

## **SENATE REPORTS RECEIVED AFTER ADJOURNMENT**

The following is a record of Senate reports received after the close of the 2023 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:

#### **DEPARTMENT OF COMMERCE (BANKING DIVISION)**

Bank Required Collateral, pursuant to Iowa Code section 12C.20. Report received on June 1, 2023.

#### **DEPARTMENT OF COMMERCE (INSURANCE DIVISION)**

Dram Shop Liability Insurance Evaluation Report, pursuant to Iowa Code section 505.33. Report received on May 11, 2023.

#### **ECONOMIC DEVELOPMENT AUTHORITY**

Enhance Iowa Fund Report, pursuant to Iowa Code section 15F.107. Report received on May 8, 2023.

Historic Preservation Tax Credit Program Progress Report, pursuant to Iowa Code section 404A.5. Report received on May 8, 2023.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 16, 2023.

#### **DEPARTMENT OF EDUCATION**

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9. Report received on May 30, 2023.

#### **IOWA FINANCE AUTHORITY**

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 16, 2023.

#### **DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT**

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 26, 2023.

## OFFICE OF DRUG CONTROL POLICY

2018 Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, pursuant to Iowa Code section 80E.1. Report received on May 25, 2023.

2019 Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, pursuant to Iowa Code section 80E.1. Report received on May 25, 2023.

2020 Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, pursuant to Iowa Code section 80E.1. Report received on May 25, 2023.

2021 Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, pursuant to Iowa Code section 80E.1. Report received on May 25, 2023.

2022 Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, pursuant to Iowa Code section 80E.1. Report received on May 25, 2023.

2018 Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 24, 2023.

2019 Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 24, 2023.

2020 Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 24, 2023.

2021 Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 24, 2023.

2022 Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 24, 2023.

2023 Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on May 24, 2023.

## BOARD OF REGENTS

Institute for Physical Research and Technology (ISU), pursuant to 2022 Iowa Acts, HF 2564, section 16. Report received on May 19, 2023.

## 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 on the 8th day of May, 2023:

Senate Files 84, 228, 315, 318, 388, and 494.

ALSO: 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 on the 11th day of May, 2023:

Senate Files 219, 391, 478, 496, 513, 517, 528, 542, 549, 559, 563, 575, 576, and 578.

ALSO: 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 on the 16th day of May, 2023:

Senate Files 557, 558, 560, 561, 562, 565, and 577.

W. CHARLES SMITHSON  
Secretary of the Senate

## SENATE BILLS APPROVED 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 2023 Regular Session:

### SENATE BILLS APPROVED

**Senate File 84**—Relating to the criminal offenses of sexual exploitation of a minor and stalking committed while utilizing a technological device, the enticement and sexual exploitation of minors and the dissemination of obscene material to minors and the utilization of undercover law enforcement officers or agents posing as minors, and providing penalties. Approved May 11, 2023.

**Senate File 219**—Relating to educational requirements for a permit to perform tattooing. Approved June 1, 2023.

**Senate File 228**—Relating to tort liability, including employer liability and damages in civil actions involving commercial motor vehicles. Approved May 12, 2023.

**Senate File 315**—Relating to raw milk, by providing for the production of raw milk at certain dairies, the manufacture of products using raw milk, and the labeling and distribution of raw milk and manufactured products, and making penalties applicable. Approved May 11, 2023.

**Senate File 318**—Relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council. Approved May 11, 2023.

**Senate File 391**—Relating to education, including modifying provisions related to comprehensive school improvement plans, teacher librarians and guidance counselors, required days or hours of instruction in elementary and secondary schools, agreements between school districts and community colleges to teach certain courses, and required courses in school districts and accredited nonpublic schools, and authorizing school districts to offer sequential units in one classroom. Approved May 26, 2023.

**Senate File 478**—Relating to the operation of state government, including the commencement of audits, information made available to the auditor of state, and disputes between governmental agencies. Approved June 1, 2023.

**Senate File 494**—Relating to public assistance program oversight. Approved June 1, 2023.

**Senate File 496**—Relating to children and students, including establishing a parent's or guardian's right to make decisions affecting the parent's or guardian's child, authorizing the parent or guardian of a student enrolled in a school district to enroll the student in another attendance center within the same school district in certain specified circumstances, prohibiting instruction related to gender identity and sexual orientation in school districts, charter schools, and innovation zone schools in kindergarten through grade six, and modifying provisions related to student health screenings, school district library programs, the educational program provided to students enrolled in school districts, accredited nonpublic schools, and charter schools, other duties of school districts, accredited nonpublic schools, the department of education, the board of educational examiners, and the governing boards of charter schools and innovation zone schools, competent private instruction, and special education, and including effective date provisions. Approved May 26, 2023.

**Senate File 513**—Relating to motor vehicle enforcement duties of the department of public safety and the department of transportation, providing transfers of moneys, and including effective date provisions. Approved May 16, 2023.

**Senate File 517**—Relating to the addition of biological parent information of an adult adopted person through reestablishment of an original certificate of birth, and providing fees. Approved June 1, 2023.

**Senate File 528**—Relating to persons eligible to hunt with a crossbow. Approved June 1, 2023.

**Senate File 542**—Relating to youth employment, providing for a minor driver's license interim study committee, and making penalties applicable. Approved May 26, 2023.

**Senate File 549**—Relating to captive insurance companies, and including applicability provisions. Approved June 1, 2023.

**Senate File 557**—Relating to and making appropriations for state government administration and regulation, including the department of administrative services, auditor of state, ethics and campaign disclosure board, offices of governor and lieutenant governor, department of inspections, appeals, and licensing, department of insurance and financial services, department of management, Iowa public employees' retirement system, public information board, department of revenue, secretary of state, treasurer of state, and Iowa utilities board, creating a licensing and regulation fund, and modifying provisions related to major procurement contracts for the Iowa lottery division of the department of revenue. Approved June 1, 2023.

**Senate File 558**—Relating to and making appropriations involving state government entities associated with agriculture, natural resources, and environmental protection. Approved June 1, 2023.

**Senate File 559**—Relating to and making appropriations for the economic development of the state, including to the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and modifying the housing renewal pilot program and provisions related to regional industry sector partnerships, the apprenticeship training program, and new jobs training agreements. Approved June 1, 2023.

**Senate File 560**—Relating to and making appropriations to the education system, including the funding and operation of the department for the blind, the department of education, and the state board of regents; requiring the state board of regents to conduct a study and prepare a report related to diversity, equity, and inclusion programs and efforts; providing for responsibilities of the workforce development board; establishing the Iowa workforce grant and incentive program; requiring the department of education to convene a task force to study issues related to programs for at-risk students and dropout prevention programs; modifying provisions related to the future ready Iowa skilled workforce grant program, the all Iowa opportunity scholarship program, the education savings account program, the gap tuition assistance program, the Iowa educational services for the blind and visually impaired program, career and technical education programs, the fine arts beginning teacher mentoring program, the equipment replacement and program-sharing property tax levy, and the posting of education-related job openings; and including effective date, applicability, and retroactive applicability provisions. Approved June 1, 2023.

**Senate File 561**—Relating to appropriations for veterans and health and human services and including other related provisions and appropriations including health policy oversight, public assistance program provisions and a public assistance modernization fund, sprinkler systems for home and community-based services waiver recipient residences, a state-funded family medicine obstetrics fellowship program and fund, adoption subsidy program nonrecurring adoption expenses, real estate transactions involving departmental institutions, providing penalties, and including effective date and other applicability date provisions. Approved June 1, 2023.

**Senate File 562**—Relating to and making appropriations to the justice system, including by providing for payments associated with indigent defense and representation, the funding of activities relating to consumer fraud and antitrust, a corrections capital reinvestment fund, an Iowa law enforcement academy study, a human trafficking study, and the funding of peace officer retirement, and including effective date and retroactive applicability provisions. Approved June 1, 2023.

**Senate File 565**—Relating to state and local finance and the administration of the tax and related laws by the department of revenue, and including effective date, applicability, and retroactive applicability provisions. Approved June 1, 2023.

**Senate File 575**—Relating to the economic development authority, including renewable chemical production, workforce housing, and innovation fund tax credits, the Iowa wine, beer, and spirits promotion board, and the beer and liquor control fund, and including applicability provisions. Approved June 1, 2023.

**Senate File 576**—Relating to 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. Approved June 1, 2023.

**Senate File 577**—Relating to and making appropriations from the rebuild Iowa infrastructure fund and technology reinvestment fund, establishing a destination Iowa fund, providing for related matters, and including effective date provisions. Approved June 1, 2023.

**Senate File 578**—Relating to state finances, including by making, modifying, limiting, or reducing appropriations, distributions, or transfers, authorizing expenditure of certain unappropriated moneys, making corrections, and including effective date, applicability, and retroactive applicability provisions. Approved June 1, 2023.

SENATE BILL VETOED

**Senate File 388**

June 1, 2023

The Honorable Paul Pate  
Secretary of State of Iowa  
State Capitol  
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit Senate File 388, an Act relating to conflicts between federal funding and the office of the chief information officer.

The Office of Chief Information Officer (OCIO) is responsible for coordinating and improving broadband services across Iowa. The State continues to make significant investment toward high-speed broadband availability, but the OCIO has also leveraged federal funds to expand access to unserved or underserved areas of rural Iowa. The OCIO currently has the flexibility to navigate this regulatory environment through its authority to set ambitious state standards, such as a high upload-download speed, and its ability to temporarily waive those standards if federal funding requires a lower standard.

Senate File 388 forfeits that flexibility and authority, instead requiring the OCIO to use the often-lower standards defined by the federal government. Senate File 388 also limits the CIO's role to those areas expressly delegated by the federal government.

I recognize that Senate File 388 passed both chambers unanimously with an understanding that the bill does not significantly change the status quo—for now. But looking forward, the State of Iowa should not be tethered to a federal standard when I am confident our state can chart its own course. For these reasons, I respectfully disapprove of Senate File 388 in its entirety and it is vetoed in whole.

Sincerely,

Kim Reynolds  
Governor of Iowa

SENATE BILL ITEM VETOED

**Senate File 563**

June 1, 2023

The Honorable Paul Pate  
Secretary of State of Iowa  
State Capitol  
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit Senate File 563, an Act relating to the judicial branch, including appropriations to the judicial branch, apportionment of district associate judges, video recordings, noncontract attorney appointment, and contracting authority.

When individuals charged with a crime are without the financial means to hire their own legal counsel, the government is required to provide them with an attorney. The State Public Defender (“SPD”) has primary responsibility to provide such representation. If a conflict arises or the SPD lacks the necessary resources, then a private attorney with a contract with the SPD is appointed.

When both the SPD or private contract attorneys cannot provide representation, judges can appoint a private attorney in the area, or as the Code provides, a “noncontract attorney.”

Section 8 of Senate File 563 would require a noncontract attorney’s consent before being appointed to represent an indigent individual. Proponents of this legislation argue that representing indigents will cause financial burdens not seen in other licensed professions. But the constitutional right to counsel cannot be so easily subverted. All attorneys owe a duty to the legal profession to accept such an appointment if needed. And of course, this change creates the possibility that if no attorneys consent, indigent individuals will be left without legal representation. *That* possibility would truly bring about the crisis forewarned by some.

Attorneys should be encouraged to contract with the SPD, and I am proud to approve an hourly rate increase for those attorneys in Senate File 562. I also applaud the efforts of our voluntary bar association to recruit attorneys to contract with the SPD. If successful, those efforts would eliminate the need for Section 8 of Senate File 563, as noncontract attorneys are only appointed as a last resort.

For these reasons, I respectfully disapprove Senate File 563 in part, only as specified above, in accordance with Article III, Section 16 of the low Constitution of the State of Iowa. The remainder of Senate File 563 not disapproved as stated herein is approved on this date.

Sincerely,

Kim Reynolds  
Governor of Iowa

## BILLS REFERRED TO COMMITTEE FROM CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 4, the following bills remaining on the Senate Calendar upon adjournment of the 2023 session will be removed from the calendar and referred back to the committee to which they were originally assigned:

SF 16      Transportation  
 SF 21      State Government (with attached HF 137)  
 SF 33      Veterans Affairs  
 SF 40      Judiciary  
 SF 61      Judiciary  
 SF 108     Judiciary  
 SF 112     Veterans Affairs  
 SF 119     State Government  
 SF 126     Health and Human Services  
 SF 128     Workforce  
 SF 136     State Government  
 SF 149     Judiciary  
 SF 164     Transportation  
 SF 174     Local Government  
 SF 182     Ways and Means  
 SF 186     Workforce (with attached HF 272)  
 SF 202     State Government (with attached HF 350)  
 SF 210     Health and Human Services  
 SF 214     Local Government  
 SF 248     Education  
 SF 249     Education  
 SF 253     Education  
 SF 256     Judiciary  
 SF 267     Judiciary  
 SF 270     Judiciary  
 SF 274     Judiciary  
 SF 285     Judiciary (with attached HF 699)  
 SF 287     Judiciary  
 SF 297     Judiciary  
 SF 313     State Government  
 SF 316     State Government (with attached HF 472)  
 SF 317     State Government  
 SF 338     Judiciary  
 SF 344     Local Government (with attached HF 280)  
 SF 356     Ways and Means  
 SF 357     Judiciary  
 SF 360     Transportation (with attached HF 204)  
 SF 361     Transportation  
 SF 389     Education  
 SF 397     Judiciary  
 SF 400     Technology  
 SF 410     Veterans Affairs  
 SF 444     Veterans Affairs  
 SF 446     Local Government  
 SF 448     Local Government



SF 449 Workforce  
SF 451 Local Government  
SF 454 Local Government  
SF 457 Local Government  
SF 461 Veterans Affairs  
SF 468 Judiciary  
SF 470 Judiciary  
SF 472 Judiciary  
SF 476 State Government (with attached HF 651)  
SF 479 State Government  
SF 481 Workforce  
SF 483 Education (with attached HF 608)  
SF 485 Education  
SF 487 State Government  
SF 491 Transportation  
SF 492 Transportation  
SF 493 Judiciary  
SF 499 Transportation  
SF 500 Transportation  
SF 501 Transportation  
SF 502 Transportation  
SF 503 Transportation  
SF 505 State Government (with attached HF 687)  
SF 512 Transportation  
SF 520 Natural Resources and Environment (with attached HF 572)  
SF 521 Judiciary  
SF 522 Judiciary  
SF 524 Judiciary  
SF 526 Commerce  
SF 529 Natural Resources and Environment  
SF 530 Natural Resources and Environment  
SF 531 Natural Resources and Environment  
SF 532 Commerce  
SF 537 Health and Human Services  
SF 539 Judiciary  
SF 540 Judiciary  
SF 543 Judiciary (with attached HF 654)  
SF 548 Ways and Means  
SF 550 Ways and Means  
SF 551 Ways and Means  
SF 552 Ways and Means  
SF 553 Ways and Means  
SF 555 Ways and Means  
SF 556 Ways and Means  
SF 564 Ways and Means  
SF 570 Ways and Means  
SF 571 Ways and Means  
SF 572 Ways and Means

SJR 7 State Government  
SJR 12 Natural Resources and Environment  
SJR 14 Ways and Means

W. CHARLES SMITHSON  
Secretary of the Senate