

PROOF

STATE OF IOWA

House Journal

TUESDAY, FEBRUARY 28, 2017

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 28, 2017

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Terry Pollard, New Sharon United Methodist Church, New Sharon. He was the guest of Worthan of Buena Vista and Vander Linden of Mahaska.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Madison Kearns, Page from Montrose.

The Journal of Monday, February 27, 2017, was approved.

On motion by Nunn of Polk, the House was recessed at 8:43 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:24 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

[House File 446](#), by Koester, a bill for an act relating to public school funding by authorizing the establishment of school district flexibility funds, providing for the transfer of certain unexpended and unobligated funds, and including effective date provisions.

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

[House File 447](#), by Carlin, a bill for an act relating to the implementation and financing of energy management improvements by school corporations.

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

[House File 448](#), by Carlin, a bill for an act relating to the involuntary commitment of a person with an intellectual disability who presents a danger to self or others, and making penalties applicable.

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

[House File 449](#), by Abdul-Samad, a bill for an act relating to child support obligations for incarcerated parents.

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

[House File 450](#), by Kacena, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

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

[House File 451](#), by Jones, a bill for an act relating to the rental of dwelling units and manufactured or mobile home spaces by preempting certain regulations by cities and counties and the rights of landlords to terminate rental agreements.

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

[House File 452](#), by Bacon, Klein, and Maxwell, a bill for an act relating to annual reports filed by a cemetery owned or under the control of a township.

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

[House File 453](#), by Kaufmann, a bill for an act providing for midwife licensure and providing for a fee and a penalty.

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

[House File 454](#), by McConkey, Brown-Powers, Staed, Jacoby, Oldson, Isenhardt, Heddens, Kurth, and Kearns, a bill for an act relating to the regulation of persons, including commercial

establishments, keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

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

[House File 455](#), by Bennett, a bill for an act relating to the definition of stalking and making penalties applicable.

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

[House File 456](#), by Steckman, Bennett, Mascher, and Winckler, a bill for an act authorizing counties to adopt county legislation relating to the siting of confinement feeding operations.

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

[House File 457](#), by Isenhardt, a bill for an act prohibiting the manufacture and sale of certain products containing specified chemical flame retardants in the state, providing civil penalties, and including effective date provisions.

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

[House File 458](#), by Jacoby, a bill for an act requiring the offering and completion of a personal finance literacy curriculum for high school students.

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

[House File 459](#), by Isenhardt, a bill for an act relating to the membership of the watershed planning advisory council by adding a member of a watershed management authority.

Read first time and referred to committee on **Environmental Protection**.

[House File 460](#), by Jacoby, a bill for an act concerning retailers who do not collect and remit Iowa sales and use tax by creating certain reporting requirements and modifying the powers and duties of the director of revenue.

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

[House File 461](#), by committee on Public Safety, a bill for an act providing for an individual income tax credit for the purchase of a gun safe under certain conditions and including effective date and retroactive and other applicability provisions.

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

[House File 462](#), by committee on State Government, a bill for an act providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission.

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

[House File 463](#), by committee on Transportation, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions.

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

[House File 464](#), by committee on Transportation, a bill for an act relating to the crossing of highways by all-terrain vehicles and off-road utility vehicles, and making a penalty applicable.

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

[House File 465](#), by committee on Transportation, a bill for an act relating to motor trucks traveling in a connected platoon.

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

[House File 466](#), by committee on State Government, a bill for an act relating to continuation of or reenrollment in certain health care coverage by children of enrollees, and including effective date and applicability provisions.

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

[House File 467](#), by committee on Public Safety, a bill for an act including law enforcement communications systems within the scope

of state communications included in the Iowa communications network.

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

[House File 468](#), by committee on Agriculture, a bill for an act providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions.

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

[House File 469](#), by committee on Agriculture, a bill for an act relating to the election of commissioners of soil and water conservation districts.

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

[House File 470](#), by committee on Human Resources, a bill for an act relating to subsidized guardianships.

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

[House File 471](#), by committee on State Government, a bill for an act relating to election precinct boundaries and consolidations.

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

[House File 472](#), by committee on Education, a bill for an act relating to eligibility requirements for grant and loan forgiveness programs administered by the college student aid commission that provide assistance to elementary and secondary school teachers in this state.

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

[House File 473](#), by committee on Education, a bill for an act relating to high school equivalency programs and assessments and including effective date provisions.

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

[House File 474](#), by committee on Education, a bill for an act relating to the disposition or modification of uncollectible student debt owed to the college student aid commission.

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

[House File 475](#), by committee on Natural Resources, a bill for an act relating to the use of a straight wall cartridge rifle to hunt deer and including penalties.

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

[House File 476](#), by committee on Judiciary, a bill for an act relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions.

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

[House File 477](#), by committee on Ways and Means, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging exceeding a certain number of consecutive days.

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

[House File 478](#), by committee on Ways and Means, a bill for an act relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions.

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

[House File 479](#), by Isenhardt, a bill for an act relating to enforcement of federal immigration laws by the state, counties, and cities, creating an immigration enforcement reimbursement fund, and making an appropriation.

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

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 28th day of February, 2017: [House File 231](#).

CARMINE BOAL
Chief Clerk of the House

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**[H.S.B. 172](#) Human Resources**

Relating to oversight of public assistance programs, and including effective date provisions.

[H.S.B. 173](#) Human Resources

Relating to telepharmacy requirements, and including effective date provisions.

[H.S.B. 174](#) State Government

Relating to certain state regulations, including certificate of need requirements, the practice of certain professions, the oversight of state preserves, and elimination of the Iowa capital investment board, and including effective date and transition provisions.

[H.S.B. 175](#) Natural Resources

Increasing certain fees and reallocating certain revenues related to hunting, fishing, and fur harvesting, and including effective date provisions.

[H.S.B. 176](#) Natural Resources

Relating to snowmobile user permits and registration fees.

H.S.B. 177 Human Resources

Relating to background investigations conducted by the department of human services.

H.S.B. 178 Education

Relating to school district funding and authorized expenditures and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 11**

Judiciary: Nunn, Chair; Hinson and Wolfe.

House File 298

Human Resources: Lundgren, Chair; Koester and Wessel-Kroeschell.

House File 386

Human Resources: Moore, Chair; Bergan and Heddens.

House File 403

State Government: Koester, Chair; Lensing and Moore.

House File 407

Judiciary: Carlin, Chair; Oldson and Paustian.

House File 422

Human Resources: R. Taylor, Chair; Holt and Mascher.

House File 426

Human Resources: Dolecheck, Chair; Heaton and Heddens.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 169**

Commerce: Carlson, Chair; Cownie and Ourth.

[House Study Bill 172](#)

Human Resources: Holt, Chair; Bacon and Hunter.

[House Study Bill 173](#)

Human Resources: Best, Chair; Bergan and Forbes.

[House Study Bill 174](#)

State Government: Kaufmann, Chair; Mascher and Pettengill.

[House Study Bill 175](#)

Natural Resources: Wills, Chair; Fisher and Jacoby.

[House Study Bill 176](#)

Natural Resources: Maxwell, Chair; Miller and Mommsen.

[House Study Bill 177](#)

Human Resources: Heaton, Chair; Anderson and Salmon.

[House Study Bill 178](#)

Education: Rogers, Chair; Dolecheck, Hager, Nielsen and Steckman.

COMMITTEE RECOMMENDATIONS

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly [House File 316](#)), providing for the creation of regional water authorities and regional water authority boards to assume the powers, duties, assets, and liabilities of certain water utilities, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 120](#)), providing for the department of agriculture and land stewardship's administration of certain functions, relating to forest and fruit tree reservation requirements, the name of the state soil conservation

committee, financing of soil conservation and water quality practices, the health of agricultural animals, issuance of two-year licenses and the collection of related fees imposed upon persons engaged in the marketing of agricultural animals and mining operations, license fees imposed upon pesticide dealers, tickets for delivering commodities in bulk, labeling of motor fuel pumps dispensing certain ethanol blended gasoline, the use of scales, providing for penalties, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 140](#)), extending the beginning farmer tax credit program and appropriations used to support the program, including the agricultural assets transfer tax credit and the custom farming contract tax credit.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly [House Study Bill 36](#)), relating to programs and projects administered by the economic development authority.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

COMMITTEE ON EDUCATION

Committee Bill (Formerly [House File 26](#)), relating to the exercise, by school districts, of any broad and implied powers not inconsistent with the laws of the general assembly, and to the construction of statutes related to school district boards and school districts.

Fiscal Note: **Yes**

Recommendation: **Amend and Do Pass** February 27, 2017.

Committee Bill (Formerly [House File 255](#)), modifying the membership of the college student aid commission.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2017.

Committee Bill (Formerly [House File 353](#)), requiring school districts to establish security plans for school buildings and providing for a school security task force and report.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2017.

Committee Bill (Formerly [House Study Bill 94](#)), relating to the registration of postsecondary schools by the college student aid commission and student eligibility for state student financial aid programs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2017.

Committee Bill (Formerly [House Study Bill 107](#)), relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2017.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly [House File 276](#)), relating to child in need of assistance and child abuse cases involving certain drugs and other substances.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2017.

Committee Bill (Formerly [House File 319](#)), authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 80](#)), relating to the public disclosure of information regarding founded child abuse involving a child fatality or near fatality.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 146](#)), including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 147](#)), relating to background investigations of individuals employed through temporary staffing agencies with certain health care providers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 156](#)), relating to access to and funding of certain mental health, substance abuse, and disability services.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2017.

COMMITTEE ON JUDICIARY

[House File 161](#), a bill for an act relating to child sexual abuse and sexual assault awareness and prevention.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2017.

[House File 263](#), a bill for an act relating to the criminal offenses of domestic abuse, harassment, stalking, and unauthorized placement of a global positioning device, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2017.

Committee Bill (Formerly [House Study Bill 105](#)), relating to medical malpractice claims, including noneconomic damage awards, contingency fees, expert witnesses, and defenses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2017.

Committee Bill (Formerly [House Study Bill 127](#)), relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 128](#)), relating to nonsubstantive Code corrections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2017.

Committee Bill (Formerly [House Study Bill 129](#)), relating to the procedure for obtaining an administrative release from the Iowa civil rights commission.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 150](#)), relating to financial crime enforcement by assessing a drug paraphernalia surcharge, creating a money transfer service fee and related fund and income tax credit, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

COMMITTEE ON LABOR

Committee Bill (Formerly [House Study Bill 143](#)), relating to disqualification from eligibility for unemployment benefits and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 145](#)), providing for conformity with federal law relating to civil penalties for violations of the state occupational safety and health law and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly [House File 391](#)), relating to the administration of the state forest nurseries.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

Committee Bill (Formerly [House Study Bill 166](#)), authorizing the department of natural resources to establish certain fees at state parks and recreation areas.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2017.

On motion by Hagenow of Polk, the House adjourned at 4:32 p.m., until 8:30 a.m., Wednesday, March 1, 2017.