PROOF

STATE OF IOWA

House Journal

TUESDAY, MARCH 27, 2018

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JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 27, 2018

The House met pursuant to adjournment at 8:36 a.m., Windschitl of Harrison in the chair.

Prayer was offered by Rabbi Yossi Jacobson, Director of Lubavitch of Iowa Jewish Resource Center, Des Moines. He was the guest of Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Brown, Page from Lenox.

The Journal of Monday, March 26, 2018, was approved.

SPECIAL PRESENTATION

Wheeler of Sioux introduced to the House, the Orange City Tulip Festival Queen and her court.

The House rose and expressed its welcome.

ADOPTION OF HOUSE RESOLUTION 109

Hagenow of Polk called up for consideration **House Resolution 109,** a resolution to recognize and honor Officers Susan Farrell and Carlos Puente-Morales posthumously for their service to this state.

Nunn of Polk moved the adoption of House Resolution 109.

The motion prevailed and the resolution was adopted.

On motion by Hagenow of Polk, the House was recessed at 8:47 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:36 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2018, amended and passed the following bill in which the concurrence of the House is asked:

House File 2233, a bill for an act relating to mechanics' liens and public construction liens.

Also: That the Senate has on March 27, 2018, amended and passed the following bill in which the concurrence of the House is asked:

House File 2253, a bill for an act regarding competitive bidding requirements for construction by a private party of property to be lease-purchased by certain government entities and including effective date and applicability provisions.

Also: That the Senate has on March 27, 2018, passed the following bill in which the concurrence of the Senate was asked:

House File 2254, a bill for an act relating to 911 emergency telephone and internet communication systems, making appropriations, and including effective date provisions.

Also: That the Senate has on March 27, 2018, amended and passed the following bill in which the concurrence of the House is asked:

House File 2297, a bill for an act relating to boiler and unfired steam pressure vessel inspections.

Also: That the Senate has on March 27, 2018, passed the following bill in which the concurrence of the Senate was asked:

House File 2382, a bill for an act relating to the composition of the engineering and land surveying examining board.

Also: That the Senate has on March 27, 2018, passed the following bill in which the concurrence of the Senate was asked:

House File 2402, a bill for an act relating to an agent's termination or suspension of authority for a power of attorney.

Also: That the Senate has on March 27, 2018, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2347, a bill for an act providing for the personal importation of alcoholic liquor, wine, and beer, concerning criminal penalties for bootlegging, and including effective date and applicability provisions.

Also: That the Senate has on March 27, 2018, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2349, a bill for an act relating to association health plans, a type of multiple employer welfare arrangement, established by bona fide associations of employers.

Also: That the Senate has on March 27, 2018, passed the following bill in which the concurrence of the House is asked:

Senate File 2388, a bill for an act relating to the assessment and taxation of telephone and telegraph company property for certain assessment years and including effective date and applicability provisions.

Also: That the Senate has on March 27, 2018, passed the following bill in which the concurrence of the House is asked:

Senate File 2389, a bill for an act authorizing the department of natural resources to establish certain fees at state parks and recreation areas.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERATION

Senate File 2388, by committee on Ways and Means, a bill for an act relating to the assessment and taxation of telephone and telegraph company property for certain assessment years and including effective date and applicability provisions.

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

Senate File 2389, by committee on Ways and Means, a bill for an act authorizing the department of natural resources to establish certain fees at state parks and recreation areas.

Read first time and **passed on file.**

CONSIDERATION OF BILLS
Unfinished Business Calendar

House File 2394, a bill for an act relating to criminal acts committed on or against critical infrastructure property and providing penalties, was taken up for consideration.

Worthan of Buena Vista asked and received unanimous consent to withdraw amendment H–8054 filed by him on February 20, 2018.

Worthan of Buena Vista offered amendment H–8089 filed by him and moved its adoption.

Amendment H–8089 was adopted, placing out of order amendments H–8254, H–8255 and H–8256 filed by Olson of Polk on March 12, 2018.

SENATE FILE 2235 SUBSTITUTED FOR HOUSE FILE 2394

Worthan of Buena Vista asked and received unanimous consent to substitute Senate File 2235 for House File 2394.

Senate File 2235, a bill for an act relating to criminal acts committed on or against critical infrastructure property and providing penalties, was taken up for consideration.

Worthan of Buena Vista offered amendment H–8320 filed by him.

Olson of Polk offered amendment H–8326, to amendment H–8320, filed by him from the floor and moved its adoption.

Amendment H–8326, to amendment H–8320, lost.

Olson of Polk offered amendment H–8327, to amendment H–8320, filed by him from the floor and moved its adoption.

Amendment H–8327, to amendment H–8320, lost.

Olson of Polk offered amendment H–8328, to amendment H–8320, filed by him from the floor and moved its adoption.

Roll call was requested by Olson of Polk and Meyer of Polk.

On the question "Shall amendment H–8328, to amendment H–8320, be adopted?" (S.F. 2235)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Bennett
Bloomingdale	Breckenridge	Brown-Powers	Cohoon
Finkenauer	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	Kacena	Kearns	Kressig
Kurth	Lensing	Mascher	McConkey
McKean	Meyer	Miller, H.	Miller, P.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler	Wolfe	

The nays were, 56:

Bacon	Baltimore	Baxter	Bergan
Best	Bossman	Carlson	Cownie
Deyoe	Dolecheck	Fisher	Fry
Gassman	Grassley	Gustafson	Hagenow
Hager	Hanusa	Heartsill	Heaton
Hein	Highfill	Hinson	Holt
Holz	Huseman	Jacobsen	Jones
Kaufmann	Kerr	Klein	Koester
Landon	Lundgren	Maxwell	Mohr
Mommsen	Moore	Nunn	Paustian
Pettengill	Rizer	Rogers	Salmon
Sexton	Sheets	Sieck	Taylor, R.
Upmeyer, Spkr.	Vander Linden	Watts	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 1:

Baudler

Amendment H–8328, to amendment H–8320, lost.

Worthan of Buena Vista moved the adoption of amendment H–8320.

Amendment H–8320 was adopted, placing out of order amendments H–8108 filed by Worthan of Buena Vista on February 26, 2018, H–8189, H–8190 and H–8191 filed by Olson of Polk on March 6, 2018.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2235)

The ayes were, 69:

Bacon	Baltimore	Baudler	Baxter
Bearinger	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Carlson	Cownie
Deyoe	Dolecheck	Fisher	Forbes
Fry	Gaskill	Gassman	Grassley
Gustafson	Hagenow	Hager	Hall
Hanusa	Heartsill	Heaton	Hein
Highfill	Hinson	Holt	Holz
Huseman	Jacobsen	Jones	Kacena
Kaufmann	Kerr	Klein	Koester
Kressig	Landon	Lundgren	Maxwell
McConkey	McKean	Miller, P.	Mohr
Mommsen	Moore	Nunn	Ourth
Paustian	Pettengill	Rizer	Rogers
Salmon	Sexton	Sheets	Sieck
Smith, M.	Taylor, R.	Upmeyer, Spkr.	Vander Linden
Watts	Wheeler	Wills	Worthan
Windschitl, Presiding			

The nays were, 31:

Abdul-Samad	Anderson	Bennett	Brown-Powers
Cohoon	Finkenauer	Gaines	Heddens
Hunter	Isenhart	Jacoby	Kearns
Kurth	Lensing	Mascher	Meyer
Miller, H.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith, R.	Staed
Steckman	Taylor, T.	Thede	Wessel-Kroeschell
Winckler	Wolfe	Zumbach	

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 File 2155, a bill for an act concerning public investment maturity limitations relating to the operating funds of political subdivisions, with report of committee recommending amendment and passage, was taken up for consideration.

Bergan of Winneshiek offered amendment H–8195 filed by the committee on State Government and moved its adoption.

The committee amendment H–8195 was adopted.

Bergan of Winneshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2155)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Bergan	Best	Bloomingdale	Bossman
Breckenridge	Brown-Powers	Carlson	Cohoon
Cownie	Deyoe	Dolecheck	Finkenauer
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hager	Hall	Hanusa
Heartsill	Heaton	Heddens	Hein
Highfill	Hinson	Holt	Holz
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	Jones	Kacena	Kaufmann
Kearns	Kerr	Klein	Koester
Kressig	Kurth	Landon	Lensing
Lundgren	Mascher	Maxwell	McConkey
McKean	Meyer	Miller, H.	Miller, P.
Mohr	Mommsen	Moore	Nielsen
Nunn	Oldson	Olson	Ourth
Paustian	Pettengill	Prichard	Rizer
Rogers	Running-Marquardt	Salmon	Sexton
Sheets	Sieck	Smith, M.	Smith, R.
Staed	Steckman	Taylor, R.	Taylor, T.
Thede	Upmeyer, Spkr.	Vander Linden	Watts
Wessel-Kroeschell	Wheeler	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

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 File 2318, a bill for an act relating to the issuance of high school credit for satisfactory completion of high school-level units of instruction, with report of committee recommending passage, was taken up for consideration.

Gassman of Winnebago offered amendment H–8311 filed by him.

Gassman of Winnebago offered amendment H–8322, to amendment H–8311, filed by him from the floor and moved its adoption.

Amendment H–8322, to amendment H–8311, was adopted.

Gassman of Winnebago moved the adoption of amendment H–8311, as amended.

Amendment H–8311, as amended, was adopted.

Gassman of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2318)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baudler
Baxter	Bearinger	Bennett	Bergan
Best	Bloomingdale	Bossman	Breckenridge
Brown-Powers	Carlson	Cohoon	Cownie
Deyoe	Dolecheck	Finkenauer	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hager	Hall	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hinson	Holt	Holz	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
Jones	Kacena	Kaufmann	Kearns
Kerr	Klein	Koester	Kressig
Kurth	Landon	Lensing	Lundgren
Mascher	Maxwell	McConkey	McKean
Meyer	Miller, H.	Miller, P.	Mohr
Mommsen	Moore	Nielsen	Nunn
Oldson	Olson	Ourth	Paustian
Pettengill	Prichard	Rizer	Rogers
Running-Marquardt	Salmon	Sexton	Sheets
Sieck	Smith, M.	Smith, R.	Staed

Steckman	Taylor, R.	Taylor, T.	Thede
Upmeyer, Spkr.	Vander Linden	Watts	Wessel-Kroeschell
Wheeler	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Baltimore

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

Senate File 2229, a bill for an act relating to obtaining a mechanic's lien when a person takes collateral security on a contract for furnishing material or performing labor, with report of committee recommending passage, was taken up for consideration.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2229)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baudler
Baxter	Bearinger	Bennett	Bergan
Best	Bloomingdale	Bossman	Breckenridge
Brown-Powers	Carlson	Cohoon	Cownie
Deyoe	Dolecheck	Finkenauer	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hager	Hall	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Hinson	Holt	Holz	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
Jones	Kacena	Kaufmann	Kearns
Kerr	Klein	Koester	Kressig
Kurth	Landon	Lensing	Lundgren
Mascher	Maxwell	McConkey	McKean
Meyer	Miller, H.	Miller, P.	Mohr
Mommsen	Moore	Nielsen	Nunn
Oldson	Olson	Ourth	Paustian
Pettengill	Prichard	Rizer	Rogers
Running-Marquardt	Salmon	Sexton	Sheets

Sieck	Smith, M.	Smith, R.	Staed
Steckman	Taylor, R.	Taylor, T.	Thede
Upmeyer, Spkr.	Vander Linden	Watts	Wessel-Kroeschell
Wheeler	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Baltimore

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

IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2155, 2229, 2235** and **2318.**

HOUSE FILE WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 2394 from further consideration by the House.

BILLS 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 bills have 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 approval on this 27th day of March, 2018: House File 2125, 2232, 2235, 2285, 2305, 2309, 2318, 2343, 2348, 2354, 2356, 2365, 2370, 2383, 2422, 2449, 2451 and 2456.

CARMINE BOAL
Chief Clerk of the House

BILL ENROLLED, SIGNED AND SENT TO SECRETARY OF STATE

The Chief Clerk of the House submitted the following report:

Madam Speaker: The Chief Clerk of the House respectfully reports that the following joint resolution has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Secretary of State for approval on this 27th day of March, 2018: House Joint Resolution 2009.

CARMINE BOAL
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENT

House File 2313

Ways and Means: Mohr, Chair; Bergan and Jacoby.

COMMITTEE RECOMMENDATION

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

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 673), amending the sales tax imposed on certain machinery, equipment, attachments, and replacement parts used in construction.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 27, 2018.

AMENDMENTS FILED

H–8322	S.F. 2318	Gassman of Winnebago
H–8323	H.F. 2297	Senate amendment
H–8324	H.F. 2234	Wolfe of Clinton
H–8325	S.F. 2353	Klein of Washington
H–8326	S.F. 2235	Olson of Polk
H–8327	S.F. 2235	Olson of Polk

H–8328	S.F.	2235	Olson of Polk
H–8329	H.F.	2234	McConkey of Pottawattamie
H–8330	S.F.	2311	Isenhart of Dubuque
H–8331	S.F.	2311	Isenhart of Dubuque
H–8332	H.F.	2233	Senate amendment
H–8333	H.F.	2253	Senate amendment
H–8334	S.F.	2311	Isenhart of Dubuque
H–8335	H.F.	619	Maxwell of Poweshiek
H–8336	S.F.	481	Holt of Crawford
H–8337	H.F.	2392	Heartsill of Marion

On motion by Hagenow of Polk, the House adjourned at 4:17 p.m., until 8:30 a.m., Wednesday, March 28, 2018.