

PROOF

STATE OF IOWA

Senate Journal

MONDAY, FEBRUARY 26, 2024

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 26, 2024

The Senate met in regular session at 1:01 p.m., President Sinclair presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Marion County.

The Journal of Thursday, February 22, 2024, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 22, 2024, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2152](#), a bill for an act relating to the reporting requirements of the department of education's commission on educator leadership and compensation.

Read first time and attached to [Senate File 2364](#).

[House File 2186](#), a bill for an act relating to notice of agency sales of unused highway right-of-way.

Read first time and attached to [Senate File 2110](#).

[House File 2232](#), a bill for an act relating to the licensure of employers providing interpreting and transliterating services to employees.

Read first time and referred to committee on **State Government**.

[House File 2271](#), a bill for an act relating to disclosure of the electronic protected health information of a minor to a legal guardian.

Read first time and referred to committee on **Technology**.

[House File 2307](#), a bill for an act relating to required information in the electronic database used by the department of transportation and law enforcement to access registration, titling, and driver's license information.

Read first time and referred to committee on **Transportation**.

[House File 2388](#), a bill for an act relating to the regulation of styles and materials used for residential building exteriors.

Read first time and attached to [Senate File 2231](#).

[House File 2451](#), a bill for an act relating to road construction, modification, and repair project standards.

Read first time and referred to committee on **Transportation**.

[House File 2507](#), a bill for an act relating to the provision of emergency medical services by a physician and surgeon or osteopathic physician and surgeon and the definition of first responder.

Read first time and attached to [Senate File 2148](#).

[House File 2512](#), a bill for an act enacting the social work licensure compact.

Read first time and referred to committee on **State Government**.

[House File 2515](#), a bill for an act relating to the licensure of marital and family therapists, mental health counselors, and social workers, and including effective date provisions.

Read first time and referred to committee on **State Government**.

[House File 2539](#), a bill for an act relating to open meetings and open records, providing penalties, and making penalties applicable.

Read first time and referred to committee on **State Government**.

[House File 2613](#), a bill for an act relating to school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2024, modifying provisions relating to the property tax replacement payments, making appropriations, and including effective date provisions.

Read first time and attached to [Senate File 2258](#).

The Senate stood at ease at 1:07 p.m. until the fall of the gavel.

The Senate resumed session at 2:56 p.m., President Sinclair presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Cournoyer, De Witt, Evans, and Rozenboom, until they arrive, on request of Senator Whitver.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [House File 555](#).

House File 555

On motion of Senator Edler, [House File 555](#), a bill for an act relating to the practice of pharmacy, and providing for administrative penalties, placed on the Unfinished Business Calendar on April 6, 2023, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Edler offered amendment [S-3112](#), filed by the committee on Health and Human Services on March 30, 2023, to pages 1, 2, 4, 5, 10, and 12 of the bill.

Senator Edler offered amendment [S-5002](#), filed by him on February 5, 2024, to pages 1–12 of amendment [S-3112](#), and moved its adoption.

Amendment [S-5002](#) to amendment [S-3112](#) was adopted by a voice vote.

Senator Edler moved the adoption of amendment [S-3112](#), as amended.

Amendment [S-3112](#) was adopted by a voice vote.

Senator Edler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 555](#)), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirnbach
Reichman	Rowley	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, 4:

Cournoyer De Witt Evans Rozenboom

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

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 451 and 2071.

Senate File 451

On motion of Senator Westrich, [Senate File 451](#), a bill for an act relating to sessions of the local board of review and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Westrich moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 451](#)), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirnbach
Reichman	Rowley	Salmon	Schultz
ShIPLEY	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, 4:

Cournoyer De Witt Evans Rozenboom

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

Senate File 2071

On motion of Senator Schultz, [Senate File 2071](#), a bill for an act relating to bingo games, including the price to play and the value of merchandise prizes, with report of committee recommending passage, was taken up for consideration.

Senator Schultz moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2071](#)), the vote was:

Yeas, 45:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Dawson
Dickey	Donahue	Dotzler	Driscoll
Edler	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Reichman
Rowley	Salmon	Schultz	Shiple
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, 1:

Costello

Absent, 4:

Cournoyer De Witt Evans Rozenboom

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

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **Senate Files 451 and 2071** and **[House File 555](#)** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration Senate Files 2181, 2183, 2299, 2359, and 2384.

[Senate File 2181](#)

On motion of Senator Gruenhagen, **[Senate File 2181](#)**, a bill for an act relating to the acquisition of water, sanitary sewer, and storm water utilities by rate-regulated public utilities, was taken up for consideration.

Senator Gruenhagen asked and received unanimous consent that **[House File 2101](#)** be **substituted** for **[Senate File 2181](#)**.

[House File 2101](#)

On motion of Senator Gruenhagen, **[House File 2101](#)**, a bill for an act relating to the acquisition of water, sanitary sewer, and storm water utilities by rate-regulated public utilities, was taken up for consideration.

Senator Gruenhagen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (**[H.F. 2101](#)**), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink

Lofgren	McClintock	Petersen	Quirnbach
Reichman	Rowley	Salmon	Schultz
ShIPLEY	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, 4:

Cournoyer	De Witt	Evans	Rozenboom
-----------	---------	-------	-----------

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

WITHDRAWN

Senator Gruenhagen asked and received unanimous consent that [Senate File 2181](#) be **withdrawn** from further consideration of the Senate.

[Senate File 2183](#)

On motion of Senator Alons, [Senate File 2183](#), a bill for an act extending the repeal date of the Iowa cell siting Act, was taken up for consideration.

Senator Alons asked and received unanimous consent that [House File 2175](#) be **substituted** for [Senate File 2183](#).

[House File 2175](#)

On motion of Senator Alons, [House File 2175](#), a bill for an act extending the repeal date of the Iowa cell siting Act, was taken up for consideration.

Senator Alons moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2175](#)), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirmbach
Reichman	Rowley	Salmon	Schultz
Shipley	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, 4:

Courmoyer	De Witt	Evans	Rozenboom
-----------	---------	-------	-----------

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

WITHDRAWN

Senator Alons asked and received unanimous consent that [Senate File 2183](#) be **withdrawn** from further consideration of the Senate.

[Senate File 2299](#)

On motion of Senator Gruenhagen, [Senate File 2299](#), a bill for an act relating to prohibited conduct of a brewer with regard to wholesaler agreements, was taken up for consideration.

Senator Gruenhagen asked and received unanimous consent that [House File 2277](#) be **substituted** for [Senate File 2299](#).

[House File 2277](#)

On motion of Senator Gruenhagen, [House File 2277](#), a bill for an act relating to prohibited conduct of a brewer with regard to wholesaler agreements, was taken up for consideration.

Senator Gruenhagen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2277](#)), the vote was:

Yeas, 45:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Dawson
Dickey	Donahue	Dotzler	Driscoll
Edler	Garrett	Giddens	Green
Gruenhagen	Guth	Jochum	Klimesh
Knox	Koelker	Kraayenbrink	Lofgren
McClintock	Petersen	Quirnbach	Reichman
Rowley	Salmon	Schultz	Shipley
Sinclair	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Webster	Weiner
Westrich	Whitver	Winckler	Zaun
Zumbach			

Nays, 1:

Costello

Absent, 4:

Cournoyer	De Witt	Evans	Rozenboom
-----------	---------	-------	-----------

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

WITHDRAWN

Senator Gruenhagen asked and received unanimous consent that [Senate File 2299](#) be **withdrawn** from further consideration of the Senate.

[Senate File 2359](#)

On motion of Senator Rowley, [Senate File 2359](#), a bill for an act relating to the notice requirement for the renewal or nonrenewal of personal lines policies, and including effective date provisions, was taken up for consideration.

Senator Rowley asked and received unanimous consent that [House File 2265](#) be **substituted** for [Senate File 2359](#).

[House File 2265](#)

On motion of Senator Rowley, [House File 2265](#), a bill for an act relating to the notice requirement for the renewal or nonrenewal of personal lines policies, and including effective date provisions, was taken up for consideration.

Senator Rowley moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2265](#)), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirmbach
Reichman	Rowley	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, 4:

Cournoyer	De Witt	Evans	Rozenboom
-----------	---------	-------	-----------

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

WITHDRAWN

Senator Rowley asked and received unanimous consent that [Senate File 2359](#) be **withdrawn** from further consideration of the Senate.

Senate File 2384

On motion of Senator Dawson, [Senate File 2384](#), a bill for an act relating to contracts and payments for dental care service plans, was taken up for consideration.

Senator Dawson offered amendment [S-5021](#), filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment [S-5021](#) was adopted by a voice vote.

Senator Dawson asked and received unanimous consent that [House File 2400](#) be **substituted** for [Senate File 2384](#).

House File 2400

On motion of Senator Dawson, [House File 2400](#), a bill for an act relating to contracts and payments for dental care service plans, was taken up for consideration.

Senator Dawson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 2400](#)), the vote was:

Yeas, 46:

Alons	Bennett	Bisignano	Boulton
Bousselot	Brown	Celsi	Costello
Dawson	Dickey	Donahue	Dotzler
Driscoll	Edler	Garrett	Giddens
Green	Gruenhagen	Guth	Jochum
Klimesh	Knox	Koelker	Kraayenbrink
Lofgren	McClintock	Petersen	Quirmbach
Reichman	Rowley	Salmon	Schultz
Shiple	Sinclair	Sweeney	Taylor, J.
Taylor, T.	Trone Garriott	Wahls	Webster
Weiner	Westrich	Whitver	Winckler
Zaun	Zumbach		

Nays, none.

Absent, 4:

Cournoyer De Witt Evans Rozenboom

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

WITHDRAWN

Senator Dawson asked and received unanimous consent that [Senate File 2384](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2101, 2175, 2265, 2277, and 2400** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Busselot, the Senate adjourned at 3:35 p.m. until 9:00 a.m., Tuesday, February 27, 2024.

APPENDIX

COMMUNICATION RECEIVED

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

ECONOMIC DEVELOPMENT AUTHORITY

Renewable Chemical Production Tax Credits Report, pursuant to Iowa Code sections 15.320 and 116. Report received on February 23, 2024.

INTRODUCTION OF BILL

[Senate File 2398](#), by committee on Ways and Means, a bill for an act relating to state taxation by modifying alternate and individual income tax rates, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

[House File 2167](#)

APPROPRIATIONS: Rowley, Chair; Giddens and Guth

[House File 2305](#)

HEALTH AND HUMAN SERVICES: Evans, Chair; Rowley and Trone Garriott

[House File 2397](#)

HEALTH AND HUMAN SERVICES: Edler, Chair; Costello and Wahls

[House File 2402](#)

HEALTH AND HUMAN SERVICES: Costello, Chair; Evans and Trone Garriott

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *[SENATE FILE 2398 \(SSB 3038\)](#), a bill for an act relating to state taxation by modifying alternate and individual income tax rates, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 10: Dawson, Koelker, Bousset, Brown, Cournoyer, Dickey, Driscoll, Klimesh, Rowley, and Schultz. Nays, 6: Jochum, Dotzler, Petersen, Quirnbach, T. Taylor, and Winckler. Excused, 2: Sweeney and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2398](#), and they were attached to the committee report.

COMMITTEE CHANGE

Senator Whitver announced that, effective immediately, Senator Zaun is appointed to replace Senator Sinclair on the Education committee.

AMENDMENTS FILED

<u>S-5021</u>	<u>S.F. 2384</u>	Dan Dawson
<u>S-5022</u>	<u>S.F. 2063</u>	Waylon Brown