

State of Iowa

JOURNAL OF THE HOUSE

2021
SECOND
EXTRAORDINARY SESSION
EIGHTY-NINTH
GENERAL ASSEMBLY

Convened – October 28th, 2021
Adjourned – October 28th, 2021

KIM REYNOLDS, Governor
PAT GRASSLEY, Speaker of the House
JAKE CHAPMAN, President of the Senate

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JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, October 28, 2021

Pursuant to the proclamation of the Governor, the Honorable Kim Reynolds convened the Eighty-ninth General Assembly in a Second Extraordinary Session. The House was called to order at 10:08 a.m. by the Honorable Pat Grassley, Speaker of the House.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, former Page from Garwin.

The Journal of Tuesday, October 5, 2021, was approved.

COMMUNICATION FROM THE GOVERNOR

Pursuant to Article IV, section XI of the Constitution of the State of Iowa, the following communication was received from Governor Kim Reynolds.

State of Iowa Executive Department

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION

WHEREAS, on February 12, 2021, the United States Census Bureau announced a significant delay in the delivery of redistricting data following the 2020 census; and

WHEREAS, on May 19, 2021, the 2021 Regular Session of the Eighty-Ninth General Assembly adjourned sine die without enacting a plan of legislative and congressional districting in accordance with Chapter 42 of the Iowa Code, due to the delay in delivery of Census Bureau data; and

WHEREAS, the Census Bureau has not released redistricting data to the State of Iowa; and

WHEREAS, Article III, Section 35 of the Constitution of the State of Iowa provides that if the apportionment of senatorial and representative districts fails to become law prior to September 15, 2021, “the supreme court shall cause the state to be apportioned into senatorial and representative districts to comply with the requirements of the Constitution prior to December 31 of such year”; and

WHEREAS, in an order dated September 14, 2021, the Iowa Supreme Court permitted the parties identified in chapter 42 of the Iowa Code to prepare an apportionment in accord with that chapter of the Iowa Code by December 1, 2021; and

WHEREAS, on October 5, 2021, the Eighty-Ninth General Assembly convened in extraordinary session and adjourned sine die without enacting a plan of legislative and congressional districting; and

WHEREAS, the Eighty-Ninth General Assembly should therefore convene in a second extraordinary session to consider and enact a plan of legislative and congressional districting in accordance with chapter 42 of the Iowa Code.

NOW THEREFORE, I, Kim Reynolds, Governor of the State of Iowa, by virtue of the authority vested in me by Article III, Section 2 and Article IV, Section 11 of the Constitution of the State of Iowa, do hereby convene the Eighty-Ninth General Assembly in extraordinary session in Des Moines, Iowa, at 10:00 a.m. on the Twenty-Eighth day of October, 2021. The purpose of the extraordinary session shall be for the General Assembly to consider and enact a plan of legislative and congressional districting in accordance with Chapter 42 of the Iowa Code.

(Seal) **IN TESTIMONY WHEREOF**, I HAVE HEREUNTO SUBSCRIBED MY NAME AND CAUSED THE GREAT SEAL OF THE STATE OF IOWA TO BE AFFIXED AT DES MOINES, IOWA THIS EIGHTH DAY OF OCTOBER IN THE YEAR OF OUR LORD TWO THOUSAND TWENTY-ONE.

KIMBERLY K. REYNOLDS
GOVERNOR

ATTEST:

PAUL D. PATE
SECRETARY OF STATE

ORGANIZATION OF THE HOUSE

Windschitl of Harrison moved that all organization matters not specifically provided for in Joint Rule 3 be the same for this Second Extraordinary Session as for the 2021 Regular Session of the Eighty-ninth General Assembly.

The motion prevailed.

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 13](#)

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of [House Concurrent Resolution 13](#), a concurrent resolution to provide for the business of the second extraordinary session of the 2021 legislative session, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that [House Concurrent Resolution 13](#) be immediately messaged to the Senate.

SUPPLEMENTAL REPORT OF
COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following person duly elected to and entitled to a seat in the House of Representatives of the Eighty-ninth General Assembly as shown by this duplicate copy of the certificate of election on file in the office of the Secretary of State:

House District 29, Jon Dunwell

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the October 12, 2021 Special Election from Iowa Secretary of State Paul D. Pate, which is attached hereto and incorporated by this reference.

Mike Sexton, Chair
Holly Brink
Norlin Mommsen
Lindsay James
Brian Meyer

Office of the Secretary of State
CERTIFICATION

To the Honorable Chief Clerk of the House:

I, PAUL D. PATE, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the State, do hereby certify that the State Canvassing Board has declared that at the Special Election held on October 12, 2021, the following

named person was duly elected to the office of State House of Representatives for the residue of the term ending on January 1, 2023:

29th District Jon Dunwell

(Seal)

In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this twenty-fifth day of October, 2021.

PAUL D. PATE, Secretary of State

Sexton of Calhoun moved that the supplemental report of the committee on credentials be adopted.

The motion prevailed and the supplemental report was adopted.

MEMBER OATH OF OFFICE

The following oath of office was administered to Representative-elect Jon Dunwell of Jasper County by Speaker Grassley.

“I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Iowa, and that I will faithfully discharge the duties of the office of Representative, according to the best of my ability, so help me God.”

JON DUNWELL

SEAT ASSIGNMENT

NameSeat Assignment
Dunwell, Jon69

**SUPPLEMENTAL REPORT OF
COMMITTEE ON MILEAGE**

Mr. Speaker: Your committee appointed to determine the mileage each member is entitled to begs leave to submit the following supplemental report:

NameRound Trip Miles
Jon N. Dunwell68

Respectfully submitted,
Robert P. Bacon, Chair
Brian L. Best
Jennifer C. Glover Konfrst

Bacon of Story moved that the supplemental report of the committee on mileage be accepted.

The motion prevailed and the supplemental report was accepted.

IMMEDIATE MESSAGE

Windschitl of Harrison moved that the Chief Clerk of the House be directed to send a written message to the Governor and the Senate informing them the House is duly organized and is ready to receive any communications they might desire to transmit.

The motion prevailed.

RULE 57 SUSPENDED

Windschitl of Harrison asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on State Government to meet at 10:30 a.m. and the Committee on Ethics to be on call as needed.

COMMITTEE REVISIONS

The Speaker announced the following committee change effective October 7, 2021:

Ethics

Jacobsen replaced Wills

The Speaker announced the following committee change effective October 12, 2021:

Judiciary

Jones replaced Wills

Ways and Means

Jones replaced Lundgren

The Speaker announced the following committee changes effective October 27, 2021:

State Government

Stone replaced Meyer, A.

Committee on Credentials

Brink replaced Meyer, A.

Sexton named Chair

On motion by Windschitl of Harrison, the House was recessed at 10:19 a.m., until the conclusion of the committee meetings.

AFTERNOON SESSION

The House reconvened at 4:32 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has, pursuant to the October 8, 2021, proclamation of the Governor, duly organized for the 2021 Second Extraordinary Session of the Eighty-Ninth General Assembly and is ready to transact business and receive communications from the House.

Also: That the Senate has on October 28, 2021, adopted the following resolution in which the concurrent of the Senate was asked:

[House Concurrent Resolution 13](#), a concurrent resolution to provide for the business of the second extraordinary session of the 2021 legislative session.

Also: That the Senate has on October 28, 2021, passed the following bill in which the concurrence of the House is asked:

[Senate File 621](#), a bill for an act providing for congressional and legislative districts and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

[House File 901](#), by committee on State Government, a bill for an act providing for congressional and legislative districts and including effective date provisions.

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

[House File 902](#), by committee on State Government, a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

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

SENATE MESSAGE CONSIDERED

[Senate File 621](#), by committee on State Government, a bill for an act providing for congressional and legislative districts and including effective date provisions.

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

CONSIDERATION OF BILLS Regular Calendar

[House File 902](#), a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions, was taken up for consideration.

Hunter of Polk offered amendment [H-1538](#) filed by him from the floor.

Stone of Winnebago rose on a point of order that amendment [H-1538](#) was not germane.

The Speaker ruled the point well taken and amendment [H-1538](#) not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment [H-1538](#).

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment [H-1538](#).

Roll call was requested by Hunter of Polk and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment [H-1538](#)?" ([H.F. 902](#))

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cohoon	Donahue	Ehlert
Forbes	Gaines	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bousselot	Brink	Bush	Cisneros
Deyoe	Dolecheck	Dunwell	Fisher
Fry	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	McClintock	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker Grassley			

Absent or not voting, 6:

Bradley	Brown-Powers	Judge	Lohse
Meyer, A.	Thede		

The motion to suspend the rules lost.

B. Meyer of Polk offered amendment [H-1539](#) filed by him from the floor.

Stone of Winnebago rose on a point of order that amendment [H-1539](#) was not germane.

The Speaker ruled the point well taken and amendment [H-1539](#) not germane.

B. Meyer of Polk asked for unanimous consent to suspend the rules to consider amendment [H-1539](#).

Objection was raised.

B. Meyer of Polk moved to suspend the rules to consider amendment [H-1539](#).

Roll call was requested by B. Meyer of Polk and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment [H-1539?](#)" ([H.F. 902](#))

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cohoon	Donahue	Ehlert
Forbes	Gaines	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bousselot	Brink	Bush	Cisneros
Deyoe	Dolecheck	Dunwell	Fisher
Fry	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	McClintock	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 6:

Bradley	Brown-Powers	Judge	Lohse
Meyer, A.	Thede		

The motion to suspend the rules lost.

Wolfe of Clinton rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Stone 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?" ([H.F. 902](#))

The ayes were, 68:

Andrews	Bacon	Baxter	Bennett
Bergan	Best	Bloomington	Boden
Bohannon	Bossman	Bousselot	Brink
Bush	Deyoe	Dolecheck	Dunwell
Ehlert	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	McClintock	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Nordman	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Wolfe	Worthan	Speaker Grassley

The nays were, 27:

Abdul-Samad	Anderson	Cahill	Cisneros
Cohoon	Donahue	Forbes	Gaines
Gjerde	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Oldson
Olson	Prichard	Staed	Wessel-Kroeschell
Wilburn	Williams	Winckler	

Absent or not voting, 5:

Bradley	Brown-Powers	Lohse	Meyer, A.
Thede			

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

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that [House File 902](#) be immediately messaged to the Senate.

[House File 901](#), a bill for an act providing for congressional and legislative districts and including effective date provisions, was taken up for consideration.

[SENATE FILE 621](#) SUBSTITUTED FOR [HOUSE FILE 901](#)

Kaufmann of Cedar asked and received unanimous consent to substitute [Senate File 621](#) for [House File 901](#).

[Senate File 621](#), a bill for an act providing for congressional and legislative districts and including effective date provisions, was taken up for consideration.

Kaufmann of Cedar 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. 621](#))

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bousselot	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Dunwell	Ehlert	Fisher
Forbes	Fry	Gaines	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacoby	James	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde

Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker Grassley			

The nays were, 2:

Jacobsen Jeneary

Absent or not voting, 5:

Bradley Brown-Powers Lohse Meyer, A.
Thede

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

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that the following bill be immediately messaged to the Senate: [Senate File 621](#).

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw [House File 901](#) from further consideration by the House.

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 14](#)

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of [House Concurrent Resolution 14](#), a concurrent resolution to provide for adjournment sine die, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that [House Concurrent Resolution 14](#) be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bradley of Jones
Lohse of Polk
Thede of Scott

Brown-Powers of Black Hawk
Meyer, A. of Webster

The House stood at ease at 6:00 p.m., until the fall of the gavel.

The House resumed session at 6:38 p.m., Speaker Grassley in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on October 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

[House File 902](#), a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATION OF VOTE

On October 28, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H—1538 suspend the rules ([H.F. 902](#)) —“aye”

Amendment H—1539 suspend the rules ([H.F. 902](#)) —“aye”

[House File 902](#)—“nay”

[Senate File 621](#)—“aye”

Brown-Powers of Black Hawk

STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 280](#) State Government

Providing for congressional and legislative districts and including effective date provisions.

H.S.B. 281 State Government

Relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

**House Study Bill 280
(Committee of the Whole)**

State Government: Kaufmann, Chair; Bacon, Bloomingdale, Boden, Bohannon, Bossman, Cohoon, Donahue, Gjerde, Hunter, Jacobsen, Jones, Konfrst, Lundgren, Mascher, Mitchell, Moore, Nordman, Sexton, Siegrist, Stone, Wilburn and Wolfe.

House Study Bill 281

State Government: Stone, Chair; Kaufmann and Mascher.

COMMITTEE RECOMMENDATIONS

MR. 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:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly [House Study Bill 280](#)), providing for congressional and legislative districts and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** October 28, 2021.

Committee Bill (Formerly [House Study Bill 281](#)), relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** October 28, 2021.

AMENDMENTS FILED

H-1538	H.F. 902	Hunter of Polk
H-1539	H.F. 902	B. Meyer of Polk

FINAL ADJOURNMENT

By virtue of [House Concurrent Resolution 14](#), duly adopted, the day of Thursday, October 28, 2021, having arrived, the Speaker of the House of Representatives declared the 2021 Second Extraordinary Session of the Eighty-ninth General Assembly adjourned sine die at 6:39 p.m.