or permitting an insurer to perform such comparisons less frequently than semiannually upon a demonstration of financial hardship by the insurer.

c. Phasing in requirements for compliance with this section according to a plan and timeline approved by the commissioner.

6. Unfair trade practice. Failure to meet any requirement of this section with such frequency as to constitute a general business practice is an unfair method of competition and an unfair or deceptive act or practice in the business of insurance under this chapter.

7. Insurer unclaimed property reporting.

a. If an insurer identifies a person as deceased through a death master file match as described in subsection 3, paragraph "a", or other information source, and validates such information through a secondary information source, the insurer may report and remit the proceeds of the policy, annuity, or retained asset account due to the state prior to the dates required for such reporting and remittance under chapter 556, without further notice to or consent by the state, after attempting to contact any beneficiary under either of the following circumstances:

(1) The insurer is unable to locate a beneficiary who is located in this state under the policy, annuity contract, or retained asset account, after conducting reasonable search efforts of up to one year after the insurer's validation of the death master file match.

(2) No beneficiary or person, as applicable for unclaimed property reporting purposes under chapter 556, has a last known address in this state.

b. Once the insurer has reported upon and remitted the proceeds of the policy, annuity, or retained asset account to the state pursuant to chapter 556, the insurer is relieved from any and all additional liability to any beneficiary or authorized person relating to the proceeds reported upon and remitted.

Sec. ___. EFFECTIVE DATE. This division of this Act takes effect July 1, 2015.>

3. Page 17, after line 31 by inserting:

<DIVISION ___
IOWA PRODUCTS

Sec. ___. IOWA PRODUCTS. As a condition of receiving an appropriation, any agency appropriated moneys pursuant to this 2014 Act shall give first preference when purchasing a product to an Iowa product or a product produced by an Iowa-based business. Second preference shall be given to a United States product or a product produced by a business based in the United States.>

4. By striking page 17, line 34, through page 18, line 24, and inserting:

<Sec. _____. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition of the appropriations in this Act, the moneys appropriated and any other moneys available shall not be used for payment of a personnel settlement agreement that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.>

5. Page 18, by striking lines 28 and 29.
6. Title page, line 4, after <atters,> by inserting <including penalties,>
7. Title page, line 4 and 5, by striking <and retroactive applicability>
8. By renumbering as necessary.

ON THE PART OF THE SENATE:

LIZ MATHIS, CHAIR
MICHAEL E. GRONSTAL
MATT McCOY

ON THE PART OF THE HOUSE:

RALPH WATTS, CHAIR
DAN KELLEY
JOHN LANDON
DAWN PETTENGILL

SENATE FILE 2347

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2347, a bill for an Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, respectfully make the following report:

1. That the House recedes from its amendment, S-5157.

2. That Senate File 2347, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 3, line 27, by striking <section 261.114, if enacted> and inserting <section 261.114, if enacted>

2. Page 4, by striking line 13 and inserting <1,975,000>

3. Page 4, by striking line 30 and inserting <8,304,047>

4. Page 4, by striking lines 32 through 35 and inserting:

<a. By January 15, 2015, the department shall submit a written report to the general assembly detailing the department's antibullying programming and current and projected expenditures for such programming for the fiscal year beginning July 1, 2014.

b. The department shall administer and distribute to school districts and accredited nonpublic schools, without cost to the school districts and accredited nonpublic schools, an early warning assessment system that allows teachers to screen and monitor student literacy skills from prekindergarten through grade six.>

5. Page 5, by striking line 13 and inserting <5,911,200>

6. Page 14, by striking line 8 and inserting <1,000,000>

7. Page 15, by striking lines 7 through 19.

8. Page 15, after line 30 by inserting:

<21A. AREA EDUCATION AGENCIES

For distribution to the area education agencies:

| | |
|---|---------------|
| ..... | \$ 1,000,000> |
| 9. Page 21, by striking line 17 and inserting <29,886,877> | |
| 10. Page 22, by striking line 11 and inserting <89,176,732> | |

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

BRIAN SCHEONJAHN, CHAIR
NANCY J. BOETTGER
WALLY E. HORN
HERMAN C. QUIRMBACH

CECIL DOLECHECK, CHAIR
JAKE HIGHFILL
SHARON STECKMAN
ROB TAYLOR
CINDY WINCKLER

SENATE FILE 2349

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2349, a bill for an Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-5153.

2. That Senate File 2349, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 1, after line 7 by inserting:

<1. DEPARTMENT OF ADMINISTRATIVE SERVICES

For projects related to routine maintenance of state buildings and facilities:

FY 2014–2015:

| | |
|-------|----------------|
| | \$ 4,000,000>> |
|-------|----------------|

2. Page 1, line 33, by striking <100,000> and inserting <200,000>

3. By striking page 1, line 34, through page 2, line 6.

4. Page 2, by striking lines 14 through 20.

5. By striking page 2, line 25, through page 3, line 3.

6. Page 3, line 13, by striking <3,000,000> and inserting <2,000,000>

7. By striking page 3, line 25, through page 4, line 5.

8. Page 4, by striking lines 21 through 25.

9. By striking page 4, line 32, through page 5, line 3.

10. Page 5, by striking lines 19 and 20 and inserting:

<b. For construction improvement projects for Iowa national guard installations and readiness centers to support operations and training requirements:>

11. Page 6, after line 8 by inserting:

<FY 2015–2016:

| | |
|-------|---------------|
| | \$ 13,000,000 |
|-------|---------------|

FY 2016–2017:

| | |
|-------|---------------|
| | \$ 29,000,000 |
|-------|---------------|

FY 2017–2018:

| | |
|-------|----------------|
| | \$ 22,300,000> |
|-------|----------------|

12. Page 6, after line 14 by inserting:

<FY 2015–2016:

| | |
|-------|---------------|
| | \$ 11,000,000 |
|-------|---------------|

| | |
|--|----------------|
| FY 2016–2017: | \$ 19,500,000 |
| | |
| FY 2017–2018: | \$ 19,500,000> |
| | |
| 13. Page 6, after line 19 by inserting: <FY 2015–2016: | |
| ..... | \$ 11,000,000 |
| FY 2016–2017: | \$ 13,600,000 |
| | |
| FY 2017–2018: | \$ 6,300,000> |
| | |
| 14. By striking page 6, line 31, through page 7, line 19, and inserting: <..... | \$ 6,000,000 |

Of the amount appropriated in this lettered paragraph, \$1,000,000 shall be used only for grants to refurbish existing trail bridges that have documented historical and architectural significance. A grant recipient that receives funding pursuant to the allocation in this paragraph shall not receive more than \$500,000 for a project and the grant recipient shall provide at least a dollar-for-dollar match from both private and public sources excluding funding from the state. Any match requirements regarding federal moneys shall not apply to grants received from moneys allocated in this paragraph.>

15. Page 8, by striking lines 4 through 33.

16. Page 10, after line 18 by inserting:

< __. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.

For implementation of a statewide mass notification and emergency messaging system, as enacted in this Act:

FY 2014–2015:

| | |
|-------|-------------|
| | \$ 400,000> |
|-------|-------------|

17. By striking page 11, line 30, through page 12, line 3.

18. Page 12, line 5, by striking <a.>

19. Page 12, by striking lines 10 through 15.

20. Page 12, after line 25 by inserting:

<DIVISION __

IOWA COMMUNICATIONS NETWORK — CONTRACTS

Sec. __. IOWA COMMUNICATIONS NETWORK — AUTHORIZATION FOR CONTRACTS. Pursuant to section 8D.11, subsection 1, paragraph “a”, the general assembly authorizes the Iowa telecommunications and technology commission to enter into a contract or contracts in excess of the contract limitation amount established in section 8D.11, subsection 1, paragraph “c”, for purposes of the commission’s network managed services request for proposals process. This authorization applies for the duration of the commission’s project and to all affected contracts associated with the project, whether or not the award

is made to a single vendor or multiple vendors.>

21. Page 16, line 34, by striking <0> and inserting <24,000,000>

22. Page 16, after line 34 by inserting:

<Sec. __. 2013 Iowa Acts, chapter 142, section 1, subsection 2, paragraph b, is amended to read as follows:

b. For the planning, design, construction, and renovation of the state historical building:

FY 2014–2015:

| | |
|-------|--------------|
| | \$ 3,800,000 |
|-------|--------------|

~~By October 15, 2014, the department shall submit a report to the general assembly on the results of the planning and study of the building including the use of and anticipated cash flow needs for the final building design.>~~

23. Page 19, by striking line 34 and inserting <million two hundred eighty thousand dollars to the technology>

24. Page 20, after line 1 by inserting:

<DIVISION ____

IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND

Sec. ____ IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND — APPROPRIATION. Notwithstanding the amount of the standing appropriation from the general fund of the state to the Iowa resources enhancement and protection fund as provided in section 455A.18, and in addition to moneys appropriated in 2014 Iowa Acts, House File 2458, and any other Act enacted in the 2014 legislative session of the eighty-fifth general assembly, there is appropriated from the rebuild Iowa infrastructure fund, the following amount, or so much thereof as is necessary, for deposit in the Iowa resources enhancement and protection fund to be allocated as provided in section 455A.19, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 2014–2015:

..... \$ 4,000,000>

25. Page 20, after line 18 by inserting:

<Sec. ____ STATUTE OF REPOSE — IMPROVEMENTS TO REAL PROPERTY — LEGISLATIVE INTENT. It is the intent of the general assembly that the joint appropriations subcommittee on transportation, infrastructure, and capitals consider issues during the 2015 legislative session of the eighty-sixth general assembly relating to the statute of repose periods for bringing civil actions in cases arising out of the unsafe or defective conditions of improvements to real property.

Sec. ____ DEPARTMENT OF TRANSPORTATION STUDY. The department of transportation shall conduct a study to identify administrative needs, projected demand, necessary capital and operating costs, and public transit service structures including park-and-ride lots, employer or public van pool programs, and traditional fixed-route transit. The department shall submit a report with findings and recommendations to the general assembly on or before December 15, 2014.

DIVISION ____

MASS NOTIFICATION AND EMERGENCY MESSAGING SYSTEM

Sec. ____ Section 22.7, subsection 67, Code 2014, is amended to read as follows:

67. Electronic mail addresses of individuals or phone numbers of individuals, and personally identifiable information about those individuals, collected by state departments and agencies for the sole purpose of disseminating emergency or routine information and notices through electronic communications that are not prepared for a specific recipient.

Sec. ____ Section 29C.2, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 6A. “Mass notification and emergency messaging system” means a system which disseminates emergency and public safety related information to the public by various means including but not limited to telephone, wireless communications service, dual party relay service or telecommunications device, text messaging, electronic mail, and facsimile, and which integrates with federal emergency messaging systems.

Sec. ____ NEW SECTION. 29C.17A Mass notification and emergency messaging system fund.

1. A mass notification and emergency messaging system fund is created in the state treasury under the control of the department. The fund shall consist of moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the department for placement in the fund. Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund. Notwithstanding section 8.33, moneys credited to the fund that remain unexpended or unobligated at the end of a fiscal year shall not revert to any other fund.

2. Amounts contained in the fund shall be used exclusively to provide for the purchase and ongoing operation of a system capable of providing mass notification and emergency messaging to the public. The system shall be purchased from a vendor selected by the department pursuant to a competitive bidding process, and shall, once purchased, be under the control of the department.

3. Information disseminated to the public through the mass notification and emergency messaging system shall be limited to imminent emergency and public safety-related issues. The department may provide access to the system for use at the county and local level. Access by a county or local government shall be at the department's sole discretion, and if approved by the department, shall be under the control of the local commission. The commission shall establish an operational plan and procedure which meets standards adopted by the department by rule, and shall submit the operational plan and procedure for approval by the department prior to access being granted. Additional access criteria and procedures for administering the fund shall be established by the department by rule.

4. All personal information collected for use in the mass notification and emergency messaging system, including but not limited to the names and contact information of emergency messaging recipients, shall be considered confidential records under section 22.7. The director may, however, provide all or part of such confidential information to state or local governmental agencies possessing emergency planning or response functions if the director is satisfied that the need to know the information and its intended use are reasonable. An agency receiving confidential information pursuant to this subsection shall not disseminate the information in any form without prior approval by the director. The release of confidential information by the department, a county or local government, or a state or local governmental agency other than as authorized pursuant to this section, and the sale of such confidential information, is strictly prohibited.>

26. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE SENATE:

MATT McCOY, CHAIR
 BILL ANDERSON
 DARYL BEALL
 TOD R. BOWMAN
 TIM L. KAPUCIAN

ON THE PART OF THE HOUSE:

DAN HUSEMAN, CHAIR
 DENNIS COHOON
 NANCY DUNKEL
 JOHN LANDON
 DAVE MAXWELL

RESOLUTIONS ADOPTED

EIGHTY-FIFTH GENERAL ASSEMBLY 2014 REGULAR SESSION

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 101: filed January 13, 2014; adopted by the Senate on January 13, 2014; adopted by the House on January 14, 2014.

SENATE CONCURRENT RESOLUTION 101

By Committee On Rules And Administration

1 A concurrent resolution amending the joint rules of
2 the Senate and House of Representatives relating to
3 session timetable changes.
4 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
5 REPRESENTATIVES CONCURRING, That Rule 20, subsections
6 2 and 3, of the Joint Rules of the Senate and House
7 of Representatives, as adopted by the Senate and
8 House of Representatives during the 2013 Session in
9 House Concurrent Resolution 5, are amended to read as
10 follows:

11 2. To be placed on the calendar in the house of
12 origin, a bill must be first reported out of a standing
13 committee by Friday of the 8th week of the first
14 session and the ~~8th~~ 6th week of the second session. To
15 be placed on the calendar in the other house, a bill
16 must be first reported out of a standing committee by
17 Friday of the 12th week of the first session and the
18 ~~14th~~ 9th week of the second session.
19 3. During the 10th week of the first session and
20 the ~~9th~~ 7th week of the second session, each house
21 shall consider only bills originating in that house and
22 unfinished business. During the 13th week of the first
23 session and the ~~12th~~ 10th week of the second session,
24 each house shall consider only bills originating in the
25 other house and unfinished business. Beginning with
26 the 14th week of the first session and the ~~13th~~ 11th
27 week of the second session, each house shall consider
28 only bills passed by both houses, bills exempt from

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1 subsection 2, and unfinished business.

SENATE RESOLUTIONS

Senate Resolution 101: filed January 15, 2014; adopted by the Senate on January 16, 2014.

SENATE RESOLUTION 101

By Ragan, Anderson, Beall, Behn, Bertrand, Black,
Boettger, Bolkcom, Bowman, Brase, Breitbach, Chapman,
Chelgren, Courtney, Danielson, Dearden, Dix, Dotzler,
Dvorsky, Ernst, Feenstra, Garrett, Greiner, Gronstal,
Guth, Hart, Hatch, Hogg, Horn, Houser, Jochum,
Johnson, Kapucian, Mathis, McCoy, Petersen, Quirmbach,
Rozenboom, Schneider, Schoenjahn, Segebart, Seng,
Sinclair, Smith, Sodders, Taylor, Whitver, Wilhelm,
Zaun, and Zumbach

1 A resolution urging the United States government to
2 renew its commitment to farmers, lower fuel prices,
3 and the environment by supporting a robust and
4 sustainable renewable fuel standard.
5 WHEREAS, in accordance with the federal policy
6 including the Energy Policy Act of 2005, Pub. L. No.
7 109-58, the United States government has demonstrated
8 its commitment to the long-term policy of increasing
9 the production of clean renewable fuels according
10 to a renewable fuel standard (RFS), by enabling the
11 increased domestic production and use of renewable
12 fuels, which include renewable biofuels such as
13 ethanol, biodiesel, and cellulosic and advanced
14 biofuels; and
15 WHEREAS, the RFS provides the foundation for
16 reducing this nation's dependence on foreign sources
17 of oil, reducing the price of transportation fuels,
18 reducing transportation fuel emissions, increasing
19 rural incomes, encouraging the development and

Page 2

1 expansion of new advanced biofuels, and consequently
2 promoting economic growth; and
3 WHEREAS, the RFS assists in bringing new
4 technologies to farmers and consumers, and points the
5 country in the direction of energy independence; and
6 WHEREAS, international turmoil has repeatedly caused
7 increased oil spikes and increased transportation costs
8 for consumers, including increased costs attributable
9 to the transportation of food and other goods; and
10 WHEREAS, biofuels reduce greenhouse gas
11 emissions; and
12 WHEREAS, Iowa's biofuels industry has added over \$8
13 billion to Iowa's economy and generated \$2 billion in
14 new household income; and

15 WHEREAS, approximately 90,000 Iowa farmers support
 16 their families and reinvigorate rural communities
 17 through innovative and high-tech agricultural
 18 production; and
 19 WHEREAS, the United States Environmental Protection
 20 Agency (EPA) is responsible for establishing and
 21 implementing the RFS, including the requirement that
 22 certain volumes of various types of biofuels be blended
 23 in transportation fuels each year; and
 24 WHEREAS, the EPA recently proposed reducing the
 25 volume levels of ethanol and biodiesel in the RFS, in
 26 direct conflict with the statute; and
 27 WHEREAS, the EPA's proposal is estimated to cause
 28 the loss of 37,400 ethanol-related jobs and the loss of
 29 7,500 biodiesel-related jobs; and
 30 WHEREAS, the EPA's proposal will cause a reduction

Page 3

1 in the price of corn below the cost of production with
 2 a negative economic impact on midwest farm families,
 3 agribusinesses, and rural communities; and
 4 WHEREAS, the EPA's proposal will cause a substantial
 5 reduction in the long-term investment in biofuels
 6 infrastructure and a reduction in investments in
 7 further energy innovation for ethanol, biodiesel,
 8 advanced biofuels, and cellulosic biofuels; NOW
 9 THEREFORE,
 10 BE IT RESOLVED BY THE SENATE, That the United States
 11 government is urged to renew its commitment to farmers,
 12 lower fuel prices, and the environment by supporting a
 13 robust and sustainable RFS and use all efforts to meet
 14 the highest possible renewable fuel volume requirements
 15 set forth in the current RFS in order to ensure that
 16 this nation diversifies its energy portfolio; and
 17 BE IT FURTHER RESOLVED, That copies of this
 18 resolution be delivered to the Honorable Barack Obama,
 19 President of the United States, to the Honorable
 20 Gina McCarthy, Administrator of the United States
 21 Environmental Protection Agency, to the Honorable Tom
 22 Vilsack, Secretary of Agriculture of the United States,
 23 and to each member of Iowa's congressional delegation.

Senate Resolution 102: filed January 27, 2014; adopted by the
 Senate on February 4, 2014.

SENATE RESOLUTION 102

By Beall and Kapucian

1 A resolution honoring the over 200 years of peace,
 2 prosperity, and kinship between the peoples of
 3 Canada and the United States, and recognizing

4 February 4, 2014, as Canada Day at the Iowa Capitol.
5 WHEREAS, Canada and the United States share a
6 5,500-mile border, the world's longest unmilitarized
7 border, over which 300,000 people cross between the
8 countries every day; and
9 WHEREAS, our two nations share a peaceful and
10 democratic heritage which spans centuries; and
11 WHEREAS, with these shared traditions, values, and
12 heritage our two nations have fostered one of the most
13 successful international relationships in the modern
14 world; and
15 WHEREAS, acting as partners in peace and allies in
16 war, for over 100 years Canada and the United States
17 have stood together, promoting mutual prosperity and
18 fighting tyranny and terrorism in a partnership that
19 remains resolute today; and
20 WHEREAS, the United States is Canada's largest
21 export market, with two-way trade in goods and
22 services between the nations totaling \$710 billion, or
23 approximately \$1.4 million every minute, reflecting the
24 deep integration of our nations' economies; and
25 WHEREAS, the relationship between Canada and
26 Iowa is equally strong, consisting of a complex and
27 growing network of social, economic, and even familial
28 ties; and

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1 WHEREAS, it is estimated that over 100,000 jobs
2 in Iowa are supported by Canada-United States trade
3 and 3,700 Iowans are employed by Canadian-owned
4 businesses; and
5 WHEREAS, Canada is Iowa's top export market,
6 with Iowa exports to Canada valued annually at \$4.3
7 billion and Iowa imports from Canada valued at \$3.1
8 billion; and
9 WHEREAS, Iowa exports to Canada include steel
10 products, oilseed cake and meal, organic chemicals,
11 air conditioning and refrigeration units, and
12 tractors, while Iowa imports include natural gas, oils,
13 fertilizers, live animals, and steel products; NOW
14 THEREFORE,
15 BE IT RESOLVED BY THE SENATE, That the Senate
16 honors the relationships between the peoples and the
17 governments of Canada, the United States, and Iowa,
18 friends and neighbors in peace, allies in war, and
19 partners in economic prosperity; and
20 BE IT FURTHER RESOLVED, That in honor of our strong
21 and growing relationship, the Senate recognizes
22 Tuesday, February 4, 2014, as Canada Day at the Iowa
23 Capitol.

Senate Resolution 103: filed January 28, 2014; adopted by the Senate on February 5, 2014.

SENATE RESOLUTION 103

By Beall, Dotzler, Ragan, Hogg, Hart, Dvorsky,
Danielson, Bowman, Mathis, Schoenjahn, Quirnbach,
McCoy, Brase, Black, Seng, Sodders, Jochum, Gronstal,
Courtney, Dearden, Horn, Taylor, Wilhelm, Hatch,
Bolkcom, Anderson, Bertrand, Feenstra, Kapucian,
Zumbach, Breitbach, Whitver, Smith, Sinclair, Garrett,
Ernst, Boettger, Rozenboom, Segebart, Johnson, and
Petersen

1 A resolution in support of extending the federal
2 production tax credit for wind energy.
3 WHEREAS, Iowa is the third largest producer of wind
4 energy in the nation; and
5 WHEREAS, Iowa leads the nation in wind generation as
6 a percentage of total power output; and
7 WHEREAS, it has been estimated that 75 percent of
8 Iowa is suitable for wind energy development with an
9 estimated total wind resource of 570,000 megawatts; and
10 WHEREAS, 1,000 megawatts of energy can power 250,000
11 homes and is equivalent to removing the emissions
12 placed in the atmosphere by 682,000 cars in the state
13 in one year's time; and
14 WHEREAS, the wind energy industry in Iowa currently
15 employs several thousand full-time workers in
16 manufacturing, operations, and maintenance with a
17 substantial annual payroll; and
18 WHEREAS, the federal production tax credit for
19 wind energy reflects the economic, environmental, and
20 national security benefits of clean homegrown renewable
21 electricity; and

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1 WHEREAS, the federal production tax credit for wind
2 energy has fostered innovation in the wind energy
3 industry and will encourage further innovation if
4 extended; and
5 WHEREAS, the federal production tax credit for wind
6 energy provides a 2.2 percent per kilowatt-hour tax
7 credit for the first 10 years of electricity production
8 from utility-scale wind turbines; and
9 WHEREAS, the federal production tax credit for
10 wind energy has repeatedly been allowed to sunset and
11 then extended since its original enactment, which has
12 contributed to a boom-bust cycle of development that
13 has been detrimental to the wind industry; and
14 WHEREAS, the federal production tax credit for wind
15 energy expired on December 31, 2013; NOW THEREFORE,

16 BE IT RESOLVED BY THE SENATE, That the Senate
 17 supports the extension of the federal production tax
 18 credit for wind energy, preferably for a multiple-year
 19 period to maximize the benefits of the production tax
 20 credit; and

21 BE IT FURTHER RESOLVED, That copies of this
 22 resolution be sent to the members of Iowa's
 23 congressional delegation and to the President of the
 24 United States.

Senate Resolution 104: filed February 4, 2014; adopted by the
 Senate on March 11, 2014.

SENATE RESOLUTION 104

By Dearden

1 A resolution congratulating the Grand View University
 2 Vikings football team on winning the National
 3 Association of Intercollegiate Athletics National
 4 Championship.

5 WHEREAS, in 2013, the Grand View Vikings football
 6 team had a 14-0 overall record, won the Mid-States
 7 Football Association Midwest title for the third
 8 straight season with a 6-0 league record, and finished
 9 the season ranked as the number one team in the
 10 nation; and

11 WHEREAS, on December 21, 2013, the Vikings won the
 12 58th annual Russell Athletic-NAIA Football National
 13 Championship, beating the first ranked University of
 14 the Cumberlands Patriots with a score of 35-23; and

15 WHEREAS, Grand View quarterback Derek Fulton was
 16 named the Outstanding Offensive Player of the Game,
 17 completing 19 of 39 attempts for a game-high 300 yards,
 18 and four touchdowns; and

19 WHEREAS, Jason Gladfelder was named the Outstanding
 20 Defensive Player of the Game, registering 15
 21 tackles; and

22 WHEREAS, Coach Mike Woodley has been selected as the
 23 American Football Coaches' Association NAIA National
 24 Coach of the Year; NOW THEREFORE,

25 BE IT RESOLVED BY THE SENATE, That the Senate
 26 congratulates Coach Woodley and all the members of the
 27 Grand View University Vikings football team on winning
 28 the National Association of Intercollegiate Athletics

Page 2

1 National Championship.

Senate Resolution 106: filed February 13, 2014; adopted by the Senate on February 27, 2014.

SENATE RESOLUTION 106

By Beall, Bolkcom, Anderson, Dvorsky, Dotzler,
Bowman, Petersen, Taylor, Courtney, Gronstal,
Bertrand, Behn, Breitbach, Sinclair, Johnson,
Schneider, Segebart, Greiner, Feenstra, Rozenboom,
Garrett, Houser, Zumbach, Whitver, Smith, Zaun,
Mathis, Schoenjahn, Ragan, and Brase

1 A resolution recognizing February 28, 2014, as Rare
2 Disease Day in Iowa.
3 WHEREAS, there are nearly 7,000 diseases and
4 conditions that are considered rare in the United
5 States; and
6 WHEREAS, each of these diseases and conditions
7 affect fewer than 200,000 Americans; and
8 WHEREAS, while each of these diseases may affect
9 relatively limited numbers of people, rare diseases as
10 a group affect almost 30 million Americans; and
11 WHEREAS, many rare diseases are serious and
12 debilitating conditions that have a significant impact
13 on the lives of those affected; and
14 WHEREAS, while approximately 340 orphan drugs and
15 biologics have been approved for the treatment of
16 rare diseases affecting between 11 and 14 million
17 people according to the United States Food and Drug
18 Administration, that leaves more than 15 million
19 Americans with rare diseases who have no treatment
20 specific to their disease; and
21 WHEREAS, individuals and families affected by rare
22 diseases often experience problems such as a sense
23 of isolation, difficulty in obtaining an accurate
24 and timely diagnosis, few treatment options, and
25 problems related to accessing or being reimbursed for
26 treatment; and
27 WHEREAS, even though some rare diseases, such as
28 Lou Gehrig's disease and Huntington's disease, are

Page 2

1 relatively well known, many others are not known at all
2 by the public so that patients and their families must
3 bear a large share of the burden for activities such as
4 raising funds for research; and
5 WHEREAS, thousands of residents of Iowa are among
6 those affected by rare diseases since nearly 1 in 10
7 Americans have rare diseases; and
8 WHEREAS, the National Organization for Rare
9 Disorders, an organization established in 1983,
10 organizes a nationwide observance of Rare Disease

11 Day on the last day in the month of February each
 12 year, on which patients, medical professionals,
 13 researchers, government officials, and companies
 14 developing treatments for rare diseases join together
 15 to focus attention on rare diseases as a public health
 16 issue; and

17 WHEREAS, Rare Disease Day is anticipated to be
 18 observed globally for years to come, providing hope
 19 and information for rare disease patients around the
 20 world; NOW THEREFORE,

21 BE IT RESOLVED BY THE SENATE, That the Senate
 22 recognizes February 28, 2014, as Rare Disease Day in
 23 Iowa.

Senate Resolution 107: filed February 17, 2014; adopted by the
 Senate on March 27, 2014.

SENATE RESOLUTION 107

By Johnson, Kapucian, Guth, Greiner, Chapman,
 Boettger, Whitver, Ernst, Dix, Sinclair, Breitbach,
 Zumbach, Zaun, Garrett, Feenstra, Segebart, Behn,
 Bertrand, Anderson, Schneider, Smith, Seng, Danielson,
 Dotzler, Dvorsky, Hogg, Hart, Bolkcom, Ragan, Brase,
 Hatch, Beall, Quirnbach, Schoenjahn, Black, Petersen,
 Jochum, Gronstal, Soddors, Dearden, Horn, Courtney,
 Wilhelm, Bowman, and McCoy

1 A resolution celebrating the 100th anniversary of
 2 the signing of the Smith-Lever Act, the founding
 3 legislation of the nationwide Cooperative Extension
 4 System.

5 WHEREAS, May 8, 2014, marks the centennial of the
 6 signing of the Smith-Lever Act, which established
 7 Cooperative Extension, the nationwide transformational
 8 education system operating through land-grant
 9 universities in partnership with federal, state, and
 10 local governments; and

11 WHEREAS, Seaman A. Knapp, the second president of
 12 Iowa's agricultural college, now Iowa State University,
 13 is credited as the father of the early extension
 14 movement; and

15 WHEREAS, Iowa State University Extension and
 16 Outreach has been making a difference in the lives of
 17 Iowans for well over 100 years; and

18 WHEREAS, in 1903, Sioux County farmers and Iowa
 19 State University established the basis for agricultural
 20 cooperative extension work, continuing today through
 21 Agriculture and Natural Resources Extension and

2 WHEREAS, Iowa counties began organizing for
 3 extension work in 1912, and today elected extension
 4 councils in every county partner with Iowa State
 5 University Extension and Outreach to bring
 6 research-based education to their citizens; and
 7 WHEREAS, in 1916 Black Hawk County hired Iowa's
 8 first extension home demonstration agent, the
 9 predecessor to today's specialists in Human Sciences
 10 Extension and Outreach; and
 11 WHEREAS, by the 1970s, programs in community
 12 resource development, now Community and Economic
 13 Development, had become an integral part of Iowa State
 14 University Extension and Outreach; and
 15 WHEREAS, 4-H, the youth program of Cooperative
 16 Extension nationwide, traces its beginnings in Iowa to
 17 Page County and the work of Jessie Field Shambaugh, and
 18 today 4-H Youth Development reaches one in five Iowa
 19 school-age youth; and
 20 WHEREAS, extension and outreach educational programs
 21 are focused on feeding people, keeping them healthy,
 22 helping their communities to prosper and thrive, and
 23 turning the world over to the next generation in better
 24 shape than we found it; NOW THEREFORE,
 25 BE IT RESOLVED BY THE SENATE, that the Senate
 26 encourages the people of Iowa to observe and celebrate
 27 the centennial of the Smith-Lever Act with a focus on
 28 continuing an innovative and sustainable future for
 29 extension education in Iowa and nationally; and
 30 BE IT FURTHER RESOLVED, That the Senate thanks Iowa

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1 State University Extension and Outreach volunteers who
 2 provide thousands of hours to promote excellence for
 3 4-H, master gardeners, and other programs in their
 4 communities; and
 5 BE IT FURTHER RESOLVED, That the Senate honors the
 6 Iowa State University faculty and Iowa State University
 7 Extension and Outreach educators throughout the
 8 state who dedicate their careers to providing trusted
 9 education to help farmers, families, youth, businesses,
 10 and communities solve problems, develop skills, and
 11 build a better future.

Senate Resolution 109: filed March 5, 2014; adopted by the
 Senate on March 20, 2014.

SENATE RESOLUTION 109
 By Jochum, Black, and Wilhelm

1 A resolution reaffirming Iowa's commitment to its
 2 relationship with Taiwan and supporting Taiwan's

3 efforts to participate in the international
4 community.
5 WHEREAS, the relationship between the Republic
6 of China (Taiwan) and the United States is marked
7 by strong bilateral trade, educational and cultural
8 exchange, and tourism; and
9 WHEREAS, the State of Iowa's strong relationship
10 with Taiwan is demonstrated by its sister state and
11 sister city relationships; and
12 WHEREAS, Taiwan shares with the United States
13 and the State of Iowa the common values of freedom,
14 democracy, human rights, and rule of law; and
15 WHEREAS, the United States ranks as Taiwan's third
16 largest trading partner, Taiwan is the eleventh largest
17 trading partner of the United States, and bilateral
18 trade between the two countries reached \$63 billion in
19 2012; and
20 WHEREAS, Taiwan and the State of Iowa have enjoyed
21 a long and mutually beneficial relationship and
22 anticipate continuing growth, with Taiwan ranking as
23 Iowa's 20th largest export destination in 2012, with
24 over \$92 million worth of Iowa goods shipped to Taiwan,
25 including food, machinery, chemicals, miscellaneous
26 manufactured commodities, and agricultural
27 products; and
28 WHEREAS, Taiwan, seeking to contribute to greater

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1 regional integration in the Asia-Pacific region and the
2 promotion of bilateral investment and trade relations
3 with the United States, applauded the United States'
4 announcement of its intent to join the Trans-Pacific
5 Partnership (TPP), the proposed 21st century trade
6 agreement between the United States and 11 other
7 Asia-Pacific Rim countries, and also to expand TPP
8 membership in the future to include other countries,
9 such as Taiwan; and
10 WHEREAS, Taiwan should be included in regional
11 economic integration due to its status as an important
12 economic power, a dynamic market economy, and leading
13 supplier of high-tech products; and
14 WHEREAS, Taiwan is the 17th largest economy, the
15 14th largest exporter, and the 16th largest importer
16 in the world and also ranks as the 17th most free
17 country in the world according to the 2014 index of
18 economic freedom, ranking 5th out of 41 economies in
19 the Asia-Pacific region; and
20 WHEREAS, negotiations for a bilateral investment
21 treaty between Taiwan and the United States are an
22 important step toward further strengthening bilateral
23 trade and paving the way for entering into a free trade

24 agreement between our two nations, thereby increasing
 25 Iowa's exports to Taiwan and creating bilateral
 26 investment and technical collaboration through tariff
 27 reduction and other trade facilitation measures; and
 28 WHEREAS, Taiwan's absence from international
 29 organizations, such as the United Nations Framework
 30 Convention on Climate Change, has hampered Taiwan's

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1 ability to participate in global climate initiatives
 2 and to respond to natural disasters such as Typhoon
 3 Haiyan which caused serious damage to the Philippines
 4 in November 2013; and
 5 WHEREAS, Taiwan can be a valuable and constructive
 6 partner in the international response to the
 7 adverse effects of climate change and severe weather
 8 emergencies, evidenced by Taiwan's speedy and generous
 9 response to aid the victims of Typhoon Haiyan in the
 10 Philippines with a donation of over \$10 million; NOW
 11 THEREFORE,
 12 BE IT RESOLVED BY THE SENATE, That the Senate
 13 reaffirms its commitment to the strong and deepening
 14 sister city and sister state relationships between
 15 Taiwan and the State of Iowa; and
 16 BE IT FURTHER RESOLVED, That the Senate supports
 17 Taiwan's efforts to secure entry to the Trans-Pacific
 18 Partnership and endorses the signing of a bilateral
 19 investment treaty with the United States; and
 20 BE IT FURTHER RESOLVED, That the Senate extends
 21 its support for Taiwan's appropriate participation in
 22 international organizations, such as the United Nations
 23 Framework Convention on Climate Change, that impact the
 24 health, safety, and well-being of Taiwan.

Senate Resolution 110: filed March 6, 2014; adopted by the
 Senate on March 13, 2014.

SENATE RESOLUTION 110

By Quirmbach, Hart, and Whitver

1 A resolution recognizing March 2014 as Iowa Women's
 2 History Month.
 3 WHEREAS, Iowa women of every race, class, and
 4 ethnic background have made historic contributions
 5 to the growth and strength of our state and nation
 6 in countless recorded and unrecorded ways, including
 7 through the struggle for women's rights despite being
 8 underpaid; and
 9 WHEREAS, Iowa women were particularly important in
 10 the establishment of early charitable, philanthropic,
 11 and cultural institutions in our state and nation; and

12 WHEREAS, Iowa women and men amended the Iowa
 13 Constitution to read that "All men and women are, by
 14 nature, free and equal, and have certain inalienable
 15 rights..."; and

16 WHEREAS, Iowa women have been leaders in
 17 agriculture, business, industry, and academia, as
 18 well as the abolitionist movement, the emancipation
 19 movement, the industrial labor movement, the civil
 20 rights movement, the peace movement, and the women's
 21 suffrage movement, which create a more fair and just
 22 society for all; and

23 WHEREAS, despite these contributions and those
 24 of women throughout the world, the role of women
 25 has been consistently overlooked and undervalued in
 26 the literature, teaching, and study of history; NOW
 27 THEREFORE,

28 BE IT RESOLVED BY THE SENATE, That the Senate

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1 recognizes the month of March 2014 as Iowa Women's
 2 History Month and invites the citizens of Iowa to
 3 continue to uncover the roles women have played
 4 throughout history.

Senate Resolution 111: filed March 10, 2014; adopted by the
 Senate on March 11, 2014.

SENATE RESOLUTION 111

By Quirmbach

1 A resolution honoring the sesquicentennial anniversary
 2 of the city of Ames.
 3 WHEREAS, 2014 is the 150th anniversary of the
 4 platting and recording of the first 12 blocks of the
 5 city of Ames; and

6 WHEREAS, from its humble beginnings on December
 7 17, 1864, the city of Ames has changed and grown and
 8 prospered; and

9 WHEREAS, the city of Ames provides its residents
 10 with quality of life amenities second to none; and

11 WHEREAS, the city of Ames has received numerous
 12 national awards and recognitions including being ranked
 13 the United States city with the 3rd lowest unemployment
 14 rate by Forbes in 2014, 32nd in the "Top 100 Most
 15 Livable Cities in America" by Livability.com in 2014,
 16 15th nationally in the "Best Small Places for Business
 17 and Careers" by Forbes in 2013, and one of the top 25
 18 Best Places to Retire in 2013 by Forbes.com; and

19 WHEREAS, Ames High School is ranked 3rd within Iowa
 20 by U.S. News & World Report; and

21 WHEREAS, the city of Ames is home to Iowa State

22 University, the largest university in the state, a
 23 recognized national leader in science and technology,
 24 and home to the Iowa State University Bioeconomy
 25 Institute, a pioneer in developing new sources of
 26 energy and other products from renewable sources; and
 27 WHEREAS, C.Y. Stephens Auditorium, located on
 28 the Iowa State University campus, has been named

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1 Building of the Century by the American Institute of
 2 Architects; and
 3 WHEREAS, the city of Ames is also the home of
 4 innovative companies focused on biotechnology,
 5 cyber-innovation, agriculture, and health and wellness,
 6 as well as the thriving Iowa State University Research
 7 Park which supports the development of world-class
 8 companies; and
 9 WHEREAS, to acknowledge the sesquicentennial, the
 10 Ames 150 celebration steering committee of dedicated
 11 volunteers is planning celebratory events, public
 12 education opportunities, and legacy projects for future
 13 generations; and
 14 WHEREAS, the year-long Ames 150 celebration began
 15 with the first-ever public Chamber of Commerce annual
 16 dinner in January and will continue with an expanded
 17 Fourth of July festival and an autumn Dinkey Days
 18 celebration; and
 19 WHEREAS, the year will culminate with the Platting
 20 Day festivities in December 2014; NOW THEREFORE,
 21 BE IT RESOLVED BY THE SENATE, That the Senate
 22 honors the city of Ames on the occasion of its
 23 sesquicentennial anniversary and invites all Iowans
 24 to participate in this year-long celebration of the
 25 history of the city of Ames.

Senate Resolution 113: filed April 14, 2014; adopted by the
 Senate on April 14, 2014.

SENATE RESOLUTION 113

By Quirmbach

1 A resolution honoring the Iowa State University men's
 2 basketball team.
 3 WHEREAS, the Ides of March took on new meaning when
 4 the Iowa State University men's basketball team, the
 5 Cyclones, won their second Big 12 Conference Tournament
 6 Championship on March 15, 2014; and
 7 WHEREAS, the 16th-ranked Cyclones won this year's
 8 championship with wins over Kansas State University and
 9 the University of Kansas and finally with a 74-65 win
 10 over Baylor University; and

11 WHEREAS, in the championship game the Cyclones
 12 demonstrated determination and tenacity, winning a
 13 come-from-behind victory in the last seven minutes of
 14 the game; and
 15 WHEREAS, teammates DeAndre Kane, Georges Niang,
 16 Naz Long, Dustin Hogue, and Big 12 player of the year
 17 Melvin Ejim all scored in double digits to clinch the
 18 win; and
 19 WHEREAS, fourth-year Head Coach Fred Hoiberg
 20 dedicated the win to Johnny Orr, the dynamic former
 21 coach who passed away in 2013; and
 22 WHEREAS, the Cyclones ended the season in high
 23 style, with a third-straight NCAA tournament appearance
 24 capped by a Sweet 16 appearance, just the fourth in
 25 Iowa State history and the first since 2000, and losing
 26 by only 5 points to eventual champion University of
 27 Connecticut; NOW THEREFORE,
 28 BE IT RESOLVED BY THE SENATE, That the Senate

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1 congratulates Head Coach Fred Hoiberg, the other
 2 members of the Cyclones coaching staff, and the members
 3 of the 2013-2014 Iowa State University men's basketball
 4 team for a brilliant season that culminated in the Big
 5 12 Conference Tournament Championship and a historic
 6 appearance in the NCAA tournament as a member of the
 7 Sweet 16.

Senate Resolution 114: filed April 16, 2014; adopted by the
 Senate on April 17, 2014.

SENATE RESOLUTION 114

By Danielson, Anderson, Beall, Behn, Bertrand, Black,
 Boettger, Bolkcom, Bowman, Brase, Breitbach, Chapman,
 Chelgren, Courtney, Dearden, Dix, Dotzler, Dvorsky,
 Ernst, Feenstra, Garrett, Greiner, Gronstal, Guth,
 Hart, Hatch, Hogg, Horn, Houser, Jochum, Johnson,
 Kapucian, Mathis, McCoy, Petersen, Quirmbach, Ragan,
 Rozenboom, Schneider, Schoenjahn, Segebart, Seng,
 Sinclair, Smith, Sodders, Taylor, Whitver, Wilhelm,
 Zaun, and Zumbach

1 A resolution honoring amateur golfer Mike McCoy.
 2 WHEREAS, Mike McCoy was born and raised in Des
 3 Moines, Iowa, taking up the game of golf in elementary
 4 school at A.H. Blank Municipal Golf Course; and
 5 WHEREAS, Mr. McCoy has become one of the most
 6 decorated amateur golfers in the history of our state,
 7 earning the Iowa Player of the Year honor eleven times
 8 among many other accomplishments; and
 9 WHEREAS, Mr. McCoy is currently ranked 16th in

10 Golfweek's world amateur golf rankings; and
 11 WHEREAS, along with his numerous other amateur
 12 tournament victories, Mr. McCoy won the 2013 United
 13 States Mid-Amateur Championship, which earned him an
 14 invitation to the 2014 Masters Tournament; and
 15 WHEREAS, Mr. McCoy brought pride and honor to all of
 16 Iowa with his participation in this year's Masters; and
 17 WHEREAS, the experience was especially memorable for
 18 Mr. McCoy because he was able to share it with his son,
 19 Nate, who caddied for him during the tournament; NOW
 20 THEREFORE,

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1 BE IT RESOLVED BY THE SENATE, That the Senate honors
 2 Mike McCoy on his incredible amateur career and his
 3 participation in this year's Masters Tournament in
 4 Augusta, Georgia.

Senate Resolution 115: filed April 22, 2014; adopted by the
 Senate on April 23, 2014.

SENATE RESOLUTION 115

By Committee on Rules and Administration

1 A resolution honoring Senator Dennis H. Black for
 2 over three decades of service in the Iowa General
 3 Assembly.
 4 WHEREAS, Dennis H. Black was first elected to the
 5 House of Representatives in 1982, and after six terms
 6 he was elected to the Senate in 1994; and
 7 WHEREAS, both as a profession and avocation, Senator
 8 Black was a conservationist, and as time passed, he
 9 showed a passion and talent for history; and
 10 WHEREAS, over three decades, Senator Black has
 11 served on a wide array of legislative committees,
 12 currently serving on the Agriculture, Appropriations,
 13 Natural Resources and Environment (Vice Chair),
 14 Veterans Affairs, and Ways and Means standing
 15 committees, the Agriculture and Natural Resources
 16 Appropriations Subcommittee (Chair), and the
 17 International Relations Committee of the Legislative
 18 Council; and
 19 WHEREAS, Senator Black also served as an unofficial
 20 Iowa ambassador, traveling around the world to promote
 21 Iowa ties and here in the Statehouse greeting foreign
 22 guests and showing them Iowa hospitality; and
 23 WHEREAS, Senator Black tirelessly promoted Iowa
 24 agriculture through international trade; and
 25 WHEREAS, well into his legislative career, Senator
 26 Black researched and promoted Iowa and American
 27 history, leading to his publication of "Profiles of

28 Valor", the Senator's profile of Iowa's 57 Civil War

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1 Medal of Honor recipients; NOW THEREFORE,
 2 BE IT RESOLVED BY THE SENATE, That the Senate
 3 honors the public service of Senator Dennis H. Black
 4 -- conservationist, lawmaker, good-will ambassador,
 5 historian, and author -- and wishes him the best in the
 6 years to come.

Senate Resolution 116: filed April 22, 2014; adopted by the
 Senate on April 23, 2014.

SENATE RESOLUTION 116

By Committee on Rules and Administration

1 A resolution honoring the public service of Senator
 2 Hubert Houser.
 3 WHEREAS, Hubert Houser comes from a family that has
 4 long been involved in public service to Iowa, with both
 5 his grandfather and brother holding public office; and
 6 WHEREAS, Senator Houser began his own public service
 7 in Pottawattamie County serving on the Pottawattamie
 8 County Board of Supervisors, the Carson-Macedonia
 9 School Board, and the Pottawattamie County Economic
 10 Development Board; and
 11 WHEREAS, Hubert Houser was elected to the House of
 12 Representatives in 1992, beginning over 20 years of
 13 legislative service; and
 14 WHEREAS, in 2004, Senator Houser was first
 15 elected to the Senate, where he has now served for 10
 16 years; and
 17 WHEREAS, over the next decade Senator Houser served
 18 on a variety of legislative committees, including
 19 the Agriculture, Appropriations, Labor and Business
 20 Relations, Local Government, Natural Resources and
 21 Environment (Chair), Transportation, Ways and Means,
 22 and Economic Growth/Rebuild Iowa (Ranking Member)
 23 standing committees, and the Agriculture and Natural
 24 Resources Appropriations Subcommittee (Vice Chair); and
 25 WHEREAS, Senator Houser is known as an adept floor
 26 manager, acting as the primary floor manager for
 27 the mental health reforms and property tax relief
 28 legislation enacted in 1995 and for the Iowa community

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1 empowerment legislation enacted in 1998 that enhanced
 2 Iowa's leadership by engaging education, health, and
 3 human services agencies at the state and local levels
 4 to address school readiness and the needs of young

5 children, now known as Early Childhood Iowa; and
 6 WHEREAS, Senator Houser also served on the
 7 Legislative Council and the International Relations
 8 Committee of the Legislative Council, the Iowa Economic
 9 Development Authority Board, and the Iowa Power Fund
 10 Board; NOW THEREFORE,
 11 BE IT RESOLVED BY THE SENATE, That the Senate honors
 12 Senator Hubert Houser for his decades of service on
 13 both the state and local level and wishes him all the
 14 best in the future.

Senate Resolution 117: filed April 22, 2014; adopted by the
 Senate on April 24, 2014.

SENATE RESOLUTION 117

By Committee on Rules and Administration

1 A resolution honoring Senator Nancy J. Boettger for her
 2 years of service to the people of Iowa.
 3 WHEREAS, the Honorable Nancy J. Boettger was born in
 4 Illinois but has chosen to make Iowa her home; and
 5 WHEREAS, a former educator, a farmer, and a bed and
 6 breakfast owner, Senator Boettger was first elected to
 7 the Senate in 1994; and
 8 WHEREAS, drawing on her background as an educator,
 9 Senator Boettger took a leading role on educational
 10 issues; and
 11 WHEREAS, over two decades of public service, Senator
 12 Boettger has served on a wide array of standing,
 13 appropriations, and other legislative committees,
 14 including the Agriculture, Ethics, Human Resources
 15 (both as Chair and Ranking Member), Education (Chair),
 16 Judiciary (Ranking Member), Local Government, Rules
 17 and Administration, and Small Business, Economic
 18 Development and Tourism standing committees, the
 19 Legislative Council, and the International Relations
 20 Committee of the Legislative Council; and
 21 WHEREAS, Senator Boettger also served on
 22 numerous boards and commissions, including the Iowa
 23 Commission on Interstate Cooperation, the Criminal
 24 and Juvenile Justice Planning Advisory Council,
 25 the Early Childhood Iowa State Board, the Education
 26 Commission of the States, the Community College Working
 27 Group of Stakeholders, the Family Development and
 28 Self-Sufficiency Council, the International Relations

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1 Advisory Council, the Iowa Learning Technology
 2 Commission, and the Midwestern Higher Education Compact
 3 Commission; and
 4 WHEREAS, Senator Boettger was the 2014 recipient

5 of the Uncommon Public Service Award by the Hoover
 6 Presidential Foundation; NOW THEREFORE,
 7 BE IT RESOLVED BY THE SENATE, That the members of
 8 the Senate recognize Senator Nancy J. Boettger for two
 9 decades of dedication and service to the people of Iowa
 10 and wish her a long and happy retirement.

Senate Resolution 118: filed April 22, 2014; adopted by the
 Senate on April 24, 2014.

SENATE RESOLUTION 118

By Committee on Rules and Administration

1 A resolution honoring Senator Sandra H. Greiner for her
 2 years of service in the General Assembly.
 3 WHEREAS, Sandra "Sandy" Greiner was first elected
 4 to the House of Representatives in 1992 and over the
 5 following two decades has served in both the Senate and
 6 the House of Representatives; and
 7 WHEREAS, Senator Greiner is a lifelong farmer and
 8 an advocate for agriculture, having served as the
 9 president of American Agri-Women, a founding board
 10 member and executive committee member of the Daughters
 11 of American Agriculture, an executive committee member
 12 of the Agriculture Council of America, Animal Industry
 13 Task Force, and a member of the Farm Bureau, the Iowa
 14 Pork Producers Association, the Iowa Corn Growers
 15 Association, and the Iowa Soybean Association; and
 16 WHEREAS, Senator Greiner has been widely recognized
 17 for her advocacy for agriculture, including by
 18 receiving the Governor's Outstanding Volunteer Award,
 19 being named a "Friend of Biotechnology" by the Iowa
 20 Biotechnology Association, being named Legislator of
 21 the Year by the Iowa Agribusiness Association, being
 22 named State Legislator of the Year by the Biotechnology
 23 Industry Organization for her efforts on behalf of
 24 agricultural biotechnology, being named National
 25 Legislator of the Year by Crop Life America, and being
 26 named Honorary Master Pork Producer by the Iowa Pork
 27 Producers Association; and
 28 WHEREAS, during her Senate tenure, Senator Greiner

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1 has served on a wide variety of committees, including
 2 the Agriculture, Business and Labor Relations (Vice
 3 Chair), Economic Growth (Ranking Member), Ethics
 4 (Ranking Member), Government Oversight, Natural
 5 Resources and Environment (Ranking Member), Small
 6 Business, Economic Development and Tourism, Veterans
 7 Affairs, and Ways and Means standing committees, and
 8 the Agriculture and Natural Resources Appropriations

9 Subcommittee; NOW THEREFORE,
10 BE IT RESOLVED BY THE SENATE, That the Senate
11 honors Senator Sandra H. Greiner for her years of
12 public service, both in the General Assembly and in
13 the community, and wishes her the best in the years to
14 come.

Senate Resolution 119: filed April 22, 2014; adopted by the
Senate on April 23, 2014.

SENATE RESOLUTION 119

By Committee on Rules and Administration

1 A resolution honoring Senator Jack Hatch for more than
2 four decades of public service.
3 WHEREAS, Jack Hatch came to Iowa in 1968 as a young
4 college student, even then a community and political
5 activist; and
6 WHEREAS, that zeal for public policy and public
7 service led him to seek and win a seat in the House
8 of Representatives in 1984, serving a total of 10
9 years; and
10 WHEREAS, in November 2002, Senator Hatch was first
11 elected to the Senate, and in January 2015, he will
12 conclude his third Senate term; and
13 WHEREAS, during his Senate tenure, Senator Hatch has
14 served on the Committees on Appropriations; Economic
15 Growth; Human Resources; Labor and Business Relations;
16 Local Government; and State Government; and as chair
17 of the Health and Human Services Appropriations
18 Subcommittee; and
19 WHEREAS, both in his public career and private life,
20 Senator Hatch has been a tireless advocate regarding
21 public health, affordable housing, environmental, and
22 human services issues; and
23 WHEREAS, Senator Hatch has been widely recognized
24 for his advocacy and received numerous awards relating
25 to his tireless work in the areas of child and family
26 services, health care policy and leadership, assisted
27 living services, and community advocacy; NOW THEREFORE,
28 BE IT RESOLVED BY THE SENATE, That the Senate thanks

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1 Senator Hatch for his service of over two decades in
2 the General Assembly, and for a lifetime of public
3 service in Iowa, and wishes him and his family the best
4 in the years to come.

Senate Resolution 120: filed April 30, 2014; adopted by the Senate on April 30, 2014.

SENATE RESOLUTION 120

By Committee on Rules and Administration

1 A resolution honoring John Pollak for his dedicated
 2 service to the Legislative Services Agency and the
 3 Iowa General Assembly.
 4 WHEREAS, for almost three decades John Pollak
 5 has worked unceasingly to keep the machineries of
 6 state government well-oiled and working smoothly as a
 7 legal services research analyst, drafter, editor, and
 8 committee services administrator in the nonpartisan,
 9 drafting and staffing division of the Legislative
 10 Services Agency; and
 11 WHEREAS, John, dedicating his career to the ideal
 12 that good research, good counsel, and artful and
 13 ingenious drafting results in good lawmaking, became
 14 an expert in the drafting of legislation and staffing
 15 of committees in the areas of human services, child
 16 welfare, mental health, appropriations, and state
 17 government; and
 18 WHEREAS, John continually assumed more
 19 responsibility, being named the agency's first
 20 Committee Services Administrator in 1990, coordinating
 21 the biennial orientation for newly elected legislators,
 22 and most often becoming the face of the agency in his
 23 oversight of standing committee staffing and delivery
 24 of work products to the members for their next work
 25 day; and
 26 WHEREAS, with his abiding interest in his fellow
 27 human beings and hospitable nature, in his personal
 28 life, John, along with his wife Nancy, has been an

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1 active organizer of and participant in countless
 2 bicycling, canoeing, and other outdoor adventures,
 3 host to and entertainer of a multitude of friends
 4 and acquaintances, and promoter of local and global
 5 opportunities to spread diplomacy through his good
 6 sense of humor and bad jokes of the day; and
 7 WHEREAS, John brought these skills and endeavors to
 8 good task as a well-suited member of the "team humans",
 9 and in doing so expanding the legislative lexicon
 10 to include such terms as "floopy", "draconian", and
 11 "version blur" when portraying legislation; and
 12 WHEREAS, John has been an exceptional liaison
 13 between the Legislative Services Agency and the leaders
 14 and members of the General Assembly and their caucus
 15 and personal staffs, continually offering good cheer

16 and maintaining an exuberance for legislative staffing,
 17 exercising his loyalty to the General Assembly as
 18 a co-equal branch of government, and pursuing his
 19 untiring resolve to always offer his sage advice
 20 and prepare the highest quality work products in
 21 the shortest time frame possible, in order to assist
 22 the General Assembly in its lawmaking functions; NOW
 23 THEREFORE,
 24 BE IT RESOLVED BY THE SENATE, That the Senate
 25 recognizes John for his extraordinary and long-term
 26 public service, his unsurpassed devotion to the
 27 legislature as the state's lawmaking institution, and
 28 his inspiring leadership in the Legislative Services
 29 Agency's fulfillment of its nonpartisan drafting and
 30 staffing missions, and, upon his retirement, wishes him

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1 the very best in the years ahead.

Senate Resolution 121: filed May 1, 2014; adopted by the Senate
 on May 2, 2014.

SENATE RESOLUTION 121

By Gronstal

1 A resolution conferring authority upon the standing
 2 Committee on Government Oversight to conduct an
 3 investigation of specified issues relating to the
 4 Iowa Department of Administrative Services and the
 5 Iowa Department of Workforce Development.
 6 WHEREAS, concerns have been raised regarding the
 7 management at the Iowa Department of Administrative
 8 Services established pursuant to Iowa Code chapter
 9 8A; and
 10 WHEREAS, the concerns have specifically addressed
 11 confidential settlement agreements with former
 12 employees and related payments, hiring and employment
 13 practices, and bidding, purchasing, and contracting
 14 policies and practices in several state agencies; and
 15 WHEREAS, concerns have been raised regarding
 16 the management at the Iowa Department of Workforce
 17 Development established pursuant to Iowa Code chapter
 18 84A; and
 19 WHEREAS, the concerns have specifically addressed
 20 the management of Administrative Law Judges in the
 21 department's Unemployment Insurance Services Division,
 22 the effect of this management on decisions made
 23 by Administrative Law Judges, and management and
 24 fiduciary practices related to unemployment insurance
 25 compensation; and
 26 WHEREAS, the standing Committee on Government

27 Oversight is empowered, pursuant to Iowa Code sections
28 2.15 and 2.23, to require information of state agencies

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1 and departments and to conduct investigations with
2 authority to call witnesses, administer oaths, issue
3 subpoenas, and cite for contempt; NOW THEREFORE,
4 BE IT RESOLVED BY THE SENATE, That the standing
5 Committee on Government Oversight is authorized to
6 conduct an investigation of issues relating to the
7 management practices and procedures at state agencies
8 and departments; and
9 BE IT FURTHER RESOLVED, That the investigation shall
10 be conducted in accordance with the full authority
11 granted the standing Committee on Government Oversight
12 by law including but not limited to the authority to
13 conduct the investigation, call witnesses, administer
14 oaths, issue subpoenas, cite and impose punishment for
15 contempt, and otherwise exercise and enforce these
16 investigative powers as authorized by and in accordance
17 with law, subject to the following:
18 1. The scope of the investigation shall be
19 confined to confidential settlement agreements with
20 former employees and related payments, hiring and
21 employment practices, and bidding, purchasing, and
22 contracting policies and practices at the Department
23 of Administrative Services and other state departments
24 and agencies; and the management of Administrative
25 Law Judges in the Unemployment Insurance Services
26 Division, the effect of this management on decisions
27 made by Administrative Law Judges, and management and
28 fiduciary practices related to unemployment insurance
29 compensation.
30 2. Subpoena authority conferred by this Resolution

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1 shall exist until December 31, 2014.
2 3. A citation and punishment for contempt may be
3 issued and imposed according to the following schedule:
4 a. An initial citation may be issued by the
5 standing Committee on Government Oversight by a
6 majority vote of the members of the committee and is
7 punishable by a fine of \$500.
8 b. A second or subsequent citation may be issued
9 by the standing Committee on Government Oversight by
10 a majority vote of the members of the committee and is
11 punishable by a fine of \$1,000.
12 c. In addition to the fines authorized pursuant to
13 paragraphs "a" and "b", the Senate may by resolution
14 impose a punishment of imprisonment for a period of up

15 to six months.

16 4. Subpoenas and citations for contempt shall be
17 signed by the Chairperson of the standing Committee on
18 Government Oversight, the President of the Senate, and
19 the Secretary of the Senate. Warrants for contempt
20 shall be signed by the President of the Senate and the
21 Secretary of the Senate.

22 BE IT FURTHER RESOLVED, That the standing Committee
23 on Government Oversight may meet at such times and at
24 such places as the Chairperson of the Committee deems
25 necessary; and

26 BE IT FURTHER RESOLVED, That the investigation shall
27 continue until completed, or until such time as the
28 investigation is terminated by the standing Committee
29 on Government Oversight by majority vote of the members
30 of the committee.

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