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**Iowa Senate**                      **Iowa House**  
**Voting Record**                      **Voting Record**

## **CIVIL LIBERTIES VOTING RECORD IOWA GENERAL ASSEMBLY – 2005**

**GAY & LESBIAN RIGHTS:** [House Joint Resolution 1](#) by [DeBoef](#), [Mertz](#), [Alons](#), [Boal](#), [Carroll](#), and [Dix](#). A Joint Resolution proposing an amendment to the Constitution of the State of Iowa to define marriage. ACLU-IA **OPPOSED** HJR 1. It passed the House 54-44 on March 15; it was not considered in the Senate.

**DUE PROCESS:** [House File 608](#) by Committee on [Judiciary](#). This bill defines “constructive possession” to be virtually indistinguishable from actual possession. ACLU-IA **OPPOSED** this bill. It passed the House 82-17 on March 31. There was no Senate action.

**ENHANCED PENALTIES:** [House File 440](#) by Committee on [Public Safety](#). This bill allows the court to suspend a person’s driver’s license (if they possess one) for 30 days if the person drives away from a gas pump without paying for gas on the second or subsequent conviction. ACLU-IA **OPPOSED** this legislation. It passed the House 83-15 on March 15, passed the Senate 43-6 on April 11, and was signed into law by the governor on June 3.

**WAR ON DRUGS:** [Senate File 169](#) by Committee on [Judiciary](#). The supposed toughest pseudoephedrine bill in the country. ACLU-IA **OPPOSED** this legislation. The conference committee report on SF 169 passed the House 98-0 on March 16, passed the Senate 50-0 also on March 16. SF 169 was signed by Governor Vilsack on March 22.

**SEX OFFENDERS:** [House File 619](#) by Committee on [Human Resources](#). Enhances penalties for certain sex-related crimes, requires DNA testing, expands the statute of limitations in some instances, restricts residency of certain sex offenders, and provides

for other related issues. ACLU-IA **OPPOSED** this bill. It passed the House 97-0 on May 10, passed the Senate 50-0 on May 3, and was signed into law by the governor on June 14.

**EXCESSIVE FINES:** [House File 682](#) by Committee on [Judiciary](#). The bill creates a Criminalistics Laboratory Fund and increases the criminal penalty surcharge by 2%, while decreasing the funding for the Victim Compensation Fund. The ACLU-IA **OPPOSED** this legislation. HF 682 passed the House 95-4 on April 21, passed the Senate 48-1 on April 20, and Governor Vilsack signed the legislation on June 3.

**CHURCH/STATE SEPARATION:** [House File 853](#) by [Committee on Ways and Means](#). This bill provides that contributions made to certain school tuition organizations may be treated as credits under the individual income tax. ACLU-IA **OPPOSED** this bill. It passed the House 57-42 on April 19; there was no Senate action.

**PRIVACY:** [House File 685](#) by Committee on [Public Safety](#). Establishes the Child Identification and Protection Act, which prohibits the fingerprinting of children. ACLU-IA **SUPPORTED** this legislation. HF 685 passed the House 95-3 on March 15, passed the Senate 48-0 on April 18, and was signed by the governor on May 20.

**OPEN MEETINGS:** [House File 772](#) by Committee on [State Government](#). Removes a member of a governmental body if the person has engaged in a prior violation of the open meetings law. ACLU-IA **SUPPORTED** this bill. It passed the House 77-23 on April 5, passed the Senate 47-3 on April 14, and was signed into law by the governor on May 3.

**DUE PROCESS:** [Senate File 313](#) by Committee on [Transportation](#). This bill allows law enforcement to issue a citation to the owner of a vehicle when the driver is unknown and the driver of the vehicle has violated a school bus warning device or railroad crossing control signal. ACLU-IA **OPPOSED** this legislation. It passed the Senate 44-6 on March 16, passed the House 86-14 on April 25, and was signed into law by the governor on May 3.

**OPEN RECORDS:** [Senate File 403](#) by Committee on [Government Oversight](#). This legislation narrowly and specifically explains that costs associated with copying records are limited to only those expenses directly attributable to copying public records. ACLU-IA **SUPPORTED** this bill. SF 403 passed the Senate 48-0 on April 28, passed the House 100-0 on April 27, and was signed by the governor on May 4.

**WAR ON DRUGS:** [House File 254](#) by Committee on [Public Safety](#). HF 254 prohibits the manufacture of drugs within one thousand feet of a public or private elementary or secondary school, public park, public swimming pool, public recreation center, religious institution, or marked school bus. ACLU-IA **OPPOSED** this legislation. It passed the House 87-11 on March 21; there was no Senate action.

**EMPLOYEE RIGHTS:** [House File 703](#) by Committee on [Commerce, Regulation and Labor](#). This bill expands employee drug testing to include hair, sweat, toenails, and other excrements and parts of the human body as samples for testing. ACLU-IA **OPPOSED** this bill. It passed the House 56-44 on March 23; there was no Senate action.

**WAR ON DRUGS:** [House File 173](#) by Committee on [Public Safety](#). This is the annual “false compartment” bill. ACLU-IA **OPPOSED**, as usual. It passed the House 92-7 on February 23; it was ignored by the Senate.