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WAYS AND MEANS

82nd General Assembly – Second Session – 2008

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House File 2233 by Committee on Ways and Means
WEB SEARCH PORTAL BUSINESS TAX EXEMPTIONS
Ranking Member: Representative Sands

During the 2007 Legislative Session, House File 912 which expanded Iowa's current sales and use tax exemptions to include:

- The sale or rental of computers and equipment that are necessary for the maintenance and operation of a web search portal and property connected to:
 - Cooling systems, cooling towers and other temperature control infrastructure
 - Power infrastructure for transformation, distribution or management of electricity used for the maintenance and operation of the web search portal
 - Racking systems and cabling trays used for maintenance and operation
- Back-up power generation fuel used in the items above
- Electricity

Additionally, the 2007 legislation provides for a property tax exemption for the property (machinery and equipment) used by a web search portal business in the operation of the web search portal.

This bill updates and expands the current sales, use and property tax exemptions to include a web search portal business "...whose business among other businesses is to provide a search portal to organize information;..." The difference between this language and legislation from 2007 is allowing a web search portal in which web search portals is not the primary business to take advantage of the tax incentives.

HOUSE PASSAGE:

The House **PASSED** House File 2233 on February 14, 2008 by a vote of 99-1 with:

47 Republicans and 52 Democrats voting **AYE**

0 Republicans and 1 Democrat voting **NAY**

0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2233)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Horbach
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rants	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer

Van Engelenhoven
Wenthe
Wienczek
Worthan

Van Fossen
Wessel-Kroeschell
Winckler
Zirkelbach

Watts
Whitaker
Windschitl
Hoffman,
Presiding

Wendt
Whitead
Wise

The nays were, 1:
Hunter

Absent or not voting and none.

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

SENATE PASSAGE:

The Senate **PASSED** House File 2233 on February 20, 2008 by a vote of 45-2.

FINAL ACTION:

The Governor **SIGNED** House File 2233 on February 28, 2008.

House File 2417 by Committee on Ways and Means
INCOME TAX REBATE TAX EXEMPTION
Ranking Member: Representative Sands

House File 2417 exempts the 2008 federal income tax rebate, as enacted by federal Recovery Rebates and Economic Stimulus for the American People Act of 2008, Pub. L. No. 110-185.

House File 2417 is necessary because under Iowa individual income tax, taxpayers can deduct federal income taxes paid during the tax year, which is adjusted by any federal income tax refund that the taxpayer received. So, if a bill is not approved that exempts the federal rebate, Iowans would end up with a nearly \$64 million tax liability, just on the rebates.

HOUSE ACTION:

Amendments:

H-8051 by Rants: This amendment updates the references to the Internal Revenue Code References to reflect the Internal Revenue Code in effect on February 14, 2008, after the Recovery Rebates and Economic Stimulus for the American People Act of 2008, Pub. L. No. 110-185 became law. **Amendment H-8051 was WITHDRAWN.**

H-8052 by Van Fossen: This amendment phases out the state income tax on pension income. The phase-out is as follows:

- Beginning January 1, 2009, exempts an additional 20% of pension income from Iowa income tax
- Beginning January 1, 2010, exempts an additional 40% of pension income from Iowa income tax
- Beginning January 1, 2011, exempts an additional 60% of pension income from Iowa income tax
- Beginning January 1, 2012, exempts an additional 80% of pension income from Iowa income tax
- Beginning January 1, 2013 (and each year thereafter), exempts an 100% of pension income from Iowa income tax

Amendment H-8052 was RULED NOT GERMANE. Representative Van Fossen **MOVED** to suspend the rules to consider Amendment H-8052. The motion **FAILED** on a record roll call vote of 46-54 with:

46 Republicans and 0 Democrats voting **AYE**

1 Republican and 53 Democrats voting **NAY**

0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question “Shall the rules be suspended to consider amendment H–8052?” (H.F. 2417)

The ayes were, 46:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Huseman
Jacobs	Kaufmann	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tymeson	Upmeyer

Van Engelenhoven	Van Fossen	Watts	Wienczek
Windschitl	Worthan		

The nays were, 54:

Abdul-Samad	Bailey	Bell	Berry
Bukta	Cohoon	Dandekar	Davitt
Foege	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Huser
Jacoby	Jochum	Kelley	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Tomenga	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Murphy		

Absent or not voting, none.

The motion to suspend the rules lost.

H-8049 by Smith: This amendment provides that the federal income tax rebates shall not be considered for the purposes of determining eligibility for admission to the Iowa Veterans Home and shall not be considered for determining if a resident of the Iowa Veterans Home should contribute to the resident's own support. **Amendment H-8049** was **ADOPTED** on a voice vote.

HOUSE PASSAGE:

The House **PASSED** House File 2417 on February 28, 2008 by a vote of 100-0 with:
 47 Republicans and 53 Democrats voting **AYE**
 0 Republicans and 0 Democrats voting **NAY**
 0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2417)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Hoffman
Horbach	Hunter	Huseman	Huser
Jacobs	Jacoby	Jochum	Kaufmann
Kelley	Kressig	Kuhn	Lensing
Lukan	Lykam	Mascher	May
McCarthy	Mertz	Miller, H.	Miller, L.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wienczek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Mr. Speaker

House Journal Page 438 February 28, 2008
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Murphy

The nays were, none.

Absent or not voting, none.

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

SENATE PASSAGE:

The Senate **PASSED** House File 2417 on March 10, 2008 by a vote of 48-0.

FINAL ACTION:

The Governor **SIGNED** House File 2417 on March 26, 2008.

House File 2663 by Committee on Ways and Means
SCHOOL INFRASTRUCTURE FUNDING SALES TAX
Ranking Member: Representative Sands

This bill replaces the current School Infrastructure Local Option Sales Tax and replaces it with an increase in the state sales and use tax beginning July 1, 2008. The state sales and use tax rates will increase from 5% to 6% on July 1, 2008 and the sales and use tax rates will be decreased from 6% to 5% on January 1, 2030.

Subsequent to deposit to the General Fund (and after the transfer of the Regular Local Option tax) the Department of Revenue is required to transfer one-sixth of the remaining revenues the Secure an Advanced Vision for Education Fund.

The bill recreates the Secure an Advanced Vision for Education Fund in the State Treasury under the control of the Department of Revenue. The revenues in the fund include revenues credited to the fund, appropriations made to the fund and other moneys deposited in the fund. Any amounts disbursed from the fund shall be utilized for school infrastructure purposes or property tax relief.

The Department of Revenue shall distribute the moneys available in the Secure an Advanced Vision for Education Fund to each school district in an amount equal to the amount the school district would have received as if the local option tax for school infrastructure were in place. Excess moneys in the fund shall be distributed and credited to the Property Tax Equity Fund.

The bill provides for a rolling average and eliminates the current \$575 per pupil distribution of the sales tax revenues.

House file 2663 creates a Property Tax Equity and Relief Fund as a separate fund in the State Treasury under the control of the Department of Management. The fund consists of revenue credited to the fund, appropriations to the fund and other moneys deposited in the fund. All moneys in the fund are annually appropriated to the Department of Management for allocations for maximum adjusted additional property tax levy aid. Any moneys remaining at the end of a fiscal year do not revert to any other fund, and remain in the Property Tax Equity and Relief Fund for use in the following fiscal year.

The Department of Management is required to allocate from the statutory appropriations and funds from the Property Tax Equity and Relief Fund equal to the sum of the amounts appropriated for additional property tax levy aid (FY 2009 = \$18 million; FY 2010 and beyond = \$24million) and the amount appropriated from the Property Tax Equity and Relief Fund.

After all school districts additional levy rates have been lowered to a statewide average, then any remaining funds will be used to increase the state foundation aid from 87.5% to whatever is possible with the funds.

HOUSE ACTION:

Amendments:

H-8380 by T. Taylor and D. Taylor: Public Improvement Quality Protection Act – this is also known as Prevailing Wage. H-8380 requires a contractor to pay workers the same hourly wage

plus fringe benefits for a public improvement costing more than \$25,000 as the contractor would pay workers for a private construction or improvement project.

The wage rates that workers must be paid shall also include benefits such as medical care, life insurance, overtime pay, and vacation and holiday pay.

H-8380 applies to any public improvement that receives money from a public body and includes most types of public improvements from construction to road maintenance to painting to hauling.

Amendment H-8380 was **WITHDRAWN**.

H-8410 to H-8380 by T. Taylor and D. Taylor: This is a technical correction to H-8380, the prevailing wage amendment. **Amendment H-8410 to H-8380** was **RULED OUT OF ORDER** with the withdrawal of H-8380.

H-8458 by Forristall: Keeps the rolling average per student. Additionally, this amendment provides for the rest of the bill only to take effect upon the ratification of an amendment to the Iowa Constitution to protect all revenues received from the state sales and use tax increase.

Amendment H-8458 LOST on a record roll call vote of 44-55 with:

41 Republicans and 4 Democrats voting **AYE**
6 Republicans and 49 Democrats voting **NAY**
1 Republican and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8458 be adopted?" (H.F. 2663)

The ayes were, 44:

Alons	Anderson	Arnold	Boal
Chambers	Clute	Dandekar	De Boef
Deyoe	Drake	Forristall	Gipp
Granzow	Grassley	Heaton	Horbach
Huseman	Huser	Jacobs	Lukan
May	Mertz	Miller, L.	Olson, S.
Paulsen	Pettengill	Raecker	Rants
Rasmussen	Rayhons	Reichert	Roberts
Sands	Schickel	Soderberg	Struyk
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wienczek	Windschitl	Worthan

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The nays were, 55:

Abdul-Samad	Bailey	Baudler	Bell
Berry	Bukta	Cohoon	Davitt
Dolecheck	Foege	Ford	Frevert
Gaskill	Gayman	Heddens	Hoffman
Hunter	Jacoby	Jochum	Kaufmann
Kelley	Kressig	Kuhn	Lensing
Lykam	Mascher	McCarthy	Miller, H.
Oldson	Olson, D.	Olson, R.	Olson, T.
Palmer	Petersen	Quirk	Reasoner
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Winckler
Wise	Zirkelbach	Mr. Speaker	
		Murphy	

Absent or not voting, 1:

Greiner

Amendment H-8458 lost.

H-8363 by Mascher: This amendment extends the period of time for Linn and Johnson counties to capture the full amount of SILO. Under current law, Linn and Johnson would have only received the full revenues from their first SILO for five years, this extends it to ten.
Amendment H-8363 LOST on a non-record roll call vote of 28-50.

H-8461 by Tymeson: Requires that any interest in the Secure an Advanced Vision for Education Fund be deposited in the Property Tax Equity Fund, instead of the state General Fund.
Amendment H-8461 LOST on a record roll call vote of 39-58 with:
38 Republicans and 1 Democrat voting **AYE**
6 Republicans and 52 Democrats voting **NAY**
3 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8461 be adopted?" (H.F. 2663)

The ayes were, 39:

Alons	Anderson	Arnold	Boal
Chambers	Clute	De Boef	Deyoe
Drake	Forristall	Gipp	Granzow
Grassley	Horbach	Huseman	Jacobs
Lukan	May	Mertz	Miller, L.
Olson, S.	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Roberts
Sands	Schickel	Soderberg	Struyk
Tymeson	Van Engelenhoven	Van Fossen	Watts
Wienczek	Windschitl	Worthan	

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The nays were, 58:

Abdul-Samad	Bailey	Baudler	Bell
Berry	Bukta	Cohoon	Dandekar
Davitt	Dolecheck	Foege	Ford
Frevvert	Gaskill	Gayman	Heddens
Hoffman	Hunter	Huser	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Miller, H.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Petersen
Quirk	Reasoner	Reichert	Schueller
Shomshor	Smith	Staed	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Murphy		

Absent or not voting, 3:
Greiner Heaton Upmeyer

Amendment H-8461 lost.

H-8450 by Paulsen and Struyk: This amendment provides voters to have the option of approving the revenue purpose statement or property tax relief. **Amendment H-8450 LOST** on a non-record roll call vote of 34-57.

H-8362 by Mascher: Changes the requirement that the certificate of need for new construction for districts with fewer than 250 enrollment or with fewer than 100 pupils in high school to 400 enrollment or with fewer than 200 pupils in high school. **Amendment H-8362 LOST** on a voice vote.

H-8364 by Mascher: Adds additional criteria for a school to fall under the certificate of need. **Amendment H-8364 LOST** on a voice vote.

H-8457 by Rants: Provides that if the revenue estimating conference's estimate of state general fund revenues exceed the estimate of general fund revenues made at the meeting held prior to December 15, an amount equal to the excess revenues is transferred from the General Fund to the Property Tax Equity and Relief Fund. **Amendment H-8457 LOST** on a non-record roll call vote of 38-53.

H-8413 by Tymeson: This amendment provides that a school board cannot levy the Public Educational and Recreational Levy (PERL) for a school year beginning on or after July 1, 2009. **Amendment H-8413 LOST** on a record roll call vote of 39-60 with:

39 Republicans and 0 Democrats voting **AYE**
7 Republicans and 53 Democrats voting **NAY**
1 Republican and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8413 be adopted?" (H.F. 2663)

The ayes were, 39:

Alons	Anderson	Arnold	Boal
Chambers	Clute	De Boef	Deyoe
Drake	Forristall	Gipp	Granzow
Grassley	Heaton	Horbach	Huseman
Jacobs	Lukan	May	Miller, L.
Olson, S.	Paulsen	Pettengill	Raecker
Rants	Rasmussen	Rayhons	Sands
Schickel	Soderberg	Struyk	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wienczek	Windschitl	Worthan	

The nays were, 60:

Abdul-Samad	Bailey	Baudler	Bell
Berry	Bukta	Cohoon	Dandekar
Davitt	Dolecheck	Foege	Ford
Frevert	Gaskill	Gayman	Heddens
Hoffman	Hunter	Huser	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Roberts	Schueller	Shomshor	Smith
Staed	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Winckler	Wise	Zirkelbach	Mr. Speaker
			Murphy

Absent or not voting, 1:
Greiner

Amendment H-8413 lost.

H-8459 by Van Fossen: Increases the amount of tax credits available for the School Tuition Organization Tax Credit from \$7.5 million to \$10 million for tax years beginning on or after January 1, 2009. **Amendment H-8459** was **RULED NOT GERMANE**.

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H-8462 by Paulsen: Dedicates 1% of the revenues received from the state sales and use tax increase to area education agencies for repairing, remodeling, reconstructing, improving or expanding facilities. **Amendment H-8462 LOST** on a voice vote.

H-8466 by Paulsen: Requires that a school district include on a student's cumulative record whether the student is a citizen of the United States, a legal immigrant, or an illegal immigrant. Additionally requires that the school to report any student that is an illegal immigrant to the federal Immigration and Customs Enforcement Agency. **Amendment H-8466** was **WITHDRAWN**.

H-8412 by Tymeson: This amendment provides that a school board cannot levy the regular or voter-approved Physical Plant and Equipment Levy (PEEL) for a school year beginning after July 1, 2009, unless the voter-approved levy was approved before July 1, 2008. **Amendment H-8412** was **WITHDRAWN**.

HOUSE PASSAGE:

The House **PASSED** House File 2663 on April 9, 2008 by a vote of 59-41 with:
17 Republicans and 42 Democrats voting **AYE**
30 Republicans and 11 Democrats voting **NAY**
0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2663)

The ayes were, 59:

Abdul-Samad	Arnold	Bailey	Baudler
Bell	Berry	Bukta	Chambers
Cohoon	Davitt	Deyoe	Dolecheck
Drake	Foege	Ford	Forristall
Frevert	Gaskill	Granzow	Grassley
Heaton	Heddens	Hoffman	Huseman
Huser	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lykam	McCarthy
Mertz	Miller, H.	Oldson	Olson, D.
Olson, R.	Palmer	Petersen	Quirk
Rayhons	Reasoner	Reichert	Schueller
Shomshor	Swaim	Thomas	Tjepkes
Tomenga	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Wiencek	Winckler
Wise	Zirkelbach	Mr. Speaker	
		Murphy	

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The nays were, 41:

Alons	Anderson	Boal	Clute
Dandekar	De Boef	Gayman	Gipp
Greiner	Horbach	Hunter	Jacobs
Jacoby	Lensing	Lukan	Mascher
May	Miller, L.	Olson, S.	Olson, T.
Paulsen	Pettengill	Raecker	Rants
Rasmussen	Roberts	Sands	Schickel
Smith	Soderberg	Staed	Struyk
Taylor, D.	Taylor, T.	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Windschitl
Worthan			

Absent or not voting, none.

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

SENATE PASSAGE:

The Senate **PASSED** House File 2663 on April 22, 2008 by a vote of 34-15.

FINAL ACTION:

The Governor **SIGNED** House File 2663 on **May XX, 2008**.

House File 2673 by Committee on Ways and Means
INHERITANCE TAX ELIMINATION ON EDUCATIONAL SAVINGS PLANS
Ranking Member: Representative Windschitl

House File 2673 exempts the value of any interest in an educational savings plan (commonly called 529 Plans) from the state inheritance tax. Additionally, the exemption applies to plans in existence on or after July 1, 1998.

HOUSE PASSAGE:

The House **PASSED** House File 2673 on April 21, 2008 by a vote of 98-0 with:
 45 Republicans and 53 Democrats voting **AYE**
 0 Republicans and 0 Democrats voting **NAY**
 2 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2673)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Heddens	Hoffman	Horbach
Hunter	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Sands	Schickel	Schueler	Shomshor
Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wienczek	Winckler	Windschitl	Worthan
Zirkelbach	Wise, Presiding		

House Journal Page 1393 April 21, 2008
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The nays were, none.

Absent or not voting, 2:

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

SENATE PASSAGE:

The Senate **PASSED** House File 2673 on April 22, 2008 by a vote of 45-0.

FINAL ACTION:

The Governor **SIGNED** House File 2673 on **May XX, 2008.**

House File 2684 by Committee on Ways and Means
INSURANCE INDUSTRY NEW JOBS TAX CREDIT
Ranking Member: Representative Soderberg

This bill creates an insurance industry new jobs tax credit. The amount of the tax credit is equal to the product of 6 percent of the taxable wages upon which an employer is required to contribute to the state Unemployment Compensation Administration Fund times the number of new jobs existing in the tax year that directly result from the project covered by the agreement or new jobs that directly result from those new jobs.

The insurance industry new jobs tax credit may only be claimed once for each new qualifying job. The bill provides that an insurance industry new jobs tax credit may only be claimed by an industry entering into an agreement under Code chapter 260E on or after July 1, 2008.

HOUSE ACTION:

Amendments:

H-8502 by Ford: This amendment states that the insurance industry new jobs tax credit may be claimed by a business that makes a good faith effort to recruit minority persons. Amendment H-8502 was **ADOPTED** on a voice vote.

HOUSE PASSAGE:

The House **PASSED** House File 2684 on April 21, 2008 by a vote of 95-2 with:

45 Republicans and 50 Democrats voting **AYE**

0 Republicans and 2 Democrats voting **NAY**

2 Republicans and 1 Democrat **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2684)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Heddens	Hoffman	Horbach
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	Mertz	Miller, H.
Miller, L.	Murphy, Spkr.	Oldson	Olson, D.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencek	Winckler	Windschitl
Worthan	Zirkelbach	Wise,	
		Presiding	

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The nays were, 2:

Hunter Olson, R.

Absent or not voting, 3:

Forristall McCarthy Roberts

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

SENATE ACTION:

The Senate **REFERRED** House File 2684 to the Ways and Means Committee on April 22, 2008.

House File 2686 by Committee on Ways and Means

IDENTITY THEFT/ILLEGAL IMMIGRATION/EMPLOYEE CLASSIFICATION

Ranking Members: Representative Horbach and Representative Grassley

Division I creates new Article IX, Identity Theft Division in the Department of Inspections and Appeals. This division requires employers to verify the identity of each new employee for facial validity. Division I sets forth penalties if employers or the employer's designee does not fulfill the requirements of verifying each new hire.

Division I also provides for enforcement, as well as allowing the issuance of a non-operator Iowa ID to non-residents. Additionally, Division I amends the current identity theft statute to include the element of attempting to fraudulently use the identification information of a fictitious person to contract for various benefits including to obtain employment and includes employment and other benefits for determining the value derived from committing identity theft.

Division II provides that a person who is an identified unauthorized alien shall not be eligible for bail when charged with a criminal offense. And requires the law enforcement agency responsible for the arrest of an identified unauthorized alien to notify the United States Immigration and Customs Enforcement about the unauthorized alien.

Division III of the bill creates Chapter 91F, which prohibits employers from knowingly employing unauthorized aliens. Additionally, Division III provides for penalties for knowingly hiring unauthorized aliens.

Division IV creates Chapter 91G, which requires contractors to classify individuals who perform services for the contractor as employees of the contractor, unless certain conditions apply as listed in the bill. Additionally, Division IV provides for penalties and enforcement of this new Chapter.

Division V provides corresponding amendments for the administration of the new Chapter 91G.

Division VI provides a severability clause and a January 1, 2009 effective date.

HOUSE ACTION:

Amendments:

H-8490 by Wise and Gayman. Identity Theft – Falsifying Documents. This amendment makes it an aggravated misdemeanor for a person to make a driver's license or non-operator ID or any other form or document used to establish a persons identity (if the person does not have the authority to do so) in order to assist an unauthorized alien to obtain employment; or use a false or fictitious name in any application for a driver's license or non-operator ID or to knowingly make a false statement or knowingly conceal a material fact or otherwise commit fraud on an application in order to assist an unauthorized alien obtain employment. *(This had previously been voted on as amendment H-8453 to SF 239).*

Amendment H-8490 was **ADOPTED** by a record roll call vote of 96-2 with:

46 Republicans and 50 Democrats voting **AYE**

0 Republicans and 2 Democrats voting **NAY**

1 Republican and 1 Democrat **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8490 be adopted?" (H.F. 2686)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Forristall	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Heddens	Horbach	Huseman
Huser	Jacobs	Jacoby	Jochum
Kaufmann	Kelley	Kressig	Kuhn
Lensing	Lukan	Lykam	Mascher
May	McCarthy	Mertz	Miller, H.
Miller, L.	Oldson	Olson, D.	Olson, R.
Olson, S.	Olson, T.	Palmer	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wendt	Wenthe	Whitaker
Whitead	Wiencek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Mr. Speaker
			Murphy

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The nays were, 2:

Hunter Wessel-Kroeschell

Absent or not voting, 2:

Ford Hoffman

Amendment H-8490 was adopted.

H-8544 by R. Olson: Actions 1-5, 8, 11,12, and 14 – 17 are technical in nature. These are corrections to moving the identity theft division from Iowa Workforce Development to the Department of Inspections and Appeals from the original bill (HSB 717). Current code is amended to add the independent contractor chapter 91G as part of the report Iowa Workforce Development transmits to the Governor. Additionally, this amendment corrects the duty of office to include designees of state agency department heads.

Action 6. Upon determining that an employee is using false identity information, this amendment requires the following actions:

- Requires the Secretary of State to remove the false information from voter registration lists and voter qualification requirements.
- Requires the Department of Transportation to remove the employee's false information from the DOT's driver's license records
- Requires the Department of Human Services to investigate the employee's use of false information to gain access to federal and state resources.

Actions 7 and 9. Restricts the eligibility for Iowa driver's licenses to citizens, nationals and legal immigrants. This amendment specifically states that the Department of Transportation cannot issue a driver's license to anyone who is an unauthorized alien. An unauthorized alien is defined as a person who is not a citizen or legal resident and has not been lawfully admitted to the United States pursuant to federal law. *(This had previously been voted on as amendment H-8454 to SF 2394)*

Action 10. *Identity Theft – Aiding and Abetting.* This amendment states that a person who knowingly assists an unauthorized alien obtain false information in order to get a job commits the offense of identity theft by aiding and abetting. *(This had previously been voted on as amendment H-8452 to SF 2394)*

Action 13. Provides that a person shall not be classified as an employee or contractor when the person participates in agricultural activities on agricultural land.

Action 18.

Employer Incentive. States that any employer who chooses not to use the federal employment eligibility program (e-Verify) shall not be eligible for any state developmental assistance. For the purposes of this amendment, developmental assistance is considered any form of public assistance including tax expenditures, made for the purpose of stimulating the economic development of a corporation, industry, geographic jurisdiction, or any other sector of the state's economy. This includes public assistance involving industrial development bonds, training grants, loans, loan guarantees, enterprise zones, empowerment zones, tax increment financing, fee waivers, land price subsidies, infrastructure constructed or improved for the benefit of a single business or defined group of businesses at the time it is built or improved, matching funds, tax abatements, tax credits and tax discounts of every kind, including corporate, franchise, personal income, sales and use, raw materials, real property, job creation, individual investment, excise, utility, inventory, accelerated depreciation, and research and development tax credits and discounts. *(This had previously been voted on as amendment H-8383 to SF 2325)*

Unfair Trade Practice. Makes it an unfair trade practice to fire a United States citizen while employing an unauthorized alien. Gives the discharged employee a private cause of action for the unfair trade practice for damages due to termination. *(This had previously been voted on as amendment was H-8479 to SF 2400)*

Assisting Unauthorized Aliens. Prohibits any employer, employee, or labor organization from assisting an unauthorized alien from avoiding authorities. If an employer, employee or labor organization that is found to be assisting an unauthorized alien avoid authorities is subject to a Class D Felony. *(This had previously been voted on as amendment H-8397 on HF 2660 and H-8478 on SF 2400)*

Immigration Law Enforcement. Memorandum of Understanding – Enforcement of Federal Law. This amendment authorizes the Attorney General to negotiate a memorandum of understanding on behalf of the state with the United States Department of Justice or the United States Department of Homeland Security concerning the enforcement of federal immigration and custom laws, detention removals, and investigations in the state of Iowa.

Also requires that the agreement provide that costs incurred by the state in detaining and deporting an unauthorized alien must be reimbursed by the federal government. A person, including the state and any local government, shall not restrict a public employee from communicating or cooperating with federal officials with regard to the immigration status of any person within this state. Any person may file for a writ of mandamus to compel compliance. *(This had previously been voted on as amendment H-8396 on HF 2660)*

Action 19. Creates an Illegal Immigration Task Force under the Department of Public Safety and appropriates \$565,000 and 12 FTEs. *(This has previously been voted on as amendment H-2062 on SF 601 from 2007)*

Action 20. Strikes effective date of the bill. With this amendment the entire bill will be effective July 1, 2008.

Actions 21-25. Miscellaneous title page clean-up.

H-8545 to H-8544 by R. Olson: Corrective amendment to H-8544. **Amendment H-8545 to H-8544** was **ADOPTED** on a voice vote.

H-8549 to H-8544 by R. Olson: Strikes the appropriation of \$565,000 in H-8544 and requires the Department of Public Safety to create an illegal immigration task force, that consists of 12 state troopers for the purpose of enforcing immigration laws. **Amendment H-8549 to H-8544** was **ADOPTED** on a voice vote.

Amendment H-8544 was **ADOPTED**, as amended by H-8545 and H-8549, on a record roll call vote of 86-12 with:

44 Republicans and 42 Democrats voting **AYE**
1 Republicans and 11 Democrats voting **NAY**
2 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8544, as amended, be adopted?" (H.F. 2686)

The ayes were, 86:

Alons	Anderson	Arnold	Bailey
Baudler	Bell	Berry	Boal
Bukta	Chambers	Clute	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Forristall	Frevert
Gaskill	Gayman	Gipp	Grassley
Greiner	Heaton	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Kaufmann	Kelley	Kressig	Kuhn
Lukan	Lykam	May	McCarthy
Mertz	Miller, H.	Miller, L.	Olson, D.
Olson, R.	Olson, S.	Olson, T.	Palmer
Paulsen	Pettengill	Quirk	Raecker
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Whitaker	Whitead
Wienczek	Windschitl	Wise	Worthan
Zirkelbach	Mr. Speaker		
	Murphy		

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The nays were, 12:

Abdul-Samad	Foege	Ford	Heddens
Jochum	Lensing	Mascher	Oldson
Petersen	Tomenga	Wessel-Kroeschell	Winckler

Absent or not voting, 2:

Granzow Hoffman

Amendment H-8544, as amended, was adopted.

H-8534 by Dandekar: Requires that the independent contractor portion of the bill apply to all employers, instead of contractors only. **Amendment H-8534 LOST** on a voice vote.

H-8499 by Wessel-Kroeschell: Living Wage Impact Study. This amendment calls for a study on the economic, fiscal and social impact of enacting a living wage in Iowa. Typically, a “living wage” is enacted as an ordinance at the municipal or county level and sets hourly take-home pay above the federally defined poverty level. No other state in the nation has a state living wage.

Amendment H-8499 was **ADOPTED** on a record roll call vote of 99-0 with:

46 Republicans and 53 Democrats voting **AYE**

0 Republicans and 0 Democrats voting **NAY**

1 Republican and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8499 be adopted?" (H.F. 2686)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Horbach
Hunter	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rants	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wiencek	Winckler	Windschitl	Wise
Worthan	Zirkelbach	Mr. Speaker	
		Murphy	

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The nays were, none.

Absent or not voting, 1:

Hoffman

Amendment H-8499 was adopted.

H-8537 by R. Olson: Directs and authorizes the Iowa Attorney General to negotiate the terms of a memorandum of understanding between the State of Iowa and the United States Department of Justice or the Department of Homeland Security pertaining to a pilot program that allows state officials to initiate the procedures of naturalization for immigrants residing in Iowa. **Amendment H-8537** was **WITHDRAWN**.

H-8553 by Jochum: This amendment strikes the entire bill and then reinserts wage and hour law enforcement and the classification of employees and subcontractors by construction contractors. The amendment increases the penalties for employers who do not pay wages as required by law. Additionally, the amendment requires contractors to classify individuals who perform services for the contractor as employees of the contractor, unless certain conditions apply as listed in the

amendment (this provision is similar to Division IV of the bill). **Amendment H-8553 LOST** on a record roll call vote of 23-75 with:

0 Republicans and 23 Democrats voting **AYE**
45 Republicans and 30 Democrats voting **NAY**
2 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8553 be adopted?" (H.F. 2686)

The ayes were, 23:

Abdul-Samad	Foege	Ford	Frevert
Heddens	Hunter	Huser	Jacoby
Jochum	Lensing	Mascher	Oldson
Olson, D.	Olson, T.	Petersen	Schueller
Smith	Taylor, D.	Taylor, T.	Wendt
Wessel-Kroeschell	Whitead	Winckler	

The nays were, 75:

Alons	Anderson	Arnold	Bailey
Baudler	Bell	Berry	Boal
Bukta	Chambers	Clute	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Forristall	Gaskill
Gayman	Gipp	Grassley	Greiner
Heaton	Horbach	Huseman	Jacobs
Kaufmann	Kelley	Kressig	Kuhn
Lukan	Lykam	May	McCarthy
Mertz	Miller, H.	Miller, L.	Olson, R.
Olson, S.	Palmer	Paulsen	Pettengill
Quirk	Raecker	Rants	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Shomshor	Soderberg
Staed	Struyk	Swaim	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wenthe
Whitaker	Wiencek	Windschitl	Wise
Worthan	Zirkelbach	Mr. Speaker	
		Murphy	

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Absent or not voting, 2:

Granzow Hoffman

Amendment H-8553 lost.

HOUSE PASSAGE:

The House **PASSED** House File 2686 on April 16, 2008 by a vote of 84-16 with:

46 Republicans and 38 Democrats voting **AYE**
1 Republican and 15 Democrats voting **NAY**
0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2686)

The ayes were, 84:

Alons	Anderson	Arnold	Bailey
Baudler	Bell	Berry	Boal
Bukta	Chambers	Clute	Cohoon
Dandekar	Davitt	De Boef	Deyoe
Dolecheck	Drake	Forristall	Frevert
Gaskill	Gayman	Gipp	Granzow
Grassley	Greiner	Heaton	Hoffman
Horbach	Huseman	Huser	Jacobs
Kaufmann	Kelley	Kressig	Kuhn

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Lukan	Lykam	May	McCarthy
Mertz	Miller, H.	Miller, L.	Olson, D.
Olson, R.	Olson, S.	Palmer	Paulsen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen	Watts	Wendt	Wenthe
Whitaker	Whitead	Wienczek	Windschitl
Wise	Worthan	Zirkelbach	Mr. Speaker
			Murphy

The nays were, 16:

Abdul-Samad	Foege	Ford	Heddens
Hunter	Jacoby	Jochum	Lensing
Mascher	Oldson	Olson, T.	Petersen
Smith	Tomenga	Wessel-Kroeschell	Winckler

Absent or not voting, none.

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

FINAL ACTION:

The Senate **REFERRED** House File 2686 to the Committee on State Government on April 17, 2008.

House File 2687 by Committee on Ways and Means

REDEVELOPMENT OF UNDERUTILIZED PROPERTIES TAX CREDITS

Ranking Members: Representative Van Fossen and Representative Deyoe

This bill creates a two-tiered system of tax credits for the redevelopment of underused industrial and commercial properties, the use or development of which is sometimes complicated by real or perceived contamination or by a lack of an economic incentive to redevelop. These properties are commonly called "Brownfield" or "Grayfield" sites.

House File 2687 provides that an investor who redevelops a Grayfield site is eligible for a tax credit in an amount equal to 12 percent of that investor's qualifying investment. An investor in a Brownfield site is eligible for a tax credit for an amount equal to 24 percent.

Additionally, if the investor redevelops the property to meet the standards of "green" development certification programs, the bill provides for additional tax credits. Brownfield sites meeting the green development standards are eligible for an additional 6 percent tax credit and Grayfield sites are eligible for an additional 3 percent.

HOUSE ACTION:

Amendments:

H-8555 by Rants: This amendment amends House File 2233, the "Microsoft Bill" if enacted to allow the same sales and property tax exemptions for a data center, as is allowed for the web search portal business. The amendment provides that a data center is a facility, or portion of a facility, that is predominately used for the housing and operation of computer data processing hardware and associated equipment directly in support thereof. The data centers are a smaller scale of the Microsoft and Google server farms, the amendment provides that the minimum investment of the data center be \$1 million, rather than the \$200 million minimum investment that is required of Google and Microsoft.

Amendment H-8555 was **RULED NOT GERMANE**. Representative Rants **MOVED** to suspend the rules to consider H-8555. The motion **FAILED** on a record roll call vote of 49-50 with:

46 Republicans and 3 Democrats voting **AYE**
1 Republicans and 49 Democrats voting **NAY**
0 Republicans and 1 Democrat **ABSENT OR NOT VOTING**

On the question "Shall the rules be suspended to consider amendment H-8555?" (H.F. 2687)

The ayes were, 49:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Huseman
Jacobs	Kaufmann	Kelley	Lukan
May	Miller, L.	Olson, S.	Paulsen
Pettengill	Raecker	Rants	Rasmussen
Rayhons	Roberts	Sands	Schickel
Soderberg	Struyk	Tjepkes	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Whitead	Wiencek	Windschitl
Worthan			

The nays were, 50:

Abdul-Samad	Bailey	Bell	Bukta
Cohoon	Dandekar	Davitt	Foege
Ford	Frevert	Gaskill	Gayman
Heddens	Hunter	Huser	Jacoby
Jochum	Kressig	Kuhn	Lensing
Lykam	Mascher	McCarthy	Mertz
Miller, H.	Murphy, Spkr.	Oldson	Olson, D.
Olson, R.	Olson, T.	Palmer	Quirk
Reasoner	Reichert	Schueller	Shomshor
Smith	Staed	Swaim	Taylor, D.
Taylor, T.	Thomas	Tomenga	Wenthe
Wessel-Kroeschell	Whitaker	Winckler	Wise
Zirkelbach	Petersen, Presiding		

Absent or not voting, 1:

Berry

The motion to suspend the rules lost.

H-8542 by Wise: This amendment repeals the Brownfield and Grayfield tax credits June 30, 2016. **Amendment H-8542** was **ADOPTED** by a voice vote.

H-8497 by Wise: Technical correction to the portion of the bill that deals with building codes, in reference to “green buildings.” **Amendment H-8497** was **ADOPTED** by a voice vote.

HOUSE PASSAGE:

The House **PASSED** House File 2687, as amended, on April 17, 2008 by a vote of 98-2 with:
47 Republicans and 51 Democrats voting **AYE**
0 Republicans and 2 Democrats voting **NAY**
0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question “Shall the bill pass?” (H.F. 2687)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Hoffman
Horbach	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Smith
Soderberg	Staed	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen	Watts	Wendt	Wenthe
Wessel-Kroeschell	Whitaker	Whitead	Wiencek
Winckler	Windschitl	Wise	Worthan
Zirkelbach	Petersen, Presiding		

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The nays were, 2:
Hunter Mascher

Absent or not voting, none.

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

SENATE ACTION:

The Senate **AMENDED** House File 2687 by lowering the cap on the amount of tax credits for Fiscal Year 2010 from \$3 million to \$1 million and removing the repeal of the Brownfield and Grayfield tax credits.

SENATE PASSAGE:

The Senate **PASSED** House File 2687, as amended, on April 24, 2008 by a vote of 48-0.

FURTHER HOUSE ACTION:

The House **CONCURRED** in the Senate Amendment, H-8664.

SECOND HOUSE PASSAGE:

The House **PASSED** House File 2687, as amended by the Senate on April 25, 2008 by a vote of 97-2 with:

46 Republicans and 51 Democrats voting **AYE**
0 Republicans and 2 Democrats voting **NAY**
1 Republican and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (H.F. 2687)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Hoffman
Horbach	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Pettengill	Quirk
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Wienczek	Winckler
Windschitl	Wise	Worthan	Zirkelbach
Petersen			
Presiding			

The nays were, 2:
Hunter Mascher

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Absent or not voting, 1:
Roberts

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

FINAL ACTION:

The Governor **SIGNED** House File 2687 on **May XX, 2008.**

Senate File 572 by Committee on Ways and Means
SOY-BASED TRANSFORMER FLUID TAX BENEFIT EXTENSION
Ranking Member: Representative Wiencek

This bill extends the time period in which costs must be incurred in order to qualify to receive state tax benefits for the use of soy-based transformer fluid by electric utilities. This bill extends the deadline from January 1, 2008, to January 1, 2009.

Due to the extension, the repeal of the tax benefits is also extended for one year from December 31, 2008, to December 31, 2009.

The tax benefits that are extended are the individual or corporate income tax credit for the use of soy-based transformer fluid and the refund of sales and use taxes or utility replacement taxes paid.

SENATE PASSAGE:

The Senate **PASSED** Senate File 572 on April 17, 2007 by a 49-0 vote.

HOUSE ACTION:

Amendments:

H-8001 by Committee on Ways and Means: Makes technical corrections to the bill to reference 2007 Code Supplement, instead of the 2007 Code. Amendment H-8001 was **ADOPTED** on a voice vote.

H-1900 by Kelley: Changes the date to extend the deadline from January 1, 2009 to January 1, 2010. Amendment H-1900 was **WITHDRAWN**

HOUSE PASSAGE:

The House **PASSED** Senate File 572 on February 5, 2008 by a 97-1 vote with:

46 Republicans and 51 Democrats voting **AYE**

0 Republicans and 1 Democrat voting **NAY**

1 Republican and 1 Democrat **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (S.F. 572)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Hoffman
Horbach	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Oldson
Olson, R.	Olson, S.	Olson, T.	Palmer
Paulsen	Petersen	Quirk	Raecker
Rants	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.

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Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen
Watts	Wendt	Wenthe	Wessel-Kroeschell
Whitaker	Whitead	Wiencek	Winckler
Windschitl	Wise	Worthan	Zirkelbach
Mr. Speaker			
Murphy			

The nays were, 1:
Hunter

Absent or not voting and 2:
Olson, D. Pettengill

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

SECOND SENATE PASSAGE:

The Senate **PASSED** Senate File 572, as amended by the House on February 13, 2008.

FINAL ACTION:

The Governor **SIGNED** Senate File 572 on February 20, 2008.

Senate File 2123 by Committee on Ways and Means
INTERNAL REVENUE CODE UPDATE
Ranking Member: Representative Wienczek

This bill updates the provisions in the Iowa Code for the Iowa Research Activities Credit to include revisions in the federal research activities credit (which is the basis for the Iowa credit). The Iowa Code sections which define the Internal Revenue Code for Iowa income tax purposes are also updated so that all of the 2007 federal changes which affect the computation of Iowa net income for individuals, corporations and financial institutions are adopted.

The tax changes include the increased the maximum amount a small business taxpayer may expense under Section 179 of the Internal Revenue Code to \$125,000 for the 2007 tax year and an exclusion from income for payments received by volunteer firefighters and emergency medical responders, up to a maximum of \$360 per year, for tax years 2008-2010.

SENATE PASSAGE:

The Senate **PASSED** Senate File 2123 on February 12, 2008 by a vote of 47-0.

HOUSE ACTION:

Amendments:

H- 8039 by Rants: This amendment changes the date of the Internal Revenue Code References throughout the entire bill to reflect the Internal Revenue Code in effect on February 14, 2008, after the Recovery Rebates and Economic Stimulus for the American People Act of 2008, Pub. L. No. 110-185 became law.

Amendment H-8039 LOST on a record roll call vote of 47-53 with:

47 Republicans and 0 Democrats voting **AYE**

0 Republicans and 53 Democrats voting **NAY**

0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall amendment H-8039 be adopted?" (S.F. 2123)

The ayes were, 47:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Huseman
Jacobs	Kaufmann	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wienczek	Windschitl	Worthan	

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The nays were, 53:

Abdul-Samad	Bailey	Bell	Berry
Bukta	Cohoon	Dandekar	Davitt
Foege	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Huser
Jacoby	Jochum	Kelley	Kressig
Kuhn	Lensing	Lykam	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer

Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Winckler	Wise	Zirkelbach
Mr. Speaker			
Murphy			

Absent or not voting, none.

Amendment H-8039 lost.

H- 8043 by Rants. This amendment amends House File 2233, the “Microsoft Bill” if enacted to allow the same sales and property tax exemptions for a data center, as is allowed for the web search portal business. The amendment provides that a data center is a facility, or portion of a facility, that is predominately used for the housing and operation of computer data processing hardware and associated equipment directly in support thereof. The data centers are a smaller scale of the Microsoft and Google server farms, the amendment provides that the minimum investment of the data center be \$1 million, rather than the \$200 million minimum investment that is required of Google and Microsoft.

Amendment H-8043 was **RULED NOT GERMANE**. Representative Rants **MOVED** to suspend the rules to consider H-8043. The motion **FAILED** on a record roll call vote of 48-52 with:

46 Republicans and 2 Democrats voting **AYE**
 1 Republican and 51 Democrats voting **NAY**
 0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question “Shall the rules be suspended to consider amendment H-8043?” (S.F. 2123)

The ayes were, 48:

Alons	Anderson	Arnold	Baudler
Boal	Chambers	Clute	De Boef
Deyoe	Dolecheck	Drake	Forristall
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Huseman
Jacobs	Kaufmann	Lukan	May
Miller, L.	Olson, S.	Paulsen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Roberts	Sands	Schickel	Soderberg
Struyk	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Whitead	Wienczek	Windschitl	Worthan

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The nays were, 52:

Abdul-Samad	Bailey	Bell	Berry
Bukta	Cohoon	Dandekar	Davitt
Foege	Ford	Frevert	Gaskill
Gayman	Heddens	Hunter	Huser
Jacoby	Jochum	Kelley	Kressig
Kuhn	Lehsing	Lykam	Mascher
McCarthy	Mertz	Miller, H.	Oldson
Olson, D.	Olson, R.	Olson, T.	Palmer
Petersen	Quirk	Reasoner	Reichert
Schueller	Shomshor	Smith	Staed
Swaim	Taylor, D.	Taylor, T.	Thomas
Tomenga	Wenthe	Wessel-Kroeschell	Whitaker
Winckler	Wise	Zirkelbach	Mr. Speaker
			Murphy

Absent or not voting, none.

The motion to suspend the rules lost.

H- 8048 by Shomshor: This amendment increases the expensing allowance to \$250,000 for depreciable business assets (also known as Section 179 depreciation) as Recovery Rebates and Economic Stimulus for the American People Act of 2008, Pub. L. No. 110-185 allows, but does not allow for the bonus depreciation in P.L. No. 110-185, for Iowa income tax purposes.

Amendment H-8048 was **ADOPTED** on a voice vote.

HOUSE PASSAGE:

The House **PASSED** Senate File 2123 on February 28, 2008 by a vote of 100-0 with:

47 Republicans and 53 Democrats voting **AYE**

0 Republicans and 0 Democrats voting **NAY**

0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (S.F. 2123)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Hoffman
Horbach	Hunter	Huseman	Huser
Jacobs	Jacoby	Jochum	Kaufmann
Kelley	Kressig	Kuhn	Lensing
Lukan	Lykam	Mascher	May
McCarthy	Mertz	Miller, H.	Miller, L.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Smith	Soderberg	Staed
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wienczek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Mr. Speaker
			Murphy

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The nays were, none.

Absent or not voting, none.

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

FURTHER SENATE ACTION:

The Senate **CONCURRED** in the House amendment and **PASSED** Senate File 2123 for the second time on March 10, 2008 by a vote of 47-0.

FINAL ACTION:

The Governor **SIGNED** Senate File 2123 on March 11, 2008.

Senate File 2405 by Committee on Ways and Means
RENEWABLE ENERGY TAX CREDITS AND STATE BANK ACQUISITIONS
Ranking Member: Representative Sands

Senate File 2405 allows for the acquisition of equity interests in wind energy production facilities by state banks financing such facilities for customers,

The bill changes provisions applicable to qualification for the Wind Energy Production Tax Credit consistent with state bank ownership, adds that a person in possession of a wind energy tax credit certificate can qualify for a refund of sales or use taxes and of generation, transmission, or delivery taxes, and provides that projects can qualify for the tax credit whether the electricity is sold, as is currently the case, or utilized for on-site consumption. The time period during which projects placed in service may qualify for tax credits is extended from July 1, 2009, to July 1, 2012.

Senate File 2405 also changes the definition of a qualified wind energy production facility to state that the facility consists of one or more wind turbines connected to a common gathering line which have a combined nameplate capacity of no less than two megawatts.

The bill also changes the restriction on the transferability of credit certificates on a one-time basis to an unlimited number of transfers, and provides that a replacement tax credit certificate may reflect a different type of tax than noted on the original certificate.

SENATE PASSAGE:

The Senate **PASSED** Senate File 2405 on April 8, 2008 by a vote of 50-0.

HOUSE PASSAGE:

The House **PASSED** Senate File 2405 on April 17, 2008 by a vote of 99-1 with:

47 Republicans and 52 Democrats voting **AYE**

0 Republicans and 1 Democrat voting **NAY**

0 Republicans and 0 Democrats **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (S.F. 2405)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Forristall	Frevert	Gaskill
Gayman	Gipp	Granzow	Grassley
Greiner	Heaton	Heddens	Hoffman
Horbach	Huseman	Huser	Jacobs
Jacoby	Jochum	Kaufmann	Kelley
Kressig	Kuhn	Lensing	Lukan
Lykam	Mascher	May	McCarthy
Mertz	Miller, H.	Miller, L.	Murphy, Spkr.
Oldson	Olson, D.	Olson, R.	Olson, S.
Olson, T.	Palmer	Paulsen	Pettengill
Quirk	Raecker	Rants	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor

Smith	Soderberg	Staed	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wiencek	Winckler	Windschitl	Wise
Worthan	Zirkelbach	Petersen, Presiding	

The nays were, 1:
Hunter

Absent or not voting, none.

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

FINAL ACTION:

The Governor **SIGNED** Senate File 2405 on May 1, 2008.

Senate File 2415 by Committee on Ways and Means
PILOT PROJECT FOR EMERGENCY RESPONSE DISTRICTS
Ranking Member: Representative Sands

This bill allows a county with a population of at least 16,925 but not more than 16,950 (Crawford County) to participate in a pilot project to establish an emergency response district. The boundaries of the district may include any incorporated or unincorporated areas within a county.

The bill provides procedures for establishing such a district upon the motion of the county board of supervisors and requires a public hearing on a proposed district. Once a public hearing is held, the bill provides that the board of supervisors may establish the district by resolution.

SENATE PASSAGE:

The Senate **PASSED** Senate File 2415 on April 10, 2008 by a vote of 49-0.

HOUSE ACTION:

Amendments:

H-8567 by Huser: This amendment prohibits a member of the commission from appointing a designee to serve on the commission the member's capacity. Additionally, this amendment does not allow a proposed property tax rate to be approved by the commission unless at least 2/3 of the commission's members are present when the proposed property tax levy rate is approved.

Amendment H-8567 was **ADOPTED** by a voice vote.

HOUSE PASSAGE:

The House **PASSED** Senate File 2415, as amended by H-8567, on April 23, 2008 by a vote of 96-0 with:

44 Republicans and 52 Democrats voting **AYE**

0 Republicans and 0 Democrats voting **NAY**

3 Republicans and 1 Democrat **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (S.F. 2415)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker

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Whitead
Wise

Wienczek
Worthan

Winckler
Zirkelbach

Windschitl
Quirk,
Presiding

The nays were, none.

Absent or not voting, 4:

Forristall

Heddens

Roberts

Upmeyer

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

FURTHER SENATE ACTION:

The Senate **CONCURRED** with the House Amendment and **PASSED** Senate File 2415 for the second time on April 24, 2008 by a vote of 47-0.

FINAL ACTION:

The Governor **SIGNED** Senate File 2415 on **May XX, 2008**.

Senate File 2418 by Ways and Means Committee
SENATE FILE 2418 – INCOME TAX ASSISTANCE
Ranking Member: Representative Sands

This bill directs the Department of Human Services to provide to certain households materials and publications related to the federal and state earned income tax credits. These households are those in the HAWK-I program, family assistance program, Medicaid, the food stamp program, and other appropriate programs administered or overseen by DHS. The publications or materials provided would be those from the internal revenue service, the department of revenue, and tax preparers that provide services to low-income and other eligible persons.

SENATE PASSAGE:

The Senate **PASSED** Senate File 2418 on April 14, 2008 by a 47-0 vote.

HOUSE PASSAGE:

The House **PASSED** Senate File 2418 on April 23, 2008 by a 95-0 vote with:
 43 Republicans and 52 Democrats voting **AYE**
 0 Republicans and 0 Democrats voting **NAY**
 4 Republicans and 1 Democrat **ABSENT OR NOT VOTING**

On the question “Shall the bill pass?” (S.F. 2418)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tymeson
Van Engelenhoven	Van Fossen	Watts	Wendt
Wenthe	Wessel-Kroeschell	Whitaker	Whitead
Wiencek	Winckler	Windschitl	Wise
Worthan	Zirkelbach	Quirk,	
		Presiding	

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The nays were, none.

Absent or not voting, 5:

Forristall	Heddens	Roberts	Tomenga
Upmeyer			

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

FINAL ACTION:

The Governor **SIGNED** Senate File 2418 on May XX, 2008.

Senate File 2419 by Ways and Means Committee
SPECULATIVE SHELL PROPERTY TAX EXEMPTION
Ranking Member: Representative Sands

This bill allows that the property tax exemption for construction, reconstruction, or renovation of a building as a speculative shell building exemption may begin in the assessment year following the assessment year in which the reconstruction or renovation commences if it involves complete replacement or refitting of an existing building or structure instead of beginning in the assessment year that the speculative building is first assessed for taxation or the assessment year in which the reconstruction or renovation first adds value.

Additionally, the bill allows the exemption for a project would be for the building being renovated and the land on which the building is located.

SENATE PASSAGE:

The Senate **PASSED** Senate File 2419 on April 14, 2008 by a 47-0 vote.

HOUSE PASSAGE:

The House **PASSED** Senate File 2419 April 23, 2008 on a 96-0 vote with:

44 Republicans and 52 Democrats voting **AYE**

0 Republicans and 0 Democrats voting **NAY**

3 Republicans and 1 Democrat **ABSENT OR NOT VOTING**

On the question "Shall the bill pass?" (S.F. 2419)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Arnold
Bailey	Baudler	Bell	Berry
Boal	Bukta	Chambers	Clute
Cohoon	Dandekar	Davitt	De Boef
Deyoe	Dolecheck	Drake	Foege
Ford	Frevert	Gaskill	Gayman
Gipp	Granzow	Grassley	Greiner
Heaton	Hoffman	Horbach	Hunter
Huseman	Huser	Jacobs	Jacoby
Jochum	Kaufmann	Kelley	Kressig
Kuhn	Lensing	Lukan	Lykam
Mascher	May	McCarthy	Mertz
Miller, H.	Miller, L.	Murphy, Spkr.	Oldson
Olson, D.	Olson, R.	Olson, S.	Olson, T.
Palmer	Paulsen	Petersen	Pettengill
Raecker	Rants	Rasmussen	Rayhons
Reasoner	Reichert	Sands	Schickel
Schueller	Shomshor	Smith	Soderberg
Staed	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Van Engelenhoven	Van Fossen	Watts
Wendt	Wenthe	Wessel-Kroeschell	Whitaker
Whitead	Wiencsek	Winckler	Windschitl
Wise	Worthan	Zirkelbach	Quirk,
			Presiding

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The nays were, none.

Absent or not voting, 4:

Forristall Heddens Roberts Upmeyer

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

FINAL ACTION:

The Governor **SIGNED** Senate File 2419 on **May XX, 2008.**